

Minutes
Berwyn City Council
September 12, 2017

1. The regular meeting of the Berwyn City Council was called to order by Mayor Lovero at 8:00 p.m. Upon the call of the roll, the following responded present: Lennon, Ramirez, Reardon, Fejt, Santoy, Ruiz, Avila and Garcia.
2. The Pledge of Allegiance was recited and a moment of silence was given for the families of Donna Tricka, mother of Berwyn Police K-9 Officer James Tricka; Gloria Koukol, mother of Berwyn Firefighter Mike Koukol; Robert Hubner, grand father-in-law of Berwyn Police Officer Salvatore Virzi; for the speedy recovery of Alba Lovero, mother of Mayor Lovero and for the men and women protecting our safety on the streets of Berwyn, in the Armed Forces and all Veterans.
3. The Open Forum portion of the meeting was announced. Resident Tom Ward spoke of a lawsuit against the Federal Government in regard to an emergency injunction against deportation. Ruiz thanked everyone for the great turn out of the first 6th Ward Block Party and announced a ward meeting on Thursday, September 28th at 6:30pm at the Italian-American Civic Organization. Ramirez reminded everyone of the 2nd Ward meeting scheduled for Thursday, September 14th at 6pm at First Congregational Church, 6500 W. 34th Street and invited all to the 2nd and 3rd Ward clean-up on September 23rd. Reardon thanked everyone for the support of the 1st Responders Car Wash on September 10th and announced a 3rd Ward meeting on September 21st at 6:30pm at Trinity Church located at 7022 Riverside Drive. Santoy announced the 5th Ward meeting on Thursday, September 28th at 6:30 pm at Hett Park, 6300 W. 19th Street and invited the Mayor, City Clerk and Treasurer to attend. Garcia announced an 8th Ward meeting on Wednesday, September 27th at 6:30pm at St. Mary of Celle. Lennon thanked the city for the support of demolition of the inhabitable property at 3309 S. Home. Treasurer Gutierrez announced the iCash event on Wednesday, September 13th at 10:45am the Library.
4. The minutes of the regular Berwyn City Council and of the Committee of the Whole meetings held on August 22, 2017 were submitted. Thereafter, Avila made a motion, seconded by Lennon, to approve the minutes as submitted and place same on file for audit. The motion carried by a voice vote.
5. Avila made a motion, seconded by Fejt, to suspend the rules and bring forward agenda items F-1, F-2 and J-1. The motion carried. Item F-1 is a proclamation from the Mayor extending appreciation and thanks to Greg DiMenna on his 35+ years of service. Thereafter, Garcia made a motion, seconded by Fejt, to concur, **adopt** the resolution as presented and authorize the corporate authorities to affix their signatures thereto. The motion carried by a voice vote.
6. The Mayor submitted a communication regarding the appointment of Frank Cimaglia to the position of Police Division Commander. Avila made a motion, seconded by Lennon, to concur and approve the appointment as submitted. The motion carried by a voice vote. Thereafter, Clerk Paul administered the Oath of Office.
7. Fire Chief O'Halloran submitted a communication regarding the appointment of Jacob Bulthuis to the position of Probationary Firefighter/Paramedic. Avila made a motion, seconded by Lennon, to concur and approve the appointment as submitted. The motion carried by a voice vote. Thereafter, Clerk Paul administered the Oath of Office.
8. The Berwyn Development Corporation submitted a communication regarding the BDC Contract for Services. The Mayor recognized Berwyn Development Corporation Executive Director Anthony Griffin, who reviewed same. Thereafter, Lennon made a motion, seconded by Fejt, to concur, approve the Contract as submitted and authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.

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9. The Mayor submitted communication regarding the resignation of John Novacek from the Berwyn Department of Homeland Security and Emergency Management and requested the temporary appointment of Anthony Laureto as Interim Executive Manager. Thereafter, Avila made a motion, seconded by Santoy, to concur. The motion carried by a voice vote.
10. The Mayor submitted a resolution asking on Governor Rauner and the Illinois General Assembly to Establish an Illinois Dreamer Bill of Rights. Thereafter, Avila made a motion, seconded by Ramirez, to concur, **adopt** the resolution as presented and authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.
11. City Clerk Margaret Paul submitted an ordinance entitled: **An Ordinance Approving the Editing and Inclusion of Certain Ordinances as Parts of the Various Component Codes of the Codified Ordinances; and Repealing Ordinances and Resolutions in Conflict Therewith.** Thereafter, Fejt made a motion, seconded by Lennon, to concur, **adopt** the ordinance as presented and authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.
12. City Clerk Margaret Paul submitted a memorandum from CMAP along with the minutes of the Public Hearing held on August 17, 2017 in regards to the Adoption of an Omnibus Text Amendment to the Zoning Code. Thereafter, Avila made a motion, seconded by Lennon, to accept as informational. The motion carried by a voice vote.
13. Zoning Board of Appeals submitted a recommendation for a Variation request to allow the construction of a Two-Family Duplex Property Located in the A-1 Single-Family Residential Zoning District at 1215 S. Cuyler and an attached ordinance entitled: **An Ordinance Approving a Variation to Allow the Construction of a Two-Family Duplex at Property Located in the A-1 Single-Family Residential Zoning District at 1215 S. Cuyler Avenue, Berwyn, Illinois – Reina Salto/Gapal Investment.** Thereafter, Santoy made a motion, seconded by Fejt to concur, **adopt** the ordinance as submitted and authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.
14. Fire Chief Denis O'Halloran requested permission to contact the Fire and Police Commission to promote the next qualified candidate on the promotional list for the vacancy in the Lieutenant rank. Thereafter, Avila made a motion, seconded by Lennon, to concur and grant permission. The motion carried by a voice vote.
15. Fire Chief Denis O'Halloran requested permission for a seniority promotion to the rank of Engineer due to the retirement of Deputy Chief Greg DiMenna. Thereafter, Avila made a motion, seconded by Lennon, to concur and grant permission. The motion carried by a voice vote.
16. Fire Chief Denis O'Halloran requested permission to contact the Fire and Police Commission to hire the next qualified candidate on the eligibility list for the vacancy in the Probationary Firefighter/Paramedic rank. Thereafter, Avila made a motion, seconded by Lennon, to concur and grant permission. The motion carried by a voice vote.
17. City Administrator Brian Pabst submitted a resolution regarding Public Works Employee Retirement Incentive Program. Avila made a motion, seconded by Ruiz, to amend the incentive from \$750 to the amount not to exceed \$1000. The motion carried. Thereafter, Avila made a motion, seconded by Ruiz, to concur, **adopt** the resolution as amended and authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.
18. Assistant City Administrator Ruth Volbre submitted a recommendation to Award Bid of the 2017 Holiday Decorations to the lowest qualified bidder and to execute a contract with Arte Verde

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Gardens. Thereafter, Lennon made a motion, seconded by Fejt, to concur, approve as submitted and approve for payment in the amount not to exceed \$34,470.70. The motion carried by a unanimous roll call vote.

19. Assistant City Administrator Ruth Volbre submitted a recommendation to Award Bid of the Abatement of 3400 S. Oak Park Avenue to the lowest qualified bidder and to execute a contract with KLF Enterprise Inc. Thereafter, Lennon made a motion, seconded by Avila, to concur, approve as submitted and approve for payment in the amount not to exceed \$32,000.00. The motion carried by a unanimous roll call vote.
20. Assistant City Administrator Ruth Volbre submitted a recommendation to Award Bid of the Demolition of 3400 S. Oak Park Avenue to the lowest qualified bidder and to execute a contract with KLF Enterprise Inc. Thereafter, Lennon made a motion, seconded by Fejt, to concur, approve as submitted and approve for payment in the amount not to exceed \$42,425.00. The motion carried by a unanimous roll call vote.
21. The City Attorney submitted a communication regarding the Settlement of Case No. 16CV08571. Thereafter, Avila made a motion, seconded by Lennon, to concur and approve for payment in the amount no to exceed \$30,000. The motion carried by a unanimous roll call vote.
22. Del Galdo Law Group, LLC submitted a Memorandum regarding Signage, Building Permit and Zoning Related Legislation with accompanying Ordinances and Resolution as follows:
 - An Ordinance Amending Part 12, Title 4 of the Codified Ordinances of Berwyn Regarding Zoning for the City of Berwyn, County of Cook, State of Illinois;
 - An Ordinance Adopting a Revised Zoning Map for the City of Berwyn, County of Cook, State of Illinois;
 - An Ordinance Amending Part 14, Title 6, Chapter 1476 of the Codified Ordinances of Berwyn Regarding Signs for the City of Berwyn, County of Cook, State of Illinois;
 - An Ordinance Adopting Part 2, Title 8, Chapter 290 of the Codified Ordinances of Berwyn Regarding the Zoning, Planning, and Development Commission for the City of Berwyn, County of Cook, State of Illinois;
 - A Resolution Appointing Certain Individuals to The Planning, Zoning, and Development Commission for the City of Berwyn, County of Cook, State of Illinois; and
 - An Ordinance Adopting Part 14, Title 4, Chapter 1442 of the Codified Ordinances of Berwyn Regarding Building Permits for the City of Berwyn, County of Cook, State of Illinois.Thereafter, Santoy made a motion, seconded by Ruiz to concur, **adopt** the ordinances and resolution as presented and authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.
23. Garcia made a motion, seconded by Lennon, to include items K-9 and K-10 onto the consent agenda. The motion carried. The consent agenda, items K-1 through K-10 were submitted:
 1. Payroll: 8/23/17 - \$1,164,523.85 **and** 9/6/17 - \$1,257,973.48
 2. Payables: 9/12/2017 \$2,281,060.47
 3. Knights of Columbus: ID Tootsie Roll Drive 9/15/2017 through 9/17/2017
 4. St. Michael and all Angels Church: Rummage Sale 9/30/2017 & 10/1/2017
 5. Christian Congregation of Jehovah's Witnesses: Community Service 10/1/2017 through 12/30/2017
 6. Girl Scouts: Fall & Cookie Programs 10/1/2017 through 3/9/2018
 7. Building and Local Improvement Permits issued in the month of August, 2017
 8. Block Party: 1200 block of Euclid 9/17/2017
 9. Block Party: 2500 block of Gunderson 9/23/2017 Rain date 9/24/2017Thereafter, Avila made a motion, seconded by Lennon, to concur, approve as amended and approve by omnibus vote designation. The motion carried by a voice vote.

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24. Alderman Santoy called an Ad-hoc Lead Poisoning Committee meeting for Thursday, September 21, 2017 and Tuesday, October 17, 2017 at 6:30 pm at the Department of Community Development, 6420 W. 16th Street.
25. There being no further business to come before the Council, Garcia made the motion, seconded by Reardon, to adjourn at the hour of 8:43 p.m. The motion carried by a voice vote.

Respectfully submitted,

Margaret Paul
City Clerk