

AGENDA BERWYN CITY COUNCIL

REGULAR MEETING
MAY 26, 2015
8:00 PM

The Mayor and City Council welcome you. Please note: comments are permitted only during Open Forum and only for items not already on the agenda. When called upon by the Mayor, kindly state your name and address for the record. Thank you for your participation.

- A. Pledge of Allegiance and Moment of Silence
- B. Open Forum
- C. Approval of Minutes
 - 1. Regular Council Meeting and COW held on May 12, 2015 Pg 2
- D. Bid Openings
- E. Berwyn Development Corp., Berwyn Township/Health District
 - 1. 2015 BDC Special Event Schedule Revision Pg 8
 - 2. Request for Credit at Closing – 6546 Windsor Pg 9
- F. Reports from the Mayor
 - 1. Police Pension Funding Memorandum of Understanding Pg 10
- G. Reports from the Clerk
- H. Zoning Boards of Appeals
 - 1. Request for Variations – Construction of New Building on Nonconforming Lot – 6212 W. Cermak – Ordinance Pg 21
 - 2. Request for Conditional Use – Rooftop Antenna Installation/Public Service Use – 6346 W. 13th Street, a/k/a 1301 S. Ridgeland Avenue – Ordinance Pg 31
- I. Reports from the Aldermen, Committees and Board
 - 1. Alderman Avila – Petition for Zone Permit Parking on 1900 Block of Clinton Pg 42
- J. Reports from the Staff
 - 1. Deferred – Recommendation to Award Bid for Citywide Tree Pruning, Removal and Emergency Clearing – Germane Revised Recommendation Pg 44
 - 2. PW Dir. – 2015 Water & Sewer Utility Maintenance Pg 49
 - 3. IT Director – Request to Proceed with RFP for Core Switching Upgrades Pg 51
 - 4. Fire Chief – Introduction and Swearing in of Probationary Firefighter/Paramedic Ryan Kinkade Pg 55
 - 5. Finance Director – Line of Credit – Resolution Pg 57
- K. Consent Agenda
 - 1. Payroll – 5/20/15 \$1,128,417.69 Pg 61
 - 2. Payables – 5/26/15 \$924,750.28 Pg 62
 - 3. Handicap Parking Permit No. 187 – 1324 Harvey – Removal Pg 69
 - 4. Handicap Parking Permit No. 137 – 1822 Wesley – Approval Pg 72
 - 5. Combined Veterans of Berwyn – 2015 Calendar of Events Pg 75
 - 6. Hiawatha Elementary – Olympic Fun Day – Janura Park – 5/29/15 Pg 80
 - 7. Big Guys Sausage – Wenonah Cul-de-sac Closure – 5/30/15 Pg 81
 - 8. Block Party – 2900 Block of Maple – 7/4/15 Rain date 7/5/15 Pg 83
 - 9. Block Party – 3400 Block of Maple – 7/18/15 Rain date 7/19/15 Pg 85
 - 10. Block Party – 3100 Block of Clarence – 7/18/15 Pg 87

_____ - Thomas J. Pavlik, City Clerk

Total Items submitted: 22

MINUTES
BERWYN CITY COUNCIL
May 12, 2015

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, Fejt, Santoy, Polashek, Avila and Laureto. Absent: None.
2. The Pledge of Allegiance was recited and a moment of silence was given for the family of Genevieve Wisnioski, beloved grandmother of Building Clerk Shannon Reberski; the family of Mary Messina, former employee of the City of Berwyn; and the men and women protecting our safety on the streets of Berwyn, in the Armed Forces and for all Veterans.
3. The open forum portion of the meeting was announced. Resident Gonzalez spoke regarding parking concerns on the 1900 block of Clinton and presented a petition for Restricted Parking to Alderman Avila. Resident King spoke regarding concerns of soccer balls at Freedom Park and regarding agenda item K-9, Blue Ribbon Walk on May 30, 2015. Resident King invited all to attend the Blue Ribbon Walk and is seeking donations from the City of \$100.00, in which Alderman Avila Pledged. Dr. Kelly Page spoke regarding a great turnout and success of the District 100's 1st Annual iEngage EdTech Conference on May 8th and 9th. Alderman Avila reminded all to attend the Jefferson School Wellness Night and Cancer Awareness Walk. Alderman Paul will host a Joint Community meeting with Alderman Fejt on May 20, 2015 at 7:30 pm.
4. Minutes of the regular Berwyn City Council meeting and the Committee of the Whole held on April 28, 2015, were submitted. Thereafter, Avila made a motion, seconded by Laureto, to concur, approve as submitted and place same on file for audit. The motion carried by a voice vote.
5. The Berwyn Public Health District submitted a communication requesting parking restrictions for upcoming events, Back to School on July 10 and Health and Fitness Fair on August 5, 2015. Thereafter, Chapman made a motion, second by Boyajian, to concur and approve as submitted. The motion carried by a voice vote.
6. The Mayor submitted a Proclamation honoring Richard "Jousef" Mondragon on receiving the 2015 Teeter Award that recognizes his efforts in bettering Berwyn. Thereafter, Chapman made a motion, seconded by Laureto, to concur and **adopt** the proclamation as presented. The motion carried by a voice vote.
7. The City Clerk submitted a communication regarding Ambulance Service Fees with an attached ordinance entitled:

AN ORDINANCE AMENDING CHAPTER 234.02: AMBULANCE SERVICE, FROM THE CODIFIED ORDINANCES, CITY OF BERWYN, COUNTY OF COOK, STATE OF ILLINOIS

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

8. The City Clerk submitted a communication regarding the approval of Closed Committee of the Whole Minutes of March 24th and April 14th of 2015. Thereafter, Avila made a motion, seconded by Polashek, to concur and approve as submitted. The motion carried by a voice vote.
9. Alderman Laureto submitted a communication regarding Make Music on the Veltway for June 21, 2015. Thereafter, Laureto made a motion, seconded by Avila, to approve as submitted and refer the matter to the Police and the Public Works Departments. The motion carried by a voice vote.
10. Alderman Paul submitted a communication regarding a motion to amend Chapter 660 and Chapter 804 of the Berwyn Code of Ordinances to Prohibit the Installation and Maintenance of "Two-way Mirrors" or Surveillance Devices in Commercial Establishments. Thereafter, Paul made a motion, seconded by Chapman, to refer the matter to the Law Department. The motion carried by a voice vote.
11. The Administrative Assistant to the Mayor submitted a communication regarding the NSP Properties: Property and General Liability Insurance Renewal. Thereafter, Chapman made a motion, seconded by Boyajian, to concur with the policy for property coverage for the NSP properties with Berkshire Hathaway and approve for payment in an amount not to exceed \$5,983.96. The motion carried by a unanimous roll call vote. Thereafter, Chapman made a motion, seconded by Boyajian, to concur with the policy for general liability coverage for the NSP properties with Endurance Specialty and approve for payment in an amount not to exceed \$2,713.67. The motion carried by a unanimous roll call vote.
12. The Administrative Assistant to the Mayor submitted a communication regarding the Crime Insurance Renewal. Thereafter, Chapman made a motion, seconded by Boyajian, to concur, authorize the corporate authorities to affix their signatures thereto and approve for payment in an amount not to exceed \$4,361.67. The motion carried by a unanimous roll call vote.
13. The Administrative Assistant to the Mayor submitted a communication regarding the Police and Fire Pension Fund Fiduciary Renewal. Thereafter, Chapman made a motion, seconded by Boyajian, to approve the policy for fiduciary insurance for the Berwyn Police Pension Fund with ULLICO and approve for payment not to exceed \$7,183.67. The motion carried by a

BERWYN CITY COUNCIL MINUTES
May 12, 2015

unanimous roll call vote. Thereafter, Paul made a motion, seconded by Boyajian, to excuse Fejt from the Fire Pension Fund vote. The motion carried by a voice vote. Thereafter, Chapman made a motion, seconded by Polashek, to approve the policy for fiduciary insurance for the Berwyn Fire Pension Fund with ULLICO and approve for payment not to exceed \$6,099.67. The motion carried by the following call of the roll: Yeas: Chapman, Boyajian, Paul, Santoy, Polashek, Avila and Laureto. Excused: Fejt.

14. The Administrative Assistant to the Mayor submitted a communication regarding the Property and Auto Physical Damage Insurance Renewal. Thereafter, Chapman made a motion, seconded by Boyajian, to concur and approve for payment in an amount not to exceed \$136,149.67. The motion carried by a unanimous roll call vote.
15. The Public Works Director submitted a Proclamation declaring April 24, 2015 as Arbor Day in the City of Berwyn. Thereafter, Boyajian made a motion, second by Chapman, to concur and **adopt** the proclamation as presented. The motion carried by a unanimous roll call vote.
16. The Public Works Director submitted a communication regarding a funding agreement with the Illinois Department of Transportation for the Depot Streetscape Project. Thereafter, Chapman made a motion, seconded by Boyajian, to concur, approve as submitted and authorize the corporate authorities to affix their signatures thereto and enter into agreement. The motion carried by a unanimous roll call vote.
17. The Public Works Director submitted a communication regarding the BNSF to rebuild the Home Avenue railroad crossing. Thereafter, Boyajian made a motion, seconded by Chapman, to accept as informational. The motion carried by a voice vote.
18. The Public Works Director submitted a communication requesting the authorization to advertise and hire one staff engineer. Thereafter, Boyajian made a motion, seconded by Chapman, to concur and grant permission. The motion carried by the following call of the roll: Yeas: Chapman, Boyajian, Paul, Fejt, Santoy, Avila and Laureto. Present: Polashek
19. The Public Works Director submitted a communication regarding the award of the citywide tree pruning, removal and emergency clearing bid to two of the lowest qualified bidders. The Mayor recognized Public Works Director, Robert Schiller, reviewed same and respectfully requested the matter be deferred for two weeks. Thereafter, Boyajian made a motion, second by Polashek, to defer the matter for two weeks. The motion carried by a voice vote.
20. The consent agenda, items K-1 through K-10 were submitted:
 1. Payroll – 5/6/2015 \$1,063,222.90 - Approved
 2. Payables – 5/12/2015 \$1,225,902.89 – Approved

BERWYN CITY COUNCIL MINUTES

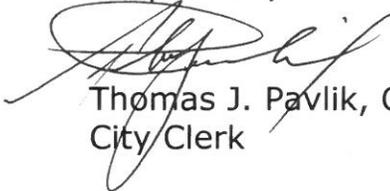
May 12, 2015

3. Building and Local Improvements for the month of April, 2015
4. Collection and Licensing for the month of April, 2015
5. Fire Chief – Local 506 Muscular Dystrophy Drive 6/6, 6/13 & 6/20/15 - Approved
6. Prairie Oak PTA – Fundraising Maple Cul-de-sac 6/9/15 – Approved
7. Block Party – 1900 block of Clinton – 6/13/15 Rain date 6/27/15 - Approved
8. Dedicated to Youth Ministries–4th Annual G.L.O.B.E. Festival –8/23/15- Approved
9. Police Chief – Blue Ribbon Walk – 5/30/15 - Approved
10. Finance Director – Surplus Property Auction Sale – Accepted as Informational

Thereafter, Avila made a motion, seconded by Laureto, to concur and approve by omnibus vote designation. The motion carried by a voice vote.

21. Alderman Fejt called a Building, Zoning and Planning Committee meeting for June 8, 2015, at 5:30 p.m.
22. 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 8:40 p.m. The motion carried by a voice vote.

Respectfully submitted,



Thomas J. Pavlik, CMC
City Clerk

**MINUTES
BERWYN CITY COUNCIL
COMMITTEE OF THE WHOLE
MAY 12, 2015**

1. Mayor Lovero called the Committee of the Whole to order at 7:00 p.m.; upon the call of the roll the following responded present: Boyajian, Paul, Fejt, Polashek, Avila and Laureto. Absent: Chapman and Santoy. Thereafter, Avila made a motion, seconded by Laureto, to excuse Aldermen Chapman and Santoy. The motion carried.
2. Insurance Renewal Presentation: The Mayor recognized Administrative Assistant Ruth Volbre who reviewed the insurance proposal prepared by the Mesirow Insurance Broker Ryan Schnoor, who was available for any questions. Volbre reviewed the policies; Fiduciary, NSP Properties, City Property and Crime coverage, with a total savings of \$365 over last year's coverage, noting the Crime policy is in the third year of a fixed price and will go out for proposals next year.

Note: Chapman present in closed session at 7:04 p.m.

Volbre noted that Mesirow's service fee is \$10,000, which the cost was spread out evenly over the 6 policies. The Mayor noted that items J-1 and J-3 regarding renewals will need two separate motions for each policy.

3. Access West Cook Project Presentation: The Mayor recognized Tara Peele, Director of Home First Illinois who presented a project overview, which consists of approximately 50 units of integrated housing for people with disabilities. The project will be in West Cook Collaborative communities which include Forest Park, Bellwood, Maywood and hopefully Berwyn.

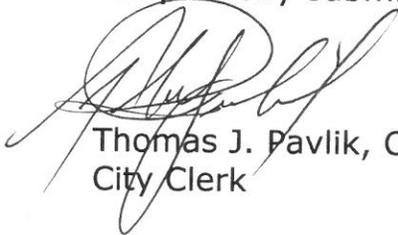
Note: Santoy present at 7:10 p.m.

The project would consist of scattered site housing of 20-25 foreclosed two flats that will be rehab with \$2,000,000 in TOD funds that will leverage an estimated \$10,000,000 in Low Income Housing Tax Credit equity and \$4,900,000 in private, State and local grant funds. The project will include onsite management and will meet all Federal, State and local housing priorities. Ms. Peele is seeking a letter of support from participating communities. After discussion, the Mayor asked for a consensus to support the project. After further discussion with several Aldermen requesting more time to investigate and research the project, the Mayor withdrew the question and stated he will defer the matter for 2 weeks.

COMMITTEE OF THE WHOLE
May 12, 2015

4. The Mayor stated he had nothing further for the Committee of the Whole and opened up the floor to agenda questions. Alderman Paul questioned item J-8, a request to hire a staff engineer from Public Works Director Schiller. The Mayor recognized Schiller who explained the need and that the position was included in the current budget.
5. Alderman Chapman questions the constitutionality of item I-2, a communication put forth by Alderman Paul regarding 2 way mirrors in commercial establishments. The Mayor stated the issue was discussed with Alderman Paul and the matter will be motioned to be referred to the Law Department for review.
6. There being no further business for the Committee of the Whole, the Mayor entertained a motion to adjourn. Thereafter, a motion was made by Avila, seconded by Laureto, to adjourn the Committee of the Whole at 7:43 p.m. The motion carried.

Respectfully submitted,



Thomas J. Pavlik, CMC
City Clerk

May 21, 2015

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

Re: 2015 BDC Special Event Schedule Revision

Dear Mayor and Members of the City Council:

The Berwyn Development Corporation is requesting approval of an update to the 2015 Music in the Streets event. The date will remain the same, however the hours have been extended from 7:00pm until 11:00pm, therefore the event will be from Noon until 11:00pm.

We are requesting City Council approval and permission for above listed event. All proper licensing, insurance and free City services (Police, Fire and Public Works) are necessary and contingent upon your approval. As in the past, some areas will need to be blocked off a day prior to the event, for the day of the event, and for proper cleanup.

Respectfully submitted for your consideration



Anthony Griffin
Executive Director

E-2



May 19, 2015

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

Re: Request for Credit at Closing – 6546 Windsor Avenue

Dear Mayor and City Council,

During the Purchaser's Due Diligence Period, it was determined through inspection that the roof of the building needs to be fully replaced. Additionally, immediate work is needed in the crawl space to prevent mold from coming up through the flooring into the restaurant space. We completed an independent review of the bids and found both the scope and prices to be appropriate.

The total cost of the necessary renovations detailed in the accompanying documents is \$29,970.65. The Purchaser is requesting a credit at closing in the form of 50% of the costs associated with these repairs in the amount of \$14,985.00.

The Purchaser's will be making a substantial investment into this property including \$285,047.83 in build-out costs and \$133,397.94 in new equipment purchases for a total investment of \$418,445.77 in addition to the agreed upon purchase price.

With the consent of City Council, HDZ Properties, LLC can use the funds to assist with the necessary repairs needed while staying within their budget. This will ensure that an established restaurateur will be able to bring their successful business model to the City of Berwyn and the Depot District while substantially renovating and revitalizing the building at 6546 Windsor Avenue.

Respectfully submitted for your consideration,


Anthony W. Griffin

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

F-1

The City of Berwyn



Robert J. Lovero
Mayor

A Century of Progress with Pride

Date: May 26, 2015

To: Members of City Council

Re: **Police Pension Funding Memorandum of Understanding**

Similar to the memorandum of understanding (MOU) signed with the Fire Pension Board, Del Galdo Law Group has worked with the attorneys for the Police Pension Board to develop the attached MOU. The intention of this document is to memorialize the terms and expectations of Berwyn's plan for the Police Pension Fund. I ask that City Council grant me the authority to execute the attached agreement.

Respectfully,

Robert J. Lovero
Mayor

RJL/eks

**MEMORANDUM OF UNDERSTANDING
BETWEEN THE CITY OF BERWYN AND
THE BERWYN POLICE PENSION FUND**

This Memorandum of Understanding (the "MOU") is made this _____ day of _____, 2015 (the "Effective Date") by and between the City of Berwyn, an Illinois Municipal Corporation (the "City") and the Berwyn Police Pension Fund, an Illinois Pension Fund (the "Police Pension Fund") (collectively, the City and the Police Pension Fund may, for convenience purposes only, be hereinafter referred to as the "Parties" or, either individually, as a "Party").

RECITALS

WHEREAS, the City is a home rule unit of local government under and pursuant to Section 6 of Article VII of the Constitution of the State of Illinois located in Cook County, Illinois, having its principal office at 6700 West 26th Street, Berwyn, Illinois 60402 and has the authority to exercise any power and perform any function pertaining to the governance of the City, including, but not limited to, entering into memorandums of understanding for the betterment of the public health, safety, and welfare of the City and its citizenry; and

WHEREAS, the Police Pension Fund is a pension fund located in the City of Berwyn, County of Cook, State of Illinois duly organized, existing, and created under the laws of the State of Illinois, and operating under the provisions of the Illinois Pension Code (the "Pension Code") (40 ILCS 5/3-101, *et seq.*), and all laws amendatory thereof and supplementary thereto, having its principal office at the Berwyn Police Department located at 6401 West 31st Street, Berwyn, Illinois 60402; and

WHEREAS, the City established the Police Pension Fund and annually levies a tax for the Police Pension Fund as required by Article 3 of the Pension Code; and

WHEREAS, Article VII, Section 10 of the Constitution of the State of Illinois, 1970, expressly permits the Parties to exercise, combine, or transfer their powers and functions, in any manner not otherwise prohibited by law or ordinance; and

WHEREAS, the Intergovernmental Cooperation Act (5 ILCS 220/1, *et seq.*) (the "Act") authorizes public agencies, which includes units of local government, to jointly enjoy and/or exercise powers, privileges, functions, or authority with other public agencies, except where specifically and expressly prohibited by law; and

WHEREAS, the Act also authorizes public agencies to enter into a memoranda of understanding with other public agencies; and

WHEREAS, this MOU is an intergovernmental agreement between the City and the Police Pension Fund; and

WHEREAS, currently the City wishes to increase the funding levels of Police Pension Fund; and

WHEREAS, to achieve a funding level of no less than ninety percent (90%) by 2040 (the “Funding Level”) as required by Section 5/3-125 of the Pension Code, the City desires and intends to issue approximately \$15.0 million in bonds (the “Bonds”) for a span of approximately ten (ten) years) with a final issuance in this ten (10) year span being issued with a par value sufficient, in the discretion of the City, to satisfy the funding needs of the intent of this MOU (the “Issuance Schedule”), as set forth in Schedule A, attached hereto and incorporated herein as Exhibit A; and

WHEREAS, the issuing of the Bonds over the Issuance Schedule, if such issuances are made, will result in achieving the Funding Level by approximately 2025 by paying over the proceeds of the Bonds to the Police Pension Fund; and

WHEREAS, beginning in fiscal year 2016, if the City’s tax levy payments to the Police Pension Fund are delinquent by more than ninety (90) days, pursuant to Section 5/3-125(c) of the Pension Code, the Police Pension Fund is allowed to intercept the City’s tax levy payments by giving notice to the Illinois Comptroller that the City is delinquent; and

WHEREAS, the Parties desire to enter into this MOU to memorialize the manner in which the amounts received by the City from the issuance of the Bonds are intended to be distributed to the Police Pension Fund; and

WHEREAS, the Parties find it is in their mutual best interests to enter into this MOU; and

NOW THEREFORE, for other good and valuable consideration, the receipt of which is hereby acknowledged, the Parties, intending to be legally bound, covenant, and agree as follows:

MEMORANDUM OF UNDERSTANDING

1. Issuance of the Bonds. The City will endeavor to issue the Bonds over the Issuance Schedule. The City shall endeavor to pay the Police Pension Fund with the proceeds of the Bond issuance in addition to the annual tax levy requirements for each fiscal year. Nothing shall relieve the City from levying taxes for the Police Pension Fund.

2. Timeline of the Bond Payments. The City will endeavor to issue the Bonds and pay over the proceeds of the Bonds to the Police Pension Fund based on the following proposed payment schedule (the “Payment Schedule”), as set forth in Schedule B, attached hereto and incorporated herein, which is subject to change pursuant to the terms of this MOU.

3. Early Funding. If all issuances and payments are made, as set forth in the Issuance Schedule and the Payment Schedule, the Police Pension Fund will satisfy the Funding Level by approximately 2025, approximately fifteen (15) years prior to when the City is statutorily required to meet the Funding Level.

4. Forbearance.

Should the City continue to take the above described measures toward achieving adequate funding levels for the Police Pension Fund in accordance with the Issuance and Payment Schedules (A & B), or mutually agreed upon versions of the same, the Police Pension Fund agrees to forbear and be prohibited from seeking the enforcement of any pension contributions pursuant under 40 ILCS 5/3-125.

Should the City not take the above described steps to achieve the funding levels according to the Issuance and Payment Schedules (A & B), or mutually agreed upon versions of the same, the Police Pension Fund agrees to forbear and be prohibited from seeking the enforcement of any pension contributions with the Illinois Comptroller pursuant to 40 ILCS 5/3-125, so long as the City continues to otherwise abide by its annual statutory tax levy obligations contained under 40 ILCS 5/3-125.

Should the City fail to take the above described measures to achieve adequate funding levels through the bi-annual issuance of bonds and also fail to otherwise abide by its annual statutory tax levy obligations contained under 40 ILCS 5/3-125 the Police Pension Fund reserves all rights afforded to the Fund, including, but not limited to, enforcement of contributions under 40 ILCS 5/3-125. However, notwithstanding the same, prior to seeking enforcement of pension contributions with the Illinois State Comptroller the Police Pension Fund shall take reasonable measures to pursue alternative remedies with the City to allow the City to resolve delinquencies and cure defaults, which shall include a meeting amongst the City and Police Pension Fund in good faith.

5. Actuarial Study. The City agrees that it will annually levy the amount provided in the actuarial study performed by the enrolled actuary for the Illinois Department of Insurance (the "IDI") which shall account for any and all funds paid over to the Police Pension Fund in accordance with the Payment Schedule. If the Parties dispute the proposed tax levy amount as determined by the IDI, then the Parties shall mutually agree to an actuary who shall perform an additional study (studies) as authorized by Section 5/3-125 of the Illinois Pension Code. If at any time, the IDI ceases to perform said actuarial study, the Parties shall mutually agree to an actuary who shall perform an additional study (studies) and the resulting cost of that actuarial study shall be split equally between the Parties. In the event any governmental agency with jurisdiction issues a written finding that this provision violates Illinois law, the Parties agree to undertake good faith negotiations to resolve such concerns. The City's payments to the police pension shall comply with applicable Illinois laws.

6. Acknowledgement.

a. **Delayed Issuance.** The Parties acknowledge that the general operations of the City may deem it in the best interest of all parties to postpone the issuance of bonds in accordance with the attached Issuance Schedule. Under such circumstances, the City agrees to notify the Police Pension Fund in writing of the intended delay, provide an explanation as to such intended delay and indicate the anticipated duration of the intended delay, and provide a revised timeline for bond issuance. The Parties hereby agree to communicate in good faith regarding any possible delay in bond issuance. The City shall not be considered in breach of this

MOU in the event that it does not comply with the attached Issuance and Payment Schedules so long as it continues to other materially adhere to its statutory funding obligations contained under 40 ILCS 5/3-125, or an amended Issuance and Payment Schedule agreed to in writing. .

b. **Applicability.** The Parties acknowledge Section 220/4.5 of the Act, and mutually agree that it is inapplicable to this MOU.

7. **Force Majeure.** Any delay or failure in the performance by the City hereunder shall be excused if and to the extent caused by the occurrence of a Force Majeure. For purposes of this MOU, Force Majeure shall mean a cause or event that is not reasonably foreseeable or otherwise caused by or under the control of the City, including but not limited to “acts of God,” fires, floods, explosions, riots, wars, tornadoes, hurricanes, sabotage terrorism, vandalism, accidents, environmental hazard spills, restraints of government, governmental acts, injunctions, and labor strikes, that prevent the City from issuing the Bonds in accordance with Issuance Schedule or payment of the proceeds of the Bonds in accordance with the Payment Schedule, and other like events that are beyond the reasonable anticipation and control of the City affected thereby, despite the City’s reasonable efforts to prevent, avoid, delay, or mitigate the effect of such acts, events, or occurrences, and which events or the effects thereof are not attributable to a City’s failure to perform its obligations under this MOU.

8. **Breach.** In the event of a breach of any of the terms of this MOU, the non-breaching Party shall first give notice to the breaching Party of such default. Thereafter, the Party alleged to be in breach shall either remedy the breach within fourteen (14) days or provide notice to the Party alleging the breach of why the MOU has not been breached. If the Party alleging the breach believes that the breach has not been remedied, it may file suit in the Circuit Court of Cook County, Illinois to enforce the terms of this MOU. Each Party shall be responsible for its own attorney fees and costs associated with any litigation that may ensue. The Parties agree that a breach of the Issuance or Payment schedule may be remedied by entering into a revised schedule.

10. **General and Miscellaneous Provisions.**

a. **No Assignment of Claims.** Except as set forth herein, each Party warrants and represents to the other that it is the sole and lawful owner of all rights, title, and interests in and to every claim and other matter which it releases in this MOU and it has not previously assigned or transferred, or purported to do so, to any other person or entity, any rights, title, or interests in any such claim or other matter. In the event that such representation is false, and any such claim or matter is asserted against either Party by anyone who is the assignee or transferee of such a claim or matter, then the Party that assigned or transferred such claim or matter shall fully indemnify, defend, and hold harmless the Party against which such claim or matter is asserted and its or their successors from and against such claim or matter.

b. **Capacity and Authority.** The Parties further warrant and represent to each other that each is duly organized and validly and presently existing in good standing under the laws of the State of Illinois, and each has authority to enter into this MOU and perform its obligations hereunder.

c. Voluntary Undertaking; Legal Representation. The Parties acknowledge that this MOU is executed voluntarily by each of them, without duress or undue influence on the part of, or on behalf of, either of them. The Parties further acknowledge that they have had legal representation in the negotiation of, and in the performance of, this MOU by counsel of their choosing, and that they have read this MOU, have had it fully explained to them by their respective counsel, and that they are fully aware of, and understand the contents of, and the consequences and effect of, this MOU.

d. Time. The Parties acknowledge and agree that time is of the essence with respect to this MOU and each and every provision set forth herein.

e. Relationship. Nothing contained in this MOU will be deemed to alter or modify the relationship between the Parties as it existed prior to the Effective Date of this MOU, or to cause any Party to be responsible in any way for the actions, liabilities, debts, or obligations of the other Party in any manner other than as set forth explicitly in this MOU. The Parties agree to meet, cooperate and perform operations in "good faith" in the performance of the covenants of this Agreement.

f. Modification. This MOU shall not be altered, modified, or supplemented, except by an instrument in writing; signed by each Party and which shall be approved by the respective governing boards of each Party. Any modification to this MOU which is not approved in writing in accordance with this paragraph shall be null and void.

g. No Waiver. No waiver by either Party of any failure or refusal by the other Party to comply with its obligations hereunder shall be deemed a waiver of any other or subsequent failure or refusal to so comply.

h. Governing Law. This MOU and the rights of the parties hereunder shall be governed by and construed in accordance with the laws of the State of Illinois.

i. Further Assurances. The Parties hereto agree to make, execute, and deliver all further instruments and documents reasonably necessary or proper to fully effectuate the terms, covenants, and provisions of this MOU. The Board of Trustees of the Town and the Board of Trustees of the Police Pension Fund have or shall enact all necessary ordinances or resolutions to effectuate the terms of this MOU. All provisions of this MOU shall be carried out and discharged in full compliance with all applicable local, state, and federal laws.

j. Entire MOU. This MOU constitutes the entire MOU and understanding between the Parties regarding the subject matter thereto, and the Parties acknowledge and agree that there is no other memorandum of understanding, written, or oral, expressed or implied, between the Parties with respect to the subject matter of this MOU and the Parties declare and represent that no promise, inducement, or other memorandum of understanding not expressly contained in this MOU has been made conferring any benefit upon either of them.

k. Partial Invalidity. If any term or provision of this MOU or the application thereof to any persons or circumstances shall, to any extent, be invalid or unenforceable, the remainder of this MOU or the application of such term or provision to persons or circumstances other than those as to which it is held invalid or unenforceable shall not be affected thereby, and

each term and provision of this MOU shall be valid and enforceable to the fullest extent permitted by law.

l. Binding Effect. This MOU shall be binding on and shall inure to the benefit of the Parties and their respective heirs, executors, administrators, agents, representatives, successors, and assignees.

m. Incorporation of Recitals. The foregoing recitals are incorporated herein and are deemed material and integral terms, conditions, and provisions of this MOU.

n. Interpretation. This MOU shall be construed as if all Parties jointly prepared it, and any uncertainty or ambiguity in this MOU shall not be interpreted against any one Party. Neither Party, by entering into this MOU, waives any immunity provided by local, state, or federal law including, but not limited to, the immunities provided by the Local Governmental and Governmental Employees Tort Immunity Act (745 ILCS 10/1-101, et seq.).

o. Headings. The headings of the paragraphs of this MOU have been inserted for convenience of reference only and shall not constitute a part hereof.

p. Signatories. The individuals whose signatures are affixed to this MOU in a representative capacity represent and warrant that they are authorized to execute this MOU on behalf of and to bind the entity on whose behalf his or her signature is affixed.

q. Governing Approval. The Parties hereto represent that their respective governing boards have passed and approved this MOU in accordance with the requirements of law.

r. Beneficiaries. This MOU does not create any third-party beneficiaries nor is it deemed entered into for the benefit of the individual pensioners.

s. Term. This MOU shall terminate upon completed issuance of the bonds identified in the bond issuance schedule or upon the City otherwise funding the Police Pension Fund in an amount sufficient to satisfy the payment schedule attached as Ex. B.

t. Facsimile Signatures. This MOU shall be binding on the Parties through facsimile signatures.

u. Notices. All notices and other communications required or desired to be given hereunder shall be in writing and shall be delivered personally with receipt acknowledged, or via prepaid overnight air courier or other independent messenger service or express mail, each with receipt acknowledged, or via prepaid registered or certified mail, return receipt requested, or via fax (telecopy) delivery with confirmation of delivery, addressed to the Party for whom intended at its address set forth below in this Section (or to such other address as either Party hereto may designate by notice to the other party in accordance herewith), and shall be effective upon the earlier of (i) two (2) business days after depositing with the courier, messenger, express mail service, or United States Postal Service, as the case may be, and (ii) the date of delivery or refusal thereof as indicated on the return receipt, or (iii) if by fax delivery, the date of delivery if

a regular business day or the first following business day, if not a business day. A copy of all such notices and other communications shall be addressed to:

If to the City:

Robert Lovero - Mayor
City of Berwyn
6700 West 26th Street
Berwyn, Illinois 60402
Phone: (708) 788-2660
Fax: Number to be Provided

With a copy to:

James M. Vasselli
Del Galdo Law Group, LLC
1441 South Harlem Avenue
Berwyn, Illinois 60402
Phone: (708) 222-7000
Fax: (708) 222-7001

If to the Police Pension Fund:

Thomas O'Halloran
Berwyn Police Pension Fund
6401 West 31st Street
Berwyn, Illinois 60402
Phone: (708) 795-5600
Fax: (708) 795-5627

With a copy to:

Rick Reimer
Reimer, Dobrovolny & Karlson LLC
15 Spinning Wheel Drive, Suite 310
Hinsdale, Illinois 60521
Phone: (630) 654-9547
Fax: (630) 654-9676

(The rest of this page left intentionally blank)

IN WITNESS WHEREOF, the Parties have caused this instrument to be executed under the seals of their undersigned representatives with binding authority, as of the Effective Date:

CITY OF BERWYN

Dated _____

Robert Lovero
Mayor

ATTEST

Dated _____

Thomas J. Pavlik
City Clerk

BERWYN POLICE PENSION FUND

Dated May 11, 2015



Thomas O'Halloran
President

ATTEST

Dated May 11, 2015



Paul Storzynski
Secretary

EXHIBIT A
ISSUANCE SCHEDULE

<u>On or before 1/1</u>	
2016	\$15,000,000
2018	\$15,000,000
2021	\$12,000,000
2024	\$13,000,000

EXHIBIT B

PAYMENT SCHEDULE

<u>On or before 2/15</u>	
2016	\$15,000,000
2018	\$15,000,000
2021	\$12,000,000
2024	\$13,000,000

H-1

Mayor
Robert J. Lovero



City Clerk
Thomas J. Pavlik

A CENTURY OF PROGRESS WITH PRIDE

6700 W 26th Street • Berwyn, IL 60402 • Ph: (708) 788-2660 • Fax: (708) 788-2675 • Berwyn-IL.gov

Zoning Board of Appeals

Dominick Castaldo
Joel Chrastka
Douglas Walega
Richard F. Bruen, Jr.
Lance C. Malina
Don Miller
Alicia M. Ruiz

May 21, 2015

Re: Request for Variations – Construction of New Building on Nonconforming Lot – 6212 W. Cermak Road

Mayor Lovero and Members of the City Council:

Attached for your consideration are Findings of Fact from the Zoning Board of Appeals relative to a request for Variations filed by Petitioner Mars Holding, LLC/Mario Acuna, d/b/a ZacaTacos, as well as an Ordinance approving the requested Variations for property located at 6212 W. Cermak Road. The Property is located in the C-2 General Commercial Zoning District, where a minimum lot size of 6,250 and a minimum lot frontage of 50 feet are required. The lot at issue is 26x125 and 3,250 square feet and was the former home of Art's Bicycle Shop before it was destroyed by fire. Petitioner seeks to build a new building on the lot and move ZacaTacos from its current location at 6224 W. Cermak.

Attached to the Findings of Fact are Exhibits from the Public Hearing.

The recommendation of the ZBA in this matter was to APPROVE the request for Variations on a vote of 7-0.

Respectfully,

Lance C. Malina
Executive Secretary,
Berwyn Zoning Board of Appeals

CITY OF BERWYN

ORDINANCE NO. _____

AN ORDINANCE APPROVING VARIATIONS TO ALLOW CONSTRUCTION OF A BUILDING ON A PROPERTY IN THE C-2 GENERAL COMMERCIAL ZONING DISTRICT AT 6212 W. CERMAK ROAD, BERWYN, ILLINOIS

WHEREAS, a request for variations (the "Application") from the requirements of the Zoning Code of the City of Berwyn ("Zoning Code") relative to width/minimum lot size (Section 1258.10 – Lot Size) and for changes in non-conforming uses (Section 1266.04 – Change in Nonconforming Uses), in order to allow construction of a new building on the Property in the C-2 General Commercial Zoning District at the address commonly known as 6212 W. Cermak Road, Berwyn, Illinois, has been received from Petitioner Mars Holdings, LLC/Mario Acuna, d/b/a ZacaTacos ("Petitioner"). The Petitioner seeks approval for a reduction in minimum lot frontage in the C-2 General Commercial Zoning District from the required fifty (50) feet to twenty-six (26) feet in the case of the Property, and from the minimum square footage requirement of 6,250 square feet to 3,250 square feet in the case of the Property, and the ability to build on this non-conforming lot (the "Variations"); and

WHEREAS, the Subject Property is legally described in **Exhibit A** attached hereto and made a part hereof; and

WHEREAS, the Application has been referred to the Zoning Board of Appeals of the City ("Board of Appeals") and has been processed in accordance with the Zoning Code, as amended; and

WHEREAS, on May 19, 2015, the Board of Appeals held a public hearing on the Application pursuant to notice thereof given in the manner required by law, and, after considering all of the testimony and evidence presented at the public hearing, the Board of Appeals unanimously recommended approval of the Variations by a vote of 7-0, all as set forth in the Findings and Recommendation of the Board of Appeals in this matter ("Findings and Recommendation"), a copy of which is attached hereto as **Exhibit B**; and

WHEREAS, the City Council of the City has duly considered the Findings and Recommendation of the Board of Appeals, and all of the materials, facts and circumstances affecting the Application, and, finds that the Application satisfies the standards set forth in Section 1244.07 of the Zoning Code relating to variations.

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

Section 1: Incorporation. The foregoing recitals are incorporated into this Section 1 by reference as findings of the City Council.

Section 2: Approval of Variations. The City Council, acting pursuant to the authority vested in it by the laws of the State of Illinois and the Zoning Code, hereby approve and adopt the Findings and Recommendation of the Zoning Board of Appeals, a copy of which is attached hereto as **Exhibit B**, and incorporate such findings and recommendation by reference as if fully set forth herein. The City Council further approves the Variations from the requirements of the Zoning Code relative to width/minimum lot size (Section 1258.10 – Lot Size) and for changes in non-conforming uses (Section 1266.04 – Change in Nonconforming Uses), in order to allow construction of a new building on the Property in the C-2 General Commercial Zoning District at the address commonly known as 6212 W. Cermak Road, Berwyn, Illinois, as legally described in **Exhibit A**.

Section 3: Violation of Condition or Code. Any violation of any term or condition stated in this Ordinance or of any applicable code, ordinance, or regulation of the City shall be grounds for the immediate rescission by the City Council of the approvals made in this Ordinance.

Section 4: Severability and Repeal of Inconsistent Ordinances. Each section, paragraph, clause and provision of this Ordinance is separable, and if any section, paragraph, clause or provision of this Ordinance shall be held unconstitutional or invalid for any reason, the unconstitutionality or invalidity of such section, paragraph, clause or provision shall not affect the remainder of this Ordinance, nor any part thereof, other than that part affected by such decision. All ordinances, resolutions or orders, or parts thereof, in conflict with the provisions of this Ordinance are to the extent of such conflict hereby repealed.

Section 5: Effective Date. This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form in the manner provided by law.

PASSED this ____ day of _____ 2015.

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED this ____ day of _____ 2015.

Robert J. Lovero, Mayor

ATTEST:

Thomas J. Pavlik, City Clerk

Published by me in pamphlet form this ____ day of _____, 2015.

Thomas J. Pavlik, City Clerk

EXHIBIT A

LEGAL DESCRIPTION

LOT 20 IN BLOCK 8 IN B. PINKERT AND SON'S 22ND STREET SUBDIVISION OF LOT 6 (EXCEPT THE NORTH 66 FEET THEREOF) IN CIRCUIT COURT PARTITION OF THE WEST ½ OF THE SOUTHWEST ¼ AND THE WEST ½ OF THE NORTHWEST ¼ OF SECTION 20, TOWNSHIP 39 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PIN: 16-20-332-025-0000.

COMMONLY KNOWN AS: 6212 W. Cermak Road, Berwyn, Illinois

EXHIBIT B

**FINDINGS OF FACT AND RECOMMENDATION
(ATTACHED)**

**FINDINGS OF FACT AND RECOMMENDATION OF THE
CITY OF BERWYN ZONING BOARD OF APPEALS TO
THE MAYOR AND CITY COUNCIL**

May 19, 2015

APPLICATION: For Variations from the requirements of the Zoning Code of the City of Berwyn in order to construct a new building on property located in the C-2 General Commercial Zoning District at the address commonly known as 6212 W. Cermak Road, Berwyn, Illinois. The lot on which the building is proposed is currently nonconforming both as to width and minimum lot size. The Variations are sought to provisions of the Zoning Code relative to width/minimum lot size (Section 1258.10 – Lot Size) and for changes in non-conforming uses (Section 1266.04 – Change in Nonconforming Uses), in order to allow the construction. Should the variations be granted, the property, with the newly constructed building, will be used for a permitted restaurant use.

PETITIONER: Mars Holdings, LLC/Mario Acuna, d/b/a ZacaTacos

PROPERTY: 6212 W. Cermak Road, Berwyn, Illinois (the “Property”)

SUMMARY OF REQUEST AND RECOMMENDATION: The City of Berwyn has received a request from Petitioner Mars Holdings, LLC/Mario Acuna, d/b/a ZacaTacos (“Petitioner”) for variations from the requirements of the Zoning Code of the City of Berwyn (“Zoning Code”) relative to width/minimum lot size (Section 1258.10 – Lot Size) and for changes in non-conforming uses (Section 1266.04 – Change in Nonconforming Uses), in order to allow construction of a new building on the Property in the C-2 General Commercial Zoning District at the address commonly known as 6212 W. Cermak Road, Berwyn, Illinois. The Petitioner seeks approval for a reduction in minimum lot frontage in the C-2 General Commercial Zoning District from the required fifty (50) feet to twenty-six (26) feet in the case of the Property, and from the minimum square footage requirement of 6,250 square feet to 3,250 square feet in the case of the Property.

Following a public hearing held on May 19, 2015, the Zoning Board of Appeals of the City of Berwyn (“ZBA”) recommended approval of the requested variations on a unanimous vote of 7-0.

BACKGROUND: Petitioner desires to move one of its ZacaTacos locations (6224 W. Cermak Road) to this new location. The Property has long existed as nonconforming both as to width and minimum lot size. The Property was home to Art’s Bicycle Shop until a fire destroyed the building.

PUBLIC HEARING: At the public hearing on Petitioner's request for variations held on May 19, 2015, Project Manager Alex Godinez and Architect Ed Martinez appeared. They explained the project and need for the variations.

ZacaTacos currently has five locations, including one at property leased by Petitioner at 6224 W. Cermak. The current Cermak location has existed for 18 years. There is a second location in Berwyn at 3837 S. Harlem.

The Property was once home to Art's Bicycle Shop, which was destroyed by fire in January 2014. Petitioner has purchased the Property and intends to construct a new building on the Property. The 6224 W. Cermak location will then close and move to the Property. Petitioner typically employs 20 – 25 employees at each location.

The lot has long existed as non-conforming, and there are buildings on both adjacent lots. The lot size is 26 feet by 125 feet, with an approximate square footage of 3,250. Because lots in the C-2 Zoning District are required to have a minimum frontage of 50 feet and a minimum square footage of 6,250, the lot would be unbuildable without variations.

There being no further questions or members of the public wishing to speak on the application, the Public Hearing was closed.

Exhibits marked during the course of the Public Hearing included: **Exhibit 1**, the published legal notice regarding the public hearing, and accompanying Certification of Publication. The Executive Secretary noted for the record that notice of the public hearing had been published on April 30, 2015, in accordance with the Zoning Code. **Exhibit 2** consisted of the full application for the relief sought by Petitioner.

The Area Investigator appointed in this matter was ZBA member Richard F. Bruen, Jr. Mr. Bruen discussed his investigation, including his tour of the block, the Property, the Zacatacos currently located at 6224 W. Cermak, and his interview with representatives of the Petitioner. Mr. Bruen submitted a written report. He recommends approval.

The other members of the ZBA each then in turn expressed their views on the proposed variations.

The ZBA recommended that the City Council approve the requested variations by a vote of 7-0. Member Bruen made the motion, seconded by Member Castaldo.

FINDINGS: The ZBA makes the following Findings as to the proposed Variations:

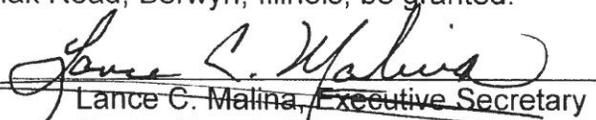
- (A) Because of the particular physical surroundings, shape or topographical conditions of the specific property involved, a particular hardship to the owner would result, as distinguished from a mere inconvenience, if the strict letter of the Zoning Code were carried out. Without the proposed variations, the Property,

which is owned by Petitioner, would essentially be unbuildable due to its nonconforming width and square footage. The members of the ZBA felt that this standard had been met.

- (B) The conditions upon which an application for a variation is based are unique to the property for which the variance is sought and are not applicable, generally, to other property within the same zoning classification. The members of the ZBA felt the existing limited lot width and square footage made this a unique application.
- (C) The purpose of the variations is not based primarily upon a desire to increase financial gain. Instead, the relief sought here is necessary to effectively utilize the Property for its intended commercial purpose.
- (D) The alleged difficulty or hardship is caused by the Zoning Code, and has not been created by any persons presently having an interest in the Property. The members of the ZBA felt that this standard had been met.
- (E) The granting of the variation will not be detrimental to the public welfare or injurious to other property or improvements in the neighborhood in which the property is located. ZacaTacos has operated on the same block as the Property for 18 years with no adverse effects.
- (F) The granting of the variations will not alter the essential character of the neighborhood. The proposed building is in keeping with the character of the neighborhood and surrounding buildings, and will provide an overall benefit to the neighborhood.
- (G) The proposed variations will not impair an adequate supply of light and air to adjacent property, substantially increase the congestion of the public streets, increase the danger of fire, impair natural drainage, create drainage problems on adjacent properties, endanger the public safety or substantially diminish or impair property values within the neighborhood. The members of the ZBA found that the proposed project would improve property values and provide employment opportunities to neighborhood residents. In addition, the matters that are the subject of this standard have all been addressed to the satisfaction of the members of the ZBA.

RECOMMENDATIONS: Based upon the foregoing Findings, the ZBA, by a vote of 7-0, recommends to the Mayor and City Council that the request of Petitioner Mars Holding, LLC/Mario Acuna, d/b/a ZacaTacos, for variations the requirements of the Zoning Code of the City of Berwyn ("Zoning Code") relative to width/minimum lot size (Section 1258.10 – Lot Size) and for changes in non-conforming uses (Section 1266.04 – Change in Nonconforming Uses), in order to allow construction of a new building on the non-conforming Property in the C-2 General Commercial Zoning District at the address commonly known as 6212 W. Cermak Road, Berwyn, Illinois, be granted.

Signed:



Lance C. Malina, Executive Secretary
Zoning Board of Appeals
City of Berwyn

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

CLERK'S CERTIFICATE

I, Thomas J. Pavlik, Clerk of the City of Berwyn, in the County of Cook, State of Illinois, do hereby certify that the attached and foregoing is a true and correct copy of that certain Ordinance now on file in my Office, entitled:

ORDINANCE NO. _____

AN ORDINANCE APPROVING VARIATIONS TO ALLOW CONSTRUCTION OF A BUILDING ON A PROPERTY IN THE C-2 GENERAL COMMERCIAL ZONING DISTRICT AT 6212 W. CERMAK ROAD, BERWYN, ILLINOIS

which Ordinance was passed by the City Council of the City of Berwyn at a Regular City Council Meeting on the ___ day of _____, 2015, at which meeting a quorum was present, and approved by the Mayor of the City of Berwyn on the ___ day of _____, 2015.

I further certify that the vote on the question of the passage of said Ordinance by the City Council of the City of Berwyn was taken by Ayes and Nays and recorded in the minutes of the City Council of the City of Berwyn, and that the result of said vote was as follows, to-wit:

AYES: _____

NAYS: _____

ABSENT: _____

I do further certify that the original Ordinance, of which the foregoing is a true copy, is entrusted to my care for safekeeping, and that I am the lawful keeper of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Berwyn, this ___ day of _____, 2015.

City Clerk

[SEAL]

H-2

Mayor
Robert J. Lovero



City Clerk
Thomas J. Pavlik

A CENTURY OF PROGRESS WITH PRIDE

6700 W 26th Street ▪ Berwyn, IL 60402 ▪ Ph: (708) 788-2660 ▪ Fax: (708) 788-2675 ▪ Berwyn-IL.gov

Zoning Board of Appeals

Dominick Castaldo
Joel Chrastka
Douglas Walega
Richard F. Bruen, Jr.
Lance C. Malina
Don Miller
Alicia M. Ruiz

May 22, 2015

**Re: Request for Conditional Use – Rooftop Antenna Installation/Public Service Use –
6346 W. 13th Street, a/k/a 1301 S. Ridgeland Avenue**

Mayor Lovero and Members of the City Council:

Attached for your consideration are Findings of Fact from the Zoning Board of Appeals relative to a request for a Conditional Use filed by Petitioner T-Mobile, as well as an Ordinance approving the requested Conditional Use for property located at 6346 W. 13th Street, a/k/a 1301 S. Ridgeland Avenue. The Property is located in the B-1 Two-Family Residential Zoning District, where an antenna installation/public service use requires a conditional use in order to locate at the Property, pursuant to Section 1250.02 of the Zoning Code of the City of Berwyn (“Zoning Code”).

Attached to the Findings of Fact are Exhibits from the Public Hearing.

The recommendation of the ZBA in this matter was to APPROVE the request for a Conditional Use on a unanimous vote of 7-0.

Respectfully,

Lance C. Malina
Executive Secretary,
Berwyn Zoning Board of Appeals

CITY OF BERWYN

ORDINANCE NO. _____

**AN ORDINANCE APPROVING A CONDITIONAL USE FOR AN ANTENNA
INSTALLATION/PUBLIC SERVICE USE ON A ROOFTOP IN THE
B-1 TWO-FAMILY RESIDENTIAL ZONING DISTRICT AT
6346 W. 13th STREET, A/K/A 1301 S. RIDGELAND AVENUE, BERWYN, ILLINOIS**

WHEREAS, a request seeking a conditional use to locate an antenna installation/public service use on a rooftop of a four-story multi-family residential building located at 6346 W. 13th Street, a/k/a 1301 S. Ridgeland Avenue, Berwyn, Illinois, (the "Subject Property"), in the B-1 Two-Family Residential Zoning District, was filed by T-Mobile (the "Applicant") with the City of Berwyn; and

WHEREAS, an antenna installation/public service use requires a conditional use in the B-1 Two-Family Residential Zoning District pursuant to the Zoning Code of the City of Berwyn ("Zoning Code"); and

WHEREAS, the Subject Property is legally described in Exhibit A attached hereto and made a part hereof; and

WHEREAS, the application has been referred to the Zoning Board of Appeals of the City ("Board of Appeals") and has been processed in accordance with the Zoning Code, as amended; and

WHEREAS, on May 19, 2015, the Board of Appeals held a public hearing on the Application pursuant to notice thereof given in the manner required by law, and, after considering all of the testimony and evidence presented at the public hearing, the Board of Appeals recommended approval of the Application by a vote of 7-0, subject to the condition that the Applicant follow through on its representations that the antennas will be painted to compliment the brick color of the building and be given a brick-like texture, all as set forth in the Findings and Recommendation of the Board of Appeals in this matter ("Findings and Recommendation"), a copy of which is attached hereto as Exhibit B; and

WHEREAS, the City Council of the City have duly considered the Findings and Recommendation of the Board of Appeals, and all of the materials, facts and circumstances affecting the Application, and, in accordance with the Findings and Recommendation of the Board of Appeals, find that the Application satisfies the standards set forth in Section 1268.05 of the Zoning Code relating to conditional uses.

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

Section 1: Incorporation. The foregoing recitals are incorporated into this Section 1 by reference as findings of the City Council.

Section 2: Approval of Conditional Use for a Wireless Antenna Installation/Public Service Use. The City Council, acting pursuant to the authority vested in it by the laws of the State of Illinois and the Zoning Code, hereby approves a conditional use permit for locating an antenna installation/public service use on the rooftop of a four-story multi-family residential building in the B-1 Two-Family Residential Zoning District on the Subject Property located at 6346 W. 13th Street, a/ka/ 1301 S. Ridgeland Avenue, Berwyn, Illinois, as legally described in **Exhibit A**, with the condition that Petitioner follow through on its representations that the antennas will be painted to compliment the brick color of the building and be given a brick-like texture

Section 3: Violation of Condition or Code. Any violation of any term or condition stated in this Ordinance or of any applicable code, ordinance, or regulation of the City shall be grounds for the immediate rescission by the City Council of the approvals made in this Ordinance.

Section 4: Severability and Repeal of Inconsistent Ordinances. Each section, paragraph, clause and provision of this Ordinance is separable, and if any section, paragraph, clause or provision of this Ordinance shall be held unconstitutional or invalid for any reason, the unconstitutionality or invalidity of such section, paragraph, clause or provision shall not affect the remainder of this Ordinance, nor any part thereof, other than that part affected by such decision. All ordinances, resolutions or orders, or parts thereof, in conflict with the provisions of this Ordinance are to the extent of such conflict hereby repealed.

Section 5: Effective Date. This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form in the manner provided by law.

PASSED this _____ day of _____ 2015.

AYES:

NAYS:

ABSENT:

APPROVED this _____ day of _____ 2015.

Robert J. Lovero, Mayor

ATTEST:

Thomas J. Pavlik, City Clerk

Published by me in pamphlet form this _____ day of _____, 2015.

Thomas J. Pavlik, City Clerk

EXHIBIT A

LOTS 18, 19 AND 20 IN BRITIGAN'S RIDGELAND AVENUE SUBDIVISION IN THE NORTHWEST QUARTER OF SECTION 20, TOWNSHIP 39 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF REGISTERED MARCH 6, 1924 AS DOCUMENT NO. 209269 IN COOK COUNTY, ILLINOIS.

PIN: 16-20-107-001-0000

COMMONLY KNOWN AS: 6346 W. 13TH STREET, A/K/A 1301 S. RIDGELAND AVENUE, BERWYN, ILLINOIS

EXHIBIT B
FINDINGS OF FACT
(ATTACHED)

**FINDINGS OF FACT AND RECOMMENDATION OF THE
CITY OF BERWYN ZONING BOARD OF APPEALS TO
THE MAYOR AND CITY COUNCIL**

May 19, 2015

APPLICATION: For a Conditional Use to Locate a Commercial Antenna Installation/Public Service Use on a Rooftop in a B-1 Two-Family Residential Zoning District at 6346 W. 13th Street, a/k/a 1301 S. Ridgeland Avenue, Berwyn, Illinois.

PETITIONER: T-Mobile

PROPERTY: 6346 W. 13th Street, a/k/a 1301 S. Ridgeland Avenue, Berwyn, Illinois (the "Property")

SUMMARY OF REQUEST AND RECOMMENDATION: The City of Berwyn has received a request from Petitioner T-Mobile ("Petitioner") for a conditional use to locate a commercial antenna installation/public service use on the rooftop of a multi-family building within the B-1 Two-Family Residential Zoning District at 6346 W. 13th Street, a/k/a 1301 S. Ridgeland Avenue. Antenna installations/public service uses require a conditional use in order to locate at the Property, pursuant to Section 1250.01 of the Zoning Code of the City of Berwyn ("Zoning Code").

Following a public hearing held on May 19, 2015, the Zoning Board of Appeals of the City of Berwyn ("ZBA") recommended approval of the requested conditional use on a vote of 7-0.

BACKGROUND: On the Property is an existing four-story residential apartment building. Petitioner proposes to mount three (3) antennas on the roof of the building.

Staff determined that a conditional use was required pursuant to the use provisions of the Zoning Code. Petitioner then filed an application requesting that the ZBA grant a conditional use to allow the proposed use at the Property.

PUBLIC HEARING: At the public hearing on Petitioner's conditional use request held on May 19, 2015, Mike Howley and Kate Groark, representatives of Petitioner, were sworn and gave testimony. They described the need for additional antennas in the area. Land lines have been disappearing and emergency responders use cell phones. T-Mobile's radio frequency engineer has identified a need for additional wireless coverage in the immediate area of the Property to fill a coverage gap. T-Mobile has been attempting to avoid a new antenna tower by using smaller installations on existing structures to address the coverage issues. This is the last installation they will need to do in Berwyn.

Mr. Howley explained that the Property was identified as a potential location for an antenna installation to address the coverage problems. Coverage maps with and without the proposed antenna installation were distributed and discussed. This particular installation needed to be without ¼ mile of the intersection of Cuyler and Fillmore. T-Mobile engineers reviewed the location and found it would serve the company's needs. The antennas will be set back a bit on the roof to help minimize the ability to see it from the street. There will be a total of three (3) antennas on the roof, with wires that will run down an abandoned chimney to equipment in the basement. Photos simulations showing aesthetic views of the building with and without the installation were also discussed. The photo simulations were part of **Exhibit 2**. The antennas will be painted in a color to make it consistent with the color of the bricks on the building and will be given a brick-like texture. Other sites were considered, but this site was the best fit.

An unsworn email communication that had been received by staff was noted for the record. The email expressed generalized concern for placement of cell towers and receptors within Berwyn and their impact on the historic nature of the community.

There being no further questions or members of the public wishing to speak on the application, the Public Hearing was closed.

Exhibits marked during the course of the Public Hearing included: **Exhibit 1**, the published legal notice regarding the public hearing, and accompanying Certification of Publication. **Exhibit 2** consisted of the full application for the relief sought by Petitioner. Exhibit 3 consisted of two (2) maps showing T-Mobile coverage in the area with and without the proposed antenna installation, with an attached list of other T-Mobile rooftop antenna locations within Berwyn.

The Area Investigator appointed in this matter was ZBA member Dominick Castaldo. Mr. Castaldo discussed his investigation. He distributed notices in the 13th Street and Ridgeland area and met with a representative of Petitioner.

The other members of the ZBA each then in turn expressed their views on the proposed conditional use.

Member Castaldo made a motion to recommend to the City Council that it approve the request of Petitioner for a conditional use to install three antennas/public service use on the rooftop chimney of the residential apartment building located at 6346 W. 13th Street, a/k/a 1301 S. Ridgeland Avenue, with the condition that Petitioner follow through on its representations that the antennas will be painted to compliment the brick color of the building and be given a brick-like texture . The motion was seconded by Member Miller. The vote on the motion was seven (7) in favor and zero (0) against.

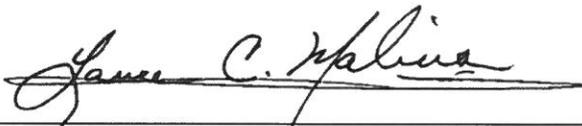
FINDINGS: The ZBA makes the following Findings as to the proposed Conditional Use:

- (A) The proposed use and development at the particular location requested is necessary or desirable, provides a service or a facility which is in the interest of public convenience and will contribute to the general welfare of the neighborhood or community. The ZBA felt that Petitioner's proposed use would provide a valuable community benefit in the form of increased wireless network coverage. The testimony of Petitioner's representatives established the need for the use and the benefits to be provided to the community.
- (B) The proposed use and development will, under the circumstances of the particular case, not be detrimental to the health, safety, morals or general welfare of persons residing or working in the vicinity, or injurious to property values or improvements in the vicinity. The members of the ZBA felt the proposed use would benefit the general community by providing a needed service, would comply with FCC and State and local regulations, and would have no negative impact on the area. The antennas will be painted to compliment the brick color of the building and be given a brick-like texture
- (C) The proposed use and development will be in harmony with the general and specific purposes for which the Zoning Code was enacted, and for which the regulations of the district in question were established, and with the general purpose and intent of the Official Comprehensive Plan. The members of the ZBA felt that the proposed use would provide a benefit to the residential and commercial areas in the vicinity of the Property, and was otherwise consistent with the goals and purposes of the Zoning Code.
- (D) The proposed use and development will be constructed, arranged and operated so as not to dominate the immediate vicinity or to interfere with the use and development of neighboring property. The proposed use will complement the existing and planned commercial and residential uses in the immediate vicinity by providing increased wireless network coverage, and will not interfere with the use and development of nearby properties. The installation will have limited visibility from street level.
- (E) The proposed use and development will be served adequately by essential public facilities and services such as streets, public utilities, drainage structures, police and fire protection, refuse disposal, parks, libraries and schools, or the applicant will provide adequately for the services. The public facilities and services necessary to serve the proposed use are already in place.
- (F) The proposed use and development will not cause undue traffic congestion nor draw significant amounts of traffic through residential streets. The proposed use will have no impact on traffic.
- (G) The proposed use and development will be served by parking areas that are of adequate size, properly located and suitably screened from adjoining residential uses. The proposed use will not require any parking.
- (H) The proposed use and development will not result in the destruction, loss or damage of natural, scenic or historic features of significant importance. The proposed antenna installation will be on an existing rooftop location, and will be

painted to compliment the brick color of the building and be given a brick-like texture.

- (l) The proposed use and development will comply with the regulations and conditions specified in the Zoning Code for the use.

RECOMMENDATIONS: Based upon the foregoing Findings, the ZBA, by a vote of 7-0, recommends to the Mayor and City Council that the conditional use requested by Petitioner T-Mobile for locating an antenna installation on the rooftop of an existing building at 6346 W. 13th Street, a/k/a 1301 S. Ridgeland Avenue, Berwyn, Illinois, in the B-1 Two-Family Residential Zoning District, be approved, with the condition that Petitioner follow through on its representations that the antennas will be painted to compliment the brick color of the building and be given a brick-like texture.

Signed: 
Lance C. Malina, Executive Secretary
Zoning Board of Appeals
City of Berwyn

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

CLERK'S CERTIFICATE

I, Thomas J. Pavlik, Clerk of the City of Berwyn, in the County of Cook, State of Illinois, do hereby certify that the attached and foregoing is a true and correct copy of that certain Ordinance now on file in my Office, entitled:

ORDINANCE NO. _____

**AN ORDINANCE APPROVING A CONDITIONAL USE FOR AN ANTENNA
INSTALLATION/PUBLIC SERVICE USE ON A ROOFTOP IN THE
B-1 TWO-FAMILY RESIDENTIAL ZONING DISTRICT AT
6346 W. 13th STREET, A/K/A 1301 S. RIDGELAND AVENUE, BERWYN, ILLINOIS**

which Ordinance was passed by the City Council of the City of Berwyn at a Regular City Council Meeting on the ___ day of _____, 2015, at which meeting a quorum was present, and approved by the Mayor of the City of Berwyn on the ___ day of _____, 2015.

I further certify that the vote on the question of the passage of said Ordinance by the City Council of the City of Berwyn was taken by Ayes and Nays and recorded in the minutes of the City Council of the City of Berwyn, and that the result of said vote was as follows, to-wit:

AYES: _____

NAYS: _____

ABSENT: _____

I do further certify that the original Ordinance, of which the foregoing is a true copy, is entrusted to my care for safekeeping, and that I am the lawful keeper of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Berwyn, this ___ day of _____, 2015.

City Clerk

[SEAL]

I-1

Mayor
Robert J. Lovero



7th Ward
Rafael Avila

A CENTURY OF PROGRESS WITH PRIDE

6700 W 26th Street • Berwyn, IL 60402 • Ph: (312) 287-5421 • Fax: (708) 749-6417 • Berwyn-IL.gov

May18. 2015

Mayor Lovero
Members of the City Council
6700 West 26th Street
Berwyn, Illinois 60402

RE: Petition for Zone Permit Parking on 1900 Block of Clinton Avenue

Dear Mayor and Council Members:

Attached you will find a petition signed by the residents of the 1900 block of Clinton Avenue. The petition is a request for "zone permit" parking on their block. The issue appears to be lack of parking due to the tenants from the apartment buildings utilizing the spots on this street. In addition, the petitioners feel that it is unsafe for their children to park several blocks from their residence.

I ask that we defer this matter to Senior Traffic Engineer, Nicole Campbell, for study and recommendation.

Thank you for your consideration.

Sincerely,

Rafael Avila
Alderman 7th Ward

CC: Patty Gonzalez, Resident at 1931 Clinton

Rafael Avila

Ⓢ

WE UNDERSIGNED RESIDENTS OF THE 1900 BLOCK OF CLINTON AVE. DO HEREBY REQUEST PERMISSION TO HAVE ~~2000~~ PARKING PERMITS PERMITS. IF WE GET HOME AFTER 6PM AT ANY GIVEN DAY, THERE IS NO PARKING. THE BLOCK IS FULL OF CARS THAT BELONG TO PEOPLE THAT LIVE ON KENILWORTH. WE PAY OUR TAXES FOR OUR HOMES AND FEEL WE SHOULD AT LEAST HAVE TWO PARKING SPOTS PER HOME. SOME OF US HAVE YOUNG GIRLS AT HOME THAT DO NOT NEED TO BE PARKING 2 BLOCKS AWAY FROM THEIR HOME BECAUSE THERE IS NO PARKING ON OUR BLOCK!!!

1926 CLINTON AVE

ADDRESS:

1926 CLINTON AVE

1929 Clinton

1933 CLINTON AVE

1911 CLINTON

1916 CLINTON AVE

1907 Clinton

105 CLINTON

1931 Clinton

1917 CLINTON AVE

1902 Clinton

1906 Clinton

1908 Clinton

1920 CLINTON

1922 Clinton

1930 Clinton

1932 Clinton

1940 S. Clinton

1939 CLINTON AVE

1937 Clinton

1925 Clinton

" "

1905

J-1

CITY OF BERWYN

CITY COUNCIL MEETING 26-May-15

Deferred Communication

Agenda Item #19 is a Deferred Communication from C C Meeting dated 05/12/15

From: Public Works Director
Re: Recommendation to Award Bid for
Citywide Tree Pruning, Removal and Emergency Clearing

5-9
The City of Berwyn



A Century of Progress with Pride

Robert P. Schiller

Director of Public Works

ITEM NO. 10
DATE MAY 12 2015

DISPOSITION Deferred for 2 weeks

Date: May 12, 2015

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

Re: Recommendation to award bid for citywide tree pruning, removal and emergency clearing.

This contract is necessary to continue to remove dead and dying trees as well as removing trees infested with Emerald Ash Borer beetles. In addition, to our removal program, it is necessary to continue to trim / prune the balance of our urban forest and move toward a citywide cyclical trimming (pruning) program. Our trees will be healthier and the pruning effect would be less extensive after the first full pruning cycle.

The Public Works department still maintains a three person Forestry crew; however, Public Works is extremely under staffed considering the size of the community. Therefore, we continue to adjust staff to address emergencies and the overall needs of the City of Berwyn. Our Forestry division will continue to respond to urgent tree related requests such as clearing branches from visually blocking stop signs, falling trees, lower trims as well as assist with other Public Works activities such as curb and roadway repairs, paving, sewer cleaning, to name a few.

Per prior direction of the Council, staff prepared a comprehensive "Request for Proposal" (RFP) for citywide tree pruning, removal and emergency clearing. This RFP was advertised in the Suburban Life and on our website. The City received five proposals. The companies submitting proposals were Homer Tree Service, A & B Landscaping, Lyons Tree Service, Viverito Tree Service and JPC Tree Care (who subsequently withdrew their proposal). These proposals were opened and read aloud on April 29th in the presence of a member of the Clerk's office, staff, and three of the five submitters. A copy of the tabulation of proposals is included with this recommendation. It is my recommendation that we award contracts to both the low bidder for removals and to the low bidder for trimming.

Recommended Actions:

Staff recommends review of the tabulation of bids and for council to authorize staff to negotiate contracts with both Lyons Tree Service and A & B Landscaping. This is budgeted in the 100-26-35 Public Works budget.

Respectfully,

Robert Schiller
Director of Public Works

CITY OF BERWYN, DEPARTMENT OF PUBLIC WORKS
 CITYWIDE TREE PRUNING, REMOVAL AND EMERGENCY CLEARING RFP
 TABULATION OF PROPOSALS

	HOMER TREE SERVICE		A&B LANDSCAPING		LYONS TREE SERVICE		VIVERITO TREE SERVICE		WITHDREW BID	
	TREE	STUMP	TREE	STUMP	TREE	STUMP	TREE	STUMP	TREE	STUMP
<u>Scheduled Removals</u>										
< 15 inches	\$25 Per Inch	\$150 / stump	\$10.50 Per Inch	\$95 / stump	\$5 Per Inch	\$1 Per Inch	\$17 Per Inch	\$50 / stump	\$30 Per Inch	\$15 per inch
16 - 21 inches	\$50 Per Inch	\$210 / stump	\$15.50 Per Inch	\$95 / stump	\$10 Per Inch	\$1 Per Inch	\$23 Per Inch	\$75 / stump	\$35 Per Inch	\$15 per inch
22 - 28 inches	\$50 Per Inch	\$280 / stump	\$17.50 Per Inch	\$125 / stump	\$20 Per Inch	\$1 Per Inch	\$27 Per Inch	\$100 / stump	\$40 Per Inch	\$15 per inch
29 - 33 inches	\$90 Per Inch	\$330 / stump	\$25.50 Per Inch	\$150 / stump	\$25 Per Inch	\$1 Per Inch	\$29 Per Inch	\$100 / stump	\$45 Per Inch	\$15 per inch
34 - 42 inches	\$75 Per Inch	\$420 / stump	\$28.50 Per Inch	\$175 / stump	\$30 Per Inch	\$1 Per Inch	\$42.50 Per Inch	\$150 / stump	\$50 Per Inch	\$15 per inch
> 42 inches	\$75 Per Inch	\$420 / stump	\$32.50 Per Inch	\$175 / stump	\$40 Per Inch	\$1 Per Inch	\$45 Per Inch	\$200 / stump	\$60 Per Inch	\$15 per inch
<u>Scheduled Pruning</u>										
15 inches	\$150 per tree		\$75 Per tree		\$2 Per Inch		\$50 per tree		\$15 per tree	
16 - 21 inches	\$250 per tree		\$75 Per tree		\$2 Per Inch		\$65 per tree		\$20 per tree	
22 - 28 inches	\$285 per tree		\$85 per tree		\$3 Per Inch		\$100 per tree		\$25 per tree	
29 - 33 inches	\$325 per tree		\$100 per tree		\$5 Per Inch		\$120 per tree		\$35 per tree	
34 - 42 inches	\$450 per tree		\$115 per tree		\$5 Per Inch		\$200 per tree		\$50 per tree	
> 42 inches	\$500 per tree		\$135 per tree		\$5 Per Inch		\$300 per tree		\$65 per tree	
<u>Emergency Removals</u>										
15 inches	\$100 Per Inch		\$21 Per Inch		\$10 Per Inch		\$20 Per Inch		\$75 Per Inch	
16 - 21 inches	\$100 Per Inch		\$31 Per Inch		\$20 Per Inch		\$27 Per Inch		\$85 Per Inch	
22 - 28 inches	\$100 Per Inch		\$35 Per Inch		\$30 Per Inch		\$29 Per Inch		\$100 Per Inch	
29 - 33 inches	\$100 Per Inch		\$50 Per Inch		\$35 Per Inch		\$45 Per Inch		\$115 Per Inch	
34 - 42 inches	\$100 Per Inch		\$57 Per Inch		\$40 Per Inch		\$62.50 Per Inch		\$125 Per Inch	
> 42 inches	\$100 Per Inch		\$65 Per Inch		\$60 Per Inch		\$65 Per Inch		\$135 Per Inch	
<u>Emergency Pruning</u>										
15 inches	\$300 per tree		\$125 per tree		\$5 Per Inch		\$100 per tree		\$35 per tree	
16 - 21 inches	\$630 per tree		\$125 per tree		\$5 Per Inch		\$175 per tree		\$50 per tree	
22 - 28 inches	\$980 per tree		\$175 per tree		\$5 Per Inch		\$200 per tree		\$65 per tree	
29 - 33 inches	\$1185 per tree		\$200 per tree		\$10 Per Inch		\$275 per tree		\$90 per tree	
34 - 42 inches	\$1470 per tree		\$200 per tree		\$15 Per Inch		\$500 per tree		\$120 per tree	
> 42 inches	\$1470 per tree		\$250 per tree		\$20 Per Inch		\$550 per tree		\$150 per tree	

Germane to J-1

The City of Berwyn



Robert P. Schiller
Director of Public Works

A Century of Progress with Pride

Date: May 20, 2015

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

Re: Recommendation to award bid for citywide tree pruning, removal and emergency clearing.

Per prior direction of the Council, staff prepared a comprehensive "Request for Proposal" (RFP) for citywide tree pruning, removal and emergency clearing. This RFP was advertised in the Suburban Life and on our website. The City received five proposals. The companies submitting proposals were Homer Tree Service, A & B Landscaping, Lyons Tree Service, Viverito Tree Service and JPC Tree Care (who subsequently withdrew their proposal). These proposals were opened and read aloud on April 29th in the presence of a member of the Clerk's office, staff, and three of the five submitters. A copy of the tabulation of proposals is included with this recommendation.

This contract is necessary to continue to remove dead and dying trees as well as removing trees infested with Emerald Ash Borer beetles. In addition, to our removal program, it is necessary to continue to trim / prune the balance of our urban forest and move toward a citywide cyclical trimming (pruning) program. Our trees will be healthier and the pruning effect would be less extensive after the first full pruning cycle.

The Public Works department still maintains a three person Forestry crew; however, Public Works is extremely understaffed considering the size of the community. Therefore, we continue to adjust staff to address emergencies and the overall needs of the City of Berwyn. Our Forestry division will continue to respond to urgent tree related requests such as clearing branches from visually blocking stop signs, falling trees, lower trims as well as assist with other Public Works activities such as curb and roadway repairs, paving, sewer cleaning, to name a few.

On May 12, 2015, staff deferred the recommendation to award. Staff reviewed the tabulation of bids and conducted reference checks on several of the respondents. After review of all proposals and checking of references, staff recommends award to the lowest, responsible bidder.

Recommended Actions:

Staff recommends review of the tabulation of bids and for council to authorize staff to negotiate contracts with Lyons Tree Service. This is budgeted in the 100-26-35 Public Works budget.

Respectfully,

Robert Schiller - Director of Public Works

CITY OF BERWYN, DEPARTMENT OF PUBLIC WORKS
 CITYWIDE TREE PRUNING, REMOVAL AND EMERGENCY CLEARING RFP
 TABULATION OF PROPOSALS

	SCHEDULED REMOVALS				WITHDREW BID					
	HOMER TREE SERVICE TREE	STUMP	A&B LANDSCAPING TREE	STUMP	LYONS TREE SERVICE TREE	STUMP	VIVERITO TREE SERVICE TREE	STUMP	JPC TREE CARE TREE	STUMP
< 15 inches	\$25 Per Inch	\$150 / stump	\$10.50 Per Inch	\$95 / stump	\$5 Per Inch	\$1 Per Inch	\$17 Per Inch	\$50 / stump	\$30 Per Inch	\$15 per inch
16 - 21 inches	\$50 Per Inch	\$210/ stump	\$15.50 Per Inch	\$95 / stump	\$10 Per Inch	\$1 Per Inch	\$23 Per Inch	\$75 / stump	\$35 Per Inch	\$15 per inch
22 - 28 inches	\$50 Per Inch	\$280/ stump	\$17.50 Per Inch	\$125 / stump	\$20 Per Inch	\$1 Per Inch	\$27 Per Inch	\$100 / stump	\$40 Per Inch	\$15 per inch
29 - 33 inches	\$90 Per Inch	\$330/ stump	\$25.50 Per Inch	\$150 / stump	\$25 Per Inch	\$1 Per Inch	\$29 Per Inch	\$100 / stump	\$45 Per Inch	\$15 per inch
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Scheduled Pruning										
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16 - 21 inches	\$250 per tree		\$75 Per tree		\$2 Per Inch		\$65 per tree		\$20 per tree	
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Emergency Removals										
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Emergency Pruning										
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16 - 21 inches	\$630 per tree		\$125 per tree		\$5 Per Inch		\$175 per tree		\$50 per tree	
22 - 28 inches	\$980 per tree		\$175 per tree		\$5 Per Inch		\$200 per tree		\$65 per tree	
29 - 33 inches	\$1185 per tree		\$200 per tree		\$10 Per Inch		\$275 per tree		\$90 per tree	
34 - 42 inches	\$1470 per tree		\$200 per tree		\$15 Per Inch		\$500 per tree		\$120 per tree	
> 42 inches	\$1470 per tree		\$250 per tree		\$20 Per Inch		\$550 per tree		\$150 per tree	



Frank Novotny & Associates, Inc.

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

Civil Engineers/
Municipal Consultants

May 20, 2015

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

Re: **2015 Water & Sewer Utility Maintenance**

Dear Bob:

Enclosed is a copy of the "Tabulation of Bids" for the bids that were received and opened for the above-referenced project on May 20, 2015, at 10:00 am. One (1) bid was received and was computationally correct.

The bid submitted by Unique Plumbing Company, in the amount of \$720,700.00, is \$64,675.00 (8.23%) under the Engineer's Estimate of \$785,375.00.

Unique Plumbing Company has performed this work for the City in the past, and their performance and workmanship were satisfactory. Therefore, we recommend that the Contract be awarded to **Unique Plumbing Company, Inc., 9408 W 47th Street, Brookfield, IL 60513**, in the amount of **\$720,700.00**.

Please call if you have any questions regarding this matter.

Sincerely,

FRANK NOVOTNY & ASSOCIATES, INC.

Thomas R. Brandstedt, P.E.

TRB/ce
Enclosure
cc: File No. 15087

Date: 5/21/2015

TABULATION OF BIDS

Page 1 Of 1

OWNER: CITY OF BERWYN
PROJECT DESCRIPTION: 2015 WATER AND SEWER UTILITY MAINTENANCE

PROJECT NO : 15087

BID OPENING: MAY 20, 2015 @ 10:00 A.M.

				Engineers Estimate		Unique Plumbing Company 9408 W 47th Street Brookfield, IL 60513 5% Bid Bond			
Item No	Description	Unit	Quantity	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount
Labor									
1	Foreman	Hour	500	105.00	52,500.00	50.00	25,000.00		
2	Foreman (OT)	Hour	150	125.00	18,750.00	66.00	9,750.00		
3	Equipment Operator	Hour	1000	110.00	110,000.00	115.00	115,000.00		
4	Equipment Operator (OT)	Hour	300	135.00	40,500.00	135.00	40,500.00		
5	Laborer	Hour	1500	95.00	142,500.00	99.00	148,500.00		
6	Laborer (OT)	Hour	450	125.00	56,250.00	130.00	58,500.00		
7	Truck Driver	Hour	500	90.00	45,000.00	88.00	44,000.00		
8	Truck Driver (OT)	Hour	150	110.00	16,500.00	108.00	16,200.00		
9	Plumber	Hour	250	115.00	28,750.00	100.00	25,000.00		
10	Plumber (OT)	Hour	75	135.00	10,125.00	110.00	8,250.00		
Equipment									
11	Backhoe, 50-100 HP, 1-2CY	Hour	500	47.00	23,500.00	45.00	22,500.00		
12	Backhoe, 100-140 HP, 1-2CY	Hour	500	72.00	36,000.00	70.00	35,000.00		
13	Backhoe, 140-180 HP, 1-2CY	Hour	500	80.00	40,000.00	72.00	36,000.00		
14	Skid Steer Including Bucket	Hour	500	45.00	22,500.00	45.00	22,500.00		
15	Hydraulic Hammer on Skid Steer	Hour	500	30.00	15,000.00	25.00	12,500.00		
16	Six Wheel Dump Truck	Hour	500	35.00	17,500.00	35.00	17,500.00		
17	Pick Up Truck	Hour	500	25.00	12,500.00	4.00	2,000.00		
18	Material Truck	Hour	500	30.00	15,000.00	35.00	17,500.00		
19	Front End Loader, 100-150HP, 2-3CY	Hour	500	60.00	30,000.00	45.00	22,500.00		
20	Air Compressor	Hour	500	15.00	7,500.00	2.00	1,000.00		
21	Truck Tractor with Rear Dump Semi Trailer	Hour	500	40.00	20,000.00	42.00	21,000.00		
22	Flat Bed Trailer	Hour	500	25.00	12,500.00	20.00	10,000.00		
23	Trench Box 8' x18'	Hour	500	25.00	12,500.00	20.00	10,000.00		
Totals:					785,375.00	720,700.00			
Bid Error Corrections:									
Corrected Totals ---							720,700.00		
Over / Under ----							-64,675.00		
Percent ----							-8.23%		

J-3

The City of Berwyn



James J. Frank
IT Director

A Century of Progress with Pride

May 19th, 2015

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

Re: Request to proceed with RFP for Core Switching Upgrades

Mayor Lovero and Members of the City Council:

The City IT Department is requesting permission to proceed in gathering proposals for new core switching equipment for our City Hall and Police Department locations. For the purposes of this communication, a switch is a piece of hardware that connects one computer to another in order to extend network service and connectivity. The City is facing four challenges – thereby new requirements - with its existing core switches:

1. Existing equipment at both locations is nearing 10 years of service life. Normal usable lifespan for such equipment is only 7 years.
2. Lack of 10-Gigabit ports. Current generation servers (computers) are making use of 10-Gigabit technology. At present, the City can only provide 1-Gigabit connections for its servers. Applications in the future are likely to require 10-Gigabit connectivity.
3. Lack of a centralized management network. Currently, City Hall and the Police Department are being operated as two separate Data Centers. This separation makes Disaster Recovery initiatives more complicated and tedious. A centralized management network can be formed between these two locations, speeding up the recovery process in the event of an outage. New switching technology has the ability to “merge” two or more Data Centers to form a single point of management.
4. Lack of redundancy. Currently, core switches at both City Hall and the Police Department are considered critical single points of failure within the City’s existing network architecture. Higher-end switches provide better hardware redundancy features.

City IT staff have reviewed various products from leading switch manufactures such as *Cisco, Dell, HP, and Juniper*. Based on our research, we found only one product line that can meet the above requirements in an economically feasible way: the *Cisco Nexus 9300 series* switching platform. Upon installation of the Nexus 9300 product, our two primary Data Center facilities will be more capable of meeting the demands of tomorrow’s high-speed applications.

In the IT industry, there are many qualified technical companies with authorization to resell Cisco networking equipment. As such, City IT is seeking City Council’s approval to begin the RFP process for this specific line of equipment,

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

in an open-bid manner. In order to ensure the consistency and accuracy of all proposed solutions, IT must retain an open dialogue with qualifying vendors during this process. Subsequently, the bids will be reviewed by IT and the most cost appropriate bid presented to Council for discussion and final approval.

Staff is requesting your consideration and concurrence in approving the publication and posting of the attached RFP document. All vendor bids for this project will be due on or before Monday, June 15th 2015.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'J. Frank', is positioned above the printed name.

James Frank
Director, Information Technology

City of Berwyn – Information Technology

Request for Proposal: Cisco Nexus 9300 Core Switching

May 19, 2015

1. Summary and Project Scope

The City of Berwyn (hereafter referred to as COB) is seeking quotes for new Cisco Nexus 9300 switches and Nexus 2200 fabric extenders (FEXs). Exact part numbers and quantities sought are listed in *Section 3*. The purpose of this project is to replace end-of-life Cisco Catalyst 3560G switches at two COB Data Center facilities – City Hall and the Police department

2. Proposal Guidelines and Timeline

All proposals must be submitted by email to JFrank@ci.berwyn.il.us on or before **Monday, June 15th, 2015**.

3. Equipment Minimum Specifications

Part Number	Description	Qty
Nexus 9372 1G/10G switches with interswitch 40G QSFPs (two for each DC)		
N9K-C9372PX-B18Q	2 Nexus 9372PX with 8 QSFP-40G-SR-8D	2
N9K-C9372PX-BUN	Nexus 9372PX bundle PID	2
QSFP-40G-SR-8D	QSFP40G BiDi Short-reach Transceiver	8
NXA-FAN-30CFM-B	Nexus 2K/3K/9K Single Fan port side intake airflow	8
N9K-PAC-650W	Nexus 9300 650W AC PS Port-side Intake	4
N93-LAN1K9	LAN Enterprise License for Nexus 9300 Platform	2
N9K-C9372PX-BUN	Nexus 9372PX bundle PID	2
QSFP-40G-SR-8D	QSFP40G BiDi Short-reach Transceiver	8
NXA-FAN-30CFM-B	Nexus 2K/3K/9K Single Fan port side intake airflow	8
N9K-PAC-650W	Nexus 9300 650W AC PS Port-side Intake	4
N93-LAN1K9	LAN Enterprise License for Nexus 9300 Platform	2
CON-SNT-9372PXBN	SMARTNET BX5XNBD Nexus 9372PX bundle PID	2
CON-SNT-9372PXBN	SMARTNET BX5XNBD Nexus 9372PX bundle PID	2
Nexus 2248 10G/1G FEXes with uplink 10G SFPs (two for each DC)		
N2K-C2248TF-E	Nexus 2248TP-E with 8 FET choice of airflow/power	4
FET-10G	10G Line Extender for FEX	32
N2248TP-E-BA-BUN	Reversed Airflow pack:N2K-C2248TP-E-1GE2 AC PS1Fan	4
CON-SNT-2248EBA	SMARTNET BX5XNBD Reversed Airflow pack:N2K-C2248TP-E-1GE	4

4. Budget and Leasing

Proposals exceeding \$125,000.00 will not be considered. COB is requesting a 5-year lease/payment plan option to be included in the proposal. COB is tax-exempt.

5. Installation Services

Installation and configuration of equipment is **not** to be included in the cost of the proposal. However, bids will be evaluated partially on availability of these services should COB choose to seek them (detailed in *Section 6*).

6. Proposal Evaluation Criteria

Proposals will be evaluated and vendors selected based on the following three criteria:

- Lowest-cost option. (40% total score)
 - Bids with the lowest total cost are likely to be recommended for approval.
- Completeness of proposal. (40% total score)
 - Bids that most accurately match the requirements set forth in this RFP, including a detailed 5-year lease option, are likely to be recommended for approval.
- Availability of consulting services. (20% total score)
 - Vendors that optionally provide installation, pre and post-sales consulting, and technical support are preferred over vendors with no such offerings.

7. Contact Info

- For questions regarding the RFP process, contact James Frank, IT Director, at JFrank@ci.berwyn.il.us.
- For technical requirements, contact Ben Smogolski, IT Manager, at BSmogolski@ci.berwyn.il.us.

Mailing address (do not send proposals to this address):

City of Berwyn IT Department
6700 W. 26th Street
Berwyn, IL 60402
708-788-2660



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

Denis O'Halloran

Fire Chief

do'halloran@ci.berwyn.il.us

Sam Molinaro

Assistant Fire Chief

smolinaro@ci.berwyn.il.us

May 20, 2015

To: Mayor Robert Lovero & Members of City Council

From: Fire Chief Denis O'Halloran

Re: Introduction and swearing in, of Probationary Firefighter/Paramedic Ryan Kinkade

Honorable Mayor and Members of City Council,

I would like to introduce our newly hired probationary firefighter/paramedic Ryan Kinkade and present him for swearing in for the position. Firefighter/Paramedic Kinkade hire date will be effective May 28, 2015, filling the vacancy of John Novacek due to his recent retirement. This position has been approved by Council and has been planned for in the budget.

Respectfully submitted,

Denis O'Halloran

Fire Chief.



City of Berwyn Police and Fire Commission
 Carl Reina, Chairman
 Rick Toman, Commissioner
 Gilbert Pena, Commissioner
 Tony J. Laureto, Secretary



6401 WEST 31ST STREET
 BERWYN, IL. 60402
www.berwyn-il.gov



City of Berwyn
The City of Homes

Mayor Robert J. Lovero
 Alderman Ralph Avila Chairman of Police and Fire Committee
 Fire Chief Denis O'Halloran
 City Clerk Tom Pavlik
 City Treasurer Joseph Kroc
 Members of the City Council

Date: 5/22/15
 RE: Probationary Firefighter Appointment

Ryan Kinkade has passed all of the requirements of employment for the City of Berwyn Fire Department.

As approved by the Mayor and the City Council at the request of Fire Chief Denis'Ohalloran, the members of the Police and Fire Commission therefore recommend the appointment of Ryan Kinkade to the Berwyn Fire Department.

The introduction and swearing in at the 5/26/15 Berwyn Council meeting and the effective start date of 5/28/15.

Board of Police and Fire Commissioners

Carl Reina, Chairman

Richard Toman

Gilbert Pena

Tony J. Laureto
 Secretary BPFC
ALaureto@ci.berwyn.il.us
tony@laureto.com
 708-935-3225

3-5

The City of Berwyn



Rasheed Jones
Finance Director

A Century of Progress with Pride

6700 West 26th Street Berwyn, Illinois 60402-0701 Telephone: (708) 788-2660 (708) 749-6468
www.berwyn-il.gov

Date: May 22, 2015

To: Mayor Robert J. Lovero and City Council

From: Rasheed Jones

Re: Line of Credit Draw

In the Budget document approved in March 2015, the city planned on issuing approximately \$4,627,620 in refinancing bonds as part of the City's debt restructuring plan. These refinancing bonds will be used to refinance bond payments due on June 1st, 2015 in the amount of \$989,873 and on December 1st, 2015 in the amount of \$3,637,747. Since the refinancing bonds will not be issued until November of 2015, and the first bond payment to be refinanced is due in June, it is recommended that the City draw down \$989,873.00 from our line of credit (\$2 million available) to make this first bond payment.

It is very important to note that the line of credit is expected to be repaid in full, once the refinancing bonds are issued in the fall (November) of this year. The same process was completed in 2014 (as well as other years) and simply relates to the timing of when we issue our refinancing bonds versus when those related bond payments are due (June 1st and December 1st). This process also ensures that the budgeted refinancing bonds are able to be issued as tax exempt bonds which carry a lower interest rate.

As such, I ask that you approve the attached resolution permitting us to draw \$989,873.00 on our line of credit in preparation for the bond payments due on June 1st, 2015. Thank you.

THE CITY OF BERWYN
COOK COUNTY, ILLINOIS

RESOLUTION
NUMBER

**RESOLUTION OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS
APPROVING A DRAW ON THE UNSECURED REVOLVING LINE OF
CREDIT WITH
BYLINE BANK**

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

NONA N. CHAPMAN
JEFFREY G. BOYAJIAN
MARGARET PAUL
ROBERT W. FEJT
CESAR A. SANTOY
THEODORE J. POLASHEK
RAPHAEL "RALPH" AVILA
NORA LAURETO
Aldermen

Published in pamphlet form by authority of the Mayor and City Clerk of the City of Berwyn on __/__/15

RESOLUTION No. _____

**RESOLUTION OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS
DECLARING THE INTENTION OF THE CITY COUNCIL TO APPROVE THE
BORROWING AND DRAWING OF FUNDS FROM THE UNSECURED REVOLVING
LINE OF CREDIT WITH
BYLINE BANK**

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

WHEREAS, The City provides many services to its residents including, but not limited to, police protection; fire protection; provision of water; maintenance of streets and sidewalks; garbage collection; business regulation; and, zoning protections; just to name a few; and

WHEREAS, the City has interest payments of 3,205,995.88 due June 1, 2015 relating to debt incurred to provide such services to its citizens; and

WHEREAS, the City intends to issue bonds later in 2015 to refund a portion of these payments into long term debt; and

WHEREAS, the City cannot issue the bonds before the payment is due, and

WHEREAS, it is in the best interest of the citizens of the City that the City Council undertake the approval of the use of the revolving line of credit to meet its debt service obligation until the bonds can be issued; and

WHEREAS, having an unsecured revolving line of credit allows the City to draw amounts to temporarily fund these debt service payments; and

WHEREAS, all proposed draws from said account should be timely presented to Council for approval by resolution by the Finance Director; and

WHEREAS, on July 14, 2009 the Berwyn City Council passed Ordinance No. 09-26, which was signed by the Mayor

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

Section 1. The Municipality makes the findings and determinations set forth in the preamble. The terms defined in the preamble are adapted for the purposes of this Resolution.

Section 2. The Berwyn City Council through this Resolution hereby authorizes the Finance Director of the City of Berwyn to borrow and draw \$989,873 from the Unsecured Revolving Line of Credit with Byline Bank.

Sections 3. This Resolution shall take effect immediately upon its adoption. This Resolution was adopted by the City Council of the City of Berwyn and deposited with the Office of the City Clerk this ____ day of May, 2015, pursuant to a roll call vote as follows:

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

APPROVED by the Mayor on _____, 2015.

 Robert J. Lovero
 MAYOR

Thomas J. Pavlik
 CITY CLERK

K-1

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

May 22, 2015

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

SUBJECT: Payroll: May 20, 2015

Ladies and Gentlemen:

The current payroll has been prepared for review by the finance department and is ready for approval at the May 26, 2015 meeting.

Payroll: May 20, 2015 \$1,128,417.69

Respectfully Submitted,

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

Nona N. Chapman
Budget Committee Chairman

K-2

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

May 22, 2015

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

SUBJECT: Payables May 26, 2015

Ladies and Gentlemen:

The current payables were prepared for review by the finance department and are ready for approval at the May 26, 2015 meeting.

Total Payables: May 26, 2015 in the amount of \$924,750.28

Respectfully Submitted,

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

Nona N. Chapman
Budget Committee Chairman

Payment Register

From Payment Date: 5/23/2014 - To Payment Date: 5/26/2015

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
01 - General Cash Check									
31651	05/12/2015	Open			Accounts Payable	Illinois Department of Employment Security	\$7,878.00		
31652	05/12/2015	Open			Accounts Payable	NFPA	\$106.25		
31653	05/12/2015	Open			Accounts Payable	Sam's Club / Synchrony Bank	\$67.55		
31654	05/12/2015	Open			Accounts Payable	Sam's Club / Synchrony Bank	\$34.53		
31655	05/12/2015	Open			Accounts Payable	U.S. Postmaster	\$7,816.12		
31656	05/12/2015	Open			Accounts Payable	G & M Cement Construction, Inc.	\$136,433.25		
31657	05/12/2015	Open			Accounts Payable	Jack's Rental, Inc.	\$2,076.14		
31658	05/12/2015	Open			Accounts Payable	Warehouse Direct	\$1,383.68		
31659	05/14/2015	Open			Accounts Payable	Berwyn Western Plumbing & Heating	\$4,112.50		
31660	05/26/2015	Open			Accounts Payable	Midwest Tape	\$209.90		
31661	05/26/2015	Open			Accounts Payable	ABC Automotive Electronics	\$1,062.00		
31662	05/26/2015	Open			Accounts Payable	ABC Commercial Maintenance Services, Inc.	\$300.00		
31663	05/26/2015	Open			Accounts Payable	Access Search Contract Services, LLC	\$187.50		
31664	05/26/2015	Open			Accounts Payable	Airgas USA, LLC	\$161.05		
31665	05/26/2015	Open			Accounts Payable	All American Exterior Solutions	\$1,200.00		
31666	05/26/2015	Open			Accounts Payable	Alliance Entertainment	\$45.02		
31667	05/26/2015	Open			Accounts Payable	AMS Electric Inc.	\$1,650.00		
31668	05/26/2015	Open			Accounts Payable	Anderson Elevator Company	\$4,966.00		
31669	05/26/2015	Open			Accounts Payable	Ascot Systems	\$145.00		
31670	05/26/2015	Open			Accounts Payable	Associated Tire and Battery AT & T	\$849.00		
31671	05/26/2015	Open			Accounts Payable	B & H	\$4,185.51		
31672	05/26/2015	Open			Accounts Payable	B. Davids Landscaping	\$9,119.50		
31673	05/26/2015	Open			Accounts Payable	Baker & Taylor Entertainment, Inc.	\$6,055.00		
31674	05/26/2015	Open			Accounts Payable	Baker & Taylor Entertainment, Inc.	\$440.42		
31675	05/26/2015	Open			Accounts Payable	Barge Terminal & Trucking	\$732.88		
31676	05/26/2015	Open			Accounts Payable	Bayscan Technologies	\$3,249.21		
31677	05/26/2015	Open			Accounts Payable	Berwyn Western Plumbing & Heating	\$388.00		
31678	05/26/2015	Open			Accounts Payable	BLG Systems, Inc.	\$4,209.26		
31679	05/26/2015	Open			Accounts Payable	Bluders Tree Service & Landscaping	\$400.00		
31680	05/26/2015	Open			Accounts Payable	Bluestone Environmental, Inc.	\$2,100.00		
31681	05/26/2015	Open			Accounts Payable	Bolingbrook Park District	\$2,955.00		
31682	05/26/2015	Open			Accounts Payable	Brian Pabst	\$1,000.00		
31683	05/26/2015	Open			Accounts Payable	BSN Sports	\$858.04		
31684	05/26/2015	Open			Accounts Payable	Canal Alarm Devices, Inc dba	\$543.71		
31685	05/26/2015	Open			Accounts Payable	Cardinal Tracking, Inc.	\$578.19		
31686	05/26/2015	Open			Accounts Payable	Carlin & Associates, LTD.	\$1,782.35		
31687	05/26/2015	Open			Accounts Payable	Case Lots, Inc.	\$806.00		
31688	05/26/2015	Open			Accounts Payable	Case Lots, Inc.	\$484.09		
31689	05/26/2015	Open			Accounts Payable	Cassidy Tire	\$285.00		
31690	05/26/2015	Open			Accounts Payable	CDW Government, Inc.	\$12,110.88		
31691	05/26/2015	Open			Accounts Payable	CenterPoint Energy Services, Inc.	\$3,648.55		
31692	05/26/2015	Open			Accounts Payable	Cermak Animal Clinic	\$484.00		
31693	05/26/2015	Open			Accounts Payable	Chicago Badge Company	\$849.20		
31694	05/26/2015	Open			Accounts Payable	Chicago Office Products Co.	\$2,783.75		
31695	05/26/2015	Open			Accounts Payable	Children's Museum of Oak Lawn	\$37.50		
31696	05/26/2015	Open			Accounts Payable	Chromate Industrial Corporation	\$356.43		

Payment Register

From Payment Date: 5/23/2014 - To Payment Date: 5/26/2015

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
31697	05/26/2015	Open			Accounts Payable	Cicero Landscape, Inc.	\$2,950.00		
31698	05/26/2015	Open			Accounts Payable	CLMCO	\$95.00		
31699	05/26/2015	Open			Accounts Payable	Comcast Cable	\$149.05		
31700	05/26/2015	Open			Accounts Payable	ComEd	\$9,250.54		
31701	05/26/2015	Open			Accounts Payable	ComEd	\$18,918.56		
31702	05/26/2015	Open			Accounts Payable	Complete Temperature Systems, Inc.	\$2,147.00		
31703	05/26/2015	Open			Accounts Payable	COTG	\$826.91		
31704	05/26/2015	Open			Accounts Payable	Cummins NPower	\$1,462.14		
31705	05/26/2015	Open			Accounts Payable	Curie Motors	\$19,699.00		
31706	05/26/2015	Open			Accounts Payable	Dean Pennacchio	\$202.50		
31707	05/26/2015	Open			Accounts Payable	Deece Automotive	\$570.00		
31708	05/26/2015	Open			Accounts Payable	Dell Marketing, LP	\$15,441.77		
31709	05/26/2015	Open			Accounts Payable	Des Plaines Park District	\$760.00		
31710	05/26/2015	Open			Accounts Payable	Diamond Graphics, Inc.	\$160.00		
31711	05/26/2015	Open			Accounts Payable	E & M Maintenance Group	\$390.00		
31712	05/26/2015	Open			Accounts Payable	eDot	\$2,000.00		
31713	05/26/2015	Open			Accounts Payable	Elite Document Solutions	\$462.95		
31714	05/26/2015	Open			Accounts Payable	Federal Express Corporation	\$47.27		
31715	05/26/2015	Open			Accounts Payable	Felco Vending, Inc.	\$145.75		
31716	05/26/2015	Open			Accounts Payable	Fleetwood Roller Rink	\$425.00		
31717	05/26/2015	Open			Accounts Payable	Flint Trading, Inc.	\$3,762.50		
31718	05/26/2015	Open			Accounts Payable	Fra Noi	\$19.00		
31719	05/26/2015	Open			Accounts Payable	Frank Novotny & Associates	\$2,981.50		
31720	05/26/2015	Open			Accounts Payable	Freeway Ford Truck Sales, Inc.	\$622.88		
31721	05/26/2015	Open			Accounts Payable	Fullmer Locksmith Service, Inc.	\$18.00		
31722	05/26/2015	Open			Accounts Payable	Gale / Cengage	\$363.61		
31723	05/26/2015	Open			Accounts Payable	Gary T. Copp	\$825.00		
31724	05/26/2015	Open			Accounts Payable	Global Emergency Products	\$328.37		
31725	05/26/2015	Open			Accounts Payable	Goldstine, Skrodzki, Russian, Nemec & Hoff, LTD.	\$9,900.00		
31726	05/26/2015	Open			Accounts Payable	Granger	\$170.52		
31727	05/26/2015	Open			Accounts Payable	H. J. Mohr & Sons Company	\$6,343.43		
31728	05/26/2015	Open			Accounts Payable	Hallagan Business Machines	\$122.00		
31729	05/26/2015	Open			Accounts Payable	Horizon Screening	\$5,769.50		
31730	05/26/2015	Open			Accounts Payable	Huff-n-Puff Fitness Repair, LLC	\$150.00		
31731	05/26/2015	Open			Accounts Payable	Illinois City/County Management Association for, Governmental Studies	\$1,030.25		
31732	05/26/2015	Open			Accounts Payable	Illinois Library Association	\$150.00		
31733	05/26/2015	Open			Accounts Payable	Illinois Office of the State Fire Marshall	\$70.00		
31734	05/26/2015	Open			Accounts Payable	Infobase Learning	\$1,121.25		
31735	05/26/2015	Open			Accounts Payable	Ingram Library Services	\$4,136.29		
31736	05/26/2015	Open			Accounts Payable	Intoximeters	\$198.50		
31737	05/26/2015	Open			Accounts Payable	J & L Uniforms	\$459.89		
31738	05/26/2015	Open			Accounts Payable	J. R. Carpet, Inc.	\$2,760.00		
31739	05/26/2015	Open			Accounts Payable	J. Sterling Morton High School	\$5,000.00		
31740	05/26/2015	Open			Accounts Payable	Jack's Rental, Inc.	\$2,681.19		
31741	05/26/2015	Open			Accounts Payable	James Tricka	\$178.84		
31742	05/26/2015	Open			Accounts Payable	Jeremy Daugherty	\$900.00		
31743	05/26/2015	Open			Accounts Payable	Jim Ritz	\$25.00		

Payment Register

From Payment Date: 5/23/2014 - To Payment Date: 5/26/2015

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
31744	05/26/2015	Open			Accounts Payable	JNC Consulting, Inc.	\$3,150.00		
31745	05/26/2015	Open			Accounts Payable	John E. Reid and Associates, Inc.	\$1,010.00		
31746	05/26/2015	Open			Accounts Payable	Josephine Tucci	\$43.98		
31747	05/26/2015	Open			Accounts Payable	Just Tires	\$313.90		
31748	05/26/2015	Open			Accounts Payable	Kathryn J. Atwood	\$100.00		
31749	05/26/2015	Open			Accounts Payable	Kieft Bros., Inc.	\$1,371.65		
31750	05/26/2015	Open			Accounts Payable	King Transmission Company	\$1,595.00		
31751	05/26/2015	Open			Accounts Payable	Konica Minolta Business Solutions	\$2,300.00		
31752	05/26/2015	Open			Accounts Payable	Konica Minolta Business Solutions USA Inc.	\$988.68		
31753	05/26/2015	Open			Accounts Payable	L - K Fire Extinguisher Service	\$568.00		
31754	05/26/2015	Open			Accounts Payable	Laner Muchin, Ltd.	\$8,245.02		
31755	05/26/2015	Open			Accounts Payable	LaQuinta Inn & Suites- Douglasville	\$1,050.00		
31756	05/26/2015	Open			Accounts Payable	Lawndale News	\$1,976.16		
31757	05/26/2015	Open			Accounts Payable	Lexisnexis Risk & Information Analytics Group	\$350.00		
31758	05/26/2015	Open			Accounts Payable	Lyons & Pinner Electric Company	\$32,397.95		
31759	05/26/2015	Open			Accounts Payable	M. K. Sports	\$2,700.00		
31760	05/26/2015	Open			Accounts Payable	Marion Olea	\$24.06		
31761	05/26/2015	Open			Accounts Payable	McCann Industries, Inc.	\$36.35		
31762	05/26/2015	Open			Accounts Payable	McDonald Modular Solutions, Inc.	\$285.00		
31763	05/26/2015	Open			Accounts Payable	McDonough Mechanical Services, Inc.	\$1,702.42		
31764	05/26/2015	Open			Accounts Payable	Medical Reimbursement Services, Inc.	\$5,306.38		
31765	05/26/2015	Open			Accounts Payable	Menards	\$298.00		
31766	05/26/2015	Open			Accounts Payable	Menards	\$145.25		
31767	05/26/2015	Open			Accounts Payable	Menards	\$33.72		
31768	05/26/2015	Open			Accounts Payable	MES - Illinois	\$3,925.00		
31769	05/26/2015	Open			Accounts Payable	Mestrow Insurance Services, Inc.	\$154,433.00		
31770	05/26/2015	Open			Accounts Payable	Metro Collision Service / Metro Garage, Inc.	\$100.00		
31771	05/26/2015	Open			Accounts Payable	Mike & Sons	\$882.40		
31772	05/26/2015	Open			Accounts Payable	Moore Construction	\$1,200.00		
31773	05/26/2015	Open			Accounts Payable	Morning Noon & Night Plumbing	\$1,200.00		
31774	05/26/2015	Open			Accounts Payable	Municipal Clerks of SW Suburbs	\$25.00		
31775	05/26/2015	Open			Accounts Payable	NAPWDA-GA Workshop	\$550.00		
31776	05/26/2015	Open			Accounts Payable	National Business Institute	\$339.00		
31777	05/26/2015	Open			Accounts Payable	Northeast Multi-Regional Training, Inc.	\$300.00		
31778	05/26/2015	Open			Accounts Payable	Northeast Multi-Regional Training, Inc.	\$4,170.00		
31779	05/26/2015	Open			Accounts Payable	Northern Illinois Police Alarm System Inc.	\$27.00		
31780	05/26/2015	Open			Accounts Payable	Northwestern University Center for Public Safety	\$100.00		
31781	05/26/2015	Open			Accounts Payable	O.D. Sports	\$1,518.00		
31782	05/26/2015	Open			Accounts Payable	Occupational Health & Immediate Care of MacNeal	\$210.00		
31783	05/26/2015	Open			Accounts Payable	OFFICE DEPOT	\$128.04		
31784	05/26/2015	Open			Accounts Payable	Office Supply Hut	\$249.12		
31785	05/26/2015	Open			Accounts Payable	Ogden Carwash	\$24.99		
31786	05/26/2015	Open			Accounts Payable	Paessler AG	\$3,270.38		

Payment Register

From Payment Date: 5/23/2014 - To Payment Date: 5/26/2015

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
31787	05/26/2015	Open			Accounts Payable	Paradise 4 Paws	\$28.00		
31788	05/26/2015	Open			Accounts Payable	Penguin Random House, Inc.	\$103.75		
31789	05/26/2015	Open			Accounts Payable	Personalized Awards	\$672.00		
31790	05/26/2015	Open			Accounts Payable	Petco Animal Supplies, Inc.	\$61.98		
31791	05/26/2015	Open			Accounts Payable	Pirek O'Hare	\$533.09		
31792	05/26/2015	Open			Accounts Payable	Pitney Bowes	\$1,168.80		
31793	05/26/2015	Open			Accounts Payable	Pitney Bowes	\$400.00		
31794	05/26/2015	Open			Accounts Payable	Pony Baseball	\$400.00		
31796	05/26/2015	Open			Accounts Payable	Proliteracy / New Reader Press	\$29.00		
31797	05/26/2015	Open			Accounts Payable	Quarry Materials, Inc.	\$361.26		
31798	05/26/2015	Open			Accounts Payable	R.E. Walsh & Associates, Inc.	\$625.00		
31799	05/26/2015	Open			Accounts Payable	RAILS	\$8,758.00		
31800	05/26/2015	Open			Accounts Payable	Reliable Materials-Lyons LLC	\$2,760.00		
31801	05/26/2015	Open			Accounts Payable	Richard C. Dahms	\$2,025.00		
31802	05/26/2015	Open			Accounts Payable	Romeoville Fire Academy	\$3,435.00		
31803	05/26/2015	Open			Accounts Payable	Ronald Pedecone	\$2,349.98		
31804	05/26/2015	Open			Accounts Payable	Roscoe Company	\$905.07		
31805	05/26/2015	Open			Accounts Payable	Sams Club / Synchrony Bank	\$1,578.38		
31806	05/26/2015	Open			Accounts Payable	Sams Club / Synchrony Bank	\$375.86		
31807	05/26/2015	Open			Accounts Payable	Sams Club / Synchrony Bank	\$134.08		
31808	05/26/2015	Open			Accounts Payable	Santa's Village Azooement Park	\$287.23		
31809	05/26/2015	Open			Accounts Payable	Schultz Supply Company, Inc.	\$1,064.00		
31810	05/26/2015	Open			Accounts Payable	Scout Electric Supply	\$221.25		
31811	05/26/2015	Open			Accounts Payable	Shane's Office Supply Company	\$58.62		
31812	05/26/2015	Open			Accounts Payable	Sharon Lorenzi	\$164.38		
31813	05/26/2015	Open			Accounts Payable	Shaw Media	\$15.00		
31814	05/26/2015	Open			Accounts Payable	Showcases	\$375.00		
31815	05/26/2015	Open			Accounts Payable	Sportsfields, Inc.	\$787.50		
31816	05/26/2015	Open			Accounts Payable	Sprint	\$1,676.05		
31817	05/26/2015	Open			Accounts Payable	Standard Equipment Company	\$950.08		
31818	05/26/2015	Open			Accounts Payable	Storino, Rannello & Durkin	\$11,331.43		
31819	05/26/2015	Open			Accounts Payable	Striker Lanes	\$3,788.48		
31820	05/26/2015	Open			Accounts Payable	Suburban Laboratories, Inc.	\$480.00		
31821	05/26/2015	Open			Accounts Payable	Sullivan's Law Directory	\$1,902.00		
31822	05/26/2015	Open			Accounts Payable	Superior Lamp Inc.	\$75.93		
31823	05/26/2015	Open			Accounts Payable	SWAN	\$68.62		
31824	05/26/2015	Open			Accounts Payable	Target Auto Parts	\$296.91		
31825	05/26/2015	Open			Accounts Payable	Tele-Tron Ace Hardware	\$36.00		
31826	05/26/2015	Open			Accounts Payable	Tele-Tron Ace Hardware	\$227.55		
31827	05/26/2015	Open			Accounts Payable	Tele-Tron Ace Hardware	\$344.94		
31828	05/26/2015	Open			Accounts Payable	Teri King	\$231.72		
31829	05/26/2015	Open			Accounts Payable	Teri King	\$100.00		
31830	05/26/2015	Open			Accounts Payable	Teri King	\$100.00		
31831	05/26/2015	Open			Accounts Payable	The Lakota Group	\$100.00		
31832	05/26/2015	Open			Accounts Payable	Third Millennium Associates, Inc.	\$6,299.23		
31833	05/26/2015	Open			Accounts Payable	Thomas J. Pavlik	\$14,049.41		
31834	05/26/2015	Open			Accounts Payable	Thomson Reuters- West	\$36.80		
31835	05/26/2015	Open			Accounts Payable	Town of Cicero, Animal Welfare Dept.	\$329.72		
31836	05/26/2015	Open			Accounts Payable	Traffic Control & Protection, Inc.	\$1,049.75		
							\$8,911.25		

Payment Register

From Payment Date: 5/23/2014 - To Payment Date: 5/26/2015

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
31837	05/26/2015	Open			Accounts Payable	Triad Automotive	\$907.46		
31838	05/26/2015	Open			Accounts Payable	U.S. Postmaster	\$117.00		
31839	05/26/2015	Open			Accounts Payable	Unique Plumbing	\$114,822.94		
31840	05/26/2015	Open			Accounts Payable	Upstart, Inc.	\$296.20		
31841	05/26/2015	Open			Accounts Payable	US Gas	\$240.00		
31842	05/26/2015	Open			Accounts Payable	USIC Locating Services, Inc.	\$5,957.11		
31843	05/26/2015	Open			Accounts Payable	Verifications, Inc.	\$42.20		
31844	05/26/2015	Open			Accounts Payable	Verizon Wireless - LeHigh	\$30.48		
31845	05/26/2015	Open			Accounts Payable	Village of Orland Park	\$1,040.00		
31846	05/26/2015	Open			Accounts Payable	Warehouse Direct	\$163.50		
31847	05/26/2015	Open			Accounts Payable	Weiner Machine	\$4,955.86		
31848	05/26/2015	Open			Accounts Payable	Zee Medical, Inc.	\$316.56		
31849	05/26/2015	Open			Accounts Payable	Aron Perez	\$210.00		
31850	05/26/2015	Open			Accounts Payable	Beatriz Morales	\$210.00		
31851	05/26/2015	Open			Accounts Payable	Eduardo Lopez	\$70.00		
31852	05/26/2015	Open			Accounts Payable	Erik Johnson	\$2,997.50		
31853	05/26/2015	Open			Accounts Payable	Griffin Ventures 1, LLC	\$1,475.00		
31854	05/26/2015	Open			Accounts Payable	Itzel & Jorge Gonzalez	\$1,475.00		
31855	05/26/2015	Open			Accounts Payable	Jorge Morales	\$1,475.00		
31856	05/26/2015	Open			Accounts Payable	Kate Pravera	\$3,500.00		
31857	05/26/2015	Open			Accounts Payable	Mark Titzer	\$2,800.00		
31858	05/26/2015	Open			Accounts Payable	Michelle Kempa-Lerma	\$3,500.00		
31859	05/26/2015	Open			Accounts Payable	Michelle Tomsovic	\$50.00		
31860	05/26/2015	Open			Accounts Payable	Phillip Holt Jr.	\$75.00		
Type Check Totals:									
01 - General Cash Totals							\$924,750.28		

Checks	Status	Count	Transaction Amount	Reconciled Amount
	Open	210	\$924,750.28	\$0.00
	Reconciled	0	\$0.00	\$0.00
	Voided	0	\$0.00	\$0.00
	Stopped	0	\$0.00	\$0.00
	Total	210	\$924,750.28	\$0.00

All	Status	Count	Transaction Amount	Reconciled Amount
	Open	210	\$924,750.28	\$0.00
	Reconciled	0	\$0.00	\$0.00
	Voided	0	\$0.00	\$0.00
	Stopped	0	\$0.00	\$0.00

Payment Register

From Payment Date: 5/23/2014 - To Payment Date: 5/26/2015

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
				Total			\$924,750.28	\$0.00	
Grand Totals:									
Checks									
		Status	Count	Transaction Amount	Reconciled Amount				
		Open	210	\$924,750.28	\$0.00				
		Reconciled	0	\$0.00	\$0.00				
		Voided	0	\$0.00	\$0.00				
		Stopped	0	\$0.00	\$0.00				
		Total	210	\$924,750.28	\$0.00				
All									
		Status	Count	Transaction Amount	Reconciled Amount				
		Open	210	\$924,750.28	\$0.00				
		Reconciled	0	\$0.00	\$0.00				
		Voided	0	\$0.00	\$0.00				
		Stopped	0	\$0.00	\$0.00				
		Total	210	\$924,750.28	\$0.00				

K-3

Mayor
Robert J. Lovero



City Clerk
Thomas J. Pavlik

A CENTURY OF PROGRESS WITH PRIDE

6700 W 26th Street • Berwyn, IL 60402 • Ph: (708) 788-2660 • Fax: (708) 788-2675 • Berwyn-IL.gov

May 26, 2015

TO: The Honorable Robert J. Lovero
Members of the City Council

RE: Handicap Parking Space Removal, 1324 S. Harvey Ave. Permit Number #187.

Ladies and Gentlemen:

For your consideration, I respectfully request the revocation of Ms. Laura Hannigan's Handicap Signs in front of her residence at the above noted address for the following:

1. Non-compliance under Ordinance 484.05 Sec. (B) (5) *The applicant must verify that neither the permanently disabled or disabled veteran resident involved has reasonable access to a garage or a driveway adjacent to a garage located at the address of the permanently disabled or disabled veteran resident of the city.*
2. Purchased an off-street vehicle sticker for the 2014/15 year.
3. Noted by BPD Community Service Officers on various shifts that resident does not park in front of her residence. Instead she parks in her on-site garage.
4. Has not formerly renewed handicap space since 2013.

Ms. Hannigan was notified of the impending removal of the signs due to non-compliance; first on April 13, 2015 and then on May 5, 2015, when a final notice was sent.

Due to her lack of response, it would be my recommendation to immediately remove the handicap parking signs in front of 1324 S. Harvey Ave.

Sincerely,

Thomas J. Pavlik, CMC
City Clerk

TJP/sla

Enc: 04/13/15 letter
05/05/15 letter



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

April 13, 2015

Ms. Laura Hannigan
1324 Harvey Avenue
Berwyn, IL 60402

Re: Handicapped Parking Space located at 1324 Harvey Avenue

Dear Ms. Hannigan:

It has come to the attention of the City Clerk's Office and the Berwyn Police Department that the Reserved Handicapped Parking sign in your name is not being properly utilized and may be in violation of Local Ordinance.

484.05 Sec. (B) (5) *The applicant must verify that neither the permanently disabled or disabled veteran resident involved has reasonable access to a garage or a driveway adjacent to a garage located at the address of the permanently disabled or disabled veteran resident of the city.*

Therefore, the City Clerk's Office has invoked the right to act under Local Ordinance 484.05 (J) *City staff has the right and authority to review and reevaluate the current use of parking spaces for the permanently disabled pursuant to this section and shall make recommendations to the City Council as to any such reserved parking spaces which may no longer be appropriate. The City Council shall have the right to revoke any reserved parking spaces previously approved.*

Furthermore, after investigating, it is our belief that you are not using the assigned Handicap space to park your vehicle on a regular basis and in fact you are utilizing the garage on your property to park said vehicle. You have also purchased a 2014/2015 "Off Street" City of Berwyn Vehicle Sticker at a discount rate of \$30 (see attached copy.)

Please contact the Office of the City Clerk of Berwyn (708) 749-6453 within 10 (ten) days of receipt of this letter to refute anything aforementioned in this letter and/or to present evidence to the contrary. Failure to do so may result in the City Clerk's Office taking action to revoke and remove your assigned Reserved Handicapped Parking Sign. A copy of Local Ordinance 484.05 is enclosed for your information.

Respectfully,

Thomas J. Pavlik, CMC
Berwyn City Clerk

TP/sa

Enc: (1) copy of Ordinance



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www.berwyn-il.gov

May 5, 2015

Ms. Laura Hannigan
1324 Harvey Avenue
Berwyn, IL 60402

Re: **Final Notice prior to removal of Handicapped Parking Space located at
1324 Harvey Avenue**

Dear Ms. Hannigan:

On April 13, 2015 I sent you a letter explaining that my office had been advised that the Reserved Handicap Parking signs in your name were not being properly utilized and may be in violation of the Local Ordinance. (A copy of the Ordinance was attached).

I also stated that, after investigating, it was our belief that you are not using the assigned Handicap space to park your vehicle on a regular basis and in fact you are utilizing the garage on your property to park said vehicle. You have purchased a 2014/2015 "Off Street" City of Berwyn Vehicle Sticker at a discount rate of \$30.

I had requested that you contact my office within (10) days to present evidence to the contrary. To date my office has had no contact with you. Please know that (10) days from today's date we will be removing the signs.

Respectfully,

Thomas J. Pavlik, CMC
Berwyn City Clerk

TP/sa

K-A

Mayor
Robert J. Lovero



City Clerk
Thomas J. Pavlik

M E M O R A N D U M

May 26, 2015

TO: The Honorable Robert J. Lovero
Members of the City Council

RE: Handicap Parking Permit #137
1822 S. Wesley Ave, Berwyn, IL 60402

Ladies and Gentlemen:

The attached application has been reviewed and is submitted for your consideration with a recommendation for **APPROVAL** to allow the handicap parking space to remain.

1. The handicap signs were originally installed for the applicant's husband, Jerome, who passed away at the end of last year.
2. Mrs. Maurer has presented a valid handicap placard.
3. She shares the 2-flat residence with her brother-in-law, who also has a valid handicap placard.
4. The signs are nestled in between 1820 and 1824 S. Wesley, where handicap signs are also currently installed.

Thank you very much,

A handwritten signature in blue ink, appearing to read "Thomas J. Pavlik", is written over a faint, illegible stamp.

Thomas J. Pavlik, CMC
City Clerk

TJP/sla

Enc: Handicap Application



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www.berwyn-il.gov

Affidavit For Handicapped Parking Sign or Drop Off Zone

You must have a permanent Handicap State Plate or Handicap Placard to park any vehicle in a designated Handicap Parking space

INITIAL RENEWAL

*Replacing
husband's
sign already on site
1822 LOWESLEY*

MARY ANN MAURER
(Name of Handicapped Applicant)

(Date of Birth)

(Berwyn Address)

(Name of caregiver, or guardian if minor)

(Date of Birth)

(Telephone /Cell Phone Number)

Is there a garage on the property? Yes No

Are you the homeowner? Yes No

If so, what is the garage currently being used for? storage

Driveway ___ Carport ___

All Applicants must submit the Physicians form (A)

Renters must submit the Owner Consent form (B)

Vehicle Information

GM SATURN VUE
(Vehicle make and model)

BLUE 2004
(Color / Year)

13800
(Illinois License Plate Number)

18543
(Current City Vehicle Sticker Number)

(Illinois Handicapped Plate)

CE 68980
(Illinois Permanent Handicap Placard Number)

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.

[Signature]
Signature of Applicant or Legal Guardian

5-6-15
Date

Return the completed form to the City Clerk's Office at Berwyn City Hall

6700 West 26th Street, Berwyn, Illinois

The City of Berwyn
Mayor Robert J. Lovero



Thomas J. Pavlik
City Clerk

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www.berwyn-il.gov

Physician Form (A)

This form must be filled out in its entirety and signed by your physician.

Physician must state, by printing below, the nature of the patient's handicap

Does the patient utilize any of the following? :

Walker _____ Wheel Chair _____ Cane _____ Oxygen _____

I hereby certify that the physical conditions of the above named "Handicapped Person" constitutes him/her as a handicapped person as defined under the statutory provision Par. 1-159 (Physically Handicapped Person – Every natural 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.)

(Physician's Signature/Stamp)

5-6-15

(Date)

Dr. Robin Rothbard
7222 W Cermak Rd Ste 700
North Riverside, IL 60546
708-660-6400 fax 708-447-9748

(Address and Telephone Number)

**Return the completed form to the City Clerk's Office at Berwyn City Hall
6700 West 26th Street, Berwyn, Illinois**

COMBINED VETERANS OF BERWYN



American Legion Post 256
Veterans of Foreign Wars Post 2378
VIETNOW
Italian American War Veterans Post 1

2015 Chairman American Legion 256

2015 Coordinators:
Frank Amaro
Wayne Parthun

COMBINED VETERANS OF BERWYN



American Legion 256 – Italian American War Veterans Post 1
VIETNOW - Veterans of Foreign Wars Post 2378

2015 Schedule

Easter Parade

(CVB Chairman Frank Amaro)

TBD – North Berwyn Park District to provide details

Berwyn Baseball Parade

(CVB Chairman Frank Amaro)

Saturday April 25, 2015

8:30am

Color guard for parade and baseball field

Poppy Days

(CVB Chairman Frank Amaro)

May 15 – 25, 2015

Veteran Organizations Poppy Sales (American Legion Post 256, Veterans of Foreign Wars Post 2378, VIETNOW, Italian American War Veterans Post 1, American Legion Post 422)

Chicago Memorial Day Parade

(CVB Chairman Tom Day / Frank Amaro)

Saturday May 24, 2015

Honor Guard & emergency vehicle to represent Mayor Robert J. Lovero City of Berwyn (JROTC flag team, etc at stage area – Day/Amaro)

Memorial Day Ceremonies

(CVB Chairman Fred Montila)

Monday May 26, 2014

1100 hrs Traditional ceremony at the Berwyn Health Department

1130 hrs Traditional ceremony at City Hall (request key for flag pole)

1330 hrs Mount Auburn Cemetery

City and emergency assistance needed

Flag Day Ceremony

(CVB Chairman Amaro / Day)

TBD

1130 hrs TBD / Flag ceremony

1200 hrs Picnic

1230 hrs Flag retirement (burn permit request) – Public may drop off old flags (2hrs)

COMBINED VETERANS OF BERWYN



American Legion 256 – Italian American War Veterans Post 1
VIETNOW - Veterans of Foreign Wars Post 2378

Flag Sales

(CVB Chairman Frank Amaro)

June 25 – July 4, 2015

Veteran Organizations Flag Sales (American Legion Post 256, Veterans of Foreign Wars Post 2378, VIETNOW, Italian American War Veterans Post 1)

4th of July Ceremony

(CVB Chairman Wayne Parthun)

Saturday July 4, 2014

0600 hrs Ceremony at each of the locations listed below: (14 locations)

1. Morton West High School
 2. Berwyn Library
 3. Proksa Park
 4. Berwyn Recreation Department
 5. Berwyn Police Department
 6. Berwyn Park District Liberty Center
 7. Berwyn Health Department
 8. Berwyn City Hall
 9. Serenity Park
 10. Mraz Park Berwyn park District
 11. Berwyn Fire House #2 (North Station)
 12. North Berwyn Park District
 13. VFW Post 2378
 14. American Legion Post 256
- Police escort requested by CVB

World War I Memorial

(CVB Chairman Wayne Partun)

Saturday August 29, 2015 (same date as Route 66 car show)

1100 hrs Memorial for World War during the Route 66 car show, details to come

Houby Day Parade

(CVB Chairman Wayne Parthun)

Sunday October 4, 2015

TBD Parade and displays

Hillside Veterans Parade

(CVB Chairman Fred Motilla)

November 2015 (TBD)

Honor Guard & emergency vehicle to represent Mayor Robert J. Lovero City of Berwyn

COMBINED VETERANS OF BERWYN



American Legion 256 – Italian American War Veterans Post 1
VIETNOW - Veterans of Foreign Wars Post 2378

Veterans Day

(CVB Chairman Wayne Parthun)
Monday November 11, 2015
1100hrs Berwyn City Hall

Thanksgiving Day Dinner (CVB Chairman Frank Amaro)

Thursday November 26, 2015
1230hrs Mayor Lovero giving thanks program for Thanksgiving Dinner Present flags and volunteers,
Liberty Center – Berwyn Park District

Pearl Harbor Day

(CVB Chairman Frank Amaro)
Monday December 7, 2015
11am Berwyn City Hall

Toys for Tots

(CVB Chairman Frank Amaro)
November 21 – December 12, 2015
TBD Different locations within the City of Berwyn

Baskets for the Needy

(CVB Chairman Frank Amaro)
Saturday December 19, 2015
0900hrs Mayor Lovero Holiday Program for Christmas / Sponsor and volunteers

Christmas Day with the Sailors

(CVB Chairman Frank Amaro)
Friday December 25, 2015
All Day event 10th Annual Sailors in Berwyn for Christmas at SkyLite West Banquets

**Any request from the City of Berwyn will need to be directed to Combined Veterans of Berwyn 2015
Coordinators Frank Amaro and or Wayne Parthun to be placed on the monthly agenda.*

COMBINED VETERANS OF BERWYN



American Legion 256 – Italian American War Veterans Post 1
 VIETNOW - Veterans of Foreign Wars Post 2378

2015 Combined Veterans of Berwyn

2015 Chairman	(Post 256)XXXXXXXXXXXXXX
2015 Coordinators	Wayne Parthun & Frank Amaro
Member	Vietnow Cicero / Berwyn Chapter
Member	American Legion Post 256 Commodore Barry
Member	Italian American War Veterans Filippo Mazzei Post 1
Member	Veterans of Foreign Wars Post 2378

Organization:	Representative:
American Legion Post 256 Commodore Barry	Commander
Italian American War Veterans Post 1	Commander
Vietnow Cicero/Berwyn Chapter	President
Veterans of Foreign Wars Post 2378	Commander

Past CVB Chairman 2005	Wayne Parthun (American Legion 422)
Past CVB Chairman 2006	Jack Meshek (VFW Post 2378)
Past CVB Chairman 2007	Ben Pennacchio (American Legion 256)
Past CVB Chairman 2008	*Roy Kalina (Amvets Post 24)
Past CVB Chairman 2009	Gary Krzewkowski (Vietnow)
Past CVB Chairman 2010	Ben Pennacchio (American Legion 256)
Past CVB Chairman 2011	Frank Amaro (IAWV Post 1)
Past CVB Chairman 2012	Robert Tinson (VFW 2378)
Past CVB Chairman 2013	Gary Krzewkowski (Vietnow)
Past CVB Chairman 2014	Frank Amaro (IAWV Post 1)

Host Post Schedule 2013 – 2018

2013	Vietnow
2014	Italian American War Veterans Post 1
2015	American Legion 256
2016	Veterans of Foreign Wars Post 2378
2017	American Legion Post 422
2018	Italian American War Veterans Post 1

K-6

Dear Berwyn Fire Department

My name is Kyleen Fergus and I am the physical education teacher at Hiawatha Elementary school. Last year we held our annual Olympic Fun Day at Janura Park. My students look forward to this event all year long and it takes a lot of planning on my end. Last year the Berwyn Fire Department happened to be at Janura Park the same time that we were. We asked the fire fighters to spray the third, fourth and fifth graders with the fire hose. The students loved being sprayed and they are still talking about how much fun that they had at Olympic Fun Day. The students don't remember what games we played or who won what race, all they remember is that the Berwyn fire fighters took time out of their busy day and made the Olympic Fun Day a day to remember! This was by far my students' favorite event of the entire day. They talked about the fire department throughout the year and they keep asking if they will see the fire fighters again this year.

So Berwyn Fire Department would you please consider giving my students something to talk about for another year? They worked so hard all year and they would be delighted if you would drop by our Olympic Fun Day again this year. Please let me know if you could come to Janura Park Friday May 29th anywhere from 1:30-2:30. You would have no idea what this would mean to all my students at Hiawatha Elementary School. Please help me make this day a memorable day. Thank you!

Sincerely,

Kyleen Fergus
Hiawatha Elementary PE
Kfergus@bsd100.org
630-697-9203



Request for Block Party & Guidelines

City of Berwyn
Thomas J. Pavlik, City Clerk

tpavlik@ci.berwyn.il.us
lguerrier@ci.berwyn.il.us

Date: 5/30/15

Mayor Lovero & Members of the Berwyn City Council

Re: Block Party located at Wenonah & Roosevelt block of Caldasah

Honorable Mayor Lovero & Members of City Council:

Attached, please find a petition for a block party on the 1200 block of Wenonah. The residents request permission to hold the event on the 5/30 with a rain date of . We are aware of the ordinance regarding block parties and will abide by all of them.

The Berwyn Police Department believes in building strong partnerships within the neighborhood. An Officer or McGruff can briefly visit the block party and distribute some information about the Police Department. If available, we would you like to have an Officer/McGruff stop at our block party? YES () or NO ()

Block parties provides an opportunity for us to get to know the Fire Department as well as the opportunity for the Fire Department to get to know the residents, as it promotes fire safety education. Berwyn's Fire and Safety Services would be glad to provide a fire engine to visit the block party, if available. If available, we would like to have the Fire Department visit our block party? YES () or NO ()

Thank you for your consideration.

Yours truly,

Print Name: Brendan O'Connor

Address: 7021 Roosevelt Rd.

Phone: 708-307-5830

E-Mail brendan@bigguys sausage.com

****PLEASE RETURN 4 WEEKS PRIOR TO DATE REQUESTED****

K-8

Robert J. Lovero
Mayor



Thomas J. Pavlik
City Clerk

A CENTURY OF PROGRESS WITH PRIDE

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APPLICATION FOR A BLOCK PARTY

As organizer, I certify that I circulated and submitted with this application a petition signed by over 50% of the residents on the 2900 block of MAPLE AVE to hold a Block Party on JULY 4, 2015, ²⁰¹⁵~~2013~~ with an alternate/rain date of JULY 5, 2015, ²⁰¹⁵~~2013~~.

I have received and agree to abide by all rules regulating Block Parties and understand all activities must end by 9 p.m. See City Ordinance on reverse. Notice of Council's decision will be sent via email.

Organizer PAUL STOROZYNSKI

WE UNDERSIGNED RESIDENTS OF THE 2900 BLOCK OF MAPLE Ave
DO HEREBY REQUEST PERMISSION TO CONDUCT A BLOCK PARTY ON
July 4, 2015 WITH A RAIN OF July 5, 2015
BETWEEN THE HOURS OF _____ AND _____.

ALL REFUSE MUST BE PLACED IN PROPER CONTAINERS FOR PICKUP BY
CLEARING DISPOSAL***

ADDRESS:

2931 MAPLE
2908 MAPLE
" "
" "
2943 S. Maple
" " "
2942 S. MAPLE
" " "
2934 MAPLE
2938 Maple
2903 Maple
2931 MAPLE
2914 S. MAPLE
2927 S. Maple
2927 S. Maple
2933 S. Maple
2933 S. Maple

K-9

Robert J. Lovero
Mayor



A Century of Progress with Pride

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

THOMAS J. PAVLIK
CITY CLERK

Date: MAY 15, 2015

Mayor Lovero & Members
Of the Berwyn City Council

Re: Block Party 3400 block of MAPLE

Honorable Mayor Lovero & Members of City Council:

Attached, please find a petition for a block party on the 3400 block
of MAPLE AVE.

The residents request permission to hold the event on Saturday, July 18th

With a rain date of Sunday, July 19th. We are aware of the ordinance
regarding block parties and will abide by all of them.

Thank you for your consideration.

Yours truly,
Frank & Jen Rodriawez

THE 3400 BLOCK OF Maple

CONDUCT A BLOCK PARTY ON Saturday, July 18th

AND 9pm, OUR RAIN DATE IS July 19th

CONTAINERS FOR PICKUP BY CLEARING DISPOSAL**

ADDRESS

3412 Maple
3444 MAPLE
3437 MAPLE
2 3413 MAPLE
3429 Maple Ave
3433 Maple Ave
with 3438 Maple Ave
3434 MAPLE
3425 Maple
3428 Maple Ave.
3424 MAPLE AVE.
3416 Maple Avenue
3420 Maple Avenue

K-10

Robert J. Lovero
Mayor



Thomas J. Pavlik
City Clerk

A CENTURY OF PROGRESS WITH PRIDE

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APPLICATION FOR A BLOCK PARTY

As organizer, I certify that I circulated and submitted with this application a petition signed by over 50% of the residents on the 3100 South block of Clarence to hold a Block Party on July 18, 2015, 2013 with an alternate/rain date of _____, 2013.

I have received and agree to abide by all rules regulating Block Parties and understand all activities must end by 9 p.m. See City Ordinance on reverse. Notice of Council's decision will be sent via email.

Organizer Andrea Rogalski

