

ROBERT J. LOVERO
MAYOR

THOMAS J. PAVLIK
CITY CLERK

MINUTES
BERWYN CITY COUNCIL
JANUARY 26, 2010

1. The regular meeting of the Berwyn City Council was called to order by Mayor Lovero at 8:04 p.m. Upon the call of the roll, the following responded present: Chapman, Boyajian, Paul, Skryd, Santoy, Polashek, Avila, Laureto.
2. The Pledge of Allegiance was recited and a moment of silence was observed for the safety of our armed forces and the men and women keeping our city safe.
3. The Open Forum portion of the meeting was announced. The Mayor recognized Sabina Krause, 6949 W. 30th Place who read a statement regarding tax payers opposing the 15% tax levy and asked officials to keep the best interest of the taxpayers in mind and presented statement with attached signatures-The Mayor recognized former Alderman, Richard Toman, who read a letter addressed to Congressman Lipinski regarding the Quiet Zone along the CNN railroad and gave credit to all involved including the past and present administration, residents and a special thanks to Congressman Lipinski-Alderman Paul also stated that she would like to help support and share information and update residents regarding the Quiet Zone along the CNN and idling of diesel engines-The Mayor recognized City Administrator, Brian Pabst who spoke regarding the 1st installment of the Cook County tax bills and the new state law for the 2009 taxes that stated that 55% of the years' taxes shall be collected for the 1st installment and 45% collected on the 2nd installment, stating that he has been receiving numerous calls regarding the increase in residents tax bills and reiterated that it is not due to the new tax levy which was recently passed-Alderman Laureto reminded all of the 8th Ward meeting scheduled for Wednesday, January 28, 2010 at 7 pm at Prairie Oak School-The Mayor recognized Sandy Van Goethem who reminded all that tax appeals are open until February 22, 2010 and to contact the Berwyn Township
4. The regular minutes of the Berwyn City Council and the Committee of the Whole for January 12, 2010 were submitted. Thereafter, Skryd made a motion, seconded by Boyajian, to concur and approve as submitted. The motion carried by a voice vote.

5. The Public Works Director submitted a request to open bids for the 2010 Seasonal Planting and Upkeep. Thereafter, Chapman made a motion, seconded by Avila, to concur and grant permission to the corporate authorities and any other interested party to adjourn to the Conference Room, to open, tabulate and return same to the Council Chambers for reading. The motion carried by a voice vote.
6. The Berwyn Development Corporation submitted a communication regarding the Roosevelt Road Form Based Code Public Hearing. Thereafter, Skryd made a motion, seconded by Chapman, to concur and grant permission and to authorize the Clerk to publish and post notice for the Public Hearing on February 23, 2010 at 5:45 p.m. The motion carried by a unanimous roll call vote.
7. The Berwyn Development Corporation submitted a communication regarding the TIF application for Woman's Workout World, 6342 W. Cermak Road. Thereafter, Santoy made a motion, seconded by Polashek, to concur and approve for payment in an amount up to \$65,426.00. The motion carried by a unanimous roll call vote.
8. The Mayor submitted a communication requesting to advertise and hire two communication operators, one full time and one part-time to fill vacancies. Thereafter, Chapman made a motion, seconded by Boyajian, to waive the hiring freeze, concur and grant permission to post for the available positions. The motion carried by a unanimous roll call vote.
9. The Clerk submitted a communication requesting approval of Closed Committed of the Whole minutes of October 27, 2009, November 10, 2009, December 8, 2009 and December 22, 2009 as reviewed in closed session on January 12, 2010. Thereafter, Skryd made a motion, seconded by Avila, to concur and approve as submitted. The motion carried by a voice vote.
10. Alderman Santoy submitted a communication along with an attached Resolution entitled:
A Resolution Approving and Adopting the Metropolitan Mayors' Caucus Northeastern Illinois Housing Endorsement
Thereafter, Santoy made a motion, seconded by Skryd, 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.
11. The Budget Committee submitted a report from a meeting held on January 19, 2010 regarding the review and recommended reduction in some of the

line items to balance for the 2010 Budget in Public Works with a recommendation that another Budget meeting be called on Monday, January 25, 2010 for investigation and possible implementation of Police and Fire reductions. Thereafter, Chapman made a motion, seconded by Boyajian, to accept the matter as informational. The motion carried by a voice vote.

12. The Law Department submitted a communication regarding the settlement of Case No. 07M42007 in the amount of \$8,000. Thereafter, Skryd made a motion, seconded by Chapman, to concur and approve for payment. The motion carried by a unanimous roll call vote.
13. The Law Department submitted a communication regarding the settlement of Case No. 08L8025 (Circuit Court of Cook County) in the amount of \$50,000. Thereafter, Skryd made a motion, seconded by Avila, to concur and approve for payment. The motion carried by a unanimous roll call vote.
14. The Law Department submitted a communication regarding 6800 Stanley LLC & ATI with an opinion that the proposed Use at Century Station, by the ATI Physical Therapy Company, would require a variance. Thereafter, Chapman made a motion, seconded by Boyajian, to deny any variance for the property. The motion carried by a unanimous roll call vote.
15. The City Attorney and Traffic Engineer submitted an ordinance entitled:
AN ORDINANCE AMENDING CHAPTER 480.08 OF THE TRAFFIC CODE OF THE CODIFIED ORDINANCES OF THE CITY OF BERWYN REGARDING PROHIBITED PARKING
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.
16. The Traffic Engineer submitted an ordinance entitled:
AN ORDINANCE ESTABLISHING SPEED REGULATIONS FOR CITY OWNED STREETS AND AMENDING CHAPTER 460 OF THE TRAFFIC CODE OF THE CODIFIED ORDINANCES OF THE CITY OF BERWYN
Thereafter, Skryd made a motion, seconded by Chapman, 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.
17. The Finance Director submitted a communication from the Recreation Department regarding the Appropriation for the Pitney Bows Lease with an

attached ordinance. Thereafter, Chapman made a motion, seconded by Boyajian, to deny. The motion carried by a unanimous roll call vote.

18. The Public Works Director submitted a communication regarding 2009 Water Tank Repairs requesting to approve Contractor Pay Estimate dated January 4, 2010 (Final) and the Final Invoice for Engineering Services for this project. Thereafter, Chapman made a motion, seconded by Avila, to concur and approve payment to Neumann Company Contractors, Inc in the amount of \$37,900 and to Camp Dresser & McKee in the amount of \$7,293.50. The motion carried by a unanimous roll call vote.
19. The Public Works Director submitted a communication regarding the 2008 C.D.B.G. Sidewalk Replacement, Project #07-02 regarding Contractor Pay Estimate #2 (Final) and the request for approval of Change in Plans for the project. Thereafter, Boyajian made a motion, seconded by Skryd, to concur and approve for payment to Schroeder & Schroeder in the amount of \$25,129.15. The motion carried by a unanimous roll call vote.
20. The Fire Chief submitted a communication requesting disposal of old and outdated Hurst Rescue Tools. After discussion, Boyajian made a motion, seconded by Polashek, to concur and grant permission to sell items on line. The motion carried by a voice vote.
21. The Berwyn Police Chief submitted a communication requesting permission to hire 2 Parking Enforcement Officers to fill vacancies. Thereafter, Skryd made a motion, seconded by Avila, to waive the hiring freeze and concur. The motion carried by a unanimous roll call vote.
22. The bid tabulations for the 2010 Seasonal Planting and Upkeep for the City of Berwyn were returned for reading. Bids and amounts were as follows: Alaniz Landscaping Group, \$134,580.68, Landscape Concepts Management, \$85,419.90, Tandem Landscape Co., Brancato Landscaping, Inc. \$63,634.80, City Escape Garden & Design, \$82,063.40, Moore Landscapes, Inc. \$79,338.00, T.L.C. Group, Ltd, \$70,149.10, McAdam Landscaping, Inc. \$69,979.60, Christy Webber Landscapes, \$101,585.60. Thereafter, Boyajian made a motion, seconded by Santoy, to refer to the Public Works Director for review and recommendation. The motion carried by a voice vote.
23. Consent Agenda items K-1 through K-8 were submitted:
 - K-1-Budget Chair, payroll for January 20, 2010, \$584,759.58
 - K-2-Budget Chair, payables for January 26, 2010, \$1,688,588.50
 - K-3-Santoy, handicap sign for J. Fatigato, 2331 Harvey Ave., **Approve**
 - K-4-Santoy, handicap sign for N. Nguyen, 1609 Ridgeland Ave. **Deny**

K-5-Laureto, handicap sign for T. Ott, 1441 East Ave. **Deny**

K-6-Laureto, handicap sign for B. Fligel, 1334 Wesley Ave. **Approve**

K-7-Finance Director, disposal of 1982 Seagrave Reserve Fire Engine

K-8-St. Odilo, Mozart Concert, January 31, 2010, 12 noon to 5p.m.

Thereafter, Avila made a motion, seconded by Laureto, to concur and approve by Omnibus Vote Designation. The motion carried by a voice vote.

24. The Mayor announced a Public Hearing scheduled for Tuesday, February 23, 2010 at 5:45 p.m. regarding Form Based Code.
25. Alderman Paul called Parking and Traffic Committee meeting for Monday, February 22, 2010 at 6:45 p.m.
Alderman Laureto called a Building, Zoning, and Planning Committee meeting for Monday, February 22, 2010 at 6 p.m. Building Director invited Alderman Skryd called an Administration meeting for Wednesday, February 24, 2010 at 6 p.m.
26. There being no further business to come before the meeting, same was, after a motion by Skryd, seconded by Boyajian, to adjourn at the hour of 8:45 p.m. The motion carried by a voice vote.

Respectfully submitted,

Thomas J. Pavlik
City Clerk