

**THOMAS G. SHAUGHNESSY
MAYOR**

**MICHAEL J. WOODWARD
CITY CLERK**

**MINUTES
BERWYN CITY COUNCIL
AUGUST 10, 2004**

- 1) The regular meeting of the Berwyn City Council was called to order at 8:00 p.m., with Mayor Shaughnessy presiding. Upon the call of the roll, the following members responded present. A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Absent: Chapman. Thereafter, the Chair declared a quorum present and the meeting duly convened for further business.
- 2) The Pledge of Allegiance was recited and the Mayor called for a moment of silence for the betterment of the community; for the safe return of the armed forces overseas; in memory of Dolores Termini's daughter; Alderman Chapman's former mother-in-law; the speedy recovery of Carol Pechous; and for the successful season of the Berwyn Bronco Baseball Team.

At this time Alderman Lovero made a motion, seconded by A. Bojovic to excuse Alderman Chapman from this meeting. The motion carried by voice vote.

- 3) The open forum portion of the meeting was announced. Michael O'Connor, 3442 Wisconsin expressed concerns in the TIF application process regarding the property located at 6948-52 Windsor Avenue.
- 4) The minutes of the Berwyn City Council held on July 27, 2004, were submitted. A. Bojovic made a motion, seconded by Fron, to approve the minutes as presented. The motion carried by voice vote.
- 5) The Mayor submitted a communication recommending written policies regarding past due water bill payments. After discussion, Fron made a motion, seconded by Pechota, to refer the matter to the Public Works Committee. The motion carried by voice vote.
- 6) The Mayor submitted a communication on behalf of the Committee of the Whole regarding building codes and recommended that the matter be scheduled for a meeting on August 17, 2004, for further discussion and that it be removed from the referral list. B. Bojovic made a motion, seconded by A. Bojovic, to concur in the recommendation and accept the matter as informational. The motion carried by voice vote.

- 7) The Mayor submitted a communication on behalf of the Committee of the Whole regarding 3716 Clarence, a 3rd floor apartment and recommended that the matter be deferred generally and removed from the Committee of the Whole referral list. A. Bojovic made a motion, seconded by Pechota, to concur in the recommendation. The motion carried by voice vote.
- 8) The Mayor submitted a communication on behalf of the Committee of the Whole regarding privatizing the Building Department and stated that the matter has been addressed and that it be removed from the referral list. Fron made a motion, seconded by A. Bojovic, to concur in the recommendation and accept the matter as informational. The motion carried by voice vote.
- 9) The Mayor submitted a communication on behalf of the Committee of the Whole regarding the Public Access Internet Terminals and stated that the Council has disapproved of terminal installations and that the matter be removed from the Committee of the Whole referral list. A. Bojovic made a motion, seconded by Fron, to concur in the recommendation and accept the matter as informational. The motion carried by voice vote.
- 10) The Mayor submitted a communication on behalf of the Committee of the Whole regarding Fleet Care, 6545 Stanley and recommended that the matter be removed from the referral list since the building has been demolished. A. Bojovic made a motion, seconded by Pechota, to concur in the recommendation and to accept the matter as informational. The motion carried by voice vote.
- 11) The Mayor submitted a communication on behalf of the Committee of the Whole regarding a security system for City Hall and recommended that the matter be removed from the referral list and that future proposals would be considered. A. Bojovic made a motion, seconded by Pechota, to concur in the recommendation and accept the matter as informational. The motion carried by voice vote.
- 12) The Mayor submitted a communication on behalf of the Committee of the Whole regarding reconstruction of the N/S alley east of Harlem, Stanley and 31st and recommended that the matter be addressed by the Budget Committee and removed from the referral list. B. Bojovic made a motion, seconded by Pechota, to concur in the recommendation and refer the matter to the Budget Committee. The motion carried by voice vote.
- 13) The Mayor submitted a communication on behalf of the Committee of

the Whole regarding a Valet Parking Ordinance and submitted an ordinance entitled:

ORDINANCE TO PERMIT, LICENSE AND REGULATE VALET PARKING

Brocato made a motion, seconded by Fron, to waive the reading, concur in the recommendation, adopt the ordinance as presented and authorize the appropriate corporate authorities to affix their signatures thereto. The motion carried by the following roll call: A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none. Excused: Chapman.

- 14) The Mayor submitted a communication requesting approval for Dunkin Donuts, Togo's to include Baskin-Robbins at 6601 W. Cermak Road. Pechota made a motion, seconded by Brocato, to concur and approve said request. The motion carried by the following roll call: Yeas: A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Fortunato. Nays: Lovero. Excused: Chapman.
- 15) The Zoning Board of Appeals submitted a Resolution pertaining to 1613 S. Oak Park Avenue for a variation to construct a six unit condo building. Fron suggested that the applicants have considered a four unit condo and made a motion, seconded by Brocato, to refer the matter back to the Zoning Board of Appeals for reconsideration. The motion carried by voice vote.
- 16) The Zoning Board of Appeals submitted a Resolution and Ordinance pertaining to the property at 6226 Cermak Road for the installation of nine US Cellular antennas. Brocato made a motion, seconded by Pechota, to waive the reading, concur and adopt the Resolution and Ordinance as presented and authorize the appropriate corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Pechota, Brocato, Fron, Lovero. Nays: A. Bojovic, B. Bojovic, Fortunato. Excused: Chapman.
- 17) The Zoning Board of Appeals submitted a Resolution and Ordinance pertaining to the property at 6411 W. 34th St., for a variation to allow the construction of a canopy at the front door entrance. A. Bojovic made a motion, seconded by Brocato, to waive the reading, concur, adopt the Resolution and Ordinance as presented and authorize the corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: A. Bojovic, B. Bojovic, Pechota, Fron, Lovero, Fortunato. Nays: Brocato. Excused: Chapman.

- 18) Alderman Lovero submitted the Payroll Report for July 28, 2004, in the total amount of \$675,785.31. Lovero made a motion, seconded by Pechota, to concur in the recommendation and approve for payment. The motion carried by the following roll call: Yeas: A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none. Excused: Chapman.
- 19) Alderman Lovero submitted the Payables for August 10, 2004, in the total amount of \$462,600.28. Lovero made a motion, seconded by Pechota, to concur in the recommendation and approve for payment. The motion carried by the following roll call: Yeas: A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none. Excused: Chapman.
- 20) Alderman Fortunato submitted a communication on behalf of Zafar Mawani of the Roosevelt Road Business Assoc., requesting permission for the second annual Rally Round Roosevelt Road Summer Sweep Event on Saturday, August 14, 2004. Fortunato made a motion, seconded by A. Bojovic, to waive the reading and accept the matter as informational. The motion carried by voice vote.
- 21) Alderman Chapman submitted a communication requesting discussion on the property/sale of 3245 Grove Avenue. Pechota made a motion, seconded by Fortunato, to concur with the decision made in tonight's Committee of the Whole meeting and authorize the Building Director to handle the matter per the directive of City Council. The motion carried by the following roll call: Yeas: A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none. Excused: Chapman.
- 22) Alderman Chapman submitted a communication requesting handicapped spaces for Community Care Options, 6918 Windsor Avenue. Pechota made a motion, seconded by A. Bojovic, to concur in the recommendation and authorize the installation of said signs with certain time restrictions. The motion carried by the following roll call: Yeas: A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none. Excused: Chapman.
- 23) A deferred communication was submitted by the Berwyn Police Department requesting a handicapped sign for Angel Tallerico, 3311 Wisconsin. Lovero made a motion, seconded by B. Bojovic, to defer the matter. The motion carried by voice vote.
- 24) The Law Department submitted a communication requesting adjournment to executive session for the purpose of discussing

pending litigation. The Mayor declared the matter moot since those discussions were held at the Committee of the Whole meeting.

- 25) The Law Department submitted an agreement entitled:

AGREEMENT WITH CERMAK PLAZA CONCERNING MAINTENANCE, REPAIR AND REPLACEMENT OF THE PUBLIC WATER SUPPLY SYSTEM ON PLAZA PROPERTY TO SUPPLEMENT ILLINOIS EPA WATER MAIN REPLACEMENT CUSTODIAL AGREEMENT

Lovero made a motion, seconded by Fron, to waive the reading, concur, adopt the Agreement as presented and authorize the appropriate corporate authorities to affix their signatures thereto. The motion carried by the following roll call: A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none. Excused: Chapman.

- 26) The Law Department submitted an ordinance entitled:

AN ORDINANCE TO AMEND BERWYN CODIFIED ORDINANCE SECTION 1444.01 CONCERNING WATER USE (DURING CONSTRUCTION), METERS, TAPS, ETC. FEES

Lovero made a motion, seconded by Pechota, to waive the reading, concur, adopt the ordinance as presented and authorize the appropriate corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none. Excused: Chapman

- 27) At this time, the Consent Agenda, items K-1 through K-13 were submitted:

- K-1 Girl Scout Cookie sales and fall product activity sales-10/04 thru March 26, 2005
- K-2 Block alley sale-7100 block of Riverside Dr.-8/14 & 15/04
- K-3 Berwyn Hispanic Heritage Celebration-Kriz Park-9/18/04
- K-4 Disabled Vets Forget-Me-Not Drive-Sept. 3rd thru Sept. 6, 2004
- K-5 Block Party-3400 block Highland-Sept. 5, 2004
- K-6 Block Party-1200 block Harvey-Aug. 21, 2004
- K-7 Block Party-3200 block Wisconsin-Aug. 14, 2004
- K-8 Block Party-3100 block Wenonah-Aug. 14, 2004
- K-9 Block Party-3400 block Home-Aug. 14, 2004
- K-10 International Christian Fellowship Car Wash-Aug. 14, 2004

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- K-11 Building Dept.-Building Permits issued during July, 2004
- K-12 Block Party-3800 block Harvey-Aug. 21, 2004
- K-13 Pav YMCA rummage sale-Aug. 21, 2004

A. Bojovic made a motion, seconded by Pechota, to concur, grant permission contingent upon compliance with all City ordinances and accept as informational. The motion carried by voice vote.

- 28) The Mayor reminded the Council of a previously called Committee of the Whole meeting for August 17, 2004, at 6:00 p.m. with Milton Persin regarding Building and Zoning Codes and also called a Committee of the Whole meeting for Tuesday, August 24, 2004, at 7:00 p.m., on referrals.
- 29) Alderman Fron called a Public Works Committee meeting for Tuesday, August 17, 2004, at 10:00 a.m., at the Public Works Building on referrals.
- 30) There being no further business to come before the meeting, same was, after a motion by A. Bojovic, seconded by Brocato, adjourned at the hour of 8:30 p.m., by roll call vote.

Respectfully submitted,

Michael J. Woodward - City Clerk