CITY COUNCIL REGULAR MEETING

CITY OF EVANSTON, ILLINOIS
LORRAINE H. MORTON CIVIC CENTER
COUNCIL CHAMBERS
Monday, January 27, 2014

ROLL CALL – PRESENT:  Alderman Wynne  Alderman Grover
Alderman Wilson  Alderman Rainey
Alderman Holmes  Alderman Fiske
Alderman Tendam  Alderman Braithwaite

ABSENT:    Alderman Burrus

PRESIDING:    Mayor Elizabeth B. Tisdahl

The Regular Meeting of the City Council was called to order by Mayor Tisdahl, Monday, January 27, 2014 at 8:10 pm in Council Chamber.

Mayor Tisdahl opened the meeting proclaiming February 2014 as Black History Month. She then called upon City Manager Wally Bobkiewicz for his announcements.

Mr. Bobkiewicz introduced Ylda Capriccioso as the City’s new assistant to the City Manager and Intergovernmental Relations Coordinator. Ylda introduced herself and said she looks forward to meeting and working with everyone.

Mr. Bobkiewicz then called on Deputy City Manager Erika Storlie to update Council on our 3-1-1 system and Police Chief Eddington for a report on 2013 crime statistics in Evanston.

Chief Eddington introduced two key members of the department, Commander Ryan Glew and Commander James Pickett and then Commander Parrott for his report.

No announcements from the City Clerk’s office.

Citizen Comment
Eighteen citizens expressed their thoughts, opinions and concerns regarding the proposed camera project and safety issues.

SPECIAL ORDER OF BUSINESS

(SP1) Mayor Tisdahl’s Report on Camera Project and Additional Safety Issues
Mayor Tisdahl recommends City Council consideration of next steps for camera project and other safety issues.

For Action
Mayor Tisdahl spoke about the many meetings she had attended concerning this issue and reminded Council that since the application for grants ($100,000 for the Summer Youth Employment Program and $200,000 for cameras) had to be submitted in February, she expressed her hope for the Council’s support tonight. She explained that we had a better chance of getting the camera grant if the application was very clear as to the number of cameras being requested and the specific locations they would be placed. After a very lengthy discussion, a motion was made and seconded to support an application for $100,000.00 in funding through the Justice Assistance Grant Program to finance new summer youth employment jobs this summer. Motion passed with 8 ayes, 0 nayes. Motion was then made and seconded to support the City’s application to Cook County for $200,000.00 of Justice Assistance Grant Program funds to install security cameras along Dodge Avenue and Church Street. Motion passed 5-3.

CONSENT AGENDA

(M1) Approval of Minutes of the Regular City Council meeting January 13, 2014
For Action

ADMINISTRATION & PUBLIC WORKS COMMITTEE

(A1) City of Evanston Payroll through 1/12/14 $3,024,436.01
(A2) City of Evanston Bills for FY2014 1/28/14 $1,299,203.94
City of Evanston Bills for FY2013 1/27/14 $2,346,065.84
For Action

(A3.1) Approval of Professional Services Agreement with CTL Group for the 2014 Church Street and Maple Avenue Garage Inspections (RFP 13-30)
Staff recommends that City Council authorize the City Manager to execute a contract for the 2014 Church and Maple Garage Inspections to CTL Group (5400 Old Orchard Road, Skokie, IL) for a not-to-exceed amount of $103,843. Funding is provided by the Parking Fund, Account 700509.65515 and Account 700510.65515 with a total 2014 budget of $2,180,000.
For Action

(A3.2) Approval of a Contract with Glenbrook Excavating & Concrete, Inc. for the Water System Improvements – Finished Water Metering Project (Bid 13-69)
Staff recommends that City Council authorize the City Manager to execute a contract in the amount of $488,494 to Glenbrook Excavating & Concrete, Inc. (1350 N. Old Rand Road, Wauconda, IL) for the Water System Improvements – Finished Water Metering Project. Funding is provided by the Water Fund, Capital Improvement Account 733105, which has a FY 2014 budget allocation of $950,000.
For Action
(A3.3) Approval of Contract with Elevator Inspection Services for City of Evanston-Elevator Inspection Program (Joint RFP 13-68 City of Evanston and Village of Skokie)

Staff recommends City Council authorization for the City Manager to execute a contract for elevator inspection, elevator plan review and direct billing services with Elevator Inspection Services Co., Inc., (745 McClintock Drive, Suite 235, Burr Ridge, IL). This will be a joint contract for services with the Village of Skokie. The proposed contract term is for a period of three years from the commencement date. After the initial term, there shall be two (2) additional one-year options to renew. Funding is provided by the General Fund Account 2126.62425 with a FY2014 budget of $68,425.

For Action

(A3.4) Approval of Temporary Staffing Agreement with Terillium Inc., for New World IT Implementation Support

Staff recommends City Council authorize the City Manager to enter into a contract with Terillium Inc., 201 E 5th Street, Cincinnati, OH, for JD Edwards's data and administrative support in the amount of $18,600 for six (6) months from January 1, 2014 to June 30, 2014. Funding is provided by General Fund vacancy savings from the resignation of the Application and Development Manager.

For Action

(A3.5) Approval of Sole Source Renewal of Motorola Agreement for 911 Center

Staff recommends that City Council authorize the City Manager to renew the annual single source service agreement with Motorola, Inc. (1309 East Algonquin Road., Schaumburg, IL) for the amount of $77,092.92. The Agreement is effective from January 1, 2014 through December 31, 2014. Funding is provided by Emergency Telephone System Account 5150.62509 with a total budget of $222,340.

For Action

(A3.6) Approval of Emergency Repair of Three (3) Elevators at Sherman Parking Garage

Transportation and Parking Committee and staff recommend approval of emergency repairs of three (3) elevators at the Sherman Plaza Garage in the not-to-exceed amount of $108,923.49 by ThyssenKrupp Elevator Americas (355 Eisenhower Lane South, Lombard, IL). Funding will be provided by the Parking Fund Account 700506.65515.

For Action

(A3.7) Approval of Single Source 6-Ton Truck Mounted Hot Asphalt Patcher Repair Expense

Staff recommends pre-approval of expenses associated with the required repairs of this six (6)-ton truck mounted Hot Asphalt Patcher unit, # 629 in the amount of $22,786.36 from Spaulding Manufacturing Incorporated (5366 East Street, Saginaw, MI). Spaulding is the manufacturer of this equipment. Funding is provided from the FY 2014 Fleet Services Material to Maintain Autos Account
7710.65060. This expense totals 2.3% of the $950,000 budgeted for this type of service.

**For Action**

(A3.8) **Approval of Emergency Rental of Snow Hauling Equipment**

Staff recommends approval of an emergency rental of two (2) semi-trucks and drivers to support snow removal operations from January 3, 2014 through January 8, 2014 from K.L.F. Trucking (2300 W. 167 Street, Markham, IL) for $54,093.75. The City does not budget specifically for rental of emergency hauling equipment. This item will be charged to account 2680.62375 in the Snow and Ice Control Business Unit.

**For Action**

(A4) **Approval of 2013 Change Order No. 1 for the Purchase of Salt**

Staff recommends approval of Change Order No. 1 in the amount of $70,128.19 for the purchase of rock salt from Morton Salt (123 N. Wacker Drive, Chicago, IL) for salt purchased in 2013. Funding will be provided by the Snow and Ice Control Fund account 2680.65015.

**For Action**

(A5) **Resolution 4-R-14, Utility and Wheel Tax Donation Policy**

Staff recommends that City Council approve Resolution 4-R-14, Utility and Wheel Tax Donation Policy, which permits the City of Evanston to solicit donations from individuals, community groups and businesses via Utility Bills and Wheel Tax Applications to fund designated City of Evanston charitable entities only.

**For Action**

(A6) **Resolution 6-R-14, to Provide for the Consideration of Complete and Green Network Approach in Construction Projects within the Public Right-of-Way and Public Spaces**

Staff recommends City Council approval of Resolution 6-R-14 to provide for the consideration of complete and green network approach in construction projects within the public right-of-way and public spaces.

**For Action**

OFF CONSENT AGENDA

(A7) **Resolution 7-R-14, In Support of the City of Evanston and School District 65 Safe Routes to School Program**

Staff recommends City Council approval of resolution 7-R-14 authorizing the submittal of a grant application to the Illinois Department of Transportation (IDOT), for the 2014 Safe Route to School (SRTS) program. An approved grant will pay for 80% of the cost for the installation of 20 Electronic Vehicle Speed Feedback signs. The local portion of the project cost ($22,000) will be provided by the 2014 CIP Pedestrian “Safety-Pavement Markings-Street Lights Fund” which has a budgeted amount of $150,000.

**For Action**
(A8) **Ordinance 1-O-14, Proposed Amendments and Revisions to Title 9, Chapter 1, Section 13, Title 9, Chapter 5 and Title 9, Chapter 16**
Staff submits for review and consideration adoption of Ordinance 1-O-14 provisionally amending Title 9 to the Evanston City Code as follows: Title 9, Chapter 5, General Offenses (amendments, revisions and deletions); Title 9, Chapter 1, Section 13, Offenses Against Public Officers (moved from 9-5-18); and, Title 9, Chapter 16, Panhandling and Soliciting (no changes or edits being made, just being moved from Section 9-5-25).

**For Introduction**

(A9) **Ordinance 17-O-14, Decreasing the Number of Class F Liquor Licenses for Dominick’s Finer Foods, LLC d/b/a Dominick’s Finer Foods - #1137**
Staff recommends City Council adoption of Ordinance 17-O-14, which amends Evanston City Code of 2012 Subsection 3-4-6-(F), as amended, by decreasing the number of authorized Class F liquor licenses from nine (9) to eight (8), due to the closing of Dominick’s Finer Foods, 2748 Green Bay Road.

**For Introduction** OFF CONSENT AGENDA

(A10) **Ordinance 18-O-14, Decreasing the Number of Class F Liquor Licenses for Dominick’s Finer Foods, LLC d/b/a Dominick’s Finer Foods - #1700**
Staff recommends City Council adoption of Ordinance 18-O-14, which amends Evanston City Code of 2012 Subsection 3-4-6-(F), as amended, by decreasing the number of authorized Class F liquor licenses from eight (8) to seven (7), due to the closing of Dominick’s Finer Foods, 1910 Dempster Street.

**For Introduction** OFF CONSENT AGENDA

(A11) **Ordinance 20-O-14, Amending Building Permit Fees**
Staff recommends City Council approval of Ordinance 20-O-14 which will increase City of Evanston Building Permit Fees by $1.50 per $1,000 (from $12.00 to $13.50) for permits over $20,000 in construction value up to $1 million, and $2.50 per $1,000 (from $15.00 to $17.50) for permits over a $1 million. There will be no increase for permits with construction value under $20,000. This increase was approved as a revenue enhancement item for the FY 2014 Budget and will take effect February 1, 2014 if adopted on January 27, 2014. Request suspension of the Rules for introduction and action on January 27, 2014.

**For Introduction and Action**

(A12) **Ordinance 4-O-14, Permitting Issuance of a Class C Liquor License to Egg Em on Clarke’s Inc., d/b/a Clarke’s**
Staff recommends City Council adoption of Ordinance 4-O-14, which increases the number of authorized Class C liquor licenses to twenty (20), and permit issuance of a Class C license to Egg Em on Clarke’s Inc., d/b/a Clarke’s (“Company”), 720 Clark Street. This ordinance was introduced at the January 13, 2014 City Council meeting.

**For Action**
(A13) **Ordinance 5-O-14, Decreasing the Number of Class G Liquor Licenses, Trader Joe’s East Inc. d/b/a Trader Joe’s #702**
Staff recommends City Council adoption of Ordinance 5-O-14, which decreases the number of Class G liquor licenses from two (2) to one (1) due to Trader Joe’s East Inc. d/b/a Trader Joe’s (“Company”) relinquishing its Class G liquor license for a Class F liquor license. This ordinance was introduced at the January 13, 2014 City Council meeting.

**For Action**

(A14) **Ordinance 6-O-14, Increasing the Number of Class F Liquor Licenses for Trader Joe’s East Inc. d/b/a Trader Joe’s #702**
Staff recommends City Council adoption of Ordinance 6-O-14, which increases the number of Class F liquor licenses from eight (8) to nine (9), and permit issuance of a Class F license to Trader Joe’s East, Inc. d/b/a Trader Joe’s #702 (“Company”), 1211 Chicago Avenue. This ordinance was introduced at the January 13, 2014 City Council meeting.

**For Action**

(A15) **Ordinance 7-O-14, Increasing the Number of Class C Liquor Licenses for L3 Evanston LLC, d/b/a Lyfe Kitchen**
Staff recommends City Council adoption of Ordinance 7-O-14, which amends Evanston City Code of 2012 Subsection 3-4-6-(C), as amended, to increase the number of authorized Class C liquor licenses from twenty (20) to twenty-one (21), and permit issuance of a Class C license to L3 Evanston LLC, d/b/a Lyfe Kitchen (“Company”), 1603 Orrington Avenue. This ordinance was introduced at the January 13, 2014 City Council meeting.

**For Action**

(A16) **Ordinance 8-O-14, Increasing the Number of Class C Liquor Licenses for Horizon Group Management, LLC, d/b/a The Crystal Residence, 1611 Chicago Avenue**
Staff recommends City Council adoption of Ordinance 8-O-14, which amends Evanston City Code of 2012 Subsection 3-4-6-(C), as amended, to increase the number of authorized Class C liquor licenses from twenty-one (21) to twenty-two (22), and permit issuance of a Class C license to Horizon Group Management, LLC, d/b/a The Crystal Residence (“Company”), formerly called the North Shore Hotel, 1611 Chicago Avenue. This ordinance was introduced at the January 13, 2014 City Council meeting.

**For Action**

(A17) **Ordinance 9-O-14, Increasing the Number of Class C Liquor Licenses for A Bite of China, Inc., d/b/a Lao Sze Chuan, 1633 Orrington Avenue**
Staff recommends City Council adoption of Ordinance 9-O-14, which amends Evanston City Code of 2012 Subsection 3-4-6-(C), as amended, to increase the number of authorized Class C liquor licenses from twenty-two (22) to twenty-three (23), and permit issuance of a Class C license to A Bite of China, Inc., d/b/a
Lao Sze Chuan ("Company"), 1633 Orrington Avenue. This ordinance was introduced at the January 13, 2014 City Council meeting.

For Action

(A18) Ordinance 11-O-14, Increasing the Number of Class C Liquor Licenses for HKK LCC, d/b/a HKK, 804 Davis Street
Staff recommends City Council adoption of Ordinance 11-O-14, which amends Evanston City Code of 2012 Subsection 3-4-6-(C), as amended, to increase the number of authorized Class C liquor licenses from twenty-three (23) to twenty-four (24), and permit issuance of a Class C license to HKK LCC, d/b/a HKK ("Company"), 804 Davis Street. This ordinance was introduced at the January 13, 2014 City Council meeting.

For Action

(A19) Ordinance 10-O-14, Enacting a New Subsection 3-4-6-(M) of the City Code, "Class M" Liquor Licenses
Local Liquor Commissioner recommends approval of Ordinance 10-O-14, "Amending City Code Section 3-4-6 By Creating the New Class M Liquor License," permitting licensees to sell beer as part of brew-it-yourself beer-making classes, parties, events, demonstrations and similar activities. This ordinance was introduced at the January 13, 2014 City Council meeting.

For Action

PLANNING AND DEVELOPMENT COMMITTEE

(P1) Ordinance 15-O-14 Amending the Zoning Ordinance with Regards to Distance of Air Conditioning Equipment from Lot Lines
The Plan Commission and City staff recommend adoption of Ordinance 15-O-14 amending the Zoning Ordinance to reduce the required setback for air conditioning equipment to 8’ for most property lines, 6’ for interior side yards when the equipment is located within 2’ of the principal structure and appropriately screened, and 4’ for street side yards when the equipment is located within 2’ of the principal structure and appropriately screened.
For Introduction

(P2) Ordinance 3-O-14 Amending the Zoning Ordinance to Create Business or Vocational School Use and Amend the Definition of College/University Institution
The Plan Commission and City staff recommend adoption of Ordinance 3-O-14 amending the Zoning Ordinance to establish a use category for Business or Vocational Schools with land use regulations as permitted uses in all Commercial, Mixed Use, and University Districts, and special uses in all other zoning districts, and amending the existing definition of College/University Institution to clarify the distinction between the two use categories.
For Introduction

(P3) Ordinance 12-O-14, Granting Special Use for a Type 2 Restaurant, Harold’s
**Chicken Shack**
The Zoning Board of Appeals and City staff recommend adoption of Ordinance 12-O-14, granting a special use permit for operation of a Type 2 Restaurant, *Harold’s Chicken Shack*, at 337 Howard Street. This ordinance was introduced at the January 13, 2014 City Council meeting.

**For Action**

**P4** Ordinance 13-O-14, Granting Special Use for a Type 2 Restaurant, *DMK Burger Bar and Fish Bar*
The Zoning Board of Appeals and City staff recommend adoption of Ordinance 13-O-14, granting a special use permit for operation of a Type 2 Restaurant, *DMK Burger Bar and Fish Bar*, at 815 Noyes Street. This ordinance was introduced at the January 13, 2014 City Council meeting.

**For Action**

**P5** Ordinance 14-O-14, Granting a Special Use for a Retirement Home and Major Zoning Relief for a One-Story Addition at 1300 Oak Avenue
The Zoning Board of Appeals and City staff recommend the adoption of Ordinance 14-O-14 granting a special use permit for a Retirement Home, *Evanston Nursing Home*, at 1300 Oak Avenue, and major zoning relief for a one-story addition. The requested special use permit will bring a legally-nonconforming use into compliance and allow for the proposed expanded floor area. This ordinance was introduced at the January 13, 2014 City Council meeting.

**For Action**

Motion made and seconded to approve Consent Agenda. Passed on voice vote 8-0.

Removed from Consent Agenda

**A6** Resolution 6-R-14, to Provide for the Consideration of Complete and Green Network Approach in Construction Projects within the Public Right-of-Way and Public Spaces
Staff recommends City Council approval of Resolution 6-R-14 to provide for the consideration of complete and green network approach in construction projects within the public right-of-way and public spaces.

**For Action**
Alderman Grover explained the conditions of an amendment made to the resolution. Motion was made and seconded to adopt the resolution as amended. Motion passed 6-2.

**A9** Ordinance 17-O-14, Decreasing the Number of Class F Liquor Licenses for Dominick’s Finer Foods, LLC d/b/a Dominick’s Finer Foods - #1137
Staff recommends City Council adoption of Ordinance 17-O-14, which amends Evanston City Code of 2012 Subsection 3-4-6-(F), as amended, by decreasing the number of authorized Class F liquor licenses from nine (9) to eight (8), due to the closing of Dominick’s Finer Foods, 2748 Green Bay Road.

**For Introduction**
(A10) **Ordinance 18-O-14, Decreasing the Number of Class F Liquor Licenses for Dominick’s Finer Foods, LLC d/b/a Dominick’s Finer Foods - #1700**

Staff recommends City Council adoption of Ordinance 18-O-14, which amends Evanston City Code of 2012 Subsection 3-4-6-(F), as amended, by decreasing the number of authorized Class F liquor licenses from eight (8) to seven (7), due to the closing of Dominick’s Finer Foods, 1910 Dempster Street.

**For Introduction**

*Motion was made and seconded to adopt both ordinances. Motion passed 8-0.*

(A11) **Ordinance 20-O-14, Amending Building Permit Fees**

Staff recommends City Council approval of Ordinance 20-O-14 which will increase City of Evanston Building Permit Fees by $1.50 per $1,000 (from $12.00 to $13.50) for permits over $20,000 in construction value up to $1 million, and $2.50 per $1,000 (from $15.00 to $17.50) for permits over a $1 million. There will be no increase for permits with construction value under $20,000. This increase was approved as a revenue enhancement item for the FY 2014 Budget and will take effect February 1, 2014 if adopted on January 27, 2014. Request suspension of the Rules for introduction and action on January 27, 2014.

**For Introduction and Action**

*Motion was made and seconded for approval. Motion passed 8-0.*

**Call of the Wards**

Ward 3 Alderman Wynne: no report

Ward 4 Alderman Wilson: no report

Ward 5 Alderman Holmes: no report

Ward 6 Alderman Tendam: no report

Ward 7 Alderman Grover: no report

Ward 8 Alderman Rainey: she addressed those who voted in favor of the grant for safe passage and stated that she may move to re-consider the matter at the next meeting after she talks with some residents; she also reported on the passing of Alderman Gene Feldman who once served as senior member of the Evanston City Council

Ward 1 Alderman Fiske: she echoed Alderman Rainey’s remarks about the passing of former Alderman Feldman.

Ward 2 Alderman Braithwaite: no report

Alderman Wilson made a motion to convene into Executive Session. It was seconded. Meeting adjourned at 10:40 pm.

Respectfully submitted by Elaine Autwell, Deputy City Clerk