

MICHAEL A. O'CONNOR
MAYOR

THOMAS J. PAVLIK
CITY CLERK

MINUTES
BERWYN CITY COUNCIL
AUGUST 14, 2007

1. The regular meeting of the Berwyn City Council was called to order by Mayor O'Connor at 8:32 p.m. Upon the call of the roll, the following responded present: Chapman, Ramos, Weiner, Skryd, Lovero, Phelan, Erickson.
2. The Pledge of Allegiance was recited and a moment of silence was called for the safety of our armed forces overseas, police, firefighters, and paramedics.
3. The Open Forum portion of the meeting was announced. Nancy Holdwin, 3545 Harvey expressed concerns over school District 201's financial crisis and request any help from elected officials- Berwyn resident questioned measures taken to preserve "Spindle"-Maria Fernandez, 2722 Lombard, congratulated city officials on "National Night Out"- and also reported sewer problems in her area following heavy rainfall.
4. The minutes of the regular City Council and the Committee of the Whole held on July 24, 2007, and the minutes of the Special City Council meeting held on July 31, 2007 were submitted. Weiner made a motion, seconded by Skryd, to concur and approve as submitted. The motion carried by a unanimous roll call vote.
5. Skryd made a motion, seconded by Chapman, to suspend the rules and bring forth item G-2. The motion carried. G-2 is a communication from the City Clerk regarding the presentation of Dollars for Scholar. There after, Clerk Pavlik presented the certificates to the recipients Victoria McLain and Mary Carney and extended congratulations. Thereafter, Skryd made a motion, seconded by Erickson, to accept the matter as informational. The motion carried by a voice vote.
6. The Berwyn Development Corporation submitted an agreement between the City of Berwyn and the Berwyn Main Street organization. Thereafter, Lovero made a motion, seconded by Skryd, to concur and approve as submitted and to authorize the corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Lovero. Nays: Phelan, Erickson.

7. A deferred communication from the Mayor regarding Liquor License classification limitations was submitted. Thereafter, Weiner made a motion, seconded by Ramos, to concur and approve as amended. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Lovero, Erickson. Nays: Phelan
8. Erickson made a motion, seconded by Chapman, to suspend the rules and bring forth item I-11 as germane to F-2. The motion carried. F-2 is a deferred communication from the Mayor regarding the 100th birthday of Berwyn. I-11 is a communication from Alderman Erickson regarding Berwyn's Centennial Celebration. Thereafter, Alderman Erickson read a statement into the record, see attached, requesting the City Council to formally request Carl Reina to be appointed as Chief Executive of the Berwyn Centennial Festival with a flat fee of \$35,000 and that a working capital of \$200,000 be allotted for this event. After extensive discussion, regarding Mr. Reina's desire to head this celebration and the concerns of several aldermen why Mr. Reina did not want to approach the Council in person with specifics plans for the event. The Mayor stated that if this is not approved at this meeting, the 100th year celebration will not go forward. Thereafter, Erickson made a motion, seconded by Phelan, to concur and approve as submitted. The motion was defeated by the following roll call: Yeas: Phelan, Erickson. Nays: Chapman, Ramos, Weiner, Skryd, Lovero.
9. The Mayor submitted a communication regarding referral item #39 of July 10, 2007 requesting Record Keeping and Approval of Purchase Card Program. Weiner made a motion, seconded by Ramos, to concur. The motion was defeated by the following roll call: Yeas: Ramos, Weiner, Erickson. Nays: Chapman, Skryd, Phelan, Lovero. Thereafter, Ramos made a motion, seconded by Skryd, to refer the matter to the Committee of the Whole. The motion carried.
10. Weiner made a motion, seconded by Skryd, to suspend the rules and bring forth items I-13 and J-8 as germane to F-4. The motion carried. F-4 is a communication from the Mayor regarding referral item #26 of July 24, 2007, Professional Management. I-13 is a communication from the Administration committee regarding Public Works Supervisor Positions. J-8 is a communication from the Public Works director regarding the creation of Water and Street Superintendent Position. Thereafter, Erickson made a motion, seconded by Ramos, to concur with the request and post for 2 positions in the Public Works department. The motion carried by the following roll call: Yeas: Ramos, Weiner, Phelan, Erickson. Nays: Chapman, Skryd, Lovero.

11. The Mayor submitted an amended ordinance section 804.18 of the Berwyn Code to enhance Clear View Requirements of Liquor Establishments. Weiner made a motion to concur. There being no second, the motion was withdrawn. Thereafter, Weiner made a motion, seconded by Chapman, to defer and refer the matter to the Committee of the Whole. The motion carried.
12. The Mayor submitted a communication requesting the settlement of case #02 WC 32059. Thereafter, Skryd made a motion, seconded by Weiner, to concur and approve for payment. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Lovero, Erickson. Nays: Phelan.
13. The Mayor submitted a communication regarding the appointment of Michael Collins to the Community Relations Commission. Thereafter, Skryd made a motion, seconded by Weiner, to concur and approve as submitted. The motion carried by a unanimous roll call vote.
14. The Mayor submitted a communication regarding the re appointment of Irene Martin to the Library Board. Thereafter, Chapman made a motion, seconded by Erickson, to concur and approve as submitted. The motion carried by a unanimous roll call vote.
15. The Mayor submitted a communication from Havlicek Elementary School requesting (2) parking spaces designated for handicapped parking at 15th and Elmwood, and (2) signs placed by the diagonal parking spaces on the east side of 14th and Elmwood for staff parking. Skryd made a motion, seconded by Chapman, to waive reading and defer for (2) weeks. The motion was withdrawn. Thereafter, Erickson made a motion, seconded by Weiner, to concur and approve as submitted. The motion carried by a unanimous roll call vote.
16. The Mayor submitted a communication regarding Notification of Written Order entered at the conclusion of Liquor License hearing proceedings. Skryd made a motion, seconded by Erickson, to accept the matter as informational. The motion carried by a voice vote.
17. The Mayor submitted a communication requesting the consideration of Maureen Brocato to fill the seat of the 5th Ward Alderman. Thereafter, Weiner made a motion, with no second being heard, the Mayor requested a second. Skryd seconded the motion. The motion was defeated by the following roll call: Yeas: Weiner, Skryd. Nays: Chapman, Ramos, Phelan, Lovero, Erickson.

18. The Law department submitted an ordinance entitled:

AN ORDINANCE AMENDING TITLE FOUR OR PART TWELVE OF THE BERWYN CODE TO LIMIT ACCESSORY STRUCTURES WITHIN THE CITY OF BERWYN, COOK COUNTY, ILLINOIS

Thereafter, Lovero 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: Ramos, Weiner, Skryd, Lovero, Erickson. Nays: Chapman, Phelan.

19. The Clerk submitted a communication regarding procedures that will be implemented by the Clerk's office in handling handicap requests received by the Berwyn Police department. Thereafter, Skryd made a motion, seconded by Chapman, to concur and approve as amended, and to include approved or denied handicapped sign requests on the Consent Agenda. The motion carried by a voice vote.
20. A deferred communication from Alderman Chapman regarding Holiday Decorations. Thereafter, Chapman made a motion, seconded by Skryd to bring forth items I-8, J-2, J-7 as germane. The motion carried. I-8 is a communication from Alderman Skryd regarding Christmas Decorations. Skryd made a motion, seconded by Chapman, to concur and approve as amended to add items listed in I-8 to the RFP. After discussion, the motion carried by a unanimous roll call vote.
21. I-2 is a communication from the Fire and Police commissioners regarding the promotion of (2) officers to the rank of sergeant and I-3 is a communication from the Fire and Police commissioners to hire (4) probationary police officers. Lovero made a motion, seconded by Ramos, to defer the matter for two (2) weeks. The motion carried by a voice vote.
22. Alderman Ramos submitted a communication regarding the Trail Ride of the Berwyn Bike Trails. Ramos made a motion, seconded by Skryd, to concur and approve as submitted. The motion carried by a unanimous roll call vote.
23. Alderman Skryd submitted a communication requesting amending Handicap Ordinance 848.05 dealing with section 1 (b) numbers (5) and (6). Thereafter, Skryd made a motion, seconded by Weiner, to amend the communication and delete number (6) only and refer to the Law

department for the drafting of the amendment. The motion carried by a voice vote.

24. Alderman Skryd submitted a communication regarding Chapter 859 of the Berwyn Code of ordinances pertaining to Newspaper Vending Machines. Thereafter, Skryd made a motion, seconded by Ramos, to refer the matter to the Law Firm of Odelson and Sterk for review, and to advise the City as to its rights, and to the Collector to check the locations of Newspaper Vending Machines. The motion carried by a voice vote.
25. Alderman Skryd submitted a communication requesting Public Works Street Scrape Funds. After discussion, Skryd made a motion, seconded by Chapman, to concur and approve for payment. The motion carried by a unanimous roll call vote.
26. Alderman Skryd submitted a communication requesting permission on behalf of the Berwyn United Lutheran Church to conduct a Block party on the 2400 block of Harvey Avenue, in celebration of their 90th Anniversary. Thereafter, Skryd made a motion, seconded by Ramos, to concur and approve as submitted. The motion carried by a voice vote.
27. Alderman Lovero submitted a communication recommending that the Executive Director of the Berwyn Development Corporation be authorized to retain the services of Neal & LeRoy, LLC, eminent domain attorneys. After discussion, Lovero made a motion, seconded by Chapman, to concur and approve as submitted. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Phelan, Lovero. Nays: Erickson.
28. Weiner made a motion, seconded by Ramos, to extend the Berwyn City Council meeting beyond the hour of 10:00 p.m. The motion carried by the following roll call: Yeas: Ramos, Weiner, Skryd, Lovero, Erickson. Nays: Chapman, Phelan.
29. The Administration committee submitted a communication regarding referral #16 dated November 14, 2006, Interim Administrative Coordinator, with the recommendation to remove the item with no action taken. The motion carried by a voice vote.
30. A deferred communication from the Berwyn Police department for a handicap sign for Salvador Gomez, 2416 Highland. Thereafter, Skryd made a motion, seconded by Weiner, to overrule the recommendation of the investigating officer, grant permission, and to authorize public works to install said sign. The motion carried by the following roll call: Yeas: Chapman, Weiner, Skryd, Phelan, Lovero, Erickson. Nays: Ramos.

31. A deferred communication from the Berwyn Police department for a handicap sign for Susan Porras, 3812 Scoville. Thereafter, Chapman made a motion, seconded by Skryd, to overrule the recommendation of the investigating officer, grant permission, and to authorize public works to install said sign. The motion carried by the following roll call: Yeas: Chapman, Weiner, Skryd, Phelan, Lovero, Erickson. Nays: Ramos.
32. A deferred communication from the Berwyn Police department for a handicap sign Isle Walter, 2338 Elmwood. After discussion, Skryd made a motion, seconded by Lovero, to defer the request generally. The motion carried by a voice vote.
33. A deferred communication from the Berwyn Police department for a handicap sign for Rosemary Burandt, 3705 Clarence. Thereafter, Chapman made a motion, seconded by Skryd, to overrule the recommendation of the investigating officer, grant permission, and to authorize public works to install said sign. The motion carried by the following roll call: Yeas: Chapman, Weiner, Skryd, Phelan, Lovero, Erickson. Nays: Ramos
34. A deferred communication from the Berwyn Police department for a handicap sign for Rudt T. Reyes, 1440 Highland. Thereafter, Skryd made a motion, seconded by Weiner, to concur with the recommendation of the investigating officer and grant permission, and to authorize public works to install said sign. The motion carried by a unanimous voice vote.
35. The Public Works director submitted a 2007 MFT "Supplement No. 1-Resolution for Maintenance of Streets and Highways". Thereafter, Weiner made a motion, seconded by Ramos, to concur and adopt the Resolution as presented and to authorize the corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Ramos, Weiner, Skryd, Phelan, Erickson. Nays: Chapman, Lovero.
36. The Public Works director submitted a 2007 MFT "Revised" Municipal Estimate of Maintenance Costs. Thereafter, Weiner made a motion, seconded by Erickson, to concur and adopt and to authorize the corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Ramos, Weiner, Skryd, Phelan, Erickson. Nays: Chapman, Lovero.
37. The Finance director submitted a communication requesting Council's approval for the RFP for the General Ledger System. Thereafter, Weiner made a motion, seconded by Skryd, to concur and approve as submitted. The motion carried by a unanimous roll call vote.

38. The Finance director submitted a communication regarding Fund Balance policy. Weiner made a motion, seconded by Lovero, to concur and approve as submitted. The motion carried by a unanimous roll call vote.
39. The Finance director submitted an ordinance regarding Utility and Telecommunication Tax entitled:

AN ORDINANCE EXEMPTING UNITS OF LOCAL GOVERNMENT FROM THE MUNICIPAL UTILITY TAX AND AMENDING SECTION 886.03 OF THE CODIFIED ORDINANCES OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS

Thereafter, Chapman made a motion, seconded by Ramos, to concur, adopt the ordinance as submitted, retroactive to 2006, and to authorize the corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Chapman, Ramos, Phelan, Lovero, Erickson. Nays: Weiner, Skryd. Thereafter, Chapman made a motion, seconded by Ramos, to recuse Alderman Phelan from the vote. The motion carried.

40. The City Attorney submitted a drafted ordinance increasing the 911 Board from five to seven members serving staggered terms. Thereafter, Chapman made a motion, seconded by Skryd, to defer the matter for 2 weeks. The motion carried by a voice vote
41. The Collector submitted a communication regarding the Retail Overlay in the Depot District and the request from the Berwyn Housing Center to open a storefront office at 3239 Grove Avenue. Thereafter, Chapman made a motion to deny, the motion failed for lack of a second. Thereafter, Weiner made a motion, seconded by Lovero, to concur, waive going to Zoning, and approve as submitted. The motion carried by the following roll call: Yeas: Ramos, Weiner, Skryd, Phelan, Lovero. Nays: Chapman, Erickson.
42. The Fire Chief submitted a communication regarding the American Red Cross. Skryd made a motion, seconded by Lovero, to concur and approve as submitted. The motion carried by a voice vote.
43. The Director of Computer Services submitted a communication regarding RFP for the City Council Audio/Visual Renovation. Thereafter, Skryd made a motion, seconded by Weiner, to concur and approve as submitted. The motion carried by a voice vote.
44. The Library director submitted a communication regarding a staff replacement for the Berwyn Public Library. Thereafter, Chapman made a

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

45. The Berwyn Police department submitted a request for a handicap sign for Philip Armbrust, 1226 Oak Park Avenue. Erickson made a motion, seconded by Weiner, to refer the matter to the resident alderman. The motion carried.
46. The Berwyn Police department submitted a request for a handicap sign for William Pouncy, 1214 Maple. Erickson made a motion, seconded by Ramos, to refer the matter to the resident alderman. The motion carried.
47. The Berwyn Police department submitted a request for a handicap sign for Robert Burns, 3740 Wisconsin. Chapman made a motion, seconded by Ramos, to refer the matter to the resident alderman. The motion carried.
48. The Berwyn Police department submitted a request for a handicap sign for Lucille Tagliere, 3829 Wesley. Chapman made a motion, seconded by Skryd, to refer the matter to the resident alderman. The motion carried.
49. The Law department submitted a communication regarding the settlement of case #05 C 6646. Thereafter, Weiner 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, Lovero, Erickson. Nays: Phelan.
50. The Law department submitted a communication regarding the settlement of case #06 CH 10432. Weiner made a motion, seconded by Skryd, to concur and approve for payment. The motion carried by a unanimous roll call vote.
51. The Consent Agenda K-1 through K-14 were submitted:
 - K-1 Budget Chairman submitted the payroll for July 25, 2007 in the amount of \$898,696.45 and for August 8, 2007 in the amount of \$853,346.99.
 - K-2 Budget Chairman submitted the payables for August 25, 2007 in the amount of \$1,518,557.28.
 - K-3 The building director submitted the building permits issued in July, 2007
 - K-4 The Collector submitted the business licenses issued July, 2007
 - K-5 Block party, 3300 Wenonah for August 25, 2007
 - K-6 Block party, 3200 Maple for August 25, 2007
 - K-7 Block party, 3300 and 3400 blocks Highland for September 2, 2007

- K-8 Block party, 6800 W. 29th Place for September 1, 2007
- K-9 Block party, 1200 Harvey for August 18, 2007
- K-10 Block party, 2800 Wenonah for August 18, 2007
- K-11 Block Garage sale, 3700 & 3800 Ridgeland & Cuyler for Sept. 7, 2007
- K-12 Girl Scouts-Illinois Crossroads Council-Fall Product & Cookie Program
- K-13 St Mary of Celle's Summer Festival, August 18, 2007
- K-14 Block party, 2300 Highland for August 25, 2007

Thereafter, Ramos made a motion, seconded by Skryd, to concur by Omnibus Vote Designation.

- 52. The Mayor requested an additional Committee of the Whole meeting for Monday, August 27, 2007 at 7:00 p.m. for referrals. Weiner made a motion, seconded by Skryd, to concur. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Lovero, Erickson. Nays: Phelan.
A Committee of the Whole meeting will be held on Tuesday, August 28, 2007 at 6:00 p.m. for referrals.
- 53. Alderman Skryd called an Administration meeting for Monday, August 27, 2007 at 6:00 p.m. for referrals
- 54. There being no further business to come before the meeting, same was, after a motion by Ramos, seconded by Erickson, to adjourn at the hour of 10:37 p.m. by a unanimous roll call.

Respectfully submitted,

Thomas J. Pavlik
City Clerk