

**MICHAEL A. O'CONNOR**  
**MAYOR**

**THOMAS J. PAVLIK**  
**CITY CLERK**

**MINUTES**  
**BERWYN CITY COUNCIL**  
**OCTOBER 10, 2006**

1. The regular meeting of the Berwyn City Council was called to order by Mayor O'Connor at 8:10 p.m. Upon the call of the roll the following responded present: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson.
2. The Pledge of Allegiance was recited and the Mayor called for a moment of silence for the armed forces overseas and for the safety of our police and firefighters.
3. The Open Forum portion of the meeting was announced. The Mayor acknowledged receipt of late submission made by the Lyons Club requesting permission to conduct their annual candy day sale on Friday, October 13<sup>th</sup> and 14, 2006, no objections heard, permission was granted. The Mayor mentioned the need for a fire house on 16<sup>th</sup> Street and that he had received confirmation from Speaker Madigan that Berwyn would be receiving a grant from the Department of Commerce and Economic Opportunity in the amount of 1 million dollars which will be used to construct the new firehouse on 16<sup>th</sup> Street. Resident Robert Borosak, 2317 Euclid, read many of his concerns and asked that issues be considered, list attached. Alderman Ramos reminded all that on October 28<sup>th</sup> and 29<sup>th</sup> , he will organize a "Make a Difference Day" weekend in Berwyn and anyone who wishes to participate please contact him. Aimee Sordelli, 1516 Wesley, spoke on the removal of female Gingco trees as requested by Alderman Weiner and stated that Oak Park is in the process of planting these trees.
4. The minutes of the Berwyn City Council meeting held on September 26<sup>th</sup> and the Committee of the Whole held on September 12, 2006 were submitted. Brocato made a motion, seconded by Erickson, to approve the minutes as submitted. The motion carried by a voice vote.
5. Brocato made a motion, seconded by Chapman, to suspend the rules and bring forth item K-3. Mary Esther Hernandez of the Cicero Chamber of Commerce submitted a communication thanking the Mayor, City Council, and the Police and Fire chiefs for their support in the 38<sup>th</sup> Annual Houby Festival and presented certificates of appreciation. Thereafter, Brocato

made a motion, seconded by Skryd, to concur and accept the matter as informational. The motion carried by a voice vote.

6. The proposals for the professional services for installation and maintenance of phone system services for the City of Berwyn were presented. Skryd motioned to accept as informational because no there was no bid package and Brocato mentioned D-1 omitted specific date only Tuesday, so it was presumed that opening should be October 10, 2006. Thereafter, Brocato made a motion, seconded by Weiner, to refer to I.T and to the Administrative coordinator along with any other interested parties to proceed to the Conference room for the opening of the proposals and return with the tabulations. The motion carried by a voice vote.
7. Items D-2, bids for Ward 4 Speed Humps installation were presented. Brocato made a motion, seconded by Skryd, to adjourn to the Conference room. Item D-3, bids for 2006 C.D.B.G. Sidewalk Improvements were presented. Brocato made a motion, seconded by Weiner, to authorize Patrick Ryan, John Fitzgerald of Novotny and Associated to adjourn to the Conference room for the opening and tabulation of bids. The motion carried by a voice vote.
8. The bids for the Harlem Avenue Train Station Repair were presented. Thereafter, Brocato made a motion, seconded by Weiner, to authorize Dan LeBeau and any other interested party to adjourn to another area of the building for the opening and tabulation of bids. The motion carried by a voice vote.
9. The Berwyn Development Corporation submitted a communication regarding the Retail Overlay district for the South Berwyn Corridor Tax Increment Financing District. Thereafter, Skryd made a motion, seconded by Erickson, to refer to the Law Department. The motion carried by a unanimous voice vote.
10. A deferred communication from the Mayor regarding Budget Appropriation Ordinance, Mid Year adjustment was submitted. Skryd made a motion, seconded by Ramos, to withdraw the communication. The motion carried by a voice vote.
11. A deferred communication from the Mayor regarding Finance Department contract for financial services for Mary Brown was submitted. After discussion regarding completing the bonding process, Chapman made a motion, seconded by Weiner, to approve and to authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.

12. A deferred communication from the Mayor regarding Parkway Parking along Ogden Avenue was submitted. Brocato made a motion, seconded by Chapman, to defer. After discussion, the motion was withdrawn. Thereafter, Ramos made a motion, seconded by Skryd, to refer to the Committee of the Whole. The motion carried by a voice vote.
13. A deferred communication from the Mayor regarding Reassignments of Aldermanic committees. Chapman made a motion, seconded by Lovero, to deny request. The motion was denied by the following roll call: Yeas: Chapman, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: Ramos, Weiner.
14. The Mayor submitted a communication regarding the Waste Collection contract. Thereafter, Skryd made a motion, seconded by Chapman, to refer the matter to the Law Department for preparation of the final contract. The motion carried by a unanimous roll call vote.
15. The Mayor submitted an amended ordinance entitled:

**ORDINANCE AMENDING THE BUILDING AND HOUSING CODE OF THE CITY OF BERWYN REGARDING THE ESTABLISHMENT OF THE BUILDING DEPARTMENT AND CERTAIN OFFICES**

Skryd made a motion, seconded by Chapman, to accept the ordinance and have the update prepared by the Mayor's office. After discussion, Skryd made a motion, seconded by Chapman to amend her motion and to concur, Adopt the ordinance as amended and 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.

16. The Mayor submitted an amended ordinance entitled:

**ORDINANCE AMENDING THE BUILDING AND HOUSING CODE OF THE CITY OF BERWYN REGARDING THE DEMOLITION OF DANGEROUS BUILDINGS**

Skryd made a motion, seconded by Chapman, to concur, Adopt the ordinance as amended and 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.

17. The Mayor submitted an ordinance entitled:

**ORDINANCE REGULATING THE HOURS OF OPERATION FOR LIQUOR ESTABLISHMENTS**

Chapman made a motion, seconded by Ramos, to defer the matter for two (2) weeks. The motion carried by a voice vote.

18. The Mayor submitted a communication regarding the Fire Station grant. Brocato made a motion, seconded by Skryd, to refer to the Committee of the Whole. The motion carried by a voice vote.
19. The Mayor submitted a communication requesting reappointment of Lt. Frank Simek as Interim Deputy Chief. After discussion, Brocato made a motion, seconded by Skryd, to reappoint for an additional 60 days. The motion carried by a unanimous roll call vote.
20. Skryd made a motion, seconded by Chapman, to suspend the rules and bring forth Item J-7 as germane to F-11. The motion carried. F-11 is a communication from the Mayor regarding the Auxiliary Police Officers pay schedule and F-11 is a communication from Chief Kushner requesting to defer any action regarding wage structure for Auxiliary Police until January, 2007. Thereafter, Chapman made a motion, seconded by Skryd, to defer for two (2) weeks. The motion carried by a voice vote.
21. The Mayor submitted a communication regarding Licensing of Five Unit or more Rental Property Owners. After discussion, Brocato made a motion, seconded by Weiner, to refer to the Law Department. The motion carried by a voice vote.
22. The Mayor submitted a communication regarding Business License Inspections. After discussion, Chapman made a motion, seconded by Brocato, to refer to the Committee of the Whole. The motion carried by a voice vote.
23. The Clerk submitted a communication regarding the Update and Revisions of the Codified ordinances. Thereafter, Brocato made a motion, seconded by Skryd, to concur and Adopt the Updated ordinances as presented. The motion carried by a unanimous roll call vote.
24. Alderman Lovero submitted a communication regarding restacking of City Hall. Alderman Lovero requested that he read his communication. Lovero made a motion, seconded by Erickson, to refer the communication to the

Administration Committee. Mayor read a response to the communication, see attached. After extensive discussion between the Mayor and the Aldermen, the motion carried by a unanimous roll call vote.

25. Alderman Erickson submitted a communication regarding Unnecessary Mayoral Accusations. Erickson made a motion, seconded by Brocato, to waive reading and to accept as informational. The motion carried by a voice vote.
26. Alderman Erickson submitted a communication regarding Codified Ordinances specifically 242.08(b) of the City of Berwyn. Alderman Erickson read a detailed statement supporting his communication. After discussion, the Mayor requested that a copy be supplied for the record (copy not supplied to the Clerk's office). Thereafter, Erickson made a motion, seconded by Chapman, to refer the matter to the Administration committee. The motion carried by a unanimous roll call vote.
27. Alderman Weiner submitted a communication proposing an ordinance for Locked Dumpsters. Thereafter, Weiner made a motion, seconded by Skryd, to refer to the Committee of the Whole. The motion carried by the following roll call vote. Yeas: Chapman, Ramos, Weiner, Skryd, Lovero. Nays: Brocato, Phelan, Erickson.
28. Alderman Weiner submitted a communication requesting the removal of street lights. Thereafter, Weiner made a motion, seconded by Ramos, to refer to the Public Works director. The motion carried by a voice vote.
29. Alderman Ramos submitted a communication regarding tree removal in the parkway at 3700-3702 Cuyler. Ramos made a motion, seconded by Chapman, to refer to Public Works for tree removal. After discussion, Ramos made a motion, seconded by Chapman, to amend his original motion and to refer to the Tree Board. The motion carried by a voice vote.
30. The Committee of the Whole submitted item #15 dated 9/12/06 from the referral list regarding the Housing Authority with the recommendation that the Mayor's office direct to the Law Department and any other departments necessary to begin the application process for the creation of a Berwyn Housing Authority. Thereafter, Skryd made a motion, seconded by Brocato, to refer to the Law Department to begin application process to petition the State. After discussion, the communication was amended on face to include Alderman Lovero's presence at the Committee of the Whole meeting. The motion carried by a voice vote.

31. The Budget committee submitted the Payroll report for October 4, 2006, in the total amount of \$732,275.56. Chapman made a motion, seconded by Skryd, to concur and approve for payment. The motion carried by a unanimous roll call vote.
32. The Budget committee submitted the Payables report for October 10, 2006, in the total amount of \$1,200,751.49. Chapman made a motion, seconded by Weiner, to concur and approve for payment. The motion carried by a unanimous roll call vote.
33. A deferred communication from the Berwyn Police department requesting a handicapped sign for Tomas Rodriguez, 1600 Lombard was submitted. Brocato made a motion, seconded by Chapman, to defer for two (2) weeks. The motion carried by a voice vote.
34. The Public Works director submitted a request amending parking restrictions on Ridgeland Avenue between the alley and Physician Records and to allow parking between 8 p.m. and 3 a.m. Skryd made a motion, seconded by Brocato, to concur with the recommendation and refer to Public Works for the installation of signs. The motion carried by a unanimous roll call vote.
35. The Public Works director submitted a communication regarding the condition of the alleys in the Ogden Avenue TIF district. Brocato made a motion, seconded by Chapman, to refer to the Berwyn Development Corporation. The motion carried by a voice vote.
36. Item J-4-Brocato made a motion, seconded by Weiner, to withdraw the communication. Item J-4 is a communication from the Director of Human Resources regarding alteration of work space, AFSCME Unit employee Grievance. The motion to withdraw the communication was as follows: Yeas: Ramos, Weiner, Skryd, Brocato. Nays: Chapman, Phelan, Lovero, Erickson, O'Connor. Thereafter, a communication germane to J-4 from the Human Resource director was read. The motion to accept as informational carried by a voice vote.
37. The Library director submitted a communication awarding of bids for the VAV terminals, in the amount of \$24,000 and Cooling Water Tower, in the amount of \$25,759 to Complete Temperature Systems, Inc. Thereafter, Chapman made a motion, seconded by Erickson, to concur and approve for payment. The motion carried by a unanimous roll call vote.
38. The Law Department submitted an ordinance entitled:

**AN ORDINANCE PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$8,900,000 GENERAL OBLIGATION NOTES, SERIES 2006, OF THE CITY OF BERWYN, COOK COUNTY ILLINOIS**

Thereafter, Chapman made a motion, seconded by Skryd, to concur and Adopt the ordinance providing for the issuance of not to exceed \$8,900 General Obligation Notes. The motion carried by a unanimous roll call vote.

39. The bid proposals tabulations for the profession services for installation and maintenance of the Phone Systems for the City were returned. The bid results were as follows: Cross, Romeoville, \$77,284.44. , Innovative Voice Technologies, Schaumburg, \$136,500 , At&T, Chicago, \$215,135,.02 , Alcatel, Oak Brook, \$128,806.47, Gregg Communications, Oak Brook, \$158,688, Tri Com. Inc, Countryside, \$143,727.40, Cimco Communications, Inc, Oak Brook, no bid letter, Interact Business Products, Wood Dale, \$283,537, ATC-Comdial, Schaumburg, \$25,165. Thereafter, Weiner made a motion, seconded by Ramos, to concur and refer to I.T. for study.
40. The bids for the Ward 4 Speed Hump Installation were returned to the Council Chamber for reading. Brothers Asphalt, Addison, \$54,375, Construction Management Corporation of Illinois, Bolingbrook, \$22,499. with the engineers estimate at \$29,355. Thereafter, Skryd made a motion, seconded by Weiner, to award to the lowest bidder Construction Management Corporation of Illinois, contingent upon the engineers recommendation after study with 8 day bidder protest. The motion carried by a unanimous roll call vote.
41. The bids for the 2006 C.D.B.G. Sidewalk Improvements were returned for reading. Schroeder & Schroeder, Skokie, \$147,800, Suburban Concrete, Inc, \$132,275, D'Land Construction, L.L.C., Bensenville, \$134,713.50. After discussion, Brocato made a motion, seconded by Skryd, to concur and accept the lowest bidder contingent upon the engineer's recommendation. The motion carried by a unanimous voice vote.
42. The bids for the Harlem Avenue Train Station repairs were returned for reading. Gadbos Construction, Frankfort, \$68.082. Alt #1, \$13,760, R.& W Clark, Mokena, \$77,700, Alt.#1 \$19,400, R. Rudnick, Wheeling, \$100,717, Alt #1, \$16,241. After discussion, Lovero made a motion, seconded by Erickson, to concur and accept the lowest bidder contingent upon the review of the building director and architect review. The motion carried by a unanimous roll call vote.
43. The Consent agenda items K-1 through K-5 were presented.

- K-1 Collector-business licenses issued in September, 2006
- K-2 Building Director-building permits issued in September, 2006
- K-3 Cicero Chamber-Thanks to officials for support in Houby Parade.
- K-4 Berwyn Bash-tag Days-October 21<sup>st</sup> and 22<sup>nd</sup>, 2006
- K-5 Cicero Chamber-use of L strip-Elmwood to Cermak-Houby-October 29, 2006

Thereafter, Ramos made a motion, seconded by Skryd, to concur, grant permission, accept as informational. The motion carried by a voice vote.

- 44. The Mayor called a Committee of the Whole meeting for Tuesday, October 24, 2006 at 6:00 p.m. for referrals.
- 45. Alderman Skryd called a meeting of the Building, Zoning, and Planning committee for Monday, October 30, 2006 at 7:00 p.m. for referrals
- 46. Alderman Weiner called a Fire and Police committee meeting for Monday, October 23, 2006 at 7:00 p.m. for referrals
- 47. There being no further business to come before the meeting, adjourned at the hour of 10:00 p.m. by roll call vote.

Respectfully submitted,

Thomas J. Pavlik  
City Clerk  
(LPS)