

THOMAS G. SHAUGHNESSY
MAYOR

MICHAEL J. WOODWARD
CITY CLERK

MINUTES
BERWYN CITY COUNCIL
FEBRUARY 8, 2005

- 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. 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 the veterans and military personnel overseas. Also, in memory of Georgia Lhotka, past member of the Library Board.
- 3) The open forum was announced. There being no speakers, the open forum was closed.
- 4) The minutes of the Berwyn City Council meeting held on January 25, 2005, were submitted. A. Bojovic made a motion, seconded by Lovero, to approve the minutes as presented. The motion carried by voice vote.
- 5) The Mayor submitted a Proclamation proclaiming February 8, 2005, as Nicole Heinzl Day in Berwyn. Brocato made a motion, which was unanimously seconded to concur and adopt the Resolution as presented. The motion carried by voice vote.
- 6) The Mayor submitted a communication requesting that "Block 3", to be developed by Sedgwick Development Corporation not be another "Super Block". Chapman made a motion, seconded by B. Bojovic, to concur with the concept of constructing a condominium unit on Block 3, and to seek specific answers from developers. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 7) A deferred Resolution was submitted by the City Clerk's office to release closed minutes taken at the Committee of the Whole meetings from April 24, 2001 through December 28, 2004. Lovero made a motion, seconded by Brocato, to adopt the Resolution 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.

- 8) The Clerk's office submitted a Codification Supplement Agreement for publishing updates to our Codified Ordinances. Lovero made a motion, seconded by Chapman to concur, adopt the agreement as submitted and authorize the corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 9) The Zoning Board of Appeals submitted a Resolution and Ordinance pertaining to Tyko-Topline, Inc., for 6647 W. 26th Street, for partial demolition and reconstruction of the building to contain 13 residential condominiums. Thereafter, Pechota made a motion, seconded by Brocato, to concur, adopt the Resolution and Ordinance based on residential parking only, a performance bond, a construction schedule pursuant to penalties for untimeliness to allow the project to proceed. A representative for Tyko Topline verbally agreed to the amendments. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 10) The Zoning Board of Appeals submitted a Resolution pertaining to the Zapien property, 1318 Clarence Avenue, to construct a single family residence on a 25' lot. Fortunato made a motion, seconded by Pechota, to concur in the recommendation of the Zoning Board of Appeals and deny said variance. The motion carried by a voice vote.
- 11) The Zoning Board of Appeals submitted a Resolution and Ordinance pertaining to the Kuser property, 1847 Cuyler, to rehab and restore a building as a four-unit apartment building. After discussion, Brocato made a motion, seconded by Pechota, to concur, adopt the Resolution and Ordinance as presented and authorize said variance. The motion carried by the following roll call: Yeas: Pechota, Brocato, Fron, Lovero, Fortunato. Nays: Chapman, A. Bojovic, B. Bojovic.
- 12) A deferred ordinance was submitted by the Law Department entitled:

**AMENDMENT TO ZONING VARIATION ORDINANCE NO. 05-01
6537-49 WEST ROOSEVELT ROAD**

After discussion, Fortunato made a motion, seconded by Lovero, 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, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.

- 13) Alderman A. Bojovic submitted a communication requesting that the Zoning Board of Appeals process be waived for the Ridgeland Avenue condo project at 3403-49 Ridgeland Avenue because the developers have downsized the proposed project to seven buildings with eighty four units and more parking spaces. Thereafter, A. Bojovic made a motion, seconded by Fortunato, to concur in the recommendation. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Fron, Lovero, Fortunato. Nays: Brocato.
- 14) Alderman Pechota submitted an Intergovernmental Agreement between the City of Berwyn and School District 100 for the use of Baseball Alley. After discussion, Pechota made a motion, seconded by Brocato, to concur and refer the matter to the Law Department for proper drafting. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 15) Alderman Brocato submitted a communication requesting a tree removal at 2326 Lombard Avenue. Thereafter, Brocato made a motion, seconded by Pechota, to concur in the recommendation and refer the matter to the Tree Board. The motion carried by voice vote.
- 16) Alderman Lovero submitted the Payroll Report for January 26, 2005, in the total amount of \$707,401.73. Lovero made a motion, seconded by Chapman, to concur in the recommendation and approve for payment. Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 17) Alderman Lovero submitted the payables for February 8, 2005, in the total amount of \$841,781.28. Thereafter, Lovero made a motion, seconded by Chapman, to concur in the recommendation and approve for payment. Yeas: Chapman, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: A. Bojovic, B. Bojovic.
- 18) Alderman Lovero submitted a communication requesting a yield sign at 18th and Clinton. Thereafter, Lovero made a motion, seconded by A. Bojovic, to concur in the recommendation. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 19) Alderman A. Bojovic submitted a communication requesting "residential only parking" Monday through Friday, 8 a.m. to 5 p.m. on the 6400 block of 33rd St. A. Bojovic made a motion, seconded by B. Bojovic, to concur in the recommendation. The motion was defeated by the following roll call: Yeas: A. Bojovic, B. Bojovic, Brocato. Nays: Chapman, Pechota, Fron, Lovero, Fortunato.

- 20) A deferred communication was submitted by Paul Nosek, Dir. of Finance regarding a recommendation that the City change its Municipal Gas Sales Tax to a Municipal Gas Use Tax. After discussion, Lovero made a motion, seconded by Brocato, to defer and refer the matter to the Law Department for drafting of an ordinance. The motion carried by voice vote.
- 21) Director of Public Works, Tom Martirano, submitted a communication addressing the accomplishments of the City of Berwyn Forestry Department. Fron made a motion, seconded by Brocato, to accept the matter as informational. The motion carried by voice vote.
- 22) The Berwyn Police Department submitted a communication requesting a handicapped sign for Gilbert Frankum, 6332 26th St. Pechota made a motion, seconded by A. Bojovic, to defer generally. The motion carried by voice vote.
- 23) The Berwyn Police Department submitted a communication requesting a handicapped sign for Stephanie Rodriguez, 1922 Maple Avenue. Lovero made a motion, seconded by A. Bojovic, to defer the matter. The motion carried by voice vote.
- 24) The Berwyn Police Department submitted a communication requesting a handicapped sign for Thomas Gribben, 2539 Scoville Avenue. Pechota made a motion, seconded by Brocato, to concur in the recommendation of the investigating officer and authorize the Public Works Department to install said sign. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 25) The Berwyn Police Department submitted a communication requesting a handicapped sign for Maryann Wendt, 6444 28th St. Pechota made a motion, seconded by Brocato to overrule the recommendation of the investigating officer and authorize the Public Works Department to install said sign. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 26) The Berwyn Police Department submitted a communication requesting a handicapped sign for Richard Ciz, 1318 Clinton. Fortunato made a motion, seconded by A. Bojovic, to defer the matter. The motion carried by voice vote.
- 27) Paul Nosek, Dir. of Finance submitted a communication advising Council that to keep the Berwyn/Cicero Council on Aging bus service

operating, the Berwyn/Cicero Council on Aging will need \$175,000. After discussion, Fortunato made a motion, seconded by B. Bojovic, to refer the matter to the Finance Department and directed Paul Nosek to extend the contract to March 31, 2005, and to seek alternative means of transportation for senior citizens. The motion carried by voice vote.

- 28) At this time, the Consent Agenda, items K-1 through K-6 were submitted.

- K-1 Nicor Gas-\$53,232.54 for 2005 franchise gas payment
- K-2 Emmanuel Bible Church-Superbowl Party in SE parking lot
- K-3 Berwyn Police Dept.-\$5,145.00-communications site lease agreement
- K-4 Berwyn Police Dept.-MacNeal Hosp.-\$5,250.00-transport of patients to MRI center
- K-5 Building Dept.-Building Permits issued during January, 2005
- K-6 Collector-Business Licenses issued during January, 2005

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

- 29) Alderman Chapman reminded the Council that a memorial will be held at the Berwyn Library, Monday, February 14, 2005, at 7:00 p.m., in memory of Library Board member Georgia Lhotka.
- 30) Alderman Lovero called a Budget Committee meeting for Wednesday, February 16, 2005, at 6:30 p.m., on referrals.
- 31) The Mayor called a Committee of the Whole meeting for Wednesday, February 23, 2005, at 7:00 p.m., on referrals.
- 32) 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 8:45 p.m., by roll call vote.

Respectfully submitted,

Michael J. Woodward
City Clerk