

**ROBERT J. LOVERO**  
**MAYOR**

**THOMAS J. PAVLIK**  
**CITY CLERK**

**MINUTES**  
**BERWYN CITY COUNCIL**  
**OCTOBER 26, 2010**

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, Laureto. Absent: Skryd, Avila Thereafter, Chapman made a motion, seconded by Boyajian, to excuse Aldermen Skryd and Avila. The motion carried by a voice vote.
2. The Pledge of Allegiance was recited and a moment of silence was observed for the deceased Marie DiMenna, mother of Police Officer Daniel DiMenna and for the men and women on the streets of Berwyn protecting our safety.
3. The Open Forum portion of the meeting was announced. There were no speakers. The Mayor addressed Alderman Paul's concerns regarding Third Ward residents' FEMA applications and assured the alderman that proper notification was given to all regarding the procedures and that FEMA has extended the deadline to accept applications until November 17, 2010- Alderman Polashek thanked Violet Flowers on 16<sup>th</sup> Street for raising over \$4,000 for Breast Cancer awareness with the event held on Saturday, October 16<sup>th</sup>-The 8<sup>th</sup> Ward alderman reminded all of her Town Hall meeting on Thursday, October 28, 2010 at 7:00 p.m. at the 16<sup>th</sup> Street Fire Station and also thanked the efforts of Jeff Janda and the Berwyn Park District for their "Spooky Happenings Event" this weekend at Proksa Park, where there were 4,000 in attendance.
4. Chapman made a motion, seconded by Boyajian, to include the following items to the agenda; F-4, Proclamation from the Mayor, honoring Michelle Bendnarz, and K-10 a request from Cigars and Strips to hold outdoor Halloween events. The motion carried by a voice vote.
5. The regular minutes of the Berwyn City Council and the Committee of the Whole meetings of October 12, 2010 were presented. Thereafter, Boyajian made a motion, seconded by Chapman, to concur and approve as submitted. The motion carried by a voice vote.
6. The Mayor submitted a proclamation honoring the World War I Memorial site and declared November 11, 2010 as the 91<sup>st</sup> Anniversary of World War

I Memorial Site. Thereafter, Chapman made a motion, seconded by Boyajian, to concur and **adopt** the proclamation as presented. The motion carried by a voice vote.

7. The Mayor submitted a proclamation honoring Nicholas J. Jawor, of Boy Scout Troop 32 on achieving the rank of Eagle Scout and declaring Saturday, December 4, 2010 as Nicholas J. Jawor Day, in the City of Berwyn. Thereafter, Chapman made a motion, seconded by Polashek, to concur and **adopt** the proclamation as presented. The motion carried by a voice vote.
8. The Mayor submitted a Resolution honoring School Board Members and declaring November 15, 2010 as School Board Members Day in the City of Berwyn. Thereafter, the Mayor presented the Resolution to members of District 100 and District 98. Thereafter, Chapman made a motion, seconded by Laureto, to concur and **adopt** the Resolution as presented. The motion carried by a voice vote.
9. The Mayor submitted a Proclamation honoring Michelle Bednarz on receiving the 2010 Piper Award of Excellence from the Berwyn Development Corporation, and proclaiming November 6, 2010 at Michelle Bednarz Day in the City of Berwyn. Thereafter, Chapman made a motion, seconded by Boyajian, to concur and **adopt** the Proclamation as presented. The motion carried by a voice vote.
10. Alderman Paul submitted a communication regarding regulatory requirements for Municipal Traffic Signs. After discussion, Paul made a motion, seconded by Polashek, to refer the matter to the Parking & Traffic Committee and the Traffic Engineer. The motion carried by a voice vote.
11. Chapman made a motion, seconded by Paul, to suspend the rules and bring forth items I-3 and J-13 and to be marked as germane to I-2. The motion carried by a voice vote. Item I-1 is a communication from the Parking and Traffic Committee regarding Caroline Sanchez, d/b/a Let's Play, Inc, referral item #18. I-3 is a communication from the Building, Zoning, and Planning Commission regarding same. Item J-13 is a communication from the Building Director regarding same for 6236 W. Ogden Avenue. Thereafter, Paul made a motion, seconded by Chapman, to refer all three communications to the Committee of the Whole for further discussion. The motion carried by a voice vote.
12. The City Attorney submitted a communication requesting the settlement of Case No. 06L6429 in the total amount of \$225,000.00. Thereafter, Chapman made a motion, seconded by Boyajian, to concur and approve for

payment. The motion carried by the following roll call: Yeas: Chapman, Boyajian, Paul, Santoy, Laureto. Nays: Polashek. Excused: Skryd, Avila.

13. The City Attorney submitted a communication requesting the settlement of Case No.WC36555 in the total amount of \$34,000.00. Thereafter, Boyajian made a motion, seconded by Chapman, to concur and approve for payment. The motion carried by the following roll call: Yeas: Chapman, Boyajian, Paul, Santoy, Laureto. Nays: Polashek. Excused: Skryd, Avila.
14. The City Attorney submitted a communication along with an ordinance amending the text of the Zoning Code of the City of Berwyn, to establish a C-4 General Services Zoning District. Thereafter, Chapman made a motion, seconded by Boyajian, to withdraw the ordinance and to post the amended ordinance, as submitted at the Public Hearing held at 5:45 p.m., October 26, 2010, regarding same, on the City's website. The motion carried by a voice vote.
15. The City Attorney submitted a communication along with an attached ordinance amending the Zoning Map of the City of Berwyn, to establish a C-4 General Services Zoning District. Thereafter, Chapman made a motion, seconded by Boyajian, to defer the matter for two weeks. The motion carried by a voice vote.
16. The City Administrator submitted a communication requesting the renewal of General Liability Insurance (general liability coverage over \$500,000 and up to \$9,500,000). Thereafter, Chapman made a motion, seconded by Boyajian, to waive the sealed bid process and to concur with the recommendation, and to authorize the corporate authorities to execute a contract with Brit/Lloyds of London for general liability insurance in the amount of \$241,466. The motion carried by a unanimous roll call vote.
17. The City Administrator submitted a communication requesting the renewal of Excess Workers' Compensation Insurance (Workers' Compensation above \$650,000). Thereafter, Chapman made a motion, seconded by Laureto, to waive the sealed bid process, concur with the recommendation, and to authorize the corporate authorities to enter into a two year contract with Safety National for excess workers' compensation insurance coverage in the amount of \$222,500. The motion carried by a unanimous roll call vote.
18. The Finance Director submitted a communication regarding a Bond Sale noting that the City's bond rating was confirmed at A minus (A-) and the City's future outlook was upgraded from "Negative" to "Stable", which will guarantee a lower interest rate, realizing the City an additional \$200,000 of

the proceeds that can be used for capital projects. Thereafter, Chapman made a motion, seconded by Laureto, to accept the matter as informational. The motion carried by a voice vote.

19. The Assistant Fire Chief submitted a communication seeking permission to go out for bids for demolition of 6619 16<sup>th</sup> St. and 1535 Clarence Avenue. Thereafter, Chapman made a motion, seconded by Boyajian, to concur. The motion carried by a unanimous roll call vote.
20. The Public Works Director submitted a communication regarding the City of Berwyn Fuel System and Storage Tanks. After discussion, Chapman made a motion, seconded by Polashek, to concur and authorize the public works director to enter into an agreement with Warren Oil, Inc. in an amount not to exceed \$36,725 and for the Mayor to execute the agreement related thereto. The motion carried by the following roll call: Chapman, Boyajian, Santoy, Polashek, Laureto. Nays: Paul. Excused: Skryd, Avila.
21. The City Attorney and Traffic Engineer submitted a communication with an attached ordinance entitled:  
**AN ORDINANCE ESTABLISHING RESIDENT ONLY PARKING ON OAK PARK AVENUE AND AMENDING CHAPTER 480 OF THE TRAFFIC CODE OF THE CODIFIED ORDINANCES OF THE CITY OF BERWYN**  
Thereafter, Laureto made a motion, seconded by Chapman, 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.
22. The Mayor requested to suspend the rules and bring forth item J-12, by Order of the Chair without objection. Item J-12 is a communication from the Traffic Engineer regarding parking at Oak Park Avenue and Riverside Drive. Thereafter, Paul made a motion, seconded by Chapman, to accept the matter as informational. The motion carried by a voice vote.
23. The City Attorney and the Traffic Engineer submitted a communication along with 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, Paul 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.
24. The City Administrator submitted a Resolution entitled:

**A Resolution requesting that Illinois Governor Pat Quinn move forward with requesting Federal Disaster Reimbursement Funds for Public Assistance (PA) for Cook County, Illinois for the Flooding Disaster of July 23 and 24, 2010.**

Thereafter, Chapman made a motion, seconded by Boyajian 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.

25. Consent Agenda items K-1 through K-10 were submitted.  
K-1-Budget Chair, payroll for October 13, 2010, \$976,385.18  
K-2-Budget Chair, payables for October 26, 2010, \$1,737,926.49  
K-3-Paul, handicap sign, S. Cemerikic, 2544 Oak Park Ave., **Approve**  
K-4-Polashek, handicap sign, M. Monslave, 1911 Clarence, **Deny**  
K-5-Polashek, handicap sign, A. Villasenor, 6631 W. 21<sup>st</sup> St. #1, **Deny**  
K-6-Avila, handicap sign, V. Nicklas, 1813 Wisconsin, **Approve**  
K-7-Clerk, Toys for Tots Southwest Chapter, November 21, 2010  
K-8-Village Church, solicit door to door, November 6, 2010  
K-9-Repairer of the Breach-solicit funds, November 1, 2, 3, 2010  
K-10-Cigars and Strips-Halloween Events, October 28, 29, 30, 31, 2010  
Alderman Laureto noted K-9, request to solicit funds and noted site of Roosevelt Road and Harlem Avenue was currently under construction and asked for permission not to be granted to solicit at that location, but approved other locations within the City. Clerk Pavlik stated that he will note that in his letter granting permission.  
Thereafter, Laureto made a motion, seconded by Chapman, to concur and approve by Omnibus Vote Designation. The motion carried by a voice vote.
26. Their being no further business to come before the meeting, same was, after a motion by Laureto, seconded by Polashek, to adjourn at the hour of 8:30 p.m. The motion carried by a voice vote.

Respectfully submitted,

Thomas J. Pavlik, CMC  
City Clerk

