CITY COUNCIL REGULAR MEETING

CITY OF EVANSTON, ILLINOIS
LORRAINE H. MORTON CIVIC CENTER
COUNCIL CHAMBERS
Monday, April 28, 2014

Administration & Public Works (A&PW) Committee meets at 6 p.m.
Planning & Development (P&D) Committee meets at 7:15 pm
Township Board meeting and City Council meeting will convene after conclusion of the P&D meeting.

ORDER OF BUSINESS

(I) Town Board Meeting
    Called to order at 8:00p.m

    Township Assessor Bonnie Wilson spoke to remind residents that the deadline for property tax appeals is May 16th.

    Township Supervisor Bobkiewicz recognized Township Employees for their service.

    Township dissolution resolution approved 9-0.

    Township board meeting adjourned at 8:10 p.m.

(II) Roll Call – Begin with Alderman Braithwaite
    All 9 Aldermen present.

(III) Mayor Proclamations and Public Announcements
    National Drinking Water Week, May 4-10, 2014 (Presentation of awards will be at A&PW at 6 pm)
    National Public Service Week, May 4-10, 2014

(IV) City Manager Public Announcements
    Several hundred residents participated in the Earth Day and Arbor Day community cleanup event and festival at Fleetwood-Jourdain Community Center.

(V) Communications: City Clerk
(VI) Citizen Comment

Members of the public are welcome to speak at City Council meetings. As part of the Council agenda, a period for citizen comments shall be offered at the commencement of each regular Council meeting. Those wishing to speak should sign their name, address and the agenda item or topic to be addressed on a designated participation sheet. If there are five or fewer speakers, fifteen minutes shall be provided for Citizen Comment. If there are more than five speakers, a period of forty-five minutes shall be provided for all comment, and no individual shall speak longer than three minutes. The Mayor will allocate time among the speakers to ensure that Citizen Comment does not exceed forty-five minutes. The business of the City Council shall commence forty-five minutes after the beginning of Citizen Comment. Aldermen do not respond during Citizen Comment. Citizen Comment is intended to foster dialogue in a respectful and civil manner. Citizen comments are requested to be made with these guidelines in mind.

Four residents spoke in support of agenda item A4 - Approval of 2014 Community Choice Electricity Aggregation Supplier Agreement

One resident spoke about water main breaks on Sheridan Road and urged that the mains be replaced as part of the Sheridan Road project in agenda item A3.5.

One resident spoke about the termination of the City’s relationship with C.A.R.E.

One resident spoke about enforcement provisions for the Local Employment Program.

Two residents spoke about C.A.R.E.'s fundraising for a new animal shelter facility.

Five residents spoke against agenda item P3 – Special Use Permit for Planned Development for 1515 Chicago Avenue.

Two residents spoke in favor of agenda item P3.

One resident spoke about the management of the water plant.

The Chairman of the Zoning Board of Appeals spoke about the need to address density changes and parking regulations in the zoning ordinance.

One resident spoke about aging water and sewer infrastructure and water fluoridation.

One resident spoke against water fluoridation.

(VII) Special Order of Business: Animal Shelter and C.A.R.E.

The City has heard from two organizations interested in operating the animal shelter. Once the Animal Care and Control board is formed, there will be an RFP. C.A.R.E. is to vacate the property on May 9. Several C.A.R.E volunteers have opted to continue volunteering at the shelter and many new volunteers have signed up.

Council directed the City Manager to meet with C.A.R.E. leadership to discuss the funds raised for the animal shelter facility.
(VIII) Consent Agenda: Alderman Rainey

(IX) Report of the Standing Committees
   Administration & Public Works - Alderman Holmes
   Planning & Development - Alderman Rainey
   Human Services - Alderman Holmes

(X) Call of the Wards
   (Aldermen shall be called upon by the Mayor to announce or provide information about any Ward or City matter which an Alderman desires to bring before the Council.) {Council Rule 2.1(10)}

The 2nd Ward Alderman thanked staff for their work on the Mayor’s Summer Youth Job Fair on April 20th and encouraged more local businesses to participate next year.

The 3rd Ward Alderman spoke about the recent Volunteer Recognition event and Citizens for A Greener Evanston event.

The 4th Ward Alderman thanked the police department for the distracted driving enforcement effort last week and encouraged residents to refrain from cell phone use while driving.

The 5th Ward Alderman thanked staff for their work on both the Job Fair and Earth Day Cleanup and Tree Planting at Fleetwood and asked the City Manager to comment on Evanston’s recent designation as the most exciting city in Illinois.

The 7th Ward Alderman announced that 1720 Central Street apartment building has boosted activity on Central Street and that ETHS was ranked 21st in the state for academic rigor.

The 8th Ward Alderman thanked the 1st Ward Alderman for supporting the 1515 Chicago Ave special use and wished the Mayor a happy birthday, and spoke about a recent Earth Day event at St. Francis Hospital.

The 9th Ward Alderman thanked everyone who participated in the Youth Job Center’s recent gala.

The City Manager spoke about Evanston being recently named the most exciting city in Illinois based on its nightlife, restaurants, and lack of fast food establishments.

(XI) Executive Session

(XII) Adjournment
SPECIAL ORDERS OF BUSINESS

(2) Update Regarding Request For Letter of Interest for Volunteer Animal Care Organization
Staff recommends consideration of responses to the request for Letters of Interest. The deadline for submission of Letters of Interest is Friday, April 25, 2014. Staff will provide an update at the City Council meeting on April 28, 2014.

For Action
Approved 9-0

(2) Supplemental Legal Opinion Regarding Private Citizen Donations to CARE, and the City’s Legal Options
A report follows from Corporation Counsel Grant Farrar regarding the donations made by private citizens to C.A.R.E for the renovation and expansion of the City’s animal shelter. Staff recommends that City Council authorize the City Manager to go back to C.A.R.E. for further discussion and report back to City Council at the May 12, 2014 meeting.

For Action
Approved 9-0

CONSENT AGENDA

(M1) Approval of Minutes of the Regular City Council Meeting of April 8, 2014
Approved on consent agenda.

ADMINISTRATION & PUBLIC WORKS COMMITTEE

(A1) City of Evanston Payroll through April 6, 2014 $2,624,609.88

(A2) City of Evanston Bills -- April 29, 2014 $3,637,765.55
For Action
Approved on consent agenda

(A3.1) Approval of Renewal Agreement with Open Kitchens Inc. for the 2014 Summer Food Service Program (Bid 11-01)
Staff recommends authorization for renewal of the 2014 Summer Food Service Program with Open Kitchens Inc. (1161 West 21st Street, Chicago, IL) in the not-to-exceed amount of $2.498 per lunch, for an estimated total of $86,200. This is a reimbursement program in which the amount of reimbursement the City will receive is dependent upon the number of lunches served. Funding is provided by Recreation Outreach Program Account 3050.65025, with anticipated reimbursement of $94,500.
For Action
Approved on consent agenda
(A3.2) Approval of Northeastern Illinois Public Safety Training Academy (NIPSTA)
2014 Membership Dues
Staff recommends approval of payment of the 2014 Fire and Public Works Departments membership fees in the amount of $23,545. Funding for this membership is budgeted under the Fire Department Account 2305.62360 for both the Fire and Public Works Departments.

For Action
Approved on consent agenda

(A3.3) Approval of 2014 Crack Sealing Contract Extension
Staff recommends City Council authorize the City Manager to execute a contract extension for the 2014 Crack Sealing Contract to the lowest responsive and responsible bidder, Denler Inc. (19148 S 104th Ave. Mokena, IL) in the amount of $70,000. Last year the City participated as a member of the Municipal Partnership Initiative to collectively bid this work. This is the first of two possible contract extensions. Funding is provided by the General Fund Street Maintenance Account (2670.62509).

For Action
Approved on consent agenda

(A3.4) Approval of Contract with Landscape Concepts Management, Inc. for Sherman Plaza Rodent Abatement
Staff recommends City Council authorize the City Manager to execute a single source contract with Landscape Concepts Management, Inc. (3200 S. Kolin Ave, Chicago, IL) to install rodent abatement and replacement plantings for the 14 planter beds in the City's right of way adjacent to Sherman Plaza in the amount of $40,377. Funding is provided by the Washington National TIF.

For Action
Approved on consent agenda

(A3.5) Approval of Contract with Christopher B. Burke Engineering, Ltd. for Sheridan Road Design (RFQ 14-16)
Staff recommends City Council authorize the City Manager to execute an agreement for engineering services for the Sheridan Road-Chicago Ave Alternative Analysis in the amount of $265,099.84 with Christopher B. Burke Engineering, Ltd. (9575 W. Higgins Road, Suite 600, Rosemont, IL). Funding is provided by Washington National TIF and FY2014 Capital Improvement Plan (CIP).

For Action
Approved on consent agenda

(A3.6) Approval of Contract with Steiner Electric for Arrington Lagoon Lighting
Staff recommends City Council authorize the purchase of lighting materials for the Arrington Lakefront Lagoon Renovation Project in the amount of $26,358.04 from Steiner Electric located (1250 Touhy Avenue, Elk Grove Village, IL). Funding is provided by the FY2014 Capital Improvement Plan (CIP), Arrington Lagoon Project.

For Action
(A3.7) Approval of Contract with A. Lamp Concrete Contractors Inc. for 2014 Water Main Replacement & Street Resurfacing CIP 1 Project (Bid 14-21)
Staff recommends that City Council authorize the City Manager to execute a contract for the 2014 Water Main Replacement & Street Resurfacing CIP 1 Project with A. Lamp Concrete Contractors Inc. (1900 Wright Blvd., Schaumburg, IL) in the amount of $2,129,128.10. Funding is provided by the Water Fund, Sewer Fund, Business District Improvement Fund, Parking Fund, and FY2014 CIP Street Resurfacing Account.
For Action
Approved on consent agenda

(A4) Approval of 2014 Community Choice Electricity Aggregation Supplier Agreement (RFP 14-26)
Staff recommends that City Council authorize the City Manager to execute a Master Agreement to Provide Services to an Aggregated Group with the pre-qualified Alternate Retail Electric Supplier (ARES) that provides the most favorable price per kilowatt hour ($ / kWh) for the length of term and renewable energy mix that the City Council determines to be the most advantageous. At the City Council meeting on April 28, 2014, staff will present a recommendation to the City Council for the prequalified ARES that submits the most favorable pricing.
For Action
Removed from consent agenda
Approved 9-0

(A5) Resolution 23-R-14, Amending the Plan of Operation and Governance for the City of Evanston Electricity Aggregation Program
Staff recommends adoption of Resolution 23-R-14 amending the Plan of Operation and Governance for the City of Evanston Electricity Aggregation Program.
For Action
Approved on consent agenda

(A6) Resolution 24-R-14, Authorizing the City of Evanston to Enter Into An Agreement with the Cook County Assessor’s Office for Access to a Geographic Information System
Staff recommends that the City Council authorize the City Manager to sign an agreement with the Cook County Assessor’s Office for access to Geographic Information System (GIS) data.
For Action
Approved on consent agenda

(A7) Ordinance 60-O-14, Amending the Minority, Women and Evanston Based
Employer (MWEBE), and Local Employment Programs (LEP)
The MWEBE Committee and staff recommend consideration of an amendment to the MWEBE/LEP revising the penalty section from a $100/per day to a 3.0% of total project value penalty.
For Introduction
Removed from consent agenda
Held until the May 19th Council Meeting.

(A8) Ordinance 37-O-14, Amending Parking Schedules for Howard Street and Custer Avenue
The Transportation/Parking Committee and staff recommend that the City Council consider Ordinance 37-O-14, which amends Title 10, Motor Vehicles and Traffic, Chapter 11, Traffic Schedules, Section 12, to include two hour and four hour parking limits on Howard Street and Custer Avenue.
For Introduction
Approved on consent agenda

(A9) Ordinance 38-O-14, Amending Residential Parking Schedules for Greenwood Street, Hinman Avenue to Forest Avenue
The Transportation/Parking Committee and staff recommend that the City Council consider Ordinance 38-O-14, which amends Title 10, Motor Vehicles and Traffic, Chapter 11, Traffic Schedules, Section 12, Schedule X (F) 1. The amendment corrects an error and codifies the original intent to include in the Residential Exemption Parking District B, Greenwood Street, Hinman Avenue to Forest Avenue, on the north side.
For Introduction
Approved on consent agenda

(A10) Ordinance 51-O-14, Approving and Authorizing Revenue Bonds and Related Matters Thereto (Chiaravalle Conduit Financing)
Staff recommends City Council approval of Ordinance 51-O-14 as introduced, for purposes of final action on April 28, 2014. Chiaravalle has requested the City act as the conduit financing authority for their debt issuance as a part of the expansion of their renovations originally started with the City’s initial conduit debt issuance in April 2010. The City will not incur a liability to repay this debt in the event of a default by Chiaravalle. This ordinance was introduced at the April 8, 2014 City Council meeting.
For Action
Approved on consent agenda

(A11) Ordinance 41-O-14 Amending the City Code to Establish a 4-Way Stop Control at the Intersection of Broadway Avenue and Jenks Street
Staff recommends adoption of Ordinance 41-O-14 by which the City Council would amend Section 10-11-5(D), Schedule V(D) of the City Code to establish a 4-Way Stop Control at the intersection of Broadway Avenue and Jenks Street. This ordinance was introduced at the April 8, 2014 City Council meeting.
For Action
Approved on consent agenda

(A12) **Ordinance 43-O-14, Decreasing the Number of Class C Liquor Licenses for La Macchina Café, LLC d/b/a La Macchina Café, 1620 Orrington Avenue**

Staff recommends City Council approval of Ordinance 43-O-14 which decreases the number of authorized Class C liquor licenses from 23 to 22, due to issuance of an upgraded liquor license C-1 to La Macchina Café, LLC d/b/a La Macchina Café (“Company”), 1620 Orrington Avenue. This ordinance was introduced at the April 8, 2014 City Council meeting.

**For Action**

Approved on consent agenda

(A13) **Ordinance 44-O-14, Increasing the Number of Class C-1 Liquor Licenses for La Macchina Café, LLC d/b/a La Macchina Café, 1620 Orrington Avenue**

Staff recommends City Council approval of Ordinance 44-O-14 which increases the number of authorized Class C-1 liquor licenses from five to six to permit issuance to La Macchina Café, LLC d/b/a La Macchina Café (“Company”), 1620 Orrington Avenue. This ordinance was introduced at the April 8, 2014 City Council meeting.

**For Action**

Approved on consent agenda

(A14) **Ordinance 45-O-14, Decreasing the Number of Class I Liquor Licenses for Ward Eight LLC d/b/a Ward Eight, 629 Howard Street.**

Staff recommends City Council approval of Ordinance 45-O-14 which amends Evanston City Code of 2012 Subsection 3-4-6-(I), as amended, to decrease the number of authorized Class I liquor licenses from one to zero due to issuance of an upgraded Class D liquor license to Ward Eight LLC d/b/a Ward Eight (“Company”), 629 Howard Street. This ordinance was introduced at the April 8, 2014 City Council meeting.

**For Action**

Approved on consent agenda

(A15) **Ordinance 46-O-14, Increasing the Number of Class D Liquor Licenses for Ward Eight LLC d/b/a Ward Eight, 629 Howard Street**

Staff recommends City Council approval of Ordinance 46-O-14 which amends Evanston City Code of 2012 Subsection 3-4-6-(D), as amended, to increase the number of authorized Class D liquor licenses from 49 to 50 to permit issuance to Ward Eight LLC d/b/a Ward Eight (“Company”), 629 Howard Street. This ordinance was introduced at the April 8, 2014 City Council meeting.

**For Action**

Approved on consent agenda

(A16) **Ordinance 40-O-14, Recognizing the Cessation of Evanston Township and Codifying the City’s Assumption of the Duties and Obligations of Evanston Township**

Staff recommends City Council adoption of Ordinance 40-O-14. This ordinance is companion legislation to Ordinance 52-O-14. A companion resolution, 1T-R-
14, is on the agenda for action by the Town Board at the April 28, 2014 meeting. That resolution will discontinue, abolish, and cease Township operations as of April 30, 2014. This ordinance was introduced at the April 8, 2014 City Council meeting.

For Action
Approved on consent agenda

(A17) 52-O-14, Creating the City of Evanston General Assistance Fund and Defining Other City Duties and Obligations
Staff recommends City Council adoption of Ordinance 52-O-14. This ordinance is companion legislation to Ordinance 40-O-14. This ordinance was introduced at the April 8, 2014 City Council meeting.

For Action
Approved on consent agenda

PLANNING & DEVELOPMENT COMMITTEE

(P1) Ordinance 59-O-14, Granting a Special Use for a Type 2 Restaurant, Kung Fu Tea, at 726 Clark Street
The Zoning Board of Appeals and City staff recommend the adoption of Ordinance 59-O-14 granting a special use permit for a Type 2 Restaurant, Kung Fu Tea, at 726 Clark Street. The requested special use permit will allow a unique business to operate in the downtown and increase pedestrian activity that will encourage success for other businesses in the area.

For Introduction
Approved on consent agenda

(P2) Ordinance 58-O-14, Granting a Special Use for a Type 2 Restaurant, Frio Gelato, at 1701 Simpson Street
The Zoning Board of Appeals and City staff recommend the adoption of Ordinance 58-O-14 granting a special use permit for a Type 2 Restaurant, Frio Gelato, at 1701 Simpson Street. The requested special use permit will allow an existing local business to expand operations and provide a unique business to the surrounding neighborhood. Suspension of the Rules is requested for Introduction and Action by City Council on April 28, 2014.

For Introduction and Action
Suspension of the rules – for introduction and action
Approved 9-0

(P3) Ordinance 53-O-14, Granting a Special Use Permit for a Planned Development, 1515 Chicago Avenue
Ordinance 53-O-14 allows the applicant to remove the existing elm tree in the rear of the property, but the applicant must install a new 9-inch caliper tree in the southeast corner of the property and provide additional parking. This ordinance was introduced at the April 8, 2014, City Council meeting.

For Action
Removed from consent agenda
Approved 9-0
(P4) **Ordinance 32-O-14, Granting Special Use for a Planned Development at 835 Chicago Avenue (Chicago and Main)**

The Plan Commission and City staff recommend the adoption of Ordinance 32-O-14, granting Planned Development approval to construct a nine-story mixed-use commercial, office, and residential building at the southeast corner of Chicago Avenue and Main Street, commonly known as 835 Chicago Avenue. This ordinance was introduced at the March 24, 2014, City Council meeting and referred back to committee. *This item will be continued to the May 12, 2014 City Council meeting.*

**For Action**

Held until May 12 Council meeting.

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**HUMAN SERVICES COMMITTEE**

(H1) **Resolution 29-R-14, Authorizing Renewal of Noyes Cultural Arts Center Tenant Leases**

City staff recommends City Council approval of Resolution 29-R-14 authorizing the City Manager to enter into 8-month lease agreements for the artist leases at the Noyes Cultural Arts Center. The Human Services Committee approved a 3% increase in Noyes Cultural Arts Center tenant monthly leases effective May 1, 2014 – December 31, 2014.

**For Action**

Approved on consent agenda

(H2) **Ordinance 54-O-14, Establishing the Evanston Board of Animal Control**

Staff recommends City Council adoption of Ordinance 54-O-14, which creates the Board of Animal Control. The Mayor, with the approval of the City Council, shall appoint seven persons who shall constitute and be known as the Board of Animal Control. This ordinance was introduced at the April 8, 2014 City Council meeting.

**For Action**

Approved on consent agenda

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**APPOINTMENTS**

(APP1) **For Reappointment to:**

- Environment Board: Kevin Glynn
- Housing & Homelessness Commission: Rick Morgan
- Housing & Homelessness Commission: Kevin Kane
- Preservation Commission: Amy Riseborough
- Preservation Commission: Jack Weiss
- Public Safety Civil Service Commission: Fred Tanenbaum
- Zoning Board of Appeals: Mary Beth Berns

Approved on consent agenda
### MEETINGS SCHEDULED THROUGH MAY 2014

Upcoming Aldermanic Committee Meetings:

<table>
<thead>
<tr>
<th>Date</th>
<th>Time</th>
<th>Committee</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mon, May 5</td>
<td>6 pm</td>
<td>Rules Committee</td>
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<tr>
<td>Mon, May 5</td>
<td>7:30 pm</td>
<td>Human Services Committee</td>
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<tr>
<td>Mon, May 12</td>
<td>6 pm</td>
<td>A&amp;PW, P&amp;D, City Council</td>
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<tr>
<td>Fri, May 16</td>
<td>7 am</td>
<td>Housing &amp; Homelessness Commission</td>
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<tr>
<td>Mon, May 19</td>
<td>7 pm</td>
<td>City Council meeting</td>
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<tr>
<td>Tues, May 20</td>
<td>7:30 pm</td>
<td>Housing &amp; Community Development Act Ctte</td>
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<tr>
<td>Wed, May 21</td>
<td>6:30 pm</td>
<td>M/W/EBE Advisory Committee</td>
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<tr>
<td>Thurs, May 22</td>
<td>5:30 pm</td>
<td>Emergency Telephone</td>
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<tr>
<td>Tues, May 27</td>
<td>6 pm</td>
<td>A&amp;PW, P&amp;D, City Council</td>
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<td>Wed, May 28</td>
<td>6 pm</td>
<td>Transportation/Parking Committee</td>
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<tr>
<td>Wed, May 28</td>
<td>7:30 pm</td>
<td>Economic Development Committee</td>
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Information is available about Evanston City Council meetings at: [www.cityofevanston.org/citycouncil](http://www.cityofevanston.org/citycouncil).

Questions can be directed to the City Manager’s Office at 847-866-2936. The City is committed to ensuring accessibility for all citizens. If an accommodation is needed to participate in this meeting, please contact the City Manager’s Office 48 hours in advance so that arrangements can be made for the accommodation if possible.