

ITEM No. C-1  
DATE 2/28/23

DISPOSITION

Approved as Submitted



C-1

## The Berwyn City Council Minutes of the Regular Meeting of February 28, 2023

This meeting was live streamed and may be viewed at:

<https://www.youtube.com/user/CityOfBerwyn/videos?app=desktop>



Mayor Lovero called the Regular Meeting to Order at 8:00 p.m. Clerk Paul called the roll. The following Alderpeople responded present in chambers: Lennon, Woywod, Leja, Fejt, Arenella, and Carmichael. Ald. Lennon made the motion, seconded by Ald. Ruiz, to excuse Ald. Pabon from the meeting. The motion passed by unanimous voice vote. Mayor Lovero asked all attendees to rise for the Pledge of Allegiance. Mayor Lovero asked for a moment of silence in memory of Eugene Donald Manion and in support of our First Responders.

**Open Forum:** Mayor Lovero opened the floor for Open Forum. Anne Willmore spoke, on behalf of the Berwyn Tree Canopy Initiative, making several comments on budgetary expenditures for city trees, the hiring of an arborist and future contracts for tree trimming and removal. She submitted a copy of her comments for the record. Members of Berwyn Masonic Lodge #839 presented Mayor Lovero with their 2023 Community Service Award. Ms. Suzie Donnelly voiced concern about the closure of a popular Depot District business and accused the administration of failing to funnel federal COVID funds to city businesses to keep them in operation. Public Works Director Robert Schiller announced the preparation for a spring tree planning program and asked elected officials to help publicize same. Ald. Lennon asked Mr. Schiller to explain the grants received to fund the extensive on-going Depot District sewer and water line replacement and street scape program. Mr. Schiller responded by listing the several sources of grants and the length of time his department worked to secure them. Ald. Arenella acknowledged Black History Month. Ald. Lennon wished Ald. Fejt a Happy Birthday. No one else asked to be recognized. Mayor Lovero concluded Open Forum.

### Approval of Minutes:

**C-1:** Ald. Lennon made the motion, seconded by Ald. Fejt, to approve the Minutes of the Committee of the Whole and Regular Meeting of February 14, 2023 as submitted. The motion carried by a unanimous voice vote.

**Bid Openings:** Nothing submitted for the agenda.

### BDC, BPHD, and Berwyn Township Submissions:

**E-1:** Ald. Lennon made the motion, seconded by Ald. Arenella, to congratulate Flapjack Brewery and Fitzgerald's on being recipients of Finish Line Grants and recognized by the Berwyn Development Corporation for their projects. Mayor Lovero presented commendation plaques.

**E-2:** Ald. Lennon made the motion, seconded by Ald. Woywod, to adopt the Resolution requesting Illinois Department of Transportation's closure of parts of Ogden Avenue for the annual Route 66 Car Show. The motion carried by a unanimous voice vote.

### Reports from the Mayor:

**F-1:** Ald. Leja made the motion, seconded by Ald. Ruiz, to adopt the Proclamation celebrating the 10 year Anniversary of Flapjack Brewery. The motion carried by a unanimous voice vote.

**F-2:** Ald. Arenella made the motion for the property located at 1600 Oak Park Avenue to **adopt** the **Ordinance** entitled: **An Ordinance Vacating a Certain Alley Located Within the City of Berwyn, County of Cook, State of Illinois**, direct the Corporate Authorities to affix the necessary signatures and send it on its way to passage. Ald. Lennon made the second on the motion. The motion passed with Lennon, Woywod, Leja, Fejt, Ruiz, Arenella, and Carmichael voting AYE with Pabon absent.

**Reports from the Clerk:** Noting submitted for the agenda.

**Reports from Zoning Board of Appeals:** Nothing submitted for the agenda.

**Reports from Alderpeople, Committees, and Boards:**

**I-1:** Ald. Leja made the motion, seconded by Ald. Lennon, to accept as informational the Fire and Police Commission's announcement that Mr. Asael Carrera was the next eligible candidate to be hired on the Police Department's Candidate List. The motion carried by a unanimous voice vote. Clerk Paul administered the Oath of Office to Probationary Police Officer Asael Carrera.

**I-2:** Ald. Leja made the motion, seconded by Ald. Lennon, to accept as informational the Fire and Police Commission's announcement that Officer Rodriguez was the next eligible candidate to be promoted from the Sergeant's List. The motion carried by a unanimous voice vote. Clerk Paul will administer the Oath of Office to Sergeant Rodriguez at a later date.

**I-3:** Ald. Leja made the motion, seconded by Ald. Lennon, to accept as informational the Fire and Police Commission's announcement that Officer Schiavone was the next eligible candidate to be promoted from the Sergeant's List. The motion carried by a unanimous voice vote. Clerk Paul administered the Oath of Office to Sergeant Schiavone.

**Reports from Staff:**

**J-1:** Ald. Fejt made the motion, seconded by Ald. Leja to concur with City Attorney Bertuca and authorize settlement of case 19CV-08347 for \$35,000.00. The motion carried by a unanimous roll call vote.

**J-2:** Ald. Fejt made the motion, seconded by Ald. Leja to concur with City Attorney Bertuca and authorize settlement of case 21L007493 for \$12,500.00. The motion carried by a unanimous roll call vote.

**J-3:** Ald. Lennon made the motion, seconded by Ald. Fejt, to concur with Police Chief Cimaglia's request to increase the fines for Compliance Citations as recommended and refer the item to the Legal Department to draft the appropriate Ordinance. The motion carried by a unanimous voice vote.

**J-4:** Ald. Leja made the motion, seconded by Ald. Lennon, to mark as informational the announcement of the appointment of Rev. Bartholomew J. Juncer as the Chaplain for the Berwyn Police Department. The motion carried by a unanimous voice vote.

**J-5:** Ald. Leja made the motion, seconded by Ald. Lennon, to approve Chief Cimaglia's request to hire one Patrol Officer from the Lateral Eligibility Pool. The motion carried by a unanimous voice vote.

**J-6:** Ald. Ruiz made the motion, seconded by Ald. Arenella, to **adopt** the **Resolution** entitled: **Illinois Department of Transportation Resolution for Maintenance Under the Illinois Highway Code** that appropriates Berwyn Motor Fuel Tax funds for \$1,067,000.00 and 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.

**J-7:** Ald. Ruiz made the motion, seconded by Ald. Arenella, to **adopt** the **Resolution** entitled: **Illinois Department of Transportation Resolution for Maintenance Under the Illinois Highway Code** that appropriates Berwyn Motor Fuel Tax funds for \$1,750,000.00 and 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.

**J-8:** Ald. Ruiz made the motion, seconded by Ald. Arenella, to **adopt** the **Resolution** entitled: **Illinois Department of Transportation Resolution for Maintenance Under the Illinois Highway Code** that appropriates Berwyn Motor Fuel Tax funds for \$2,130,000.00 and 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.

**J-9:** Ald. Ruiz made the motion, seconded by Ald. Arenella, to **adopt** the 2023 MFT Supplemental **Resolution** entitled: **Illinois Department of Transportation Resolution for Maintenance Under the Illinois Highway Code** that appropriates Berwyn Motor Fuel Tax funds for \$650,000.00 and 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.

**J-10:** Ald. Ruiz made the motion, seconded by Ald. Arenella, to **adopt** the **Resolution** entitled: **Resolution Authorizing the Mayor to Sign a Local Public Agency Funding Agreement for Federal Participation with the Illinois Department of Transportation for the 34<sup>th</sup> Street Modernization and Storm Water Management Improvements**, and 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.

**J-11:** Ald. Lennon made the motion, seconded by Ald. Fejt, to concur with IT Director Frank and accept the proposal by Netsync to provide required Core Routing and Switching Upgrades as requested for an amount not to exceed \$350,724.47. The motion carried by a unanimous roll call vote.

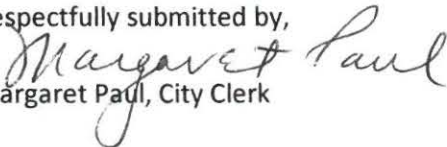
**J-12:** Ald. Lennon made the motion, seconded by Ald. Woywod, to call a Public Hearing on the proposed 2023 Appropriation Ordinance (budget) to be held on March 14, 2023 at 6:30 p.m. in City Council Chambers. The motion carried by a unanimous voice vote.

**Consent Agenda (Items K1 – K13):** Ald. Lennon made a motion, seconded by Ald. Arenella, to approve the Consent Agenda as submitted. The motion passed by a unanimous voice vote.

**Aldermanic Committee / Ward Meetings:** Ald. Ruiz announced a Public Works Committee meeting scheduled for March 14, 2023 time t/b/a.

There being no further business before the City Council, Ald. Carmichael made the motion, seconded by Ald. Lennon, to adjourn the meeting. The motion carried by a unanimous voice vote. The meeting adjourned at 8:35 p.m.

Respectfully submitted by,

  
Margaret Paul, City Clerk