

ROBERT J. LOVERO
MAYOR

THOMAS J. PAVLIK
CITY CLERK

MINUTES
BERWYN CITY COUNCIL
AUGUST 10. 2010

1. The regular meeting of the Berwyn City Council was called to order by Mayor Lovero at 8:07 p.m. Upon the call of the roll, the following responded presented: Chapman, Boyajian, Paul, Santoy, Polashek, Avila, Laureto. Absent: Skryd. Thereafter, Avila made a motion, seconded by Chapman, to excuse Alderman Skryd. The motion carried by a voice vote.
2. The Pledge of Allegiance was recited and a moment of silence was observed for the men and women on the streets of Berwyn protecting our safety and for the Chicago Firefighter who was killed in the line of duty.
3. The Open Forum portion of the meeting was announced. The Mayor recognized residents of 2638 Clarence who reported concrete work being done by neighbors on the weekends without a permit which may have affected his property-Resident at 6700 34th St. reported that several trees on her neighbors' property caused severe damage to her property back in 2002 and now feels that trees are unsafe in light of the recent storms experienced in Berwyn and is seeking the City's help in settling the matter with the neighbor-Resident 2517 Euclid complained regarding the excessive noise and disorderly conduct and damage to property from patrons of Mariscos Restaurant on 26th St.-The Mayor thanks all those who came out and especially those who volunteered for the National Night Out which was attended by 7,000 people-The Mayor also announced the Hispanic Awareness Fair at Morton West on August 21, 2010 from 10 a.m. to 1 p.m.-Alderman Avila announced Hispanic Education Awareness, Energy Fair at the VFW on August 28, 2010 from 10 a.m. to 2 p.m.-Alderman Boyajian announced the Grand Opening of Garv's/Giovannis Ribs on August 14, 2010 from 12 noon to 9 p.m. and also announced the Back to School event on August 22, 2010 from 1 p.m. to 4 p.m. at Proksa Park.
4. Chapman made a motion, seconded by Paul, to include item K-14, a request from the First Congregational Church for street closure and place on the Consent Agenda. The motion carried by a voice vote.
5. The minutes of the regular City Council meeting and the Committee of the Whole held on July 27, 2010 were presented. Thereafter, Boyajian made a motion, seconded by Avila, to concur and approve as submitted. The motion carried by a voice vote.

6. Chapman made a motion, seconded by Boyajian, to suspend the rules and bring forth items F-1 and J-5 and mark as germane. The motion carried by a voice vote. Item J-5 is a communication from the police chief regarding commendations for police personnel for Officer Robert Fox and for a follow up investigation done by Officers Gray, Rodriguez, Stewart, Hadadiyan, Tactical Officers Valesquez, Papa, Feret and Detectives Arnonny, Gennett, and Fellows. Item F-1 is a Proclamation from the Mayor honoring Officer Robert Fox, who was first on the scene and instrumental in the arrest on June 22, 2010, and declared August 10, 2010 as Robert Fox Day in Berwyn. Thereafter, Chapman made a motion, seconded by Polashek, to concur in the commendations and to **adopt** the Proclamation as presented. The motion carried by a voice vote. Thereafter, the Mayor presented the proclamation to Officer Robert Fox and certificates of commendations to the remaining officers with the city's gratitude.
7. Chapman made a motion, seconded by Avila, to suspend the rules and bring forth item G-1. The motion carried. Item G-1 is a communication from the City Clerk regarding Dollars for Scholars recipients for the 2010 Fall Semester. The recipients were: Tess Abbasi, Jonathan Harper, Katryna Ciurlionis, and Michael Gagnani. Each student will be receiving a \$750 scholarship stipend for the respective institutions for the Fall Semester of 2010. Thereafter, Chapman made a motion, seconded by Boyajian, to accept the matter as informational. The motion carried by a voice vote. Thereafter, Clerk Pavlik and Mayor Lovero presented Certificates of Appreciation and acknowledgement for their efforts to further their education and their commitment to the community.
8. A deferred communication from the Berwyn Development regarding Land Acquisition for 6846 Windsor Avenue. Thereafter, Chapman made a motion, seconded by Boyajian, to defer the matter generally. The motion carried by a voice vote.
9. The Mayor submitted a communication regarding the appointment of Joseph M. Kroc to the Police Pension Board. Thereafter, Polashek made a motion, seconded by Chapman, to concur and approve as submitted. The motion carried by a voice vote.
10. The Mayor submitted a communication regarding the appointment of James Swicionis to the Police Pension Board. Thereafter, Avila made a motion, seconded by Polashek, to concur and approve as submitted. The motion carried by a voice vote.

11. The City Clerk submitted a communication requesting the approval of closed Committee of the Whole minutes of May 11th , May 18th , June 8th , June 22nd , and July 13, 2010 as reviewed in closed session on July 27, 2010. Thereafter, Chapman made a motion, seconded by Boyajian, to concur and approve as submitted. The motion carried by a voice vote.
12. A deferred communication from Alderman Polashek regarding vacant buildings with an attached ordinance entitled:
AN ORDINANCE ADDING CHAPTER 1480 TO THE CODIFIED ORDINANCES OF BERWYN REGARDING VACANT BUILDINGS LOCATED WITHIN THE CITY OF BERWYN, COUNTY OF COOK, STATE OF ILLINOIS
Thereafter, Polashek made a motion, seconded by Laureto, to concur and **adopt** the ordinance as amended to include section 1480.05 Conflict; Historic Structures, satisfying the request from the Berwyn Historical Preservation Commission. Thereafter, the motion carried by the following roll call: Yeas: Chapman, Boyajian, Santoy, Polashek, Avila, Laureto. Nays: Paul.
13. A deferred communication from Alderman Polashek with an attached ordinance entitled:
AN ORDINANCE ADDING SECTION 662.11 OF CHAPTER 662 TO THE CODIFIED ORDINANCES OF BERWYN TO AUTHORIZE THE ABATEMENT OF PROPERTY USED FOR GANG ACTIVITY AND CRIMES WITHIN THE CITY OF BERWYN, COUNTY OF COOK, STATE OF ILLINOIS
Thereafter, Polashek made motion, seconded Laureto to concur and **adopt** as amended to include section (H) which addresses the concurs of the Berwyn Historic Preservation Commission. Thereafter, the motion carried by the following roll call: Yeas: Chapman, Boyajian, Santoy, Polashek, Avila, Laureto. Nays: Paul.
14. Alderman Chapman submitted a communication regarding a request for Professional Services Contract as discussed in the closed Committee of the Whole of July 27, 2010. Thereafter, Chapman made a motion, seconded by Avila, to concur and authorize the Mayor to enter into a contract and affix his signature thereto. The motion carried by a unanimous roll call vote.
15. Alderman Chapman submitted a communication regarding a Garage height variance request at 7004 39th Street. Thereafter, Chapman made a motion, seconded by Boyajian, to concur and approve as submitted. The motion carried by a unanimous roll call vote.

16. Alderman Paul submitted a communication regarding parking restrictions from 3100 Oak Park Avenue to Stanley Avenue. Thereafter, Paul made a motion, seconded by Chapman, to defer the matter for 2 weeks. The motion carried by a voice vote.
17. A deferred communication from the Law Department establishing a Zoning, Planning, and Development Commission and providing for a hearing of certain matters by the Building, Planning and Zoning Committee. Thereafter, Chapman made a motion, seconded by Avila, to defer the matter generally. The motion carried by a voice vote.
18. The Law Department submitted a request to settle Case No. 08WC27741 and Case No. 08WC2772 in the total amount of \$3,926.83. Thereafter, Chapman made a motion, seconded by Boyajian, to concur and approve for payment. The motion carried by a unanimous roll call vote.
19. The Law Department submitted a communication along with an attached ordinance entitled:
AN ORDINANCE OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS, AMENDING THE CODE OF ORDINANCES TO AUTHORIZE VIDEO GAMBLING AND IMPOSE A FEE FOR VIDEO GAMING TERMINALS
Thereafter, Chapman made a motion, seconded by Polashek, 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.
20. The City Administrator submitted a communication regarding the renewal of Auto Physical Damage Insurance. Thereafter, Boyajian made a motion, seconded by Polashek, to concur and approve as submitted in the of \$22,735 annually, to waive the sealed bid process and to authorize the corporate authorities to enter into an agreement. The motion carried by a unanimous roll call vote.
21. The Finance Director submitted a communication along with a Resolution entitled:
A Resolution of the City of Berwyn, Cook County, Illinois Adopting a Cafeteria Plan
Thereafter, Chapman made a motion, seconded by Avila, 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.

22. The Law Department and the Traffic Engineer submitted an ordinance entitled:
AN ORDINANCE AMENDING CHAPTER 460.10 OF THE CODIFIED ORDINANCES OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS REGARDING ONE-WAY STREETS DESIGNATIONS
Thereafter, Chapman made a motion, seconded by Boyajian, 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.
23. The Law Department and the Traffic Engineer submitted a communication regarding Condominium Permit Parking for 6441-47 18th Street with an attached ordinance entitled:
AN ORDINANCE ESTABLISHING PERMIT PARKING AT CERTAIN LOCATIONS ALONG 18TH STREET AND AMENDING CHAPTER 484.09 OF THE CODIFIED ORDINANCES OF THE CITY OF BERWYN
Thereafter, Polashek made a motion, seconded by Avila, 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.
24. The Public Works Director and the Traffic Engineer submitted a communication regarding 16th Street revised Street Sweeping and Parking policies. Thereafter, Avila made a motion, seconded by Polashek, to concur and approve as submitted and to authorize Public Works to install said signage. The motion carried by a unanimous roll call vote.
25. The Law Department and the Traffic Engineer submitted an ordinance entitled:
AN ORDINANCE AMENDING CHAPTER 480.05 OF THE CODIFIED ORDINANCES OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS REGARDING STREET CLEANING AND SNOW EMERGENCY PARKING RESTRICTIONS
Thereafter, Avila made a motion, seconded by Polashek, 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.
26. The Law Department and the Traffic Engineer submitted an ordinance entitled:
AN ORDINANCE AMENDING CHAPTER 480.07 OF THE CODIFIED ORDINANCES OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS REGARDING LIMITED PARKING

Thereafter, Polashek made a motion, seconded by Boyajian, 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.

27. The Law Department and the 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, Avila made a motion, seconded by Polashek, 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.

28. The Law Department and the Traffic Engineer submitted an ordinance entitled:

AN ORDINANCE AMENDING CHAPTER 480.10 OF THE CODIFIED ORDINANCES OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS REGARDING CURB LOADING ZONES

Thereafter, Polashek made a motion, seconded by Avila, 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.

29. The Law Department and the Traffic Engineer submitted an ordinance entitled:

AN ORDINANCE AMENDING CHAPTER 484.04A OF THE CODIFIED ORDINANCES OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS REGARDING SCHOOL DISTRICT PARKING

Thereafter, Polashek made a motion, seconded by Avila, 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.

30. Consent Agenda-K-1 through K-14 were submitted.

K-1-Budget Chair, payroll for August 4, 2010, \$910,945.62

K-2-Budget Chair, payables for August 10, 2010-\$1,309,551.07

K-3-Building Director, building permits issued in July, 2010

K-4-Licensing & Collections, business licenses issued in July, 2010

K-5-Block party-1300 Wenonah, August 21, 2010

K-6-Block party-1800 Clinton, August 21, 2010

K-7-Block party-2200 Harvey, August 28, 2010

K-8-Block party-2600 Harvey-August 14, 2010

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- K-9-Block party-3500 Home-September 11, 2010
- K-10-Family Garage Sale-6535 Stanley, August 14th and 15th 2010
- K-11-Youth Crossroads-Indoor/Outdoor Garage Sale August 14, 2010
- K-12-St Michael and All Angels' Church-pre approved rummage sale-August 7th and 8th 2010
- K-13-Repairer of the Breach Center-solicitations-August 23rd, 24th, and 25th
- K-14-First Congregational Church-Festival & Classic Car show, August 22nd

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

31. There being no further business to come before the meeting, same was, after a motion by Laureto, seconded by Avila, to adjourn at the hour of 9:06 p.m. The motion carried by a voice vote.

Respectfully submitted,

Thomas J. Pavlik, CMC
City Clerk