

MINUTES
BERWYN CITY COUNCIL
JUNE 27, 2006

1. The regular meeting of the Berwyn City Council was called to order at 8:12 p.m. with Mayor O'Connor presiding. Upon the call of the roll the following responded president: Chapman, Ramos Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Absent: none.
2. The Pledge of Allegiance was recited and the Mayor called for a moment of silence for the armed forces and for the safety of our Police and Firemen and in memory of the Father and Father in Law of the City Attorney Burt Odelson.
3. The minutes of the Berwyn City Council and Committee of the Whole meetings held on June 13, 2006, were submitted. Brocato made a motion, seconded by Skryd, to approve the minutes as presented. The motion carried by a voice vote.
4. The Open Forum portion of the meeting was announced. Alderman Skryd spoke on the Committee of the Whole scheduled for July 12, 2006 regarding Mainstreet and that the Mayor of Forest Park would be in attendance. Skryd also spoke on the speed bump issue in her Ward and that she is continuing to look into the matter and will be having meeting with residents to get this problem resolved.
5. Lovero made a motion, seconded by Skryd, to suspend the rules and bring forth Items J-3 and J-4. The motion carried by a voice vote. J-3 is a communication from Fire Chief Kalivoda regarding the appointment of Probationary Firefighter, Jason Walker. Thereafter, the Clerk administered the Oath of Office and the Mayor extended congratulations. Thereafter, Brocato made a motion, seconded by Ramos, to accept as informational. The motion carried by a voice vote.
6. Item J-4 is a communication from Fire Chief Kalivoda regarding the commendation of Firefighter Robert Pilch on his immediate response to a injured motorist in Oak Brook, IL on May 23, 2006. A letter was also read from the Fire Chief of Oak Brook thanking Firefighter Pilch for his professionalism and sense of duty. After a resounding applause from the audience, Brocato made a motion, seconded by Ramos, to accept the matter as informational. The motion was carried by a unanimous voice vote.

7. Lovero made a motion, seconded by Brocato, to suspend the rules and bring forth Item F-2. The motion carried by a voice vote. Item F-2 is a Proclamation from the Mayor for Evelyn Rysz on her retirement from the City of Berwyn. Mayor O'Connor presented Mrs. Rysz with the Proclamation and thanked her for her many years of dedicated service to the City of Berwyn. Evelyn read a letter reminiscing the many years of employment and the many friends she has made. After a resounding applause from the audience, Lovero made a motion, with a unanimous second, to Adopt the Proclamation as presented. The motion carried by a voice vote.
8. The bids for the installation of automatic door openers for the Berwyn Public Library were submitted. Chapman made a motion, seconded by Lovero, to authorize the corporation council 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.
9. The bids for the 2006 MFT Maintenance for sidewalk and Curb and Gutter repairs were submitted. Weiner made a motion, seconded by Brocato, to authorize the corporation council 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.
10. The bids for the 2006 MFT Maintenance for Sewer Cleaning and Televising. Brocato made a motion, seconded by Skryd, to authorize the corporation council 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.
11. The rules were suspended by Order of the Chair. The Mayor accepted a Check in the amount of \$2,000 from Garv's Inn to be used for the 4th of July Fireworks display.
12. A deferred communication was submitted by the Mayor regarding the rebate for other Taxing Bodies. Thereafter, Lovero made a motion, seconded by Weiner, to excuse Phelan from the vote. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Lovero, Erickson. Nays: none. Excused: Phelan. Thereafter, Lovero Made a motion, seconded by Chapman, to refer the matter to the Law Department for drafting an amendment to the Utility and Telecommunication Tax Ordinance exempting municipal taxes to all other taxing bodies within the City of Berwyn. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Lovero, Erickson. Nays: none. Excused: Phelan.

13. The Mayor submitted a communication officially notifying the City Council that he as Mayor would veto the Ordinance No. 06-25, regarding 1523 Clarence. Thereafter, Skryd made a motion, seconded by Ramos, to accept the communication as informational. The motion carried by a voice vote.
14. Alderman Phelan made a motion, seconded by Chapman, to override the veto of Ordinance 06-25, regarding 1523 Clarence, by the Mayor. Thereafter, Attorney Burt Odelson stated the motion to override should be done at the next Council meeting. Phelan read a statement with regard to this property and will supply a copy to the Clerk's office for the record. The motion was not acted upon.
15. Chapman made a motion, seconded by Ramos, to suspend the rules and bring forth Items F-4 and H-10 as germane and to waive reading. The motion carried by a voice vote. Item F-4 is a communication from the Mayor regarding the MacNeal Proposal. H-10 is Zoning Board of Appeals letter which was referred to the Secretary, Milt Persin requesting a rehearing for Vanguard Health systems, 3301-27 S. Euclid (MacNeal Parking Garage). After discussion, Chapman made a motion, seconded by Ramos, and to defer Item F-4 for 2 weeks and to accept Item H-1 as informational. The motion carried by a voice vote.
16. The Mayor submitted an ordinance establishing a Dollars for Scholars Board. Skryd made a motion to adopt the ordinance as presented. The motion was not seconded. After discussion, Chapman made a motion, to defer. After further discussion, Chapman withdrew the motion. Thereafter, Lovero made a motion, seconded by Erickson, to **deny** the ordinance as presented. The motion carried by a unanimous roll call vote.
17. The Mayor submitted a communication regarding appointments to the Dollars for Scholars. After discussion, Lovero made a motion, seconded by Erickson, to deny the appointments. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
18. The Mayor submitted a communication regarding the appointments of Ken Cechura and Greg Alexander to the Mayor's Citizens Advisory Board. Thereafter, Brocato made a motion, seconded by Skryd to concur in the appointments. The motion carried by a voice vote.
19. The bids for the Automatic Door Openers for the Berwyn Library were returned to the Council for public reading. The bid amounts were as follows, Door Systems, \$26,990.00, Anderson Lock, \$35,656.58, and Tee

Jay Service Co, \$32,950.00. Chapman made a motion, seconded by Weiner, to approve the lowest qualified bidder and refer to the Building Director. The motion carried by a unanimous roll call vote.

20. The bids for the 2006 MFT Maintenance, Sidewalk and Curb and Gutter Repairs were returned to the Council Chambers for public reading. The bid amounts were as follows, Kingspoint, \$234,050, M & A Cement Word, \$151,757.50. Lovero made a motion, seconded by Skryd, to refer to the Public Works committee for further review. The motion carried by a voice vote.

The bids for the 2006 MFT Maintenance, sewer Cleaning and Televising were also read. The bid amounts were as follows, National Power Rodding, \$19,200, A-K Underground,\$35,210, Visa Sewer of Il., \$37,580. Brocato made a motion, seconded by Chapman, to refer to the Public Works committee for further review. The motion carried by a voice vote.

21. The Mayor submitted an amendment to ordinance 242.11 entitled:

AN ORDINANCE CREATING SECTION 242.11 ON RETIREMENT AGE FOR MEMBERS OF THE POLICE DEPARTMENT OR FIRE DEPARTMENT IN THE CITY OF BERWYN

Thereafter, Weiner made a motion, seconded by Chapman, to concur, Adopt the amended ordinance as presented and to authorize the corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.

22. The Mayor submitted a request for Proposal for the City Phone System. Thereafter, Skryd made a motion, seconded by Chapman, to waive reading and to refer to the Committee of the Whole. The motion carried by a voice vote.
23. The Mayor submitted a communication regarding settlement on Case 98 CH 5500. Skryd made a motion, seconded by Weiner, to approve for payment. The motion carried by a unanimous roll call vote.
24. The Mayor submitted a communication regarding a New Compliance Inspector Advertisement. After discussion, Brocato made a motion, seconded by Chapman, to waive the hiring freeze, concur and approve as amended and to post internally for one (1) week. The motion carried by a unanimous roll call vote.

25. The Mayor submitted a communication regarding the Finance Department's Administrative Assistant position. After discussion, Skryd made a motion, seconded by Weiner, to concur in the recommendation. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan. Nays: Lovero, Erickson.
26. The Mayor submitted a communication requesting bids for the Department Relocation Project. After discussion, Brocato made a motion, seconded by Skryd, to concur in the recommendation. Thereafter, the Mayor called for a voice vote. After discussion, the voice vote was withdrawn. The motion carried by a unanimous roll call vote.
27. The Mayor submitted a communication regarding the Kronos Timekeeping System. After discussion, Skryd made a motion, seconded by Weiner, to concur and to authorize the corporate authorities to enter into an agreement. The motion carried by the following roll call: Yeas: Ramos, Weiner, Skryd, Brocato, O'Connor. Nays: Chapman, Phelan, Lovero, Erickson.
28. The Mayor submitted a communication regarding the MRA contract. After discussion, Skryd made a motion, seconded by Chapman, to concur in the recommendation, to extend the contract and waive the hiring freeze and to authorize the hiring of one (1) full time and two(2) part time employees, as discussed in the Committee of the Whole. The motion carries by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Lovero, Erickson. Nays: Phelan.
29. The Mayor submitted a communication regarding bids for Municipal Waste. After discussion, Brocato made a motion, seconded by Chapman, to concur and approve as amended to include time frame dates. The motion carried by a unanimous roll call vote.
30. The Mayor submitted a communication regarding the Joint Committee of the Whole meeting with Oak Park held Thursday, June 15, 2006. Brocato made a motion, seconded by Skryd, to accept the matter as informational.
31. The Mayor submitted a communication regarding notification of written orders entered at conclusion of liquor license hearing proceedings. Brocato made a motion, seconded by Skryd, to accept the matter as informational. The motion carried by a voice vote.
32. The Mayor submitted a communication regarding the removal of referral items from the Committee of the Whole referral list. After discussion, Chapman made a motion, seconded by Brocato, to refer Item #39 from

11/22/05 to the Budget committee. The motion carried by a voice vote. Thereafter, Skryd made a motion, seconded by Weiner, to concur in the recommendation for removal of remaining referral items. The motion carried by a voice vote.

33. The Clerk submitted a communication regarding ordinance 1274.13, New Pool Installation Requiring Fence. Skryd made a motion, seconded by Chapman, to concur in the recommendation and refer to the Ordinance and Resolutions committee. The motion carried by a voice vote.

34. The Clerk submitted a communication regarding the increase Zoning Fees Ordinance #1244.06. After discussion, Skryd made a motion, seconded by Chapman, to concur in the recommendation and refer to the Ordinance and Resolutions committee to draft an amended ordinance. The motion carried by a voice vote.

35. The Clerk submitted an ordinance entitled:
ORDINANCE AMENDING THE PLANNING AND ZONING CODE OF THE CITY OF BERWYN REGARDING MARQUEES, CANOPIES AND AWNINGS

Skryd made a motion, seconded by Chapman, to Adopt the ordinance as presented and to authorize the corporate authorities to affix their signatures thereto. The motion carried a unanimous roll call vote.

36. The Clerk submitted an ordinance entitled:
ORDINANCE AMENDING THE PLANNING AND ZONING CODE OF THE CITY OF BEFWYN REGARDING BOARD OF APPEALS COMPENSATION

Skryd made a motion, seconded by Weiner, to Adopt the ordinance as presented and to authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.

37. The Clerk submitted a communication regarding Item J-15, Ogden Avenue Pavers from June 13, 2006 City Council. Brocato made a motion, seconded by Skryd, to waive reading and to accept the matter as informational. The motion carried by a voice vote.

38. The Zoning Board of Appeals submitted a Resolution regarding the Grozdic property, 1517 Grove Avenue. After discussion, Brocato made a motion, seconded by Phelan, to excuse Lovero from the vote. The motion carried. After further discussion, Brocato made a motion, seconded by Phelan to overrule the decision of the Zoning Board and to grant permission for non-conforming use status for a three (3) flat and to refer to the Law

Department for drafting of an ordinance. The motion carried by the following roll call vote. Yeas: Chapman, Brocato, Phelan, Erickson. Nays: Ramos, Weiner, Skryd. Excused: Lovero

39. Chapman made a motion, seconded by Brocato, to submit a non agenda item regarding the 2004 Annual Financial Report and Auditors Recommendations for Improvement. After discussion, Chapman made a motion, seconded by Brocato, to refer to the Budget committee. The motion carried by a voice vote.
40. Alderman Brocato submitted a communication requesting a variance extension for special use for property located at 6311 West Roosevelt Road. After discussion, Brocato made a motion, seconded by Skryd, to concur and grant permission. The motion carried by a roll call vote.
41. Alderman Weiner submitted a communication regarding tree removal at 6947 West 31st Street. Thereafter, Weiner made a motion, seconded by Skryd, to refer to the Tree Board. The motion carried by a voice vote.
42. The Budget committee submitted the payroll report for June 14, 2006, in the total amount of \$932,808.47. Chapman made a motion, seconded by Skryd, to concur and approve for payment. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Lovero, Erickson. Nays: Phelan.
43. The Budget committee submitted the payables report for June 27, 2006 in the total amount of \$744,899.92. Thereafter, Phelan made a motion, seconded by Brocato, to remove check item #327291, for a separate vote. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Brocato, Phelan, Lovero, Erickson. Nays: Skryd. After further discussion, Chapman made a motion, seconded by Ramos, to concur and approve for payment remaining balance. The motion carried by a unanimous roll call vote. After further discussion, Chapman made a motion, seconded by Lovero, to refer item #327291 to the Budget Committee. After further discussion, the motion was withdrawn. Chapman made a motion, seconded by Lovero, to approve payment of item #327291 and refer to the Committee of the Whole. The motion carried by a unanimous roll call vote.
44. A deferred communication from the Director of Human Resources regarding the salary increase for the Public Works secretary. After discussion, Brocato made a motion, seconded by Chapman, to defer and refer to the Committee of the Whole. The motion carried by a voice vote.

45. A deferred communication from the Berwyn Police Department regarding the handicapped sign for Felipa Coronado, 1444 East Avenue. Erickson made a motion, seconded by Skryd, to concur in the recommendation of the investigating officer and to Deny the said sign. The motion carried by a voice vote.
46. The Building Director submitted a communication regarding Demolition request. Skryd made a motion, seconded by Chapman, to refer to the Committee of the Whole. The Mayor called for a voice vote. After contrary nays, the Mayor called for a roll call vote. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Lovero. Nays: Brocato, Phelan, Erickson.
47. The Building Director submitted a communication regarding Time Limits for Zoning Variations. After discussion, Brocato made a motion, seconded by Weiner, to concur and refer to the Ordinance and Resolutions committee for drafting of an amended ordinance. The motion carried by the following roll call: Yeas: Weiner, Brocato, Phelan, Lovero, Erickson. Nays: Chapman, Ramos, Skryd.
48. The Director of the Department of Community Development submitted a communication regarding the CDBG 7th Year Action Plan. Lovero made a motion, seconded by Skryd, to accept the matter as informational. The motion carried by a voice vote.
49. The Berwyn Police Department submitted a request for a handicapped sign for Eleanore Slavicek, 3734 Lombard. Thereafter, Ramos made a motion, seconded by Chapman, to defer for 2 weeks. The motion carried by a voice vote.
50. The Berwyn Police Department submitted a request for a handicapped sign for Edward Krsek, 1327 Harvey. Thereafter, Brocato made a motion, seconded by Weiner, to concur in the recommendation of the investigating officer and to deny said sign. The motion carried by a voice vote.
51. The Berwyn Police Department submitted a request for a handicapped sign for Frank Alvarez, 2509 Elmwood. Skryd made a motion, seconded by Weiner, to defer for 2 weeks. The motion carried by a voice vote.
52. The Berwyn Police Department submitted a request for a handicapped sign for Mary Kelly, 1932 Wisconsin. Lovero made a motion, seconded by Chapman, to concur with the recommendation of the investigating officer and to deny said sign. The motion carried by a voice vote.

53. At this time the Consent Agenda items-K-1 through K-7 were submitted Brocato requested K-2 and K-3 to be read.

- K-1 Morton H.S. Homecoming parade- October 7, 2006
- K-2 International Houby Festival and Parade-Sept. 29, & October 1, 2006
- K-3 NBPD-30th Anniversary Celebration-July 1, 2006
- K-4 Ace Hardware Sidewalk sale-August 26, 2006
- K-5 Block Party-6400-6500 W. 27th St. August 19, 2006
- K-6 Block Party-6400 33rd Street, July 15, 2006
- K-7 Block Party-3400 Home, July 22, 2006

Thereafter, Phelan made a motion, seconded by Skryd, to accept the consent agenda items as informational.

54. The Mayor announced the Committee of the Whole meetings as previously called for Wednesday, June 28, 2006 @6:00 pm., Oak Park Ave and Cermak, Bank Building and @ 8:00 pm on June 28th at City Hall for referrals.
Committee of the Whole on Tuesday, July 11, 2006 @ 6:00 pm for referrals.
Committee of the Whole on Wednesday, July 12, 2006 @ 7:00 pm regarding " Mainstreet".
55. Alderman Lovero called for an Ordinance and Resolutions meeting for Tuesday, July 18, 2006 @ 6:30 p.m. for referrals.
56. Alderman Skryd announced a Building, Zoning and Planning committee meeting as previously called for Wednesday, June 28, 2006 @ 7:00 p.m. for referrals.
Alderman Skryd called for a Smoking Ordinance committee meeting for Thursday, July 6, 2006 @ 6:30 pm regarding Smoking Ban.
57. Alderman Chapman called a Budget committee meeting for Thursday, July 6, 2006 @6:00 pm for referrals.
58. There being no further business to come before the meeting, same was, after a motion by Ramos, seconded by Skryd, adjourned at the hour of 9:53 pm by roll call vote.

Respectfully submitted,

Thomas J. Pavlik, City Clerk