

MICHAEL A. O'CONNOR
MAYOR

THOMAS J. PAVLIK
CITY CLERK

MINUTES
BERWYN CITY COUNCIL
JANUARY 9, 2007

1. The regular meeting of the Berwyn City Council was called to order by Mayor O'Connor at 8:05 p.m. Upon the call of the roll, the following responded present: Chapman, Ramos, Weiner, Skryd, Phelan, Lovero, Erickson. Absent: Brocato (Refused Remote Participation). Thereafter, Phelan made a motion, seconded by Skryd, to excuse Brocato. The Mayor did not recognize motion and second because the meeting did not duly convened. 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 the safety of our armed forces overseas, the police, firefighters and EMT's.
3. Discussion regarding the inclusion of Alderman Brocato via speaker phone and remote participation. Discussion ensued regarding the Mayor's veto of ordinance 06-54, "Remote Participation". Thereafter, the Mayor stated, he would withdraw the veto. Thereafter, Lovero made a motion, seconded by Skryd, to suspend the rules and bring forth item F-2. The motion carried. F-2 is a communication from the Mayor regarding the veto of ordinance 06-54. Ramos made a motion, seconded by Skryd, to withdraw the item. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Phelan, Lovero, Erickson. Nays: none. Absent: Brocato (Refused Remote Participation).
4. Per ordinance 06-54, "Remote Participation" by a member of the Council. Weiner made a motion, seconded by Ramos, to permit Alderman Brocato to attend the meeting electronically. The motion was defeated by the following roll call: Yeas: Ramos, Weiner, Skryd. Nays: Chapman, Phelan, Lovero, Erickson. Absent: Brocato (Refused Remote Participation)
5. The Open Forum portion of the meeting was announced. Mary Karasek, 7015 W. 29th Place, spoke with regards to her observations of the conduct of the Council and referred to the Roberts Rules of Order and Parliamentary Procedures and supplied copy of statement to the Clerk's office. The Mayor recognized John O'Halloran, of the Police department and Union representative who presented a Grievance to the Council and a copy to the Clerk. John Potter, 2106 Grove, commented on the new waste contract and the recycling program. Mary Motty, 3728 Cuyler, commented with regards to clearing trash in areas around ones home. Gary of 3113 Maple,

spoke with regards to tree branches obstruction electrical wire in alleys and poor performance by City departments and requested better services. Nancy Hillwen, former Berwyn resident, spoke on the deficit of School District 201 and the lack of information supplied by the school district for the tax referendum.

6. The minutes of the regular City Council meeting held on December 27, 2006 and the Committee of the Whole meetings held on December 12, 2006 and December 27, 2006 were submitted. Thereafter, Ramos made a motion, seconded by Skryd, to approve the minutes as presented. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Phelan, Lovero, Erickson. Nays: none. Absent: Brocato (Refused Remote Participation).
7. Skryd made a motion, seconded by Ramos, to suspend the rules and bring forth item F-7, a communication from the Mayor regarding the " National Night Out" award. Thereafter, Skryd made a motion, with a unanimous second, to accept the matter as informational and congratulate all who were involved. The motion carried by a voice vote. Thereafter, Jeanmarie Hajer, Community Outreach director, gave a video presentation on National Night Out and a representative from the Target Corporation presented an award in recognition of the event. Jeanmarie also presented a collage of the event to Police Chief Kushner, Fire Chief Kalivoda and the Target representative. The Mayor thanked all involved.
8. Skryd made a motion, seconded by Chapman, to suspend the rules and bring forth item J-7, a communication from Fire Chief Kalivoda, regarding commendations for paramedics, Jamie Rodgers and Alma Hodza. Thereafter, Skryd made a motion, seconded by Ramos, to accept the matter as informational and congratulate the paramedics for a job well done. The motion carried by a voice vote.
9. Skryd made a motion, seconded by Chapman, to suspend the rules and bring forth item F-4. The motion carried. F-4 is a communication from the Mayor regarding the Loyola University of Chicago, 2006 Family Business of the Year award to Turano Baking Company. Thereafter, Ramos made a motion, seconded by Chapman, to accept the matter as informational. the motion carried by a voice vote. Thereafter, the Mayor congratulated Mr. Turano.
10. The Berwyn Development Corporation submitted a communication regarding an Ordinance amending the Retail Overlay District for Cermak Road. Thereafter, Lovero made a motion, seconded by Erickson, to concur and Adopt the ordinance as presented. Thereafter, Lovero and Erickson withdrew their motions. Thereafter, Lovero made a motion, seconded by

Erickson to refer to the Clerk's office to schedule a Public Hearing on the matter. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Lovero, Erickson. Nays: Phelan. Absent: Brocato (Refused Remote Participation).

11. The Berwyn Development Corporation submitted a communication regarding the hiring of a Traffic Engineer. Ramos made a motion, seconded by Skryd, to waive reading. The motion carried. After discussion, Chapman made a motion, seconded by Erickson, to concur and approve the hire and to refer the matter to the Berwyn Development Corporation and the Budget committee for inclusion into the 2007 line item. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Phelan, Lovero, Erickson. Nays: none. Absent: Brocato (Refused Remote Participation).
12. The Berwyn Development Corporation submitted a communication regarding the development possibilities for the Superblock. Thereafter, Lovero made a motion, seconded by Skryd, to refer the matter to concur in the recommendation and refer the matter to the Berwyn Development Corporation for the selection of an attorney and to start the negotiation process for the development. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Lovero, Erickson. Nays: Phelan. Absent: Brocato (Refused Remote Participation).
13. The Berwyn Development Corporation submitted a communication regarding hiring up to 10 part-time parking enforcement officers. Ramos made a motion, seconded by Erickson, to waive reading, concur and approve the hires and to refer the matter to the BDC and the Budget committee for inclusion into the 2007 line item. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Phelan, Lovero, Erickson. Nays: none. Absent: Brocato (Refused Remote Participation).
14. The Mayor submitted a communication regarding the installing of a cellular tower at the 16th Street fire station. Thereafter, Skryd made a motion, seconded by Ramos, to concur and refer the matter to the Committee of the Whole. The motion carried by a voice vote.
15. The Mayor submitted a communication regarding the appointment of Mary Ester Hernandez as a member of the Zoning Board of Appeals. After discussion, Ramos made a motion, seconded by Skryd, to concur. The motion failed by the following roll call: Yeas: Ramos, Weiner, Skryd. Nays: Chapman, Phelan, Lovero, Erickson. Absent: Brocato (Refused Remote Participation). Thereafter, the Mayor invoked power to temporarily appoint Mary Ester Hernandez as a member of the Zoning Board of Appeals.

16. The Mayor submitted a communication regarding the written notification of written orders entered at the conclusions of Liquor License hearing proceedings. Skryd made a motion, seconded by Ramos, to accept the matter as informational. The motion carried by a voice vote.
17. The Mayor submitted a communication regarding the release of check #330430 to Bruce Bonebrake. Lovero made a motion, seconded by Chapman, to waive reading and to bring forth item I-10 as germane. The motion carried by a voice vote. Thereafter, Lovero made a motion, seconded by Erickson, to release payment from Administrator Coordinator line item and to designate Bruce Bonebrake as Interim Administrative Coordinator, not City Attorney and to have Odelson & Sterk remain City Attorney. After discussion, the motion and second were withdrawn. Thereafter, Lovero made a motion, seconded by Erickson, to deny payment. The motion carried by the following roll call: Yeas: Chapman, Phelan, Lovero, Erickson. Nays: Ramos, Weiner, Skryd. Absent: Brocato (Refused Remote Participation).
18. The Committee of the Whole submitted a communication regarding the issuing of handicapped signs with the recommendation this item be referred to the Ordinance and Resolutions committee. Thereafter, Ramos made a motion, seconded by Skryd, to concur and refer to the Ordinance and Resolutions committee. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Phelan, Lovero, Erickson. Nays: none. Absent: Brocato (Refused Remote Participation).
19. The Committee of the Whole submitted a communication regarding referral on ordinance on speed humps with the recommendation that the City Council agrees not to recommend or install any other speed humps until the one (1) year trial period has elapsed for humps presently installed in the 4th Ward. Skryd made a motion, seconded by Ramos, to concur. The motion carried by a voice vote.
20. The Committee of the Whole submitted a communication regarding the locked dumpster ordinance with the recommendation this proposal not be referred to the Law department. Chapman made a motion, seconded by Ramos, to accept the matter as informational. The motion carried by a voice vote.
21. The Mayor requested the withdrawal of items I-4, I-5, and I-6 submitted by the Committee of the Whole. Ramos made a motion, seconded by Skryd, to concur and withdraw the items. The Mayor did not recognize the motion and seconded and invoked Rule 28 and removed items by Order of the Chair.

22. The Mayor submitted a communication regarding the removal of Committee of the Whole referral items. Thereafter, the Mayor requested to amend and remove items #15, Payables 12/27/06- item 330347, 330331 and Item #20, Customer Service, Community Relations. Thereafter, Ramos made a motion, seconded by Skryd, to approve as amended, and to accept the matter as informational. The motion carried by a voice vote.
23. The Budget committee submitted the Payroll for December 27, 2006 in the total amount of \$742,467.63. Thereafter, 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, Phelan, Lovero, Erickson. Nays: none. Absent: Brocato (Refused Remote Participation).
24. The Budget committee submitted the Payables for January 9, 2007 in the total amount \$398,454.64. Thereafter, Chapman made a motion, seconded to Erickson, to amend the Payables to the total amount of \$394,454.64 and to remove item #330534 in the amount of \$4,000. Thereafter, Chapman requested to amend her motion to refer to the Budget committee and to Odelson & Sterk. The Mayor stated that a motion has been made and seconded and can not be amended. Thereafter, Chapman and Erickson withdrew their motions. Chapman made a motion, seconded by Erickson, to amend the Payables in the total amount of \$394,454.64 and to remove item #330534 in the amount of \$4,000 and to concur and approve for payment and to refer to the Budget committee and Odelson & Sterk. The motion carried by the following roll call: Yeas: Chapman, Ramos, Skryd, Phelan, Lovero, Erickson. Nays: Weiner. Absent: Brocato (Refused Remote Participation).
25. The Board of Trustees for the Berwyn Firemen's Pension fund submitted a communication regarding the estimated Pension cost for 2007. Thereafter, Skryd made a motion, seconded by Weiner, to accept the matter as informational. The motion carried by a voice vote.
26. The Board of Fire & Police Commissioners submitted a communication regarding the appointment of Aaron Ryan Stewart as Probationary Police officer effective January 8, 2007. Thereafter, Weiner made a motion, seconded by Skryd, to concur and accept the matter as informational. The motion carried by a voice vote.
27. A deferred communication from the Berwyn Police department regarding the handicapped sign for Dolores Martin, 3839 Home Avenue. After discussion, Chapman made a motion, seconded by Erickson, to overrule the recommendation of the investigating officer and to authorize the Public Works department to install said sign. The motion carried by the following

roll call: Yeas: Chapman, Ramos, Skryd, Phelan, Lovero, Erickson. Nays: Weiner. Absent: Brocato (Refused Remote Participation).

28. Skryd made a motion, seconded by Weiner, to suspend the rules and bring forth item J-5 as germane. J-5 is an ordinance entitled:

AN ORDINANCE AMENDING SECTION 1420.01 OF THE BERWYN CODE TO FACILITATE ADOPTION OF 2006 INTERNATIONAL BUILDING AND PROPERTY MAINTENCE CODE EDITIONS IN THE CITY OF BERWYN

After discussion, Skryd made a motion, seconded by Weiner, to concur and 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, Ramos, Weiner, Skryd, Phelan, Lovero, Erickson. Nays: none. Absent: Brocato (Refused Remote Participation).

29. Alderman Skryd made a motion to concur and Adopt the ordinance providing for the automatic traffic law enforcement systems. Thereafter the motion was withdrawn. Thereafter, Skryd made a motion, seconded by Ramos, to defer for two (2) weeks. The motion carried by a voice vote.
30. Bruce Bonebrake submitted a communication regarding an Anti-Graffiti ordinance proposal. Skryd made a motion, seconded by Ramos, to refer to the Law department of Odelson & Sterk for drafting. The motion carried by a voice vote.
31. Bruce Bonebrake submitted a communication regarding the General Liability Insurance renewal. Thereafter, Skryd made motion, seconded by Lovero, to renew at the \$750,000 SIR deductible amount. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Lovero, Erickson. Nays: Phelan. Absent: Brocato (Refused Remote Participation)
32. The Finance and Human Resources directors submitted a communication regarding a Payroll vacancy. Thereafter, Chapman requested the communication be amended to require five (5) years experience and to be Payroll certified within six (6) months. Thereafter, Chapman made a motion, seconded by Skryd, to waive reading, waiving the hiring freeze, and approve as amended. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Phelan, Lovero, Erickson. Nays: none. Absent: Brocato (Refused Remote Participation).
33. Consent agenda items K-1 and K-2 were submitted:\
K-1-Building Director submitted building permits issued December, 2006
K-2-The Collector submitted business licenses issued December, 2006

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Thereafter, Phelan made a motion, seconded by Ramos, to concur and approve as submitted. The motion carried by a voice vote.

34. The Mayor called a Committee of the Whole meeting for Tuesday, January 23, 2007 at 6:00 p.m. and a joint meeting with Committee of the Whole and the Berwyn Development Corporation for Wednesday, January 24, 2007 at 7:00 p.m. at the Skylite Banquet Hall.
35. Alderman Erickson called for an Administration committee meeting for Monday, January 27, 2007 at 6:30 p.m. for referrals.
36. Alderman Phelan called for a Recreation committee meeting for Wednesday, January 17, 2007 at 6:00 p.m. for referrals.
37. Alderman Skryd cancelled a Building, Zoning, and Planning committee meeting, as previously called, and rescheduled a meeting for Wednesday, January 17, 2007 at 7:00 p.m. for referrals.
38. Alderman Weiner called for a Closed Fire and Police committee meeting for Thursday, January 18, 2007 at 7:00 p.m. for personnel.
39. There being no further business to come before the meeting, same was, after a motion by Ramos, seconded by Skryd, to adjourn at the hour of 9:35 p.m. by roll call vote.

Respectfully submitted,

Thomas J. Pavlik
City Clerk