

MICHAEL A. O'CONNOR
MAYOR

THOMAS J. PAVLIK
CITY CLERK

MINUTES
BERWYN CITY COUNCIL
MARCH 10, 2009

1. The regular meeting of the Berwyn City Council was called to order by Mayor O'Connor at 8:26 p.m. Upon the call of the roll, the following responded present: Chapman, Ramos, Weiner, Skryd, Day, Phelan, Lovero, Erickson.
2. The Pledge of Allegiance was recited and a moment of silence was observed for the deceased Mother-in Law of Carl Reina, Sr., the safety of our armed forces, police, firefighters, and paramedics.
3. The Open Forum portion of the meeting was announced. The Mayor recognized Police Chief Kushner who reported on all uniform crime reporting agencies, see attached. The Mayor recognized Erica Rosato, 1926 East Avenue who spoke regarding sewage backup into her residency. The matter was discussed at the last city council meeting and she is requesting to see video done of the sewer system by the public works department. The Mayor stated that he will ask if the video exists. The resident supplied pictures of the damages. The Mayor recognized Martha Rivera, 3515 Oak Park Avenue who spoke regarding La Quinta Restaurant on Ogden Avenue and Euclid and the conditions resulting from this establishment. The Mayor recognized a resident from 1645 Scoville who thanked the aldermen for keeping the Berwyn Housing Center going. The Mayor recognized a resident from 1637 Grove, who is a member of the Board of the Housing Center who also thanked the aldermen for voting to keep the Center in the budget and reported on crime statistics in apartments on the 1900 block of Grove Avenue, see attached.
4. The minutes of the regular City Council meeting and the Committee of the Whole held on February 25, 2009 were submitted. Thereafter, Erickson made a motion, seconded by Weiner, to concur and approve as submitted. The motion carried by a voice vote.
5. The Berwyn Development Corporation submitted a request for a Commercial Loan approval for Physicans' Record Company. Thereafter, Erickson made a motion, seconded by Day, to concur and approve as submitted in an amount not to exceed \$305,000. The motion carried by

the following roll call: Yeas: Chapman, Ramos, Skryd, Day, Phelan, Lovero, Erickson. Nays: Weiner.

6. A deferred communication from the Mayor regarding the 2009 Budget. After discussion, Skryd made a motion, seconded by Ramos, to defer the matter for 2 weeks. The motion carried by a voice vote.
7. The Mayor submitted a Resolution for the Neighborhood Stabilization Project. Thereafter, Erickson made a motion, seconded by Chapman, to refer the matter to the Committee of the Whole. The motion carried by a voice vote.
8. The Mayor submitted a Resolution regarding the Berwyn Playground Recreation Commission's Annual Baseball Parade on Saturday, April 25, 2009 beginning at 9:00 a.m. Thereafter, Ramos made a motion, seconded by Lovero, to concur and **adopt** the Resolution as presented and to authorize the corporate authorities to affix their signatures thereto. The motion carried by a voice vote.
9. The Mayor submitted a communication regarding parking at 21st and Wesley Avenue. After discussion, Erickson made a motion, seconded by Phelan, to refer the matter to the Committee of the Whole and the Traffic Engineer. The motion carried by a voice vote.
10. The Mayor submitted a communication regarding the Mayor's Lobbying efforts in Springfield. Thereafter, Chapman made a motion, seconded by Weiner, to accept the matter as informational. The motion carried by a voice vote.
11. The Zoning Board of Appeals submitted a Resolution and Ordinance regarding Bushouse & Restored Properties, Inc., 3133-3137-3141 Oak Park Avenue. Thereafter, Skryd made a motion, seconded by Ramos, to defer the matter for 2 weeks. The motion carried by a voice vote.
12. The Zoning Board of Appeals submitted a Resolution for the Markham Petroleum Company, 1600 Ridgeland with a recommendation to deny the Non-Conforming Use variance for an automatic car wash. Thereafter, Phelan made a motion, seconded by Lovero, to override the decision of the Zoning Board of Appeals and approve the Resolution as presented. The motion was defeated by the following roll call: Yeas: Chapman, Day, Phelan, Lovero. Nays: Ramos, Weiner, Skryd, Erickson, O'Connor.
13. A deferred communication from the Berwyn Historic Preservation Commission regarding the nomination of Marik & Sons building, 6507 W.

Cermak Road, as an Historic Landmark. After discussion, Skryd made a motion, seconded by Erickson, to defer the matter for 2 weeks. The motion carried by the following roll call: Yeas: Chapman, Weiner, Skryd, Day, Lovero, Erickson. Nays: Ramos, Phelan.

14. Alderman Chapman submitted a communication regarding an addition and revision to the Liquor ordinance. After discussion, Chapman made a motion, seconded by Ramos, to refer the matter to the Committee of the Whole and the Law department to draft. The motion carried by a voice vote.
15. Alderman Ramos submitted a communication regarding the refunding of permit and inspection fees in the amount of \$5,535, to Emmanuel Bible Church. After discussion, Ramos made a motion to direct the building department to waive fees for all churches and non profit organizations. After discussion, the motion was withdrawn. Thereafter, Ramos made a motion, seconded by Lovero, to concur and refund the permit and inspections fees. The motion was defeated by the following roll call: Yeas: Chapman, Ramos, Skryd, Lovero. Nays: Weiner, Day, Phelan, Erickson, O'Connor.
16. Alderman Ramos submitted a communication regarding stop signs at 33rd Street and Clarence Avenue. After discussion, Ramos made a motion, seconded by Chapman, to refer the matter to the Law department and the Traffic Engineer. The motion carried by a voice vote.
17. Alderman Ramos submitted a communication regarding barricades at Scoville Avenue and 37th Street. After discussion, Ramos made a motion, seconded by Chapman, to refer the matter to the Traffic Engineer. The motion carried by a voice vote.
18. The Administration Committee submitted a communication regarding the removal of referral items. Thereafter, Skryd made a motion, seconded by Lovero, to accept the matter as informational. The motion carried by a voice vote.
19. Alderman Skryd submitted a communication regarding the installation of a guard rail at 2812 Ridgeland Avenue. After discussion, Skryd made a motion, seconded by Chapman, to concur and approve as submitted and to refer the matter to the public works department for installation. The motion carried by a unanimous roll call vote.
20. Alderman Erickson submitted a communication regarding McDonald's request to demolish and rebuild. After discussion, Erickson made a motion,

seconded by Lovero, to concur and refer to the Law department to draft a zoning variance. The motion carried by a unanimous roll call vote.

21. The Public Works Committee submitted a communication regarding Seasonal Planting with the recommendation to approve Seasonal Planting RFP. After discussion, Phelan made a motion, seconded by Chapman, to concur and approve as amended the number of planters on Cermak Road to a total of 29. The motion carried by a voice vote.
22. The Board of Fire and Police Commissioners submitted a communication regarding the appointment of Robert Trofimchuk, as a Probationary Police Officer, off of the Lateral list. Thereafter, Erickson made a motion, seconded by Day, to accept the matter as informational. The motion carried by a voice vote.
23. A deferred ordinance from the Law department entitled:
AN ORDINANCE OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS, AMENDING CHAPTER 480 AND 484 OF THE TRAFFIC CODE
Thereafter, Lovero made a motion, seconded by Erickson, 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 Finance director submitted a communication regarding the Appropriation Ordinance Public Hearing notice. Thereafter, Erickson made a motion, seconded by Lovero, to concur and approve as submitted. The motion carried by a unanimous roll call vote.
25. The Law department submitted a communication regarding the settlement of Case No. 06 WC 7325 (Illinois Workers Compensation Commission). Thereafter, Erickson made a motion, seconded by Day, to concur and approve as submitted. The motion carried by a unanimous roll call vote.
26. The Law department submitted an ordinance amending chapter 480 of the Codified Ordinances regarding Street Sweeping on Windsor and Stanley Avenues. Thereafter, Chapman made a motion, seconded by Ramos, to defer the matter for 2 weeks. The motion carried by a voice vote.
27. The Consent Agenda items K-1 through K-9 were submitted
K-1- Budget chairman submitted the payroll in the amount of \$874,974.38
K-2 -Budget chairman submitted the payables in the amount of
\$1,809,995.86

BERWYN CITY COUNCIL
MARCH 10, 2009

- K-3 - Ramos submitted a handicap sign request for M. Perch, 3825Cuyler Avenue with a recommendation to **deny**
- K-4- Skryd submitted a handicap sign request for J. Tucker, 2719 Cuyler Avenue with a recommendation to **approve**
- K-5 - Lovero submitted a handicap sign request for P. Pabon, 1514 Kenilworth Avenue with a recommendation to **deny**
- K-6 - The collector submitted the business licenses issued February, 2009
- K-7 The building director submitted the building permits issued February, 2009
- K-8 The Salvation Army requested Donut Days on June 5th and 6th , 2009 and Red Kettle Campaign from November 13th , through, December 26th , 2009
- K-9 The Girl Scouts requested an extension of annual Scout Cookie sales to April 30, 2009

- 28. Discussion ensued regarding the Council remaining after the regular meeting in order to re convene the Committee of the Whole. The Mayor asked for a vote for those willing to continue this evening, with Chapman, Skryd, Lovero; aye, Ramos, Weiner, Day, Phelan, Erickson; nay.
- 29. The Mayor requested a special Committee of the Whole for Tuesday, March 17, 2009 at 7:00 p.m. The meeting was approved by the following roll call: Yeas: Chapman, Weiner, Skryd, Day, Lovero, Erickson. Nays: Ramos, Phelan. Thereafter, the Mayor called a regular Committee of the Whole meeting for Tuesday, March 24, 2009 at 6:00 p.m.
- 30. The Administration Committee called a meeting for Tuesday, March 17, 2009 at 5:00 p.m. for referrals
- 31. There being no further business to come before the meeting, same was, after a motion by Ramos, seconded by Lovero, to adjourn the City Council meeting and the Committee of the Whole at the hour of 9:40 p.m. The motion carried by a voice vote.

Respectfully submitted,

Thomas J. Pavlik
City Clerk