

MINUTES
BERWYN CITY COUNCIL
MAY 9, 2006

1. The regular meeting of the City Council was called to order by Mayor O'Connor. Upon the call of the roll the following responded presented: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Absent: none. Thereafter, the Mayor 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 our Armed Forces and for the safety of our Firefighters and Police Officers.
3. The Open Forum portion of the meeting was announced. Mayor O'Connor read a Proclamation in observance of Peace Officers Memorial Day, May 15, 2006. Thereafter, the Clerk ask for a motion to suspend the rules and waive any rules, and to place said Proclamation on the agenda and for a vote to Adopt. Thereafter, Brocato made a motion, seconded by Skryd, to concur and Adopt the Proclamation as presented. The motion carried by a voice vote. Clerk Pavlik announced Dollars for Scholars applications are available in the Clerk's office. Donald Erce, 6720 W. 34th Street, spoke on the Council's request for second legal opinion, the upcoming audit, and articles in the press regarding lack of communication. Diane Weiner, 3132 Wenonah, read and submitted a letter regarding reform and repeal health care and gas key benefits. Vickie Pales, 6505 W., 27th Street, spoke against City Manager proposal. Mary Moddy, of South Cuyler, spoke on the Historical Society's upcoming event. Resident and Soccer mom of the 2600 block of East Avenue, spoke on the need for Soccer fields in Berwyn. Alderman Ramos spoke regarding Doug Welega receiving the Teeter award and Ed Karasek for his 40 years of service to the park district Alderman Chapman spoke of the upcoming Farmer's Market.
4. The minutes of the City Council meeting held on April 25, 2006, Committee of the Whole minutes of April 11 and April 25, 2006, were submitted. After discussion, Brocato made a motion, seconded by Chapman, to approve as amended. The motion carried by a unanimous roll call vote.

5. Brocato made a motion, seconded by Skryd, to suspend the rules and bring forth Item I-5. Police Chief Kushner submitted a communication regarding three new Probationary Police Officers. The Clerk administered the Oath of Office to John B. Hadijioannou, Evangelos T. Ladas, and Kevin Lorr. Skryd made a motion, seconded by Brocato, to accept the matter as informational, with congratulations from the Mayor and Council Members. The motion carried by a voice vote.
6. Lovero made a motion, seconded by Skryd, to suspend the rules and bring forth Item I-1. The Law Department submitted a communication regarding the Fire Department Contract for 2006-2008. Thereafter, Skryd made a motion, seconded by Weiner, to concur and approve the contract as submitted. The motion carried by the following roll call: Yeas: Chapman, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: Ramos.
7. The bids for the 2006 C.D.B.G. alley improvements were submitted. Brocato made a motion, seconded by Skryd, to authorize the proper officials and any interested parties to proceed to the conference room for bid tabulation and to return same to the Council Chambers for public reading. The motion carried by a voice vote.
8. An invitation to bid for the Berwyn Public Library's automatic door openers. There being no bids submitted for this project, Chapman made a motion, seconded by Ramos, to refer the matter to the Library Liaison. The motion carried by a voice vote.
9. A deferred communication from the Mayor regarding Mayoral appointments. Skryd made a motion, seconded by Weiner, to concur in the recommendation and approve as submitted. The motion was defeated on the following roll call: Yeas: Weiner, Skryd. Nays: Chapman, Ramos, Brocato, Phelan, Lovero, Erickson. Thereafter, Lovero made a motion, seconded by Chapman, to bring forth Item E-2 as germane and waive reading. The motion carried by a voice vote. After discussion, Lovero made a motion, seconded by Chapman, to refer to the Administration Committee. The motion carried by a voice vote.

10. The Mayor submitted a Proclamation declaring May, 2006, as National Historic Preservation Month. Skryd made a motion, seconded by Chapman, to Adopt the Proclamation as presented. The motion carried by a voice vote.
11. The Mayor submitted a communication regarding the Cook County Clean Indoor Air Ordinance. After discussion, Skryd made a motion, seconded by Weiner, to concur and add Alderman Ramos to the Ad Hoc Committee. The motion carried by a voice vote.
12. The Mayor submitted a communication regarding the amending of Ordinance 210.10, deadline for communications and agenda order. After discussion, Lovero made a motion, seconded by Skryd, to refer to the Ordinance and Resolutions committee. The motion carried by a voice vote.
13. The Mayor submitted a communication regarding Landscaping cost. After discussion, Chapman made a motion, seconded by Skryd, to refer to the Budget committee, with a request for a Revenue and Expense report. The motion carried by a voice vote.
14. The Mayor submitted a communication regarding Appointed and Hired Salary adjustments. Chapman made a motion, seconded by Lovero, to refer the matter to the Budget committee. The motion failed by the following roll call: Yeas: Chapman, Brocato, Lovero, Erickson. Nays: Ramos, Weiner, Skryd, Phelan, O'Connor. Thereafter, Phelan made a motion, seconded by Weiner, to concur and refer the matter to the Budget committee. The motion carried by a unanimous roll call.
15. The Mayor submitted a communication regarding the appointment of the Director of Computers. After discussion, Skryd made a motion, seconded by Chapman, to accept the matter as informational. The motion carried by a voice vote.
16. The Mayor submitted a communication regarding a legal settlement for Case Claim number JY06J0043351. Lovero made a motion, seconded by Skryd, to concur and approve for payment up to \$110,000. The motion carried by a unanimous roll call vote.

17. The Mayor submitted a communication regarding a legal settlement. Skryd made a motion, seconded by Ramos, to withdraw. The motion carried by a voice vote.
18. The Zoning Board of Appeals submitted a communication regarding Joel Quinonas and Kevin Vogt, 1239 S. Wisconsin Avenue. After discussion, Erickson made a motion, seconded by Chapman, to concur with the recommendation of the Zoning Board of Appeals and Deny the request. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
19. The Zoning Board of Appeals submitted a communication regarding Lawrence Doyle, 1405 S. Wenonah. Erickson made a motion, seconded by Brocato, to concur with the recommendation of the Zoning Board and Grant the variance. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
20. Alderman Ramos submitted a communication regarding closing Gunderson Avenue for the 1st Congregational Church of Berwyn annual Car Wash and Car Show. Ramos made a motion, seconded by Chapman, to concur in the recommendation, and approve as submitted. The motion carried by a voice vote.
21. Alderman Ramos submitted a communication regarding cooperation with District 98. Ramos made a motion, seconded by Skryd, to waive reading and refer the matter to the Education Committee. The motion carried by a voice vote.
22. Alderman Weiner submitted a communication regarding the condition of a tree located at 6948 W. 29th Street. Weiner made a motion, seconded by Skryd, to refer the matter to the Tree Board. The motion carried by a voice vote.
23. Alderman Chapman submitted a communication regarding the Override of Veto of Ordinance 210.12(a), Limitation on the Time and Frequency of Meetings. After discussion, Chapman made a motion, seconded by Erickson, to concur. The motion carried by the following roll call: Yeas: Chapman, Ramos, Brocato, Phelan, Lovero, Erickson. Nays: Weiner, Skryd. Thereafter, Chapman made a motion, seconded by Lovero, to refer the Ordinance to the Ordinance and Resolutions Committee to

introduce changes. The motion carried by a voice vote with Weiner and Skryd voicing condescending nays.

24. Alderman Chapman submitted a communication regarding the Farmer's Market weekly event update. Thereafter, Chapman made a motion, seconded by Lovero, to waive reading and accept the matter as informational. The motion carried by a voice vote.
25. Alderman Chapman submitted a communication regarding Non-union Cost of Living increases of 2.75%. Thereafter, Chapman made a motion, seconded by Skryd, to waive reading. The motion carried. After discussion, Chapman made a motion, seconded by Skryd, to refer the matter to the Committee of the Whole. The motion carried by a voice vote.
26. The Ordinance and Resolutions Committee submitted a communication regarding amendment of chapter 484.04, Visitor Parking Permits, with a recommendation that 484.04 and 484.04(a) be place on the Council floor for a vote. Thereafter, Skryd made a motion, seconded by Weiner, to suspend the rules and bring forth Item I-6. The motion carried. Item I-6 is a communication from Chief Kushner regarding his request to review all proposed parking ordinances. After discussion, Skryd made a motion, seconded by Weiner, to refer to the Police Department. The motion was defeated by a voice vote with Weiner and Skryd voicing Aye. Thereafter, Erickson made a motion, seconded by Ramos, to defer the matter for two weeks. The motion carried by a voice vote.
27. The Ordinance and Resolutions Committee submitted a communication regarding Motor Vehicle noise and an amendment to Chapter 666. Lovero made a motion, seconded by Brocato, to defer the matter for two weeks. The motion carried by a voice vote.
28. The Ordinance and Resolutions Committee submitted a communication regarding traffic lights on Harvey and Ogden and Lombard and Ogden Avenue. Thereafter, Chapman made a motion, seconded by Brocato, to bring forth Item H-10 as germane. Ordinance and Resolution Committee submitted a communication regarding the installation of a left turn lane at Ridgeland and Oak Park Avenues at the Ogden intersection. After discussion, Chapman made a motion, seconded by Brocato,

to accept the matter as informational. The motion carried by a voice vote.

29. The Budget Committee submitted a communication regarding the Payroll for May 3, 2006, in the total amount of \$702,517.57. Thereafter, Chapman made a motion, seconded by Ramos, to concur in the recommendation and approve for payment. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Lovero. Nays: Phelan, Erickson.
30. The Budget Committee submitted a communication regarding the Payables for May 9, 2006, in the total amount of \$972,299.88. Thereafter, Chapman made a motion, seconded by Ramos to concur in the recommendation and approve for payment. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
31. The Tree Board submitted a communication regarding referral item #27, two trees at 2310 Euclid, with the recommendation not to remove trees. Weiner made a motion, seconded by Skryd, to concur in the recommendation. The motion carried by a voice vote.
32. Alderman Erickson submitted a communication regarding Gas Usage. Thereafter, Erickson made a motion, seconded by Ramos, to waive reading. After discussion, the matter was accepted as informational. The motion carried by a voice vote.
33. The tabulation of bidders for the 2006 C.D.G.B. Alley Improvements #0502 were submitted for public reading, Brothers Asphalt Paving, Inc. \$312,695, G.& M Cement Construction, \$323,802, Kings Point General Cement, \$338,610, J. S. Riemer,\$529,804. Thereafter, Weiner made a motion, seconded by Chapman, to refer to the Public Works Committee. The motion carried by a voice vote.
34. Alderman Erickson submitted a communication regarding Unity. Thereafter, Erickson made a motion, seconded by Chapman, to waive reading and refer the matter to the Joint Administration and Budget Committees. After discussion, the motion was amended to refer the matter to the Administration Committee.

The motion carried by a voice vote with Alderman Weiner voicing a condescending nay.

35. A deferred communication from the Berwyn Police Department regarding the handicapped sign for Barbara Warfield, 1835 Oak Park Avenue. Phelan made a motion, seconded by Skryd, to concur in the recommendation of the investigating officer and refer the matter to Public Works to install said sign. The motion carried by a unanimous roll call vote.
36. The Berwyn Police Department submitted a communication regarding a handicapped sign for Joseph Mosher, Jr., 3822 Cuyler. Ramos made a motion, seconded by Weiner, to concur in the recommendation of the investigating officer and Deny said sign. The motion carried by a voice vote.
37. The Law Department submitted a Resolution entitled: A Resolution Amending a Resolution Authorizing a Revolving Line of Credit for the Berwyn Development Corporation in the City of Berwyn. Thereafter, Lovero made a motion, seconded by Skryd, to concur and Adopt the Resolution as presented. The motion carried a unanimous roll call vote.
38. Public Works submitted a communication regarding Cermak Road Pavers. After discussion, Skryd made a motion, seconded by Chapman, to refer the matter to the Berwyn Development Corporation. The motion carried by a voice vote.
39. Public Works submitted a communication regarding the re stripping of streets. Brocato made a motion to refer the matter to the Budget Committee. After discussion, Brocato withdrew his motion. Brocato made a motion, seconded by Skryd, to concur in the recommendation and approve for payment. The motion carried by a unanimous roll call vote.
40. Public Works submitted a communication regarding the Cermak Road Receptacles. Brocato made a motion, seconded by Weiner, to accept the matter as informational. After discussion, the motion was withdrawn. Brocato made a motion, seconded by Weiner, to concur and approve for payment and to waive any bid requirement. The motion carried by a unanimous roll call vote.
41. Novotny & Associates submitted a communication regarding the 2005 MFT Maintenance Sidewalk and Curb repairs and Engineer's

Payment Estimate No. 5 and Final in the total amount of \$8,235.34, to Strada Construction, Algonquin, IL. Brocato made a motion, seconded by Skryd, to concur and approve for payment. The motion carried by a unanimous roll call vote.

42. The Law Department submitted a communication regarding Banner property use Agreement. The Mayor recognized Brian Pabst, from the Berwyn Development Corporation. After discussion, Skryd made a motion, seconded by Chapman, to concur and approve as submitted. The motion carried by a voice vote.
43. The Consent Agenda Items K-1 and K-2 were submitted.
 - K-1 Collector-Business Licenses issued for April, 2006.
 - K-2 Building Director-Building Permits issued April, 2006.

Phelan made a motion, seconded by Ramos, to concur and accept as informational. The motion carried by a voice vote.

44. The Mayor called for a Committee of the Whole meeting for Tuesday, May 23, 2006 @ 6:00 p.m. for referrals.
45. Alderman Erickson called an Administration meeting for Monday, May 15, 2006 @ 7:00 p.m. for referrals.
46. Alderman Lovero called an Ordinance & Resolutions meeting for Monday, May 15, 2006 @ 6:00 p.m. for referrals.
47. Alderman Brocato called a Public Works Committee meeting for Monday, May 15, 2006 at 5:00 p.m., City Hall and to notify Novotny & Associates.
48. Alderman Skryd called an Ad Hoc Smoking Ordinance Committee meeting for Wednesday, May 17, 2006 @ 7:30 with location to be announced.
49. Alderman Ramos called an Education Committee meeting for Monday, May 15, 2006 @ 6:00 p.m. for referrals.

Alderman Lovero withdrew the Ordinance and Resolutions meeting for May 15, 2006 @ 6:00 p.m. and rescheduled for Tuesday, May 16, 2006 @ 6:00 p.m.

50. Alderman Chapman called a Budget Committee meeting for Tuesday, May 16, 2006 @ 7:00 p.m. for referrals.
51. Ramos made a motion, seconded by Skryd, to adjourn at the hour of 9:51 p.m. The motion carried.

Respectfully submitted,

Thomas J. Pavlik
City Clerk