

ROBERT J. LOVERO
MAYOR

THOMAS J. PAVLIK
CITY CLERK

MINUTES
BERWYN CITY COUNCIL
JULY 28, 2009

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: Chapman, Boyajian, Paul, Santoy, Polashek, Avila, Laureto. Absent: Skryd. Thereafter, Chapman made a motion, seconded by Boyajian, 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 deceased Elaine Kenny, mother of police officer, James Kenney, the deceased Joseph Fortunato, father of former alderman, Pat Fortunato, for the safety of our armed forces, police, firefighters, and paramedics.
3. The Open Forum portion of the meeting was announced. The mayor recognized former alderman Michael Phelan who spoke in opposition of the recent Council action regarding the promotion of Sergeant Tom Skryd.
4. The minutes of the regular meeting of the Berwyn City Council and the Committee of the Whole held on July 14, 2009 were submitted. Thereafter, Chapman made a motion, seconded by Santoy, to concur and approve as submitted. Thereafter, Alderman Paul stated that she would like to amend item #24 of the Berwyn City Council minutes. The motion was then amended by Chapman, and seconded by Santoy, to approve the minutes as amended on face item #24 and to approve the Committee of the Whole minutes as submitted. The motion carried by a voice vote.
5. Alderman Santoy submitted a communication regarding parking restrictions along side streets north and south of Cermak Road including Vacin Fairway. After discussion, Santoy made a motion, seconded by Chapman, to include the entire length of the Vacin Fairway from Lombard to Harlem Avenue and to refer the matter to the Public Works department and the Traffic Engineer for analysis and recommendation. After further discussion, the motion was further amended to refer all completed studies to the Parking and Traffic committee. The amended motion carried by a voice vote.

6. Alderman Laureto submitted a communication regarding resident only parking by Prairie Oak School. After discussion, Laureto made a motion, seconded by Polashek, to refer the matter to the Law department to draft an ordinance to enact. The motion carried by a voice vote.
7. Alderman Laureto submitted a communication regard new signage for Harley Davidson, Harlem Avenue and 13th Street. After discussion, Laureto made a motion, seconded by Avila, to refer the matter to the Public Works director to resolve signage issue and to install same. The motion carried by a unanimous roll call vote.
8. Alderman Laureto submitted a communication regarding Feral cat colony on residential block. After discussion, Laureto made a motion, seconded by Chapman, to refer the matter to the Law department to review the Cook County ordinance and to draft an ordinance regarding tampering with City Traps. The motion carried by a voice vote.
9. The Parking and Traffic committee regarding referral item #23, 16th Street Traffic & Parking Observations & Recommendations. After discussion, Paul made a motion, seconded by Laureto, to refer the matter to the Law department to draft and/or amend ordinance. The motion carried by a voice vote.
10. The Historic Preservation Commission submitted a communication regarding the Marik Property Rehabilitation Guidelines. Thereafter, Chapman made a motion, seconded by Paul, to refer the matter to the Committee of the Whole. The motion carried by a voice vote.
11. The Law department submitted a communication regarding settlement of Case #01 WC 53852 (Illinois Workers Compensation Commission). Thereafter, Chapman made a motion, seconded by Boyajian, to concur and approve for payment in an amount not to exceed \$80,000. The motion carried by a unanimous roll call vote.
12. The Law department submitted a communication regarding Illinois Human Rights Commission, Case No. 06 CF 1361. Thereafter, Chapman made a motion, seconded by Boyajian, to concur and approve for payment in an amount not to exceed \$45,000. The motion carried by a unanimous roll call vote.
13. The Law department submitted a communication regarding the settlement approval of Case No. 08 CV 6121. Thereafter, Chapman made a motion, seconded by Boyajian, to concur and approve for payment in an amount not to exceed \$10,000. The motion carried by a unanimous roll call vote.

14. The Law department submitted a communication regarding the settlement of EEOC No. 440200705468. Thereafter, Chapman made a motion, seconded by Avila, to concur and approve for payment in an amount not to exceed \$40,000. The motion carried by a unanimous roll call vote.
15. The CDBG director submitted a communication along with an attached Resolution entitled:
A Resolution Authorizing Execution of an Intergovernmental Agreement for the Near West Suburban Housing Collaborative
Thereafter, Chapman made a motion, seconded by Laureto, 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.
16. The Public Works director submitted communication regarding the renewal of an Intergovernmental Agreement for Quite Zone. After discussion, Chapman made a motion, seconded by Boyajian, to defer the matter for 2 weeks. The motion carried by a voice vote.
17. The Public Works director submitted a request for Restocking Poles and Luminaries. After discussion, Chapman made a motion, seconded by Boyajian, to concur and approve for payment in an amount not to exceed \$11,004. The motion carried by a unanimous roll call vote.
18. The Public Works director submitted a communication regarding the approval of MFT Sidewalk and Gutter repairs with the recommendation to award the contract to Acura, Inc in an amount not to exceed \$119, 850. Thereafter, Boyajian made a motion, seconded by Polashek, to concur and approve as submitted. The motion carried by a unanimous roll call vote.
19. The Public Works director submitted a communication regarding the approval of Ogden Avenue Alleys, Part 2 with a recommendation to award a contract to G&M Concrete Company, Inc. in an amount not to exceed \$618,984. Thereafter, Boyajian made a motion, seconded by Chapman, to concur and approve as submitted. The motion carried by a unanimous roll call vote.
20. The Public Works director submitted a communication regarding the approval of MFT Sewer Cleaning and Televising with a recommendation to award a contract to Visu-Sewer, Inc. in an amount not to exceed \$18,100. Thereafter, Boyajian made a motion, seconded by Polashek, to concur and approve as submitted. The motion carried by a unanimous roll call vote.

21. The Public Works director submitted a communication regarding Concrete V-gutter Alley versus Asphalt Overlay cost comparison. Thereafter, Chapman made a motion, seconded by Boyajian, to accept as informational and to refer the matter to Public Works committee and the Budget committee. The motion carried by a voice vote.
22. The Finance director submitted a communication regarding an amendment to the New World Software License Agreement. Thereafter, Chapman made a motion, seconded by Boyajian, to concur and approve as submitted and to authorize the corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Chapman, Boyajian, Santoy, Polashek, Avila, Laureto. Nays: Paul. Excused: Skryd
23. The Finance director submitted a communication regarding a Financial Advisor with an attached agreement with Austin Mead Financial Ltd. Thereafter, Chapman made a motion, seconded by Laureto, to concur and approve as submitted and to authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.
24. The Consent agenda items K-1 through K-17 were submitted. Thereafter, Chapman made a motion, seconded by Laureto, to suspend the rules and bring forth item K-2. The motion carried by a voice vote. After discussion, Chapman made a motion, seconded by Avila, to remove #3064, a check to Robert Yiu in the amount of \$194,544. The motion to remove the item was carried by a unanimous roll call vote. Thereafter, Chapman made a motion, seconded by Avila, to concur and approve the remainder of the payables in an amended amount of \$1,820,340.54. The motion carried by a unanimous roll call vote.
25. The Consent agenda K-1, K-3 through K-17 were submitted
K-1-Budget chairman-payroll for July 22, 2009 for \$871,719.71
K-3-Building director, building permits issued during June, 2009
K-4-Knights of Columbus #4200 "Tootsie Roll Drive" September 18, 19, & 20, 2009
K-5-CBC Shoe Corporation, sidewalk sale, August 6th thru August 9th
K-6-Block party, 1800 Home Ave. on August 22, 2009
K-7-Block party, 2300 Elmwood Ave on August 8, 2009
K-8-Block party, 1600 Maple Ave. on August 2, 2009
K-9-Block party, 1300 Wenonah Ave. on August 22, 2009
K-10-Block party, 3200 Wisconsin Ave on August 1, 2009
K-11-Block party, 1800 Clinton Ave. on August 15, 2009
K-12-Block party, 1300 Cuyler Ave. on August 1, 2009
K-13-Block party, 3200 Maple Ave. on August 29, 2009
K-14-Block party, 6900 W. 30th Place on August 15, 2009

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K-15-Block party, 2200 Harvey/Lombard Ave on August 15, 2009

K-16-Block party, 2600 Harvey Ave. on August 8, 2009

K-17-Block alley garage sale, 1400 Cuyler on August 15, 2009

Thereafter, Chapman made a motion, seconded by Laureto to concur and approve the remaining items on the consent agenda by Omnibus Vote Designation. The motion carried by a voice vote.

26. Alderman Chapman cancelled the Budget committee meeting scheduled for August 10th and rescheduled for August 17, 2009 at 6:00 p.m. Finance director invited to attend.
27. Alderman Boyajian called a Public Works committee meeting for Monday, August 17, 2009 at 5:00 p.m.
28. Alderman Santoy announced a Business License and Taxation committee, meeting, as previously called, for Monday, August 3, 2009 at 7:30 p.m.
29. Alderman Polashek announced a Recreation committee meeting, as previously called, for Wednesday, August 5, 2009 at 6:00 p.m. Alderman Polashek also announced a 6th ward meeting for Monday, August 10, 2009
30. Alderman Laureto announced a Building, Zoning, and Planning committee meeting, as previously called, for Monday, August 3, 2009 at 6:30 p.m.
31. There being no further business to come before the meeting, same was, after a motion by Boyajian, seconded by Laureto, to adjourn at the hour of 8:32 p.m. The motion carried by a voice vote.

Respectfully submitted,

Thomas J. Pavlik
City Clerk