

Minutes
Berwyn City Council
November 14, 2017

1. The regular meeting of the Berwyn City Council was called to order by Mayor Lovero at 8:05 p.m. Upon the call of the roll, the following responded present: Lennon, Ramirez, Reardon, Fejt, Santoy, Ruiz, Avila and Garcia.
2. The Pledge of Allegiance was recited and a moment of silence was given for the safety of the men and women protecting us on the streets of Berwyn, those who are in the Armed Forces, as well as all Veterans who have served.
3. The Open Forum portion of the meeting was announced. Berwyn residents Will Hudson and Catey Sullivan both spoke voicing their concerns about recent news media reports informing the public of a pending lawsuit filed against the City of Berwyn alleging the Plaintiff was a victim of sexual harassment while employed in the Police Department. Note: Alderman Reardon excused herself at 8:07 pm and returned at 8:12 pm. Former Alderman Nona Chapman spoke regarding holiday programs and events being sponsored by the Berwyn Township and Mayor Lovero. Ruiz announced a 6th Ward meeting on Thursday, November 16th at 6:00 pm at the Italian-American Civic Organization and announced a Tree Lighting Ceremony to be held on December 2nd at 4 pm. Reardon made a statement regarding the aforesaid file lawsuit and her intent to form an Ad hoc Sexual Harassment Policy Committee. Reardon also announced a 3rd Ward meeting on Thursday, November 16th at 6:30 pm at Trinity Church. Treasurer Gutierrez reminded the Aldermen of her availability to attend Ward meetings to explain the tax levy in depth for the residents. Lennon thanked everyone who attended the 1st Ward meeting, participates of the Halloween decorations and noted there'll be a Holiday Décor contest.
4. The minutes of the regular Berwyn City Council and of the Committee of the Whole meetings held on October 24, 2017 were submitted. Thereafter, Avila made a motion, seconded by Lennon, to approve the minutes as submitted and place same on file for audit. The motion carried by a voice vote.
5. Berwyn Development Corporation submitted a communication regarding a Lease Extension for Bounce Sports at Commuter Parking Deck. The Mayor recognized Berwyn Development Corporation Executive Director Anthony Griffin, who reviewed same. Thereafter, Lennon made a motion, seconded by Ruiz, to concur, approve the Lease Extension as submitted and authorize the corporate authorities to affix their signatures thereto. The motion carried by a voice vote.
6. The Mayor submitted a communication regarding the appointment of Richard Bruen to the office of Zoning, Planning and Development Commission. Thereafter, Fejt made a motion, seconded by Ruiz, to concur and approve the appointment as submitted. The motion carried by a voice vote.
7. City Clerk Margaret Paul submitted a communication regarding Updating and Codification of Ordinances and an attached ordinance entitled: **Approving the Editing and Inclusion of Certain Ordinances as Parts of the Various Component Codes of the Codified Ordinances; and Repealing Ordinances and Resolutions in Conflict Therewith** Thereafter, Garcia made a motion, seconded by Santoy, to concur and **adopt** the ordinance as presented and authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.
8. Alderman Avila submitted a communication requesting formation of Rat Abatement Ad-hoc Committee suggesting himself as committee chair and the following members of the committee: Alderman Lennon, Alderman Ramirez, Alderman Reardon, Clerk Paul, Blight Supervisor Mary Gaddini and Berwyn resident Terry McMahan. Avila requested to add Township Assessor David Avila on the committee and his request was approved. Thereafter, Avila made the motion, seconded by Lennon to concur, approve as amended and the establishment of the committee. The motion carried by a voice vote.
9. Fire Chief Denis O'Halloran requested permission to contact the Fire and Police Commission to hire one probationary Firefighter/Paramedic due to the future retirement of James Farnsworth. Thereafter, Avila

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made a motion, seconded by Santoy, to concur and grant permission. The motion carried by a voice vote. Note: Alderman Reardon excused herself from the meeting at 8:30 and was not present for the vote.

Note: Alderman Reardon returned to the meeting at 8:32.

10. Fire Chief Denis O'Halloran submitted a recommendation to Award Bid of the North Fire Station HVAC Replacement to the lowest qualified bidder and to execute a contract with Berwyn Western Heating & Plumbing. Thereafter, Avila made a motion, seconded by Lennon, to concur, approve as submitted and approve for payment in the amount not to exceed \$29,274.00. The motion carried by a unanimous roll call vote.
11. Police Division Commander Thomas O'Halloran submitted a communication requesting approval and authorization to engage the services of Cook Engineering Group for Engineering Services for the West Parking Lot Improvements at the Berwyn Police Department. The Mayor recognized Commander O'Halloran who reviewed same. Thereafter, Santoy made a motion, seconded by Fejt, to concur, accept the proposal from Cook Engineering Group and approve for payment in the amount not to exceed \$26,600.00. The motion carried by a unanimous roll call vote. Note: Alderman Reardon excused herself from the meeting at 8:34 and was not present for the vote.
Note: Alderman Reardon returned to the meeting at 8:38.
12. Police Chief Michael Cimaglia submitted a communication requesting to purchase two Police Service Dogs (PSDs) through State Asset Forfeiture funds. The Mayor recognized Commander O'Halloran and Chief Cimaglia who reviewed same. Thereafter, Avila made a motion, seconded by Ruiz, to concur, accept the proposal from Shallow Creek Kennels, Inc. and approve for payment in the amount not to exceed \$20,000.00. The motion carried by a unanimous roll call vote.
13. Police Chief Michael Cimaglia submitted a communication requesting to Replace and Upgrade the Electronic Video/Audio Recording System through the Federal Asset Forfeiture program. Thereafter, Avila made a motion, seconded by Lennon, to concur, waive the sealed bid process, accept the proposal from HELIX Camera & Video for the CaseCracker Premium 2 System and approve for payment in the amount not to exceed \$19,203.00. The motion carried by a unanimous roll call vote.
14. Finance Director Rasheed Jones submitted a communication declaring the following vehicles: 2002 Toyota Camry, 2010 Ford Crown Victoria, 2010 Ford Crown Victoria and 2012 Chevy Tahoe currently assigned to the Police Department as surplus property. Thereafter, Fejt made a motion, seconded by Santoy, to concur with the declaration. The motion carried by a voice vote.
15. Finance Director Rasheed Jones submitted a communication regarding the City's determination of the 2017 Aggregate tax levy (collected in 2018). Thereafter, Lennon made a motion, seconded by Avila, to accept and approve the preliminary estimate of the City's 2017 Aggregate property tax levy (to be collected in 2018) in the amount of 102.6% (\$25,308,270.00) of the prior year's Aggregate tax levy in accordance the applicable laws of the State of Illinois. The motion carried by a unanimous roll call vote.
16. Assistant City Administrator Ruth Volbre submitted a communication regarding the Renewal of General Liability Insurance. The Mayor recognized Ms. Volbre who reviewed same. Thereafter, Avila made a motion, seconded by Lennon, to concur, approve as submitted, authorize the City Administration to execute a contract with Princeton, authorize the corporate authorities to affix their signatures thereto and approve for payment in the amount not to exceed \$271,332.00. The motion carried by a unanimous roll call vote.
17. Assistant City Administrator Ruth Volbre submitted a communication regarding the Renewal of Excess Workers' Compensation Insurance (Workers' Compensation above \$800,000). The Mayor recognized Ms. Volbre who reviewed same. Thereafter, Avila made a motion, seconded by Lennon, to concur, approve as submitted, authorize the City Administration to execute a contract with Safety National, authorize the corporate authorities to affix their signatures thereto and approve for payment in the amount not to exceed \$120,453.00 with a SIR of \$950,000.00. The motion carried by a unanimous roll call vote.

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18. Assistant City Administrator Ruth Volbre submitted a communication requesting permission for Universal Television, LLC to shoot scenes on Thursday, November 16th for their Chicago FD show. The Mayor recognized Ms. Volbre who reviewed same. Thereafter, Fejt made a motion, seconded by Lennon, to concur and grant permission. The motion carried by a unanimous roll call.
19. City Attorney Anthony Bertuca submitted a communication regarding the Settlement of Case No. 2016 WC 13955. Thereafter, Avila made a motion, seconded by Lennon, to concur and approve for payment in the amount not to exceed \$4,546.44. The motion carried by a unanimous roll call vote.
20. City Attorney Anthony Bertuca submitted a communication regarding the Settlement of Case No. 16-CV-10014. Thereafter, Avila made a motion, seconded by Lennon, to concur and approve for payment in the amount not to exceed \$5,000.00. The motion carried by a unanimous roll call vote.
21. City Attorney Anthony Bertuca submitted a communication regarding the Settlement of Case No. 17-CV-4912. Thereafter, Avila made a motion, seconded by Lennon, to concur and approve for payment in the amount not to exceed \$15,000.00. The motion carried by a unanimous roll call vote.
22. Public Works Director submitted a communication regarding the re-allocation of an existing EPA Grant and funding the City's matching portion from the Public Works Motor Fuel Tax budget. Thereafter, Lennon made a motion, seconded by Reardon, to accept as informational. The motion carried by a voice vote.
23. The consent agenda, items K-1 through K-7 were submitted:
 1. Payroll: 11/1/17 \$1,136,355.11
 2. Payables: 11/14/2017 \$2,040,388.26
 3. YAZ Photo & Video/St. Odilo – Virgen of Guadalupe procession 12/10/2017
 4. Handicap Parking Application #1172 – 1414 S. Elmwood – Approve
 5. Handicap Parking Application #1179 – 3433 S. Grove – Approve
 6. Handicap Parking Application #1180 – 1412 S. Euclid – Approve
 7. Building & Local Improvement Permits for the month of October, 2017Thereafter, Avila made a motion, seconded by Lennon, to concur and approve as submitted by omnibus vote designation. The motion carried by a voice vote.
24. Alderman Santoy called an Ad-hoc Lead Poisoning Committee meeting for Monday, November 20, 2017 at 6:30 pm at City Hall.

Alderman Avila called an Ad-hoc Rat Abatement Committee meeting for Tuesday, November 21, 2017 at 6:00 pm at City Hall with an extended invitation for Beth Pechous, Health District President.
25. There being no further business to come before the Council, Lennon made the motion, seconded by Reardon to adjourn at the hour of 8:49 p.m. The motion carried by a voice vote.

Respectfully submitted,

Margaret Paul, City Clerk