

MICHAEL A. O'CONNOR
MAYOR

THOMAS J. PAVLIK
CITY CLERK

MINUTES
BERWYN CITY COUNCIL
JULY 8, 2008

1. The Berwyn City Council was called to order by Mayor O'Connor at 8:14 p.m. Upon the call of the roll, the following responded present: Chapman, Weiner, Skryd, Phelan, Lovero, Erickson. Absent: Ramos, Day. Thereafter, Lovero made a motion, seconded by Chapman, to excuse Aldermen Ramos and Day. The motion carried.
2. The Pledge of Allegiance was recited and a moment of silence was observed for the safety of our armed forces, police, firefighters, and paramedics.
3. The Open Forum portion of the meeting was announced. The Mayor recognized Nancy Hildwein, 3545 Harvey who spoke on overflow of garbage in the alley, see attached statement read into record, Sue Stopka, 2714 Highland spoke regarding a continuing rodent problem, Brandon Williams, representative of the Grove Condos, 3300 Grove, spoke regarding problems at Salerno's nightclub on weekends and presented a statement to the Mayor and 1st ward alderman and then read statement into record, see attached, Maggie Lorenc of AFSCME Council #31, employees local union, spoke regarding layoffs and no contract and stated that she has filed 13 new grievances and currently has 3 grievances in arbitration, and asked the elected officials to stop the layoffs of 8 AFSCME employees and also presented a petition and presented a copy for the record, the Mayor recognized other AFSCME workers who addressed the Council regarding layoffs and asking the Mayor not to go forward with the planned layoffs, Alderman Skryd spoke regarding the Berwyn Cicero Council on Aging and the proposal by the governor to cut 1 hundred million dollars, from the state budget, for the Illinois Department on Aging, see attached.
4. The minutes of the regular Berwyn City Council meeting of June 24, 2008 and the amended Committee of the Whole minutes of June 24, 2008 were submitted. Thereafter, Lovero made a motion, seconded by Skryd, to concur and approve as submitted and amended. The motion carried by a voice vote.
5. Chapman made a motion, seconded by Skryd, to suspend the rules and bring forward item J-10. The motion carried. Item J-10 is a communication from Carl Reina, Centennial Chairman, regarding Centennial

recap. Thereafter, the Mayor recognized Carl Reina, who gave a power point presentation, see attached. Thereafter, Clerk Pavlik questioned if a detailed account of revenues and expenditures will be made available. Mr. Reina stated that they will be available from the Finance department. Alderman Skryd also recognized building director, Dan LeBeau, for his creation of the Centennial logo. Thereafter, Phelan made a motion, seconded by Skryd, to accept the matter as informational. The motion carried by a voice vote.

6. Skryd made a motion, seconded by Erickson, to suspend the rules and bring forth item F-1 and F-2. The motion carried. Item F-1 is a communication from the Mayor regarding the retirement of Deputy Fire Chief, Michael Farnsworth. Thereafter, Lovero made a motion, seconded by Chapman, to accept the matter as informational and extended congratulations, thanks for services, and best wishes in future endeavors. The motion carried by a voice vote.
7. The Mayor submitted a communication regarding the appointment of Sam Molinaro as Deputy Fire Chief. Thereafter, Erickson made a motion, seconded by Lovero, to concur and approve the appointment as submitted. The motion carried by the following roll call: Yeas: Chapman, Weiner, Skryd, Phelan, Lovero, Erickson. Nays: none. Excused: Ramos, Day. Thereafter, the Clerk administered the Oath of Office and the Mayor and Council members extended congratulations.
8. The Berwyn Development Corporation submitted an Intergovernmental Agreement and a Resolution between the Cook County Assessor and the City of Berwyn for access to Geographic System (GIS). Thereafter, Erickson made a motion, seconded by Chapman, to concur and **adopt** the Resolution as presented and to authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote with Ramos and Day excused.
9. The Berwyn Development Corporation submitted a communication regarding a request for a Commercial loan for Garv's Inn in an amount not to exceed \$105,000. Thereafter, Erickson made a motion, seconded by Skryd, to concur and approve as submitted. The motion carried by a unanimous roll call vote with Ramos and Day excused.
10. The Berwyn Development Corporation submitted a communication regarding TIF application for Valle's Produce, 6323 W. Cermak, in an amount not to exceed \$19,000. Thereafter, Skryd made a motion, seconded by Chapman, to concur and approve as submitted. The motion

carried by the following roll call: Yeas: Chapman, Weiner, Skryd, Phelan, Lovero. Nays: Erickson. Excused: Ramos, Day.

11. Chapman made a motion, seconded by Skryd, to suspend the rules and bring forth item J-4. The motion carried. Item J-4 is a communication from the Law department regarding Metra Train Lease, Parking Resolution. Thereafter, Chapman made a motion, seconded by Lovero, to concur and approve as submitted. The motion carried by a unanimous roll call vote with Ramos and Day excused.
12. The Mayor submitted a communication regarding the appointment of Jill Bambenek to the Berwyn Library Board to complete the unexpired term of Matt Scharf which expires on June 12, 2010. Thereafter, Erickson made a motion, seconded by Chapman, to concur and approve the appointment as submitted. The motion carried by a unanimous roll call vote with Ramos and Day excused.
13. The Clerk submitted a communication regarding a Public Hearing to be held on August 12, 2008 at 5:45 p.m., concerning Chapter 1204.04 section #54, Zoning code, to change the definition of "Single Housekeeping Unit". Thereafter, Erickson made a motion, seconded by Skryd, to concur and to authorize the Clerk to publish and post. The motion carried by a unanimous roll call vote with Ramos and Day excused.
14. The Clerk submitted a communication regarding a referral to the Cook County States Attorney, Public Integrity Bureau regarding a June 24, 2008 referral and requesting approval to duplicate the tape of the closed Fire and Police Committee meeting of December 13, 2007 as requested by the States Attorney. Thereafter, Erickson made a motion, seconded by Chapman, to concur and approve as submitted and grant permission to copy and forward tape. The motion carried by a unanimous roll call vote with Ramos and Day excused.
15. Lovero made a motion, seconded by Chapman, to suspend the rules and bring forth items I-1, I-6, J-3, and G-3 and make germane to I-6. The motion carried. Item I-6 is a communication from Alderman Lovero requesting that the 5 Public Works employees, that were laid off, be reinstated, as prescribed by the authority in Chapter 242, Section .08(b) of the Codified Ordinances. Thereafter, Lovero made a motion, seconded by Skryd, to concur and approve as submitted. Thereafter, Lovero was allowed to summarize all 4 communications which reiterated reinstatement of public works employees and to stop any further layoffs of city employees, and to request a special meeting of the City Council to address budget issues. After the motion and the second, the Mayor read another statement into

record regarding the financial situation of the city; the statement was not submitted to the Clerk for the record. Thereafter, the Mayor recognized the motion which carried by the following roll call: Yeas: Chapman, Weiner, Skryd, Phelan, Lovero. Nays: Erickson. Excused: Ramos, Day. The Mayor then stated that he will veto this communication and continue layoffs as planned. Thereafter, the Clerk tried to clarify veto procedures for the record, the Mayor failed to recognize the Clerk's request.

16. Alderman Weiner submitted a communication regarding Aldermanic Health Insurance. Thereafter, Weiner made a motion, seconded by Skryd, to refer the matter to the Committee of the Whole. The motion carried by a voice vote.
17. Alderman Phelan submitted a communication regarding 2 hour diagonal parking at 16th and Wesley. After discussion, Phelan made a motion, seconded by Chapman, to refer the matter to the Traffic Engineer. The motion carried by a voice vote.
18. Alderman Phelan submitted a communication regarding trees at 21st and Wesley. After discussion, Phelan amended his communication to include withholding any issuance of future building permits to Michael Adams or any sub contractor, or any development, in which he is involved, until the matter is remedied. Thereafter, Phelan made a motion, seconded by Lovero, to concur and approve as amended. The motion carried by the following roll call: Yeas: Chapman, Weiner, Skryd, Phelan, Lovero. Nays: Erickson. Excused: Ramos, Day.
19. Alderman Phelan submitted a communication regarding employee conduct as discussed in the Committee of the Whole. Thereafter, Phelan made a motion, seconded by Skryd, to refer the matter to the Administration Committee for investigation. The motion carried by the following roll call: Yeas: Chapman, Skryd, Phelan, Lovero. Nays: Weiner, Erickson. Excused: Ramos, Day.
20. Alderman Erickson submitted a communication regarding Petition for Referendum. Thereafter, Erickson made a motion, seconded by Weiner, to refer the matter to the Committee of the Whole. The motion carried by a voice vote.
21. The Law department submitted a communication regarding the Bobby Buonauro Clinic, 3245 Grove Avenue. After discussion, Chapman made a motion, seconded by Phelan, to concur and approve as recommended by the Zoning Board that Conditional Use be granted in this C-2 District.

Thereafter, the motion carried by the following roll call: Yeas: Chapman, Skryd, Phelan, Lovero. Nays: Weiner, Erickson. Excused: Ramos, Day.

22. The Law department submitted an ordinance entitled:

AN ORDINANCE ALLOWING A VARIATION FROM THE ZONING CODE FOR THE PROPERTY COMMONLY KNOWN AS 7102 34TH STREET, BERWYN, ILLINOIS AND WHICH IS LOCATED IN AN A-1 ZONING DISTRICT

Thereafter, Chapman made a motion, seconded by Skryd, to concur and **adopt** the ordinance as presented and to authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote with Ramos and Day excused.

23. Weiner made a motion, seconded by Skryd, to extend the meeting beyond 10:00 p.m. per ordinance. The motion carried by a unanimous roll call vote.
24. The Law department submitted a Parking Ordinance for temporary visitor parking passes. Thereafter, Chapman made a motion, seconded by Skryd, to defer the matter for 2 weeks for review. The motion carried by a voice vote.
25. The Law department submitted a communication requesting the settlement and 08 CV 3528 (U.S. District Court for the Northern District of Illinois) in the amount of \$20,000. Thereafter, Erickson made a motion, seconded by Weiner, to concur and approve for payment. The motion carried by a unanimous roll call vote with Ramos and Day excused.
26. The Finance director submitted a communication regarding the approval of the Financial Report. Chapman made a motion to defer for 2 weeks. After discussion, the motion was withdrawn. Thereafter, Weiner made a motion, seconded by Erickson, to concur and approve as submitted. The motion carried by a unanimous roll call vote with Ramos and Day excused.
27. The Finance director submitted a communication regarding the approval of the Purchasing policy. After discussion, Erickson made a motion, seconded by Weiner, to concur and approve as submitted. The motion carried by a unanimous roll call vote with Ramos and Day excused.
28. The Building director submitted a communication regarding the amendment to Ordinance 1472, Remodeling and Alteration. Thereafter, Skryd made a

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motion, seconded by Chapman, to refer the matter to the Ordinance and Resolutions committee for draft. The motion carried by a voice vote.

29. Consent Agenda, items K-1 through K-20 were submitted:
- K-1 The Budget chairman submitted the payroll for June 25, 2008 in the total amount of \$828,367.85.
 - K-2 The Budget chairman submitted the payables for July 8, 2008 in the total amount of \$747,563.33.
 - K-3 The Pav YMCA requested for a rummage sale on August 23, 2008
 - K-4 The Girl Scouts, II Crossroads Council requested permission to conduct the 2008 Fall Product Activity from October 10th thru October 26th 2008, and Cookie Sales from January 1st through March 22, 2009
 - K-5 Ace Hardware requested a Sidewalk Sale on August 30, 2008
 - K-6 Block party for 3300 Wenonah on August 23, 2008
 - K-7 Block party for 2300 Elmwood on August 2, 2008
 - K-8 Block party for 1300 Wenonah on July 26, 2008
 - K-9 Block party for 3800 Kenilworth on August 2, 2008
 - K-10 Block party for 6400 W.33rd St. on July 12, 2008
 - K-11 Block party for 3500 Clinton on August 16, 2008
 - K-12 Block party for 1600 Grove on July 26, 2008
 - K-13 Block party for 1800 Maple on August 2, 2008
 - K-14 Block party for 3200 Maple on August 23, 2008
 - K-15 Block party for 1800 Clinton on August 2, 2008
 - K-17 Block party for 3500 Wenonah on August 16, 2008
 - K-18 Block party for 3400 Home on July 26, 2008
 - K-19 Block party for 6800 W. 29th Place on August 23, 2008
 - K-20 Block party for 6900 W. 30th Place on August 9, 2008
- Thereafter, Lovero made a motion, seconded by Erickson, to concur and Approve by Omnibus Vote Designation. The motion carried by a voice vote.
30. The Mayor called for a Special Committee of the Whole meeting for Tuesday, July 15
And Wednesday, July 16, 2008 at 7:30 p.m. to review and discuss budgetary cuts.
The Mayor called for a Committee of the Whole meeting on Tuesday, July 22, 2008 at 7:00 p.m. for referrals.
The Mayor announced a Special Committee of the Whole for Tuesday, July 29, 2008 at 7:30 p.m., for a BDC Status Presentation, with a tentative location at the BDC, 3322 Oak Park Avenue.
31. Alderman Skryd announced an Administration meeting, as previously called, for Monday, July 14, 2008 at 6:00 p.m. for referrals

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32. Alderman Lovero called an Ordinance & Resolution committee meeting for Wednesday, July 16, 2008 at 6:00 p.m. for referrals
33. Alderman Chapman requested a joint Administration, Budget, and Public Works committee meeting for Tuesday, July 15th and Wednesday, July 16th at 7:30 p.m. for solutions to layoffs. The Mayor stated that she is not the Chair of any of these committees and can not call the meeting and ruled Chapman "Out of Order".
34. There being no further business to come before the meeting, same was, after a motion by Weiner, seconded by Phelan, to adjourn at the hour of 10:16 p.m. The motion carried by a voice vote.

Respectfully submitted,

Thomas J. Pavlik
City Clerk