

MICHAEL A. O'CONNOR
MAYOR

THOMAS J. PAVLIK
CITY CLERK

AMENDED
MINUTES
BERWYN CITY COUNCIL
APRIL 14, 2009

1. The regular meeting of the Berwyn City Council was called to order by Mayor O'Connor at 8:22 p.m. Upon the call of the roll, the following responded present: Chapman, Ramos, Weiner, Skryd, Day, Phelan, Erickson. Absent: Lovero. Thereafter, Phelan made a motion, seconded by Day, to excuse Alderman Lovero. The motion carried by a voice vote.
2. The Pledge of Allegiance was recited and a moment of silence was observed for the safety of our armed forces, police, firefighters, and paramedics.
3. The Open Forum portion of the meeting was announced. The Mayor recognized a resident from 6543 W. 33rd St. who commented on sewer lines and water backing up into his basement in recent years.
4. The minutes of the Berwyn City Council meeting and the Committee of the Whole held on March 24, 2009 were submitted. Thereafter, Erickson made a motion, seconded by Phelan, to concur and approve as submitted. The motion carried by a voice vote.
5. The Public Works director submitted a communication regarding bid opening for TIF Area Maintenance. Thereafter, Erickson made a motion, seconded by Phelan, to suspend the rules and bring forth item D-2, bid opening for TIF Landscape Planting. The motion carried. Thereafter, Erickson made a motion, seconded by Phelan, to authorize the corporate authorities and any other interested parties to adjourn to conference room to open, tabulate, and return to the Council Chambers for reading of both project bids. The motion carried by a voice vote.
6. The Berwyn Development Corporation submitted a Resolution regarding the Roosevelt Road Summer Street Fair, with a request to Hold Show and close Roosevelt Road. Thereafter, Erickson made a motion, seconded by Chapman, 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 with Lovero excused.
7. The Berwyn Development Corporation submitted a Resolution regarding Route 66 Car Show, with a request to Hold Show and Close Ogden Avenue.

Thereafter, Erickson 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.

8. The Berwyn Development Corporation submitted a communication requesting a Change Order Authorization for the Parking Structure. Thereafter, Chapman made a motion, seconded by Erickson, to concur and approve for payment in an amount not to exceed \$6,833. The motion carried by a unanimous roll call vote.
9. The Berwyn Development Corporation submitted a communication regarding Parking Equipment, Payment System with an attached agreement. Thereafter, Chapman made a motion, seconded by Erickson, to concur and approve as submitted in an amount not to exceed \$57,488 and to authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.
10. The Mayor submitted a Resolution for Neighborhood Stabilization Project entitled:
A Resolution Approving the City of Berwyn's Proposal for Federal "Neighborhood Stabilization Project" Funds, and for the Authorization to submit Same to the State of Illinois
After discussion, Erickson made a motion, seconded by Day, to concur and **adopt** the Resolution, contingent on final proposal, and to authorize the corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Chapman, Ramos, Day, Phelan, Erickson. Nays: Weiner, Skryd. Excused: Lovero.
11. The Mayor submitted a communication with attached Resolution regarding Volume Capitalization. After discussion, Erickson made a motion, seconded by Day, to concur and adopt the Resolution as presented. The motion failed on the following roll call: Yeas: Ramos, Day, Erickson. Nays: Chapman, Weiner, Skryd, Phelan. Excused: Lovero. Thereafter, the Mayor declared the motion defeated.
12. The Mayor submitted a communication regarding Liquor License Classification changes. After discussion, Erickson made a motion, seconded by Chapman, to concur. The motion carried by the following roll call: Yeas: Chapman, Day, Phelan, Erickson. Nays: Ramos, Weiner, Skryd.
13. The Mayor submitted a communication regarding Superblock along with copies of closing documents, enacting the transfer of the Bank building and relating parcels to Berwyn Center LLC. Thereafter, Erickson made a

motion, seconded by Skryd, to accept the matter as informational. The motion carried by a voice vote.

14. The Mayor submitted a communication regarding City Tree request purposing that the City of Berwyn plants a 7 foot Douglas fir tree at Cermak Road and Riverside Drive. Thereafter, Skryd made a motion, seconded by Erickson, to concur and direct the public works department to plant same. The motion carried by the following roll call: Yeas: Chapman, Ramos, Skryd, Day, Phelan, Erickson. Nays: Weiner. Excused: Lovero
15. The Zoning Board of Appeals submitted a Resolution with attached ordinance regarding Felicia Levy d/b/a Lectura Montessori School, 6907 W. Roosevelt Road. After discussion, Erickson made a motion, seconded by Chapman, to refer the matter to the Committee of the Whole. The motion carried by a voice vote.
16. A deferred communication from Alderman Ramos regarding Stop Signs at 33rd St. and Clarence Avenue, which was previously referred to the Traffic engineer. Thereafter, Ramos made a motion, seconded by Skryd, to accept the supplemental information provided by the Traffic engineer and to defer the matter for 2 weeks. The motion carried by a voice vote.
17. A deferred communication from Alderman Ramos regarding Emmanuel Bible Church's request for approval of access to Handicap Ramp. After discussion, Ramos made a motion, seconded by Skryd, to defer the matter for 2 weeks. The motion carried by a voice vote.
18. A deferred communication from Alderman Ramos regarding Emmanuel Bible Church's request for approval of alternate plans. After discussion, Ramos made a motion, seconded by Skryd, to defer the matter for 2 weeks. The motion carried by a voice vote.
19. Alderman Chapman submitted a communication regarding the Depot District Bloom and Zoom with a request to closed Windsor Avenue between Grove and Kenilworth Avenues on Saturday, May 9, 2009. Thereafter, Chapman made a motion, seconded by Skryd, to concur. The motion carried by a unanimous roll call vote.
20. A deferred communication from Alderman Phelan regarding 1926 East Avenue, sewer roding. Thereafter, Alderman Phelan supplied invoices as requested in the amount of \$800. Thereafter, Phelan made a motion, seconded by Day, to approve payment of one half of the amount and not to exceed \$400. The motion carried by the following roll call: Yeas: Chapman, Ramos, Skryd, Day, Phelan. Nays: Weiner, Erickson.

21. A deferred communication from Police Chief Kushner regarding the Morton West traffic plan. After discussion, Erickson made a motion, seconded by Day, to concur and approve as submitted. After further discussion, the motion was withdrawn. Thereafter, Erickson made a motion, seconded by Day, to refer the matter to the Committee of the Whole. The motion carried by a voice vote.
22. A deferred communication from the Law department regarding LaNotte Handicap ramp. Thereafter, Erickson made a motion, to concur and adopt the ordinance as submitted. After further discussion, Alderman Chapman noted that she would like a second request to be included regarding Seasonal Dining deck and for the deck to be included in the building department's future approval. After further discussion, Erickson made a motion, seconded by Chapman, to refer the matter to the Committee of the Whole for further discussion. The motion carried by a voice vote.
23. The Public Works director submitted a communication regarding Tank & Water storage repair with the request to seek RFP's. Thereafter, Skryd made a motion, seconded by Chapman, to concur. The motion carried by a voice vote.
24. The Public Works director submitted a communication regarding the presentation of Tree City USA. Thereafter, Erickson made a motion, seconded by Skryd, to accept the matter as informational. The motion carried by a voice vote.
25. The Law Department submitted an ordinance regarding property located at 7134 W. Cermak Road entitled:
AN ORDINANCE AUTHORIZING AN AGREED FINAL JUDGMENT ORDER, THE LEASE AGREEMENT AND AGREEMENT FOR THE ACQUISITION OF PROPERTY LOCATED AT 7134 W. CERMAK ROAD, BERWYN, ILLINOIS WITHIN THE AMENDED BERWYN THEATER TAX INCREMENT FINANCING DISTRICT
Thereafter, Erickson made a motion, seconded by Day, 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 submitted an ordinance regarding Liquor License entitled:
AN ORDINANCE REVISING THE NUMBER OF LIQUOR LICENSES AND AMENDING SECTION 804.07 OF THE CITY CODE OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS

Thereafter, Erickson made a motion, seconded by Day, to concur and **adopt** the ordinance as presented and to authorize the corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Chapman, Weiner, Day, Phelan, Erickson. Nays: Ramos, Skryd. Excused: Lovero

27. The Community Development director submitted a communication with attached Resolution regarding CDBG Ninth Year Action Plan entitled:
A Resolution Substantially Ammending the City of Berwyn's Consolidated Plan 2009 Action Plan for Community Development Block Grant Funds (CDBG), and Approving The City of Berwyn's proposal for use of Federal "Homeless Prevention & Rapid Re-Housing Program Funds (HPRP), and for Authorization to submit same to Appropriate Agencies
Thereafter, Erickson made a motion, seconded by Day, to concur and **adopt** the Resolution as presented subject to approval of final proposal and to authorize the corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Chapman, Ramos, Skryd, Day, Phelan, Erickson. Nays: Weiner. Excused: Lovero.
28. The Finance director submitted a Resolution regarding Red Flag Rules entitled:
A Resolution Adopting and Implementing and Identity Theft prevention policy within the City of Berwyn, Cook County, Illinois
Thereafter, Erickson 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.
29. The Human Resources director submitted a communication regarding Blue Cross/Blue Shield premium for 2009. The Mayor recognized Vincent Bertuca, broker of insurance, who reviewed same and spoke on renewal agreement. Thereafter, Phelan made a motion, seconded by Day, to concur and approve as submitted. The motion carried by the following roll call: Yeas: Chapman, Ramos, Skryd, Day, Phelan, Erickson. Nays: Weiner. Excused: Lovero.
30. The Police Chief submitted a request for a new Police Officer due to the recent Sergeant's promotion. After discussion, Erickson made a motion, seconded by Skryd, to concur and approve the hire of a probationary patrol officer from the current eligibility list. The motion carried by the following roll call: Yeas: Chapman, Ramos, Skryd, Day, Erickson. Nays: Weiner, Phelan. Excused: Lovero.

BERWYN CITY COUNCIL MEETING
APRIL 14, 2009

31. The bid tabulations for Seasonal planting and maintenance were returned for public reading. Bids and tabulations were as follows; McAdams Landscaping, Inc \$85,832, Landscape Concepts Management, \$83,105.80. Thereafter, Chapman made a motion, seconded by Skryd, to refer the matter to the Berwyn Development Corporation, Public Works Committee, and the Public Works director. The motion carried by a voice vote.
32. The bid tabulation for Landscape Maintenance, Cermak Road, Ogden Avenue, and the Depot District were returned for reading. Bids and tabulations were as follows; **Cermak Road**, McAdams Landscape, Inc. \$16,410, B. Davids Contractors, \$18,585. **Ogden Avenue**, McAdams Landscaping, \$15,090, B. Davids Contractors, \$13,620, **Depot District**, McAdams Landscaping, \$15,720, B. Davids Contractors, \$14,200. Thereafter, Chapman made a motion, seconded by Day, to refer the matter to the Public Works department and the Public Works Committee. The motion carried by a voice vote.
33. The Consent Agenda-K-1 through K-7 were submitted.
K-1-Budget chairman submitted the payroll in the amount of \$799,289 .86
K-2-Budget chairman submitted the payables in the amount of
\$2,845, 231.01
K-3-Alderman Chapman, request for handicap sign for I. Chavez,
3545 Clinton, recommending **approval**
K-4-Alderman Weiner, request for handicap sign for I. Arambula,
2726 East Avenue, recommending to **deny**
K-5-The collector submitted the business licenses issued in March, 2009
K-6-The building director submitted the building permits issued in
March, 2009
K-7-Multi-Block Garage sale, 3500 and 3600 Maple for April 18, 2009
Thereafter, Ramos made a motion, seconded by Erickson, to concur and approve by Omnibus Vote Designation. The motion carried by a voice vote.
34. There being no further business to come before the meeting, same was, after a motion by Phelan, seconded by Ramos, to adjourn at the hour of 9:00 p.m. The motion carried by a voice vote.

Respectfully submitted,

Thomas J. Pavlik
City Clerk

BERWYN CITY COUNCIL MEETING
APRIL 14, 2009