

MICHAEL A. O'CONNOR
MAYOR

THOMAS J. PAVLIK
CITY CLERK

MINUTES
BERWYN CITY COUNCIL
SEPTEMBER 23, 2008

1. The regular meeting of the Berwyn City Council was called to order by Mayor O'Connor at 8:25 p.m. Upon the call of the roll, the following responded present: Chapman, Ramos, Weiner, Skryd, Day, Phelan, Lovero and Erickson via phone. Thereafter, Weiner made a motion, seconded by Day, to allow Alderman Erickson to participate remotely per ordinance. The motion carried by a voice vote. Thereafter, Alderman Phelan questioned why Alderman Erickson was participating via phone and requested proof that he is out of town on business. Alderman Erickson stated that he will supply same. Thereafter, the meeting duly convened for further business.
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. Alderman Ramos stated that his niece was home on furlough but will be returning to Iraq shortly.
3. The Open Forum portion of the meeting was announced. Mary Moddy of Cuyler Avenue spoke as a volunteer of the Berwyn Historic Preservation Commission and asked what the City Council is going to do for Historic Preservation and mentioned the lack of respect from a certain alderman. Alderman Phelan stated that this was in regards to an email between himself and Lori Thielen and went on to question if the Berwyn Historical Society was given a stipend from the City-Sandy VanGoethem of Riverside Drive spoke on 3 issues, #1 praised the Oktoberfest as the best ever and thanked the Depot District Special Events committee and volunteers for all their help, #2 spoke on volunteering for the 16th Street theater rehearsals and is seeking corporate sponsorship and advertisers, #3 thanked the paramedics, police and fire units #905 and paramedic unit #907 for quick response to a neighbor with a life threatening situation-Mary Karasek of the All Berwyn Committee invited all to the ABC candidate forum on Thursday, October 16th and also stated that on November 20th, the topic for the ABC meeting will be Home Foreclosures-Marge Paul invited all to the Centennial Trolley tours on September 28th at 1 p.m., 2:15 p.m. and 3:30 p.m. leaving from the Sokol Tabor on 16th Street-Jeremie Winsor member of the Main Street spoke on a development on Cermak Road and the developers proposal to include demolishing the historic Merik Funeral Home and reminded all that Main Street is in favor of historic preservation along with development-Alderman Chapman thanked the Depot District

Special Events committee, sponsors, volunteers, and support from the residents for the success of Oktoberfest-Alderman Phelan asked the Mayor for a report from the Outreach director which was not supplied at the last City Council meeting-Clerk Pavlik gave a special thanks to the Depot District Special Events committee and all volunteers and citizens who supported the 50/50 raffle, sponsored by the Dollars for Scholars committee, that raised \$955 to be used toward scholarships for Berwyn students

4. Chapman made a motion, seconded by Ramos, to suspend the rules and bring forth item J-2. J-2 is a Resolution submitted by the Mayor granting Ann Marrone the title of Board Member Emeritus of the Berwyn Public Library. Thereafter, Lovero made a motion, seconded by Chapman, to concur and **adopt** the Resolution as submitted and to authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.
5. Chapman made a motion, seconded by Lovero, to suspend the rules and bring forth items F-2 and J-9. The motion carried. F-2 is a Proclamation from the Mayor regarding the National Arts and Humanities month. Thereafter, Skryd made a motion, seconded by Chapman, to concur and **adopt** the Proclamation as submitted. The motion carried by a voice vote.
6. The Fire Chief submitted a communication regarding MDA fill the Boot Drive and collection results and a Thank you to the citizens of Berwyn and the City Council. Thereafter, Sara Madden of MDA presented an award and a plaque to the Fire department and the City of Berwyn for setting a record with collections of \$22,440 and thanked Chairman John Janata of the Berwyn Fire department for his continued efforts. Thereafter, Skryd made a motion, seconded by Ramos, to accept the matter as informational. The motion carried by a voice vote.
7. Chapman made a motion, seconded by Ramos, to suspend the rules and bring forth item J-5. The motion carried. J-5 is an ordinance from the Finance Director entitled:

AN ORDINANCE PROVIDING FOR THE ISSUE OF \$7,830,000 GENERAL OBLIGATION BONDS, SERIES 2008, OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS AND FOR THE LEVY OF A DIRECT ANNUAL TAX SUFFICIENT TO PAY THE PRINCIPAL AND INTEREST ON SAID BONDS

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 a unanimous roll call vote.

8. The minutes of the regular Berwyn City Council meeting, the Committee of the Whole of September 9, 2008 and minutes of the Public Hearing on the proposed referendum on Non-Partisan elections of August 25, 2008 were presented. Thereafter, Lovero made a motion, seconded by Skryd, to concur and approve the minutes as submitted. The motion carried by a voice vote.
9. A request to open bids for the Roosevelt Road Water Main and Combined Sewer Improvement were presented. Thereafter, Skryd made a motion, seconded by Day, to order the Public Works director, City Attorney, City Engineer and any other interested parties to proceed to the Conference Room to open, tabulate, and return same to the Council Chambers for reading. The motion carried by a voice vote.
10. The Berwyn Development Corporate submitted a communication regarding the Parking Deck General Contractor Bid Release. Thereafter, Chapman made a motion, seconded by Skryd, to concur with the request and grant permission to go out to bid. The motion carried by a unanimous roll call vote.
11. Chapman made a motion, seconded by Skryd, to suspend the rules and bring forth item J-4. The motion carried by a voice vote. J-4 is an ordinance from the Law department entitled:

AN ORDINANCE OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS, AUTHORIZING THE VACATION OF A CERTAIN PORTION OF GROVE AVENUE

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.

12. A deferred communication from the Mayor regarding alley repairs for the 1st and 3rd wards. After discussion, Chapman made a motion, seconded by Skryd, to concur and approve for payment using the Special Aldermanic Project fund account. The motion carried by a unanimous roll call vote.
13. The Mayor submitted a Proclamation declaring September 2008 as United Way month in the City of Berwyn. Thereafter, Skryd made a motion,

seconded by Chapman, to concur and **adopt** the Proclamation as presented. The motion carried by a voice vote.

14. The Mayor submitted a communication regarding the reappointment of Eileen Pech to the Library Board for a term to end September 10, 2011. Thereafter, Chapman made a motion, seconded by Ramos, to concur and approve the appointment as submitted. The motion carried by a unanimous roll call vote.
15. The Mayor submitted a communication regarding the Clean City Commission as proposed by Alderman Skryd. Thereafter, Skryd made a motion, seconded by Chapman, to refer the matter to the Law department to draft an ordinance. The motion carried by a voice vote.
16. The Mayor submitted a communication regarding the Compensation for Elected Officials. After discussion, Skryd made a motion, seconded by Chapman, to accept as informational with no action taken. The motion carried by a voice vote with a contrary nay from Alderman Lovero who stated that the communication should have never been submitted for the City Council agenda.
17. The Mayor submitted a communication regarding the South Berwyn Education Foundation, Letter of Appreciation, thanking the City of Berwyn, fire, police, and recreation departments, for allowing the 2nd Annual Kelly Miller Circus to take place. Thereafter, Skryd made a motion, seconded by Chapman, to accept the matter as informational. The motion carried by a voice vote.
18. The Mayor submitted a communication regarding the Multi-Unit Housing Ordinance Inspector. After discussion, Phelan made a motion, seconded by Chapman, to deny the request. The motion carried by the following roll call: Yeas: Chapman, Skryd, Day, Phelan, Lovero. Nays: Ramos, Weiner, Erickson. Thereafter, the Mayor questioned the Council with respect to the Multi-Unit Housing ordinance, stating that if they do not allow the city to hire an inspector, they might as well consider repealing the ordinance.
19. The Mayor submitted a communication and a draft of a city ordinance regarding the Health Insurance Compensation for Elected Officials. After discussion, Chapman made a motion, seconded by Erickson, to defer the matter. The motion carried by a voice vote.
20. The City Clerk submitted a communication regarding the approval of Closed Committee of the Whole minutes of July 8, July 22, July 29, August 12, and August 29, 2008 as reviewed in closed session on September 9, 2008.

Thereafter, Lovero made a motion, seconded by Skryd, to concur and approve the minutes as submitted. The motion carried by a voice vote.

21. The City Clerk submitted a communication regarding the removal of referral items as submitted by the building director, traffic engineer, and the Berwyn Police department. Thereafter, Skryd made a motion, seconded by Ramos, to concur and accept the matter as informational. The motion carried by a voice vote.
22. Alderman Ramos submitted a communication regarding a request for an Aldermanic office in City Hall. After discussion, Ramos made a motion, seconded by Chapman, to concur and approve the request as submitted. The motion was defeated on the call of the roll: Yeas: Chapman, Ramos, Lovero. Nays: Weiner, Skryd, Day, Phelan, Erickson.
23. The Berwyn Historic Preservation Commission submitted a communication regarding the Merik Funeral Home building, 6507 W. Cermak Road. Thereafter, Skryd made a motion, seconded by Lovero, to suspend the rules and bring forth item J-6 as germane. The motion carried by a voice vote. J-6 is a communication from the building director regarding a demolition request for 6507 W. Cermak Road. The Mayor then recognized Rebecca Houze and Lori Thielen of the Berwyn Historic Preservation Commission to speak on the building and its preservation. Thereafter, Skryd made a motion, seconded by Lovero, to Stay the demolition and to allow the Berwyn Historic Preservation Commission to continue and complete the nomination process for the building to be designated as a Berwyn Historic Landmark. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Lovero, Erickson. Nays: Day, Phelan.
24. The bids for the Roosevelt Road Water Main and Combined Sewer Improvement were as follows: Bolder Contractors, Inc., Deerfield, IL \$3,464,690, John Neri Construction Co., Inc., Addison, IL, \$3,434,747.50, A. Lamp Concrete, Schaumburg, IL, \$3,230,000, Cerniglia Company, Melrose Park, \$3,311,895, Fiordiroso Constructions Co., Elgin, IL, \$3,545,932.50, Martam Construction, Inc., Elgin, IL, \$3,960,270, Trine Construction Corp., West Chicago, IL, \$3,191,277.50. Thereafter, the Mayor recognized Public Works director and City Engineer who explained the engineer's estimate was at \$3,062,000 and that all the submitted bids were over the estimate. Thereafter, Lovero made a motion, seconded by Chapman, to refer the matter to the Engineering firm of Novotny and Associates and the Public Works committee to review the bids along with the engineer's estimate. The motion carried by a unanimous roll call vote.

25. Chapman made a motion, seconded by Skryd, to suspend the rules and bring forth items J-7 and J-8. The motion carried. J-7 is a communication from the Public Works director regarding Snow Route/Street Signage replacement update with a recommendation to delay issuing an RFP for replacement of Snow Route/Street Signage until FY 2009. Thereafter, Chapman made a motion, seconded by Skryd, to accept the matter as informational. The motion carried by a voice vote.
26. The Public Works director submitted a Supplemental MFT Authorization for Oak Park Lighting and a Resolution regarding Oak Park Lighting Improvements MFT Section No. 04-00160-00-LT. Thereafter, Lovero made a motion, seconded by Chapman, to concur and **adopt** the Resolution as submitted and to authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.
27. The Berwyn Historic Preservation Commission submitted a communication regarding the approval of Public Hearing procedures for nominations for local historic landmarks. After discussion, Chapman made a motion, seconded by Skryd, to refer the matter to the Law department to amend and include into an attached ordinance. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Phelan, Lovero, Erickson. Nays: Day.
28. A deferred Resolution from the Law department regarding an ESDA Coordinator. Thereafter, Lovero made a motion, seconded by Ramos, to defer the matter for 3 weeks. The motion carried by a voice vote.
29. The Law department submitted a revised J-3 ordinance entitled:

AN ORDINANCE ESTABLISHING RESIDENTIAL PERMIT PARKING AT CERTAIN LOCATIONS ON 32ND STREET AND AMENDING CHAPTER 484 OF THE TRAFFIC CODE OF THE CODIFIED ORDINANCES OF THE CITY OF BERWYN

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

30. Ramos made a motion, seconded by Chapman, to suspend the rules and bring forth K-5 from the Consent agenda. The motion carried by a voice vote. K-5 is a communication from the pastor of the 1st Congregational Church regarding a crop walk for hunger on Sunday, October 19, 2008.

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Thereafter, Alderman Ramos requested the communication to be amended to include a Berwyn police department CSO for traffic control and pedestrian safety. Thereafter, Ramos made a motion, seconded by Chapman, to concur and approve as amended. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Day, Lovero, Erickson. Nays: Phelan.

31. The Consent agenda K-1 through K- 4 and K-6 through K-7 were submitted.
K-1-Budget Chairman, payroll for September 17, 2008 in the total amount of \$926,289.87
K-2-Budget Chairman, payables for September 23, 2008 in the total amount of \$1,127,192.26
K-3-CBC Shoe Corporation, sidewalk sale on October 3rd thru October 5th
K-4-Block party, 1200 Gunderson, September 27, 2008
K-6-NBPD-Celebrating Hispanic Heritage Month, October 11, 2008
K-7-NBPD-Halloween Special Event, October 25, 2008
Ramos made a motion, seconded by Skryd, to concur and approve by Omnibus Vote Designation. The motion carried by a voice vote.
32. The Mayor called a Committee of the Whole meeting for Tuesday, October 7, 2008 at 7:00 p.m. for review of budget adjustments. Chapman by Lovero to concur. Motion carried by a unanimous roll call vote.
The Mayor called a Committee of the Whole meeting for Tuesday, October 14, 2008 at 6:00 p.m. for referrals.
33. Alderman Skryd called an Administration committee meeting for Monday, October 6, 2008 at 6:00 p.m. for referrals.
34. 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 9:51 p.m. The motion carried by a voice vote.

Respectfully submitted,

Thomas J. Pavlik
City Clerk