

ITEM NO. C-1
DATE 3/23/21
DISPOSITION
Approved as Submitted



C-1

Berwyn City Council Regular Meeting– March 9, 2021

Clerk's Note: Governor Pritzker's Emergency Executive Orders allow for the suspension rules prohibiting "in-person attendance" by elected officials and the limiting of the number of people that could congregate in public places due to the Covid-19 pandemic. The City of Berwyn uses best efforts to comply with the Governor's Emergency Orders and the spirit of the Open Meetings Act. The City Council has taken the measures to provide residents with notice of changes to the Regular Meeting and ability to observe the meeting in progress through a live video stream:

- The City posts Meeting Notices and Agendas on its website and in City Hall with directions on how the public may view meetings, participate in public meetings, and address the City Council during Open Forum.
- The City posts directions to the public on its Face Book page on how they may participate and or view the public meeting.
- City staff live-stream the meeting on the City of Berwyn website (www.berwyn-il.us), Berwyn Facebook page, and YouTube during the City Council meeting. The video stream / audio is recorded and available to the public.

Mayor Lovero called the meeting to Order at 8:00 p.m. Clerk Paul called the roll. The following Aldermen participated in person: Lennon, Ramirez, Reardon, Fejt, Santoy, Ruiz, Avila, and Nowak. City Treasurer Miranda participated remotely. Berwyn Development Corporation Director Hulseberg also participated remotely.

- A. Pledge of Allegiance and Moment of Silence:** The attendees recited the Pledge of Allegiance. Mayor Lovero asked for a moment of silence keeping in mind the safety of our First Responders.
- B. Open Forum:** Mayor Lovero called for Open Forum comments. He cautioned the public to keep their comments to city issues and to not make political comments or make personal attacks directed against members of the council. Clerk Paul read an email received from Mr. Ted Korbos asking that an upcoming zoning meeting be live-streamed. Mr. Ramirez rose to comment on city over-spending and current city debt. A resident (later asking not to be named in the Minutes) commented on her experience with election workers and their campaign practices during the Consolidated Primary election. She commented on feeling intimidated by campaign workers while she was in front of Havlicek School on the day of the primary. Ms. Luz Chavez was recognized. Mayor Lovero cautioned Ms. Chavez to keep her remarks non-political. Ms. Chavez commented on election intimidation felt by residents occurring during the February 23, 2021 Consolidated Primary election. She commented on the way Mayor Lovero responded to her and the remarks she made during the Open Forum on February 24, 2021. Alderman Ruiz announced a 6th Ward Zoom meeting scheduled for March 11, 2021 at 6:30 p.m. Ald. Avila announced that he had received his second dose of the COVID-19 vaccine. He encouraged everyone to be vaccinated.
- C. Approval of Minutes:** Ald. Avila made the motion, seconded by Ald. Fejt, to approve the Committee of the Whole and Regular City Council Meeting Minutes of February 24, 2021 as submitted. The motion carried by a unanimous voice vote.
- D. Bid Openings:** Nothing submitted for the agenda.
- E. Berwyn Township, Berwyn Health District, Berwyn Development Corporation (BDC):** E-1: Ald. Lennon made the motion, seconded by Ald. Fejt, to approve the BDC Special Events schedule as submitted (subject to pandemic conditions at the time of the event). The motion carried by a unanimous voice vote.
- E-2: (Resolution #1)** Ald. Ramirez made the motion, seconded by Ald. Lennon, to **adopt** the Resolution entitled: **A Resolution Authorizing and Approving the Settlement of a Certain Dispute Between the City of Berwyn, Istituto Del Progresso Latino, and the Berwyn Development Corporation and the Execution of a Certain Settlement Agreement Between the City of Berwyn, Istituto Del Progresso Latino, and the Berwyn Development Corporation for the City of Berwyn, County of Cook, State of Illinois**, direct the Corporate Authorities to affix the necessary signatures and send it on its way to passage. The motion carried by a unanimous roll call vote.

Resolution #2: Ald. Ramirez made the motion, seconded by Ald. Lennon, to **adopt** the Resolution entitled: **A Resolution Authorizing and Approving a Certain Real Estate Conveyance Agreement Between Chicago Title and Land Trust Company, as Trustee Under Trust Agreement Dated January 1, 2013 and known as Trust No. 8002361156, and the City of Berwyn for the City of Berwyn, County of Cook, State of Illinois**, to affix the necessary signatures and send it on its way to passage. The motion carried by a unanimous roll call vote.

F. Reports from the Mayor:

F-1: Ald. Avila made the motion, seconded by Ald. Nowak, to concur and approve the American Federation of State, County, and Municipal Employees Berwyn Chapter Local #1041 as submitted. The motion carried by a unanimous roll call vote.

G. Reports from the Clerk: Nothing submitted for the agenda.

H. Zoning Boards of Appeals: Nothing submitted for the agenda.

I. Reports from the Aldermen, Committees, and Boards:

I-1: Ald. Santoy made the motion, seconded by Ald. Lennon, to accept the Minutes of the Budget and Finance Committee as informational. The motion carried by a unanimous voice vote.

J. Reports from the Staff:

J-1: Ald. Avila made the motion, seconded by Ald. Nowak, to concur with the city attorney and approve the settlement of 18 WC 025983 for \$47,546.76. The motion carried by a unanimous roll call vote.

J-2: Ald. Santoy made the motion, seconded by Ald. Lennon, to **adopt** the Ordinance entitled: **The Annual Appropriation Ordinance of the City of Berwyn, Cook County, Illinois for the Fiscal Year 2021**, direct the Corporate Authorities to affix the necessary signatures and send it on its way to passage. The motion carried with Aldermen Lennon, Fejt, Santoy, Ruiz, Avila, and Nowak voting AYE and Aldermen Ramirez and Reardon voting NAY.

J-3: Ald. Santoy made the motion, seconded by Ald. Nowak, to **defer action** on the submitted **Resolution Adopting a Residential Water Service Line Shared Cost Pilot Program for the City of Berwyn** for two weeks. The motion carried by a unanimous voice vote.

J-4: Ald. Lennon made a motion, seconded by Ald. Fejt, to **defer** awarding the Depot District Utility and Streetscape Project Construction Engineering contract for two weeks. The motion carried by a unanimous voice vote.

J-5: Ald. Lennon made the motion, seconded by Ald. Nowak, to approve and direct the Public Works Department to execute a **Notice of Intent to Award** a contract to Pan Oceanic Engineering Co. for construction of the Depot District Utility program for \$13,869,069.00. The motion carried by a unanimous roll call vote.

J-6: Ald. Ruiz made the motion, seconded by Ald. Nowak, to authorize the Public Works Department to request proposals for landscaping of the city's four commercial areas. The motion carried by a unanimous voice vote.

J-7: Ald. Avila made the motion, seconded by Ald. Nowak, to approve Fire Chief Hayes' request to contact the Police and Fire Commission to recommend the hiring of the next qualified candidate to replace a position opened by retirement. The motion carried by a unanimous voice vote.

J-9: Ald. Avila made the motion, seconded by Ald. Nowak, to approve Police Chief Cimaglia's request to promote one Patrol Officer to Sergeant due to retirement of Sgt. Kenny. The motion carried with seven Aldermen stating AYE and Ald. Reardon voting NAY.

K. Consent Agenda: Ald. Avila made the motion, seconded by Ald. Nowak, to approve the Consent Agenda (Items K-1 through K-15) by omnibus designation. The motion carried by a unanimous voice vote.

Aldermanic Committee Meetings: None scheduled.

Adjournment: Ald. Nowak made the motion, seconded by Ald. Santoy, to adjourn the meeting. The motion carried by a unanimous voice vote. The meeting adjourned at 8:35 p.m.

Respectfully submitted by: Margaret Paul, City Clerk