

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

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

**MINUTES**  
**BERWYN CITY COUNCIL**  
**SEPTEMBER 11, 2007**

1. The regular meeting of the Berwyn City Council was called to order by Mayor O'Connor at 8:55 p.m. Thereafter, Chapman made a motion, seconded by Phelan, to allow Alderman Erickson to attend by remote participation per ordinance. The motion carried by a voice vote. Upon the call of the roll, the following responded present: Chapman, Ramos, Skryd, Phelan, Erickson. Absent: Weiner, Lovero. Thereafter, Chapman made a motion, seconded by Skryd to excuse Aldermen Weiner and Lovero. The motion carried by a voice vote.
2. The Colors were presented by the Police and Fire departments and the Pledge of Allegiance was lead by Commander Manfredini. The Mayor read a letter reminding all, of the tragic event that occurred on September 11<sup>th</sup> and for all the civilians, police and firefighters who gave their lives on that day. A moment of silence was also observed in memory of Joe Johnson, Jr. father of Commander Jeffrey Johnson, William Glass, retired firefighter, and Lee Listermann, father of Cindy Herckes, police telecommunicator and for the safety of the our armed forces, police, firefighters, and paramedics.
3. The Open Forum portion of the meeting was announced. A 5<sup>th</sup> Ward resident read a statement concerning the lack of representation in the 5<sup>th</sup> Ward and presented petitions in support of Ricardo Sanchez. A resident of the 1500 block of Harvey complained about the blighted conditions in the 5<sup>th</sup> Ward. A resident at 1639 East Avenue spoke regarding her dog being attached and killed by her neighbor's dog. Also, Judy Vessely, 1633 East Avenue voiced concern over this animal and the danger it brings to the entire block, both residents are seeking help with this problem. Senator Sandoval reported that the state budget is still not signed by the governor and that there is much concern regarding the Transit problem and the refusal of the governor to sign the bill that would approve funding. Also, funding for many projects in the Berwyn and Cicero area have been cut, and urged all his constituents to notify the governor's office to voice opposition to the cuts. Alderman Chapman reminded everyone of the OktoberFest in the Depot District on Friday, September 21<sup>st</sup> and Saturday, September 22<sup>nd</sup> and invited all to attend.

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4. The minutes of the regular City Council meeting held on August 28, 2007, and the Committee of the Whole meetings held on August 14<sup>th</sup> 27<sup>th</sup> and 28, 2007 were submitted. Thereafter, Alderman Phelan made motion, seconded by Skryd, to reconsider his vote on item #9 of the August 28, 2007 City Council meeting. The motion carried. Thereafter, Phelan made a motion, seconded Ramos, to change his vote on item #9 from Nay to Aye. The motion carried by the following roll: Yeas: Ramos, Phelan, Erickson. Nays: Chapman, Skryd. Excused: Weiner, Lovero. Thereafter, Phelan made a motion, seconded by Chapman, to concur and approve the minutes of August 28, 2007 as amended and to approve the minutes of the Committee of the Whole as presented. The motion carried by a voice vote.
5. The bids proposals for the Holiday Decorations were submitted. Skryd made a motion, seconded by Phelan, for Anthony Bertuca, Jim Frank and any other interested parties to proceed to the conference room to open, tabulate, and return same to the Council Chambers for public reading. The motion carried by a voice vote.
6. Skryd made a motion, seconded by Chapman, to suspend the rules and bring forth items J-1 and J-2. The motion carried. J-1 is a deferred communication from the City Attorney regarding an intergovernmental Safety Enforcement agreement. J-2 is a revised version of same. After discussion, Chapman made a motion, seconded by Skryd, to defer and refer to the Committee of the Whole. The motion carried.
7. The Berwyn Development Corporation submitted a request for TIF funds for applicant Alex Priesto, Bodhi Thai Restaurant, 6211 Roosevelt Road. After discussion, Skryd made a motion, seconded by Phelan, to concur and approve as submitted not to exceed \$97,389.20. The motion carried by the following roll call: Yeas: Chapman, Ramos Skryd, Phelan. Nays: Erickson. Excused: Weiner, Lovero.
8. The Mayor submitted a communication regarding 100<sup>th</sup> Birthday celebration and the presentation by Carl Reina. Thereafter, Erickson made a motion, seconded by Phelan, to concur with the appointment of Carl Reina as Chairperson for the event and to approve the outline as presented by Mr. Reina. The motion carried by the following roll call: Yeas: Chapman, Skryd, Phelan, Erickson. Nays: Ramos. Excused: Weiner, Lovero.
9. The Mayor submitted a communication regarding an amendment to the Health Insurance. Skryd made a motion, seconded by Chapman, to concur and approve as submitted and to authorize the corporate authorities to affix their signatures thereto following the unions' membership approval and representatives' signatures. The motion carried by the following roll

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call: Yeas: Chapman, Ramos, Skryd, Phelan. Nays: Erickson. Excused: Weiner, Lovero.

10. The Mayor submitted a communication regarding the 5<sup>th</sup> Ward Aldermanic seat. Chapman made a motion, seconded by Ramos, to refer to the Committee of the Whole for the review of applicants whose resumes have been submitted to the Mayor's office prior to Friday, September 21, 2007. The motion carried by a voice vote.
11. Chapman made a motion, seconded by Skryd, to bring forward Item I-2 as germane to F-4. The motion carried. F-4 is a communication from the Mayor regarding Ethics Ordinance provisions. F-4 is a communication from Alderman Chapman regarding recruiting members for the "Ethics Board". After discussion, Chapman made a motion, seconded by Skryd, to refer the matter to a joint committee of Administration and Ordinance and Resolutions. The motion carried by a voice vote.
12. The Bid tabulations for the Holiday Decorations were returned to the Council Chamber for reading. The proposals were based on a 3 year scale. Folger Flag & Decorations, 2007-\$13,840, 2008-\$14,255, and 2009-\$14,683. Tyler Temple, 2007- \$27,680, 2008- \$29,064, and 2009-\$30,517. Thereafter, Chapman made a motion, seconded by Skryd, to refer the bids to the Public Works director and the Public Works committee. The motion carried by a voice vote.
13. The Zoning Board of Appeals submitted a Resolution and Ordinance regarding a second floor addition for Justin Myers, 1604 East Avenue. Phelan made a motion, seconded by Ramos, to refer to the Committee of the Whole. The motion carried by a voice vote.
14. The Zoning Board of Appeals submitted a Resolution regarding Potter's House Christian Fellowship Ministries, 6950-52 Windsor Avenue. Thereafter, Chapman made a motion, seconded by Skryd, to deny the request. The motion failed by the following roll call: Yeas: Erickson. Nays: Chapman, Ramos, Skryd, Phelan. Excused: Weiner, Lovero. Thereafter, Chapman made a motion, seconded by Ramos, to recall the previous vote and confirm the motion to deny the request. The motion carried by the following roll call: Yeas: Chapman, Ramos, Skryd, Phelan. Nays: Erickson. Excused: Weiner, Lovero.
15. Alderman Chapman submitted a communication regarding the 6<sup>th</sup> Annual Oktoberfest information. Chapman waived reading and gave a brief summary of events. Thereafter, Chapman made a motion, seconded by

Ramos, to accept the matter as informational. The motion carried by a voice vote.

16. Alderman Chapman made a motion, seconded by Skryd, to continue the City Council meeting passed the hour of 10:00 p.m. per ordinance. The motion carried by a voice vote with Phelan voicing a contrary nay.
17. Alderman Skryd submitted a request and License Agreement to allow the Berwyn Main Street to close Elmwood Avenue south from Cermak Road to the alley for the Houby Day Event. Thereafter, Skryd made a motion, seconded by Chapman, to amend on face to close "Gunderson Avenue" not Elmwood Avenue contingent upon obtaining of liquor license. The motion carried by the following roll call: Yeas: Chapman, Ramos, Skryd, Phelan, Erickson. Nays: none. Excused: Weiner, Lovero.
18. The City Attorney submitted an Enforcement Agreement for Cermak Plaza. After discussion, Chapman made a motion, seconded by Skryd, to defer the matter for two (2) weeks. The motion carried by a voice vote.
19. The City Attorney submitted a revised ordinance 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**

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

20. The Public Works director submitted a request to go out for bid for Large Planters and Garbage Cans. Thereafter, Skryd made a motion, seconded by Chapman, to defer the matter for two (2) weeks. The motion carried by the following roll call: Yeas: Chapman, Ramos, Skryd. Nays: Phelan, Erickson. Excused: Weiner, Lovero.
21. The Consent agenda K-1 through K-8 was submitted.
  - K-1 The Budget Chairman submitted the Payroll for September 5, 2007 in the total amount of \$845,285.52
  - K-2 The Budget Chairman submitted the Payables for September 11, 2007 in the total amount of \$1,129,239.68.

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- K-3 The Building director submitted the building permits issued for August, 2007
- K-4 The Collector submitted the business licenses issued for August, 2007
- K-5 Block party, 2300 Highland Avenue on September 15, 2007
- K-6 Concordia Lutheran Church, picnic on September 30, 2007
- K-7 CBC Shoe Corporation, sidewalk sale, September 14-16, 2007
- K-8 Kiwanis Peanut Sale, September 27<sup>th</sup> , 28<sup>th</sup> , and 29<sup>th</sup> 2007

Thereafter, Ramos made a motion, seconded by Skryd, to concur by Omnibus Vote Designation. The motion carried by a voice vote.

- 22. The Mayor called for a Closed Committee of the Whole meeting on Monday, September 24, 2007 at 6:00 p.m. for personnel. Ramos made a motion, seconded by Chapman, to concur. The motion carried by a voice vote. Also, a Committee of the Whole for Tuesday, September, 25, 2007 at 6:00 p.m. for referrals.
- 23. There being no further business to come before the meeting, same was, after a motion by Ramos, seconded by Chapman, to adjourn at the hour of 10:10 p.m. by a roll call vote.

Respectfully submitted

Thomas J. Pavlik, City Clerk  
By Louise P. Sommese, Deputy Clerk