

THOMAS G. SHAUGHNESSY
MAYOR

MICHAEL J. WOODWARD
CITY CLERK

MINUTES
BERWYN CITY COUNCIL
APRIL 12, 2005

- 1) The regular meeting of the Berwyn City Council was called to order at 8:06 p.m., with Mayor Shaughnessy presiding. Upon the call of the roll, the following members responded present. Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Absent: none. Thereafter 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 and for Rose Guglielmino, the sister of Alderman Brocato.
- 2a) The open forum was announced. There being no speakers, the open forum was closed.
- 3) The minutes of the Berwyn City Council meeting held on March 22, 2005, were submitted. A. Bojovic made a motion, seconded by Pechota, to approve the minutes as presented and place same on file. The motion carried by voice vote.
- 4) The bids for the Berwyn Recreation swimming pool repairs were submitted. Pechota made a motion, seconded by Chapman, to consolidate D-1, D-2, D-3, and D-4, the bids for the pool repairs and the 2005 MFT Maintenance projects, and for the Finance Director and other interested parties to proceed to the conference room to open, tabulate, and return same to the council chambers for public reading. The motion carried by voice vote.
- 5) The Mayor submitted a communication informing the council that Public Safety Director Frank Marzullo will be forced to retire, effective April 30, 2005. Brocato made a motion, seconded by Pechota, to accept the matter as informational. The motion carried by voice vote.
- 6) The Mayor submitted a communication requesting concurrence in his appointment of City Officers in accordance with Chapter 242.039b). Chapman made a motion, seconded by B. Bojovic, to defer the matter. The motion carried by voice vote.
- 7) Joe Esner, Supervisor of Building and Grounds for School District 100 submitted a communication requesting permits and fees for roofing work on Hiawatha School be waived. Pechota made a motion,

seconded by Chapman, to concur in the recommendation as presented. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.

- 8) The Zoning Board of Appeals submitted a Resolution for Joel Gonzalez, 1330 Ridgeland, to construct a single-family residence on a 25-foot lot. Fortunato made a motion, seconded by Pechota, to concur in the recommendation of the Zoning Board of Appeals and deny the variance as presented. The motion carried by voice vote.
- 9) The Board of Fire and Police Commissioners submitted a communication appointing Thomas O'Halloran, Police Lieutenant and William Ruscitti appointed to Police Sergeant, effective March 31, 2005. After discussion, Brocato made a motion, seconded by Pechota, to accept the matter as informational. The motion carried by voice vote.
- 10) The Public Works Committee submitted a communication recommending that the contract for the 2005 Cermak Road TIF Landscaping project be awarded to Frank's Creative Landscaping, the lowest most responsible bidder in the total amount of \$18,600.00. Fron made a motion, seconded by Brocato, to concur in the recommendation as presented. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 11) The Public Works Committee submitted a communication recommending that the contract for the 2005 Ogden Avenue TIF District Landscaping project be awarded to Hoy's Landscaping, the lowest most responsible bidder in the total amount of \$6,992.00. Fron made a motion, seconded by Brocato, to concur in the recommendation as presented. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 12) The Public Works Committee submitted a communication recommending that the contract for the 2005 Commuter Right of Way (TIF Depot District) Landscaping project be awarded to Hoy's Landscaping, the lowest most responsible bidder in the total amount of \$4,716.00. Fron made a motion, seconded by Brocato, to concur in the recommendation as presented. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.

- 13) Alderman A. Bojovic submitted a communication and petition from residents on the 3700 block of Harvey who are requesting three way stop signs on the south, east and west corners of 37th Street and Harvey Avenue, due to car accidents occurring at that intersection. A. Bojovic made a motion, seconded by Chapman, to concur in the recommendation and refer the matter to the Public Works Department for installation of said signs. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 14) Alderman B. Bojovic submitted a communication requesting that the Real Estate Transfer Tax for the City be repealed. After discussion, Lovero made a motion, seconded by Chapman, to refer the matter to the Committee of the Whole. The motion carried by voice vote.
- 15) Alderman B. Bojovic submitted a communication requesting that the Tax Cap Ordinance be adopted. After discussion, Lovero made a motion, seconded by Chapman, to refer the matter to the Budget Committee. The motion carried by voice vote. B. Bojovic voted nay.
- 16) Alderman Lovero submitted the Payroll Report for April 6, 2005, in the total amount of \$699,526.08. Lovero made a motion, seconded by Chapman, to concur in the recommendation and approve for payment. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 17) Alderman Lovero submitted the Payables for April 12, 2005, in the total amount of \$1,514,078.11. Lovero made a motion, seconded by Chapman, to concur in the recommendation and approve for payment. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 18) Alderman Chapman submitted a communication requesting approval of the 2005 Depot District annual events. Chapman made a motion, seconded by Brocato, to concur in the recommendation and grant permission. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 19) Alderman Chapman submitted a communication requesting that Olive or Twist, 6906 Windsor Avenue, be granted a variance to add a two-foot decorative lattice cap on top of a six foot fence for their beer garden. After discussion, Chapman made a motion, seconded by Lovero, to concur in the recommendation as presented. The motion

carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.

- 20) Alderman Chapman submitted a communication requesting a guardrail along side of the alley behind 3553 Clinton Avenue extending to the front of the house due to lawn damage done by delivery trucks using the alley. Chapman made a motion, seconded by A. Bojovic, to concur in the recommendation and refer the matter to the Public Works Department. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 21) Alderman Chapman submitted a communication with questions regarding the senior citizen dinner dance at the Berwyn Pavek Recreation Center held on Sunday, April 3, 2005. After discussion, Chapman made a motion, seconded by A. Bojovic, to refer the matter to the Committee of the Whole. The motion carried by voice vote.
- 22) Alderman Chapman submitted a communication requesting leaves of absence and disciplinary action to those employees involved in the altercation on April 5, 2005, at the Golden Steer Restaurant in Forest Park. Chapman made a motion, seconded by Pechota, to refer the matter to the Mayor. The motion carried by voice vote.
- 23) A deferred communication and ordinance was submitted by the Law Department entitled:

MUNICIPAL GAS USE TAX

Pechota made a motion, seconded by Brocato, to 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: Chapman, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: A. Bojovic, B. Bojovic,

- 24) The Berwyn Police Department submitted a communication requesting permission to sell four 2000 Ford Crown Victoria vehicles as a package deal for a total of \$3,750.00. After discussion, Chapman made a motion, seconded by B. Bojovic, to refer the matter back to the Police Department. The motion carried by voice vote.
- 25) Building Director Mark Fiebig, submitted a communication requesting an amendment to the City of Chicago Plumbing Code to allow the use of PVC pipe for underground work instead of cast iron and also for the use of stainless steel flexible hoses for water supply to plumbing fixtures. Lovero made a motion, seconded by Pechota, to refer the

matter to the Law Department for drafting of an ordinance. The motion carried by voice vote.

- 26) The Berwyn Police Department submitted a communication requesting a handicapped sign for Mitsuko Gonzalez, 1918 Highland Avenue. Brocato made a motion, seconded by A. Bojovic, to defer the matter. The motion carried by voice vote.
- 27) The Berwyn Police Department submitted a communication requesting a handicapped sign for Joyce Ellison, 1329 Harvey Avenue. Brocato made a motion, seconded by A. Bojovic, to defer the matter. The motion carried by voice vote.
- 28) The Berwyn Police Department submitted a communication requesting a handicapped sign for Emma Gonzalez, 1934 Harvey Avenue. Brocato made a motion, seconded by A. Bojovic, to defer the matter. The motion carried by voice vote.
- 29) The Berwyn Police Department submitted a communication requesting a handicapped sign for Charles Kirchoff, 3526 Wenonah Avenue. Chapman made a motion, seconded by A. Bojovic, to overrule the recommendation of the investigating officer and install said sign. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 30) The Berwyn Police Department submitted a communication requesting a handicapped sign for Frank Cabrera, 1841 East Avenue. Fron made a motion, seconded by B. Bojovic, to overrule the recommendation of the investigating officer and install said sign. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 31) The Berwyn Police Department submitted a communication requesting a handicapped sign for Paul Kuhr Jr., 1302 Scoville Avenue. Fortunato made a motion, seconded by Lovero to concur in the recommendation of the investigating officer and install said sign. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 32) At this time, the Consent Agenda, items K-1 through K-5 were submitted:

K-1 Little City Tag Days, September 1, 16, 17, 2005

K-2 Police Dept.-Check \$6,004.80 for rent of communications site lease agreement for quarter ending March 31, 2005

- K-3 Police Dept.-Check \$8,250.00 for transport of patients to MRI Center Mac Neal Hospital for January and February, 2005
- K-4 Collector-Business licenses issued during March, 2005
- K-5 Bldg. Dir.-Building Permits issued during March, 2005

A. Bojovic made a motion, seconded by Brocato, to concur, grant permission and accept as informational. The motion carried by voice vote.

- 33) The bids for the Berwyn Recreation Center swimming pool repairs were returned to the council chambers for public reading. After discussion Pechota made a motion, seconded by Lovero, to award the contract to Renosys Corporation, in the amount of \$125,045.50, the sole bidder who met all the specifications and requirements. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 34) The bids for the 2005 MFT Maintenance Sewer Cleaning project were returned to the council chambers for public reading. Fron made a motion, seconded by Brocato, to refer the bids to the Public Works Department. The motion carried by voice vote.
- 35) The bids for the 2005 MFT Maintenance Sidewalk and Curb & Gutter repairs were returned to the council chambers for public reading. Fron made a motion, seconded by Brocato, to refer the bids to the Public Works Department. The motion carried by voice vote.
- 36) The bids for the 2005 MFT Maintenance TIF Lighting Improvements were returned to the council chambers for public reading. Fron made a motion, seconded by Brocato, to refer the bids to the Public Works Department. The motion carried by voice vote.
- 37) The Mayor called a Committee of the Whole meeting for Tuesday, April 26, 2005, at 7:00 p.m., on referrals.
- 38) Alderman Brocato called a Fire and Police Committee meeting for Tuesday, April 19, 2005, at 11:00 a.m., on referrals.
- 39) Alderman Fron called a Public Works Committee meeting for Tuesday, April 19, 2005, at 10:00 a.m., at the Public Works building on referrals.
- 40) There being no further business to come before the meeting, same was, after a motion by A. Bojovic, seconded by Fron, adjourned at the hour of 8:40 p.m., by roll call vote.

Respectfully submitted,

Michael J. Woodward
City Clerk