

MINUTES
BERWYN CITY COUNCIL
JULY 25, 2006

1. The regular meeting of the Berwyn City Council was called to order at 8:07 pm with Mayor O'Connor presiding. Upon the call of the roll, the following responded present: 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, for the safety of our Police and Firemen, and in memory of former Township Trustee Debbie Dederro-Green.
3. The Open Forum portion of the meeting was announced. The Mayor recognized Aimee Sordelli, 1516 Wesley, who spoke of organizing a September 11th remembrance, which would include the preparation and distribution of food to our Fire and Police Departments. Olga Ramirez, 1318 Euclid, spoke on losing her job as a licensed Cosmetologist due to the Berwyn restrictions regarding barbershops. The Mayor responded to her concerns and instructed her to contact the Clerk's office to arrange for a meeting date.
4. The minutes of the Berwyn City Council held July 11, 2006 and the Committee of the Whole meetings held June 26, June 28, and July 11, 2006 were submitted. Brocato made a motion, seconded by Skryd, to approve the minutes as submitted. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
5. Bids for the Interior Office Modifications, Roof Replacement, Tuck pointing and Masonry Repairs, Asphalt Patching, Seal Coating and Stripping of the Parking lot at the Berwyn City Hall were presented. Skryd made a motion, seconded by Chapman, to authorize the proper City officials and any interested parties to proceed to the Conference room for the tabulation of bids and to return with the results. The motion carried by a voice vote.
6. Phelan made a motion, seconded by Lovero, to suspend the rules and bring forth Item F-2. The motion carried. The Mayor submitted a proclamation congratulating the Pav YMCA for hosting the 1st National Gymnastics Day Celebration and declared August 5, 2006 as Gymnastics Day in the City of Berwyn. Thereafter, Brocato made a motion, seconded by Skryd, to Adopt the Proclamation as presented. The motion carried by a voice vote.

7. Skryd made a motion, seconded by Chapman, to suspend the rules and bring forth Item J-9. The motion carried. J-9 is a Resolution approving the City of Berwyn's Seventh Year CDBG Action Plan for CDBG funds from October 1, 2006 through September 30, 2007. Thereafter, Skryd made a motion, seconded by Weiner, to concur in the recommendation and Adopt the Resolution as presented. The motion carried by a unanimous roll call vote.
8. A deferred communication from the Berwyn Development Corporation regarding the Cermak Road Applebee's Super Block Redevelopment. Thereafter, Lovero made a motion, seconded by Skryd, to waive reading and bring forth Item E-2 as germane. The motion carried. The Berwyn Development submitted a revised Cermak Road Applebee's Super Block Redevelopment proposal. Thereafter, Skryd made a motion, seconded by Lovero, to excuse Alderman Weiner from the vote. The motion carried.
9. A Resolution rescinding a previous real estate contract with Tim Brugh and Appleillinois, LLC was submitted. After discussion, Lovero made a motion, seconded by Skryd, to Adopt the Resolution as presented. The motion carried by the following roll call: Yeas: Chapman, Ramos, Skryd, Phelan, Lovero, Erickson. Nays: Brocato. Excused: Weiner. Thereafter, Lovero made a motion, seconded by Ramos, authorizing the Berwyn Development Corporation to seek RFP's for the development of the Super Block project and to return within 60 days to the City Council with a presentation for proposed development. The motion carried by a unanimous roll call vote.
10. The Berwyn Development Corporation request for appraisal for parcel known as the Super Block. Thereafter, Lovero made a motion, seconded by Skryd, to concur in the request and approve for payment. The motion carried by a unanimous roll call vote.
11. The Berwyn Development Corporation submitted a request for a loan approval for the Berwyn Finer Foods for an amount not to exceed \$39,000. Brocato made a motion, seconded by Chapman, to waive reading, concur and approve as submitted. The motion carried by a unanimous roll call vote.
12. A deferred communication from the Mayor regarding the Mac Neal Parking lot proposal. Chapman made a motion, seconded by Skryd, to waive reading and refer to the Committee of the Whole. The motion carried by a voice vote.

13. The Mayor submitted a proclamation regarding National Night Out 2006 in support of the City of Berwyn's participation in the 23rd National Night Out event to be held on Tuesday, August 1, 2006. Thereafter, Skryd made a motion, seconded by Chapman, to Adopt the proclamation as presented. The motion carried by a voice vote.
14. The Mayor submitted a communication regarding Interim Deputy Fire Chief appointment. After discussion, Lovero made a motion, seconded by Chapman, to defer and refer to the Committee of the Whole. The motion carried by a voice vote.
15. The Mayor submitted a communication regarding the appointment of the Public Works Director with the recommendation to appoint Patrick Ryan. After discussion, Weiner made a motion, seconded by Ramos, to concur in the appointment. The motion carried by the following roll call: Yeas: Ramos, Weiner, Phelan, Lovero, O'Connor. Nays: Chapman, Skryd, Brocato, Erickson.
16. The Mayor submitted a communication in response to the inquiry regarding the hiring procedures of Berwyn employees. Brocato made a motion to accept as informational. After discussion, the motion was withdrawn. Brocato made a motion, seconded by Weiner, to refer to the Administration Committee. The motion carried by a voice vote.
17. The Mayor submitted a communication regarding the status of Mayoral appointments. After discussion, Erickson made a motion, seconded by Chapman, to accept the matter as informational. The motion carried by a voice vote.
18. The Mayor submitted a communication regarding the 1999 Infrastructure Fund regarding capital improvement projects. After discussion, Chapman made a motion, seconded by Ramos, to refer to the Budget Committee. The motion carried by a voice vote.
19. The bid tabulations for the City Hall Project No. I Remodeling were submitted with the lowest bidder being Chicagoland Building Contractors in the amount of \$55,450. Thereafter, Skryd made a motion, seconded by Weiner, to refer to the Building, Zoning and Planning Committee and the Building Director for review. The motion carried by a voice vote.
20. The bid for the City Hall Project No. II for Roofing were submitted with the lowest bidder being Elens & Maichin Roofing & Sheet Metal in the amount of \$64,240. Thereafter, Skryd made a motion, seconded by Chapman, to

refer to the Building, Zoning and Planning committee and the Building Director for review. The motion carried by a voice vote.

21. The bid for the City Hall Project No III, Tuck pointing and Masonry repairs were submitted with the lowest bidder being Borek Corporation in the amount of \$142,000. Thereafter, Skryd made a motion, seconded by Chapman, to refer to the Building, Zoning and Planning Committee and the Building Director for review. The motion carried by a voice vote.
22. The bid for the City Hall Project No. IV, Asphalt pavement patching, seal coating and striping were submitted with the lowest bidder being Murphy Paving and Sealcoating in the amount of \$6,800. Thereafter, Skryd made a motion, seconded by Chapman, to refer to the Building, Zoning and Planning Committee and the Building Director for review. The motion carried by a voice vote.
23. The Mayor submitted a communication regarding the MRA contract requesting a 30 day extension. Thereafter, Brocato made a motion, seconded by Skryd, to concur and approve as submitted. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
24. The Mayor submitted a communication regarding the property at 1307 S. Harvey requesting to put the parcel of land up for sale. After discussion, Brocato made a motion, seconded by Skryd, to concur and refer the matter to the Law Department. The motion carried by a voice vote.
25. The Mayor submitted a communication in response to a request from Alderman Phelan to supply blight tickets issued since May, 2005. After discussion, Skryd made a motion, seconded by Weiner, to accept the matter as informational. . The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Lovero, Erickson. Nays: Phelan. Thereafter, Phelan made a motion, seconded by Erickson, to concur in the original request to supply copies. After further discussion, the motion was withdrawn.
26. The Mayor submitted a communication regarding the hours of operation for beer gardens. Thereafter, Brocato made a motion, seconded by Skryd, to waive reading and refer the matter to the Committee of the Whole. The motion carried by a voice vote.
27. The Mayor submitted a communication regarding the Waste Management rate increase scheduled to go into effect September 1, 2006. Ramos made

a motion, seconded by Skryd, to waive reading and refer the matter to the Committee of the Whole. The motion carried by a voice vote.

28. The Mayor submitted a communication regarding the removal of items from the Committee of the Whole referral list. Brocato made a motion, seconded by Chapman, to waive reading and concur with the request. The motion carried by a voice vote.
29. Alderman Weiner submitted a communication regarding Train Whistle Zone Intergovernmental Agreement. After discussion, Weiner made a motion, seconded by Skryd, to concur and approve the Agreement as presented and to authorize the corporate authorities to affix their signatures thereto and to refer the matter to the Finance department for mid year adjustments. . The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
30. Alderman Weiner submitted a communication regarding Bar Hours. After discussion, Weiner amended his communication and made a motion, seconded by Skryd, to refer the matter to the Committee of the Whole. The motion carried by a voice vote with Alderman Phelan voicing a contrary nay.
31. Alderman Weiner submitted a communication regarding the removal of Gingo trees in the parkway at 2310 Euclid. Thereafter, Weiner made a motion, seconded by Skryd, to refer the matter to the Tree Board. The motion carried by a voice vote with Alderman Phelan voicing a contrary nay.
32. Alderman Weiner submitted a communication and Ordinance for the Automated Traffic Law Enforcement. After discussion, Weiner made a motion, seconded by Skryd, to waive reading, and refer the matter to the Law Department. The motion carried by a voice vote.
33. The Ordinance and Resolutions committee submitted a communication regarding several communications from the Building director for clarification with the recommendation that the items remain in the committee for the drafting of an appropriate ordinance. Thereafter, Lovero made a motion, seconded by Brocato, to accept the matter as informational. The motion carried by a voice vote.
34. The Ordinance and Resolutions committee submitted a communication regarding building demolition. After discussion, Lovero made a motion,

seconded by Chapman, to refer the matter to the Committee of the Whole. The motion carried by a voice vote.

35. Alderman Chapman submitted a communication regarding the repairs to the Library roof and HVAC system. After discussion, Chapman made a motion, seconded by Skryd, to concur and refer the matter to the Building and Library directors to go out for bid. The motion carried by a unanimous roll call vote.
36. The Budget committee submitted the payroll report for July 12, 2006 in the amount of \$800,840.48. Thereafter, Chapman made a motion, seconded by Skryd, to concur and approve for payment. The motion carried by a unanimous roll call vote.
37. The Budget committee submitted the payables report for July 25, 2006 in the amount of \$865,167.70. Thereafter, Chapman made a motion, seconded by Ramos, to approve for payment. The motion carried by a unanimous roll call vote.
38. A deferred communication from the Berwyn Police department regarding a handicapped sign for Eleanore Slavicek, 3734 Lombard. Ramos made a motion, seconded by Chapman, to waive reading, and to concur in the recommendation of the investigating officer, and authorize Public Works to install said sign. The motion carried by a unanimous roll call vote.
39. A deferred communication from the Berwyn Police department regarding a handicapped sign for Frank Alvarez, 2509 Elmwood. Skryd made a motion, seconded by Chapman, to defer the matter for 2 weeks. The motion carried by a voice vote.
40. A deferred communication from Police Chief Kushner regarding the position of Communications Manager for the Berwyn Police department. Thereafter, Skryd made a motion, seconded by Chapman, to lift the hiring freeze and concur in the recommendation. The motion carried by a unanimous roll call vote.
41. The Berwyn Police department submitted a communication regarding a handicapped sign for Florence Kolsky, 3733 Wesley. Chapman made a motion, seconded by Ramos, to defer the matter for 2 weeks. The motion carried by a voice vote.

42. The Law Department submitted an ordinance entitled:

AN ORDINANCE GRANTING A VARIANCE TO ALLOW THREE UNIT RESIDENCE FOR THE PROPERTY COMMONLY KNOWN AS 1517 SOUTH GROVE AVENUE

Phelan made a motion, seconded by Chapman, to excuse Alderman Lovero from the vote. The motion carried. After discussion, Phelan made a motion, seconded by Brocato, to Adopt the ordinance as presented and to authorize the corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Chapman, Brocato, Phelan, Erickson. Nays: Ramos, Weiner, Skryd. Excused: Lovero. Thereafter, the Mayor announced he intends to veto the ordinance.

43. The Law Department submitted a communication regarding the settlement of PTAB Case No. 02-20736 and 03-28414. Thereafter, Skryd made a motion, seconded by Weiner, to concur in the recommendation and approve for payment. The motion carried by a unanimous roll call vote.
44. The Finance director submitted a communication regarding Workmen's Compensation insurance premium. Thereafter, Skryd made a motion, seconded by Ramos, to waive reading and concur in the recommendation of T.A. Cummings to raise the SIR's to \$450,000 and to enter into an agreement with Midwest Employers Casualty Co. The motion carried by a unanimous roll call vote.
45. The Director of Computer Services submitted a communication regarding a contract with Cardinal Cartridge, Inc. for repair services. Chapman made a motion, seconded by Skryd, to concur in the recommendation and approve for payment. The motion carried by a unanimous roll call vote.
46. The Director of Fleet Maintenance submitted a communication in response to Alderman Erickson's request for service records. Brocato made a motion, seconded by Chapman, to waive reading and to accept the matter as informational. The motion carried by a voice vote.
47. The Library Director submitted a communication regarding the awarding of the contract for the automatic door openers for the Berwyn library to Tee Jay Service Company in the amount of \$32,900. Thereafter, Chapman made a motion, seconded by Skryd, to accept the matter as informational. The motion carried by a voice vote.
48. Novotny and Associates submitted a communication regarding the Berwyn Public Library parking improvements. Chapman made a motion, seconded

by Ramos, to defer the matter for 2 weeks. The motion carried by a voice vote.

49. Novotny and Associates submitted a communication regarding the Oak Park Avenue resurfacing 39th Street to Ogden Avenue M.F.T. section No. 05-00161-00-RS, Engineer's Payment Estimate No. 2 & Final in the total amount of \$3,624,.75 to Brothers Asphalt Paving, Inc. Brocato made a motion, seconded by Skryd, to concur and approve for payment. The motion carried by a unanimous roll call vote.
50. The Director of the North Berwyn Park district submitted a late communication regarding the operation of the Berwyn pools. Brocato made a motion, seconded by Weiner, to refer the matter to the Committee of the Whole. The motion carried by a voice vote.
51. The Consent Agenda items K-1 through K-5 were submitted.
 - K-1 Building Director, building permits issued for June, 2006
 - K-2 Local 506 Muscular Dystrophy drive, all Saturdays in August
 - K-3 Knights Tootsie Roll Drive September 15, 16, 17, 2006
 - K-4 Block Party, 3800 Kenilworth, August 12, 2006
 - K-5 Block Party, 3100 Maple, August 12, 2006

Thereafter, Brocato made a motion, seconded by Skryd, to accept the consent agenda items as informational. The motion carried by a voice vote.

52. The Mayor called a Committee of the Whole meeting as previously called for Wednesday, July 26, 2006 @ 7:00 pm for referrals also, a Committee of the Whole meeting for Tuesday, August 8, 2006 at 6:00 pm for referrals.
53. Alderman Lovero called an Ordinance and Resolutions committee meeting for Wednesday, August 2, 2006 at 6:30 pm for referrals.
54. Alderman Skryd called a Building, Zoning and Planning committee meeting for Wednesday, August 2, 2006 at 7:30 pm for referrals.
55. Alderman Weiner called for a Closed Meeting of the Fire and Police committee for Monday, August 14, 2006 at 7:00 pm for personnel.
56. Alderman Chapman called a Budget committee meeting for Thursday, August 17, 2006 at 6:30 pm for referrals.

57. There being no further business to come before the meeting, same was, after a motion by Phelan, seconded by Brocato, adjourned at the hour of 9:30 pm by roll call vote.

Respectfully submitted,

Thomas J. Pavlik
City Clerk