



ITEM NO C-1
DATE 11-8-2020
DISPOSITION Approved as Submitted

Berwyn City Council Regular Meeting
November 24, 2020

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 Orders and the spirit of the Open Meetings Act. The City Council has taken the following 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. The following Aldermen responded, "Present" on the Call of the Roll: Lennon, Ramirez, Reardon, Fejt, Santoy, Ruiz, Avila, and Nowak. Aldermen Ramirez and Santoy participated remotely. All other council members were in chambers. Treasurer Miranda 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 in memory of William R. Newcomb and in support for our First Responders.
- B. Open Forum:** Mayor Lovero called for Open Forum comments. Clerk Paul summarized the following emails she received for submission to Open Forum: Clerk's Note: The full text of email messages received will be made a part of the record.
- Michael Solway: Requested that the city use available technology to allow people an ability to remotely address City Council themselves during Open Forum because written comments when read by the Clerk inadequately expresses the intent, tone and impact of the original speaker.
 - Chanda Szczeblowski: Called for the firing of Police Chief Michael Cimaglia due to the police department's response to the June 1, 2020 civil unrest, response to the Berwyn Black Lives Matter rally in August, failure to show how the department has implemented the "8 Can't Wait" principles, lack of responsiveness to the Diversity Commission and his response to residents on the issue of a contract for body cameras during Berwyn Police Department listening sessions on the issue.
 - Renee Knowles: Called for the firing of Police Chief Cimaglia due to his actions during the police department's listening session on the body camera issue and at other events she has attended, due to the department's actions during the June period of civil unrest, and the department's actions during the August Black Lives Matter rally. She also commented on racist and hateful comments allowed to be posted on the police department's Facebook page.
 - Benjamin Henning: Called for the removal of Chief Cimaglia due to his response to Mr. Henning's "8 Can't Wait" petition drive and failure to respond to Diversity Commission and requests and those by others asking for examples of how the police department has implemented the "8 Can't

Wait” principles. Mr. Henning also criticized the department’s use of the locally distributed Berwyn Watch magazine to “anonymously” attack him.

- Anna Wagner: Directed comments to Mayor Lovero on avoidance of “tough conversations” with regard to implementation of “8 Can’t Wait” principles by Chief Cimaglia and his interactions with the Diversity Commission.
- Keyla Navarrete: Commented that Berwyn is governed “through a culture of fear” and criticized the police department’s actions during the June 1, 2020 period of civil unrest, during the Black Lives Matter rally, and the department’s actions regarding the body and dashboard camera contract issue. She suggested that Chief Cimaglia should be replaced.
- Dave Peterson: Asked that Chief Cimaglia be fired due to lack of transparency and police accountability. He commented on the police department’s lack of cooperation with the Diversity Commission. He criticized the department for using the derogatory and disparaging term “Gypsy” in published materials describing a crime file. He spoke against the body and dash camera contract under consideration.
- Melissa Green: Wrote in support of Chief Cimaglia speaking about his professionalism and assistance during a time she was dealing with an abusive ex-husband and domestic abuse.
- Mayor Lovero read a letter submitted by Berwyn Emergency Management Coordinator Tony Laureto thanking all volunteers, city departments, grade and high School administrations, the North Berwyn Park District, Berwyn Public Health District, Jewel Osco and North Shore Clinic for their help to bring successful COVID-19 mobile testing and Flu shot events for the health and safety of Berwyn residents.

C. **Approval of Minutes:** Ald. Avila made the motion, seconded by Ald. Fejt, to approve the Committee of the Whole Minutes and Regular City Council Meeting Minutes both held on November 10, 2020 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:** Nothing submitted for the agenda.

F. **Reports from the Mayor:**

F-1: Ald. Avila made the motion, seconded by Ald. Nowak to concur and reappoint Wayne D. Sedore and Richard J. Leja to the Berwyn Emergency Telephone System Board. The motion carried by a unanimous roll call vote.

F-2: Ald. Lennon made the motion, seconded by Ald. Fejt, to thank Public Works Director Schiller, Senior Engineer Nicole Campbell and the Engineering Division along with Metro Strategies for successful efforts in securing grants amounting to \$1,282,000 for the Depot Streetscape Project and accept Mayor Lovero’s report as informational. The motion carried by a unanimous roll call vote.

F-3: Ald. Avila made the motion, seconded by Ald. Lennon, to **adopt** the Resolution entitled: **A Resolution Authorizing the Dissolution of the West Suburban Mass Transit District**, 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.

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

H. **Zoning Boards of Appeals :**

H-1: Ald. Santoy made the motion, seconded by Ald. Avila, to **adopt** the Ordinance entitled: **An Ordinance Approving a Variation to Build a Second Story Addition to a Single Family Home with a**

Twelve and One-half (12 ½) Foot Setback from the Facade of the Building Within the R-2 Bungalow Zoning District at the Address Commonly Known as 1628 S. Cuyler Avenue, Berwyn, Illinois - Patsy McEnroe, direct the Corporate Authorities to affix the necessary signatures and send it on its way to passage. The motion carried with 7 Aldermen voting AYE and 1 Alderman voting Nay (Reardon).

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

I-1: Ald. Santoy made the motion, seconded by Ald. Ruiz, to refer his communication calling for exploration of creating a cost-sharing program for lead water service line replacement to the Public Works Aldermanic Committee for further discussion. The motion carried by a unanimous roll call vote.

I-2: Ald. Lennon made the motion, seconded by Ald. Ruiz, to refer his request to have the City Council Agenda translated to Spanish referred to the City Clerk. The motion carried by a unanimous roll call vote.

J. Reports from the Staff:

J-1: Ald. Avila made the motion, seconded by Ald. Nowak, to **adopt** the revised Ordinance entitled: **An Ordinance Replacing and Repealing Ordinance Number 20-45 Related to a Revolving Line of Credit Loan from BMO Harris Bank N.A. to the City of Berwyn, Cook County, Illinois**, to direct the Corporate Authorities to affix the necessary signatures and send it on its way to passage. Ald. Reardon asked Finance Director Daish to explain the differences between the ordinance passed previously and the revised ordinance before the council. Mr. Daish was recognized. Following his remarks, Ald. Reardon asked about the impact a credit rating downgrade would have on the line of credit. A discussion ensued. The motion carried unanimously on the call of the roll.

J-2: Ald. Nowak made the motion, seconded by Ald. Avila, to concur and approve the contract with Safety National for Excess Worker's Compensation insurance at a premium of \$123,878 with a SIR of \$1,000,000. The motion carried by a unanimous roll call vote.

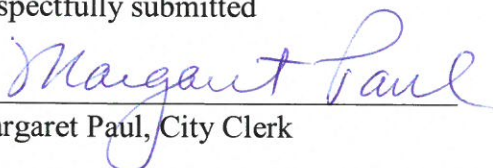
K. Consent Agenda:

Ald. Avila made the motion, seconded by Ald. Nowak, to approve the Consent Agenda (Items K1 through K2) by omnibus designation. The motion carried by a unanimous roll call vote.

Adjournment: Ald. Nowak made the motion, seconded by Ald. Reardon, to adjourn the meeting. The motion carried by a unanimous voice vote.

The meeting adjourned at 8:40 p.m.

Respectfully submitted


Margaret Paul, City Clerk