CITY COUNCIL REGULAR MEETING
CITY OF EVANSTON, ILLINOIS
LORRAINE H. MORTON CIVIC CENTER
COUNCIL CHAMBERS
Tuesday, May 27, 2014

Roll Call: Alderman Holmes  Alderman Fiske
          Alderman Tendam  Alderman Braithwaite
          Alderman Rainey  Alderman Wynne
          Alderman Burrus

Absent: Alderman Wilson and Grover

Presiding: Mayor Elizabeth Tisdahl

Mayor Tisdahl called the Regular Meeting of the City Council to order at 7:45 P.M.

Mayor Proclamations and Public Announcements
Public Service Recognition: Employee Awards were presented to those employees who
have served from 5 years to 45 years to the City. City Manager Bobkiewicz made the
presentations.
2014 Preservation and Design Awards were presented to the many awardees for their
specific projects throughout the city of Evanston.
Youth Action Ministry Juneteenth Recognition Day - 2014 proclamation was read and
presented by Mayor Tisdahl recognizing June 19th as the day of recognition.

City Manager Public Announcements
Update on C.A.R.E Finances was presented to the Council concerning the dialogue that
has occurred between CARE and the City administrators. A final report will be forth
coming as stated by Mr. Bobkiewicz.

Communications: City Clerk
The Clerk mentioned the passing of retired Police Officer Lek Sricharmorn. He
reminded the community to come out and support the COPs fundraiser for the Special
Olympics Torch Run.

Citizen Comment
Item A11: Shawn Decker, 1324 Ashland was in support of the business Sketchbook Brewing Co.
and its owners who are great neighbors.
Niki Hiltwein, 820 Hinman hope that the business will be good neighbors even though
she had some reservations. This should have been a mandatory special use request. Jan Berkson, 1214 Washington St. stated her and her husband support the business. Jesse Rowell, 918 Madison St. was in support of the Sketchbook business.

Animal Shelter
Jeffrey Mallow, 2315 Hartzell St. he felt humiliated with the decision to break partnership with CARE. Leslie Letenick, 7730 Kedvale volunteered for many years. She stated it is ethically and morally illegal. Karen Straws, 1616 Hinman Ave. volunteered for 14 years to raise money for the shelter.

SP1
Junad Rizki, 2784 Sheridan Rd. requested more information on the issue.

SPECIAL ORDER OF BUSINESS

(SP1) James Park Landfill Site Monitoring Update
Staff recommends that City Council receive an update report on the status of landfill site monitoring at James Park and authorize the City Manager to execute an amendment to the contract for Environmental Consulting Services with CS Geologic LLC (920 Cambridge Drive, Libertyville, IL) in an amount not to exceed $58,167.65. Funding is provided by the Environmental Compliance Account 780084.62130.

For Action
Fire Chief Klaiber gave an update of the findings as of Tuesday, May 27, 2014.

Items not approved on Consent Agenda

(A9) Ordinance 60-O-14, Amending the Minority, Women and Evanston Based Employer (MWEBE), and Local Employment Programs (LEP)
The MWEBE Committee recommends 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. Staff recommends the following alternative: 1) that the penalty be changed to 1% of the cost of any eligible project through December 31, 2015; 2) that staff be directed to work with the MWEBE Committee to convene a meeting of local contractors who have worked on City of Evanston projects to discuss ways to increase hiring of Evanston residents on contracts subject to LEP; 3) staff be directed to do additional research on impacts of similar programs in other jurisdictions; and 4) staff be directed to report back to MWEBE Committee and City Council to report on impacts of penalty change by October 1, 2015. This ordinance was held at City Council on April 28, 2014

For Action

(A11) Ordinance 49-O-14, Increasing P-1 Liquor Licenses for Common Culture Beer Co., d/b/a Sketchbook Brewing Co., 825 Chicago Avenue, Suite E2
Liquor Control Review Board recommends City Council adoption of Ordinance 49-O-14, which amends Evanston City Code of 2012 Subsection 3-4-6-(P-1), as amended, to increase the number of authorized Class P-1 liquor licenses from
one (1) to two (2), and permit issuance of a Class P-1 license to Common Culture Beer Co., d/b/a Sketchbook Brewing Co. (“Company”), 825 Chicago Avenue, Suite E2. This ordinance was introduced at the May 12, 2014 City Council meeting.

For Action

CONSENT AGENDA

(M1) Approval of Minutes of the Regular City Council Meeting of May 12, 2014

ADMINISTRATION & PUBLIC WORKS COMMITTEE

(A1) City of Evanston Payroll through May 4, 2014 $2,514,169.76

(A2) City of Evanston Bills -- May 28, 2014 $2,192,895.08

For Action

(A3.1) Approval of 2014 Water Main and Street Resurfacing (CIP 2) Contract with A. Lamp Concrete Contractors Inc. (Bid 14-27)

Staff recommends that City Council authorize the City Manager to execute a contract for the 2014 Water Main Replacement & Street Resurfacing CIP 2 Project to A. Lamp Concrete Contractors Inc. (1900 Wright Blvd., Schaumburg, IL) in the amount of $2,548,361.25. Funding is provided by the Water Fund (733086.65515) in the amount of $1,791,888.62; Sewer Fund (7420.65515) in the amount of $100,719.65; and Capital Improvement Plan (CIP) Street Resurfacing Account (415857.65515) in the amount $655,752.99.

For Action

(A3.2) Approval of 2014 Street Improvement (CIP 3) Contract with A. Lamp Concrete Contractors Inc. (Bid 14-31)

Staff recommends that City Council authorize the City Manager to execute a contract for the 2014 Street Improvement Project CIP 3 to A. Lamp Concrete Contractors Inc. (1900 Wright Blvd., Schaumburg, IL) in the amount of $1,128,934.10. Funding is provided by the 2014 CIP Street Resurfacing Account (415857.65515) in the amount of $862,334.10; Pedestrian Safety Account (416434.65515) in the amount of $60,000; and Sewer Fund (7420.65515) in the amount of $206,600.

For Action

(A3.3) Approval of Changes to ADT Alarm Monitoring Agreement

Staff recommends City Council authorize the City Manager to execute a new agreement with ADT Security Systems, Inc. (now Tyco Integrated Security) for the monitoring of City facilities. The Annual Service Charges are $13,860 per year, and the Initial Term of the Agreement is 5 years. Funding will continue to be provided by Information Technology Account 1932.64505 (Telecommunications – Line Carrier Charges) with a budget of $37,500.

For Action
(A4) Resolution 25-R-14, Law Enforcement Mutual Aid Agreement and the Existence and Formation of the Illinois Law Enforcement Alarm System by Intergovernmental Cooperation

Staff recommends City Council adoption of Resolution 25-R-14 authorizing the City Manager to execute the intergovernmental “Law Enforcement Mutual Aid Agreement” (“Mutual Aid Agreement”) with other municipalities and public agencies in Illinois who are members of the Illinois Law Enforcement Alarm System (“ILEAS”).

For Action

(A5) Resolution 26-R-14, Memorandum of Understanding with the Cook County Department of Homeland Security and Emergency Management for Emergency Equipment Assistance if Needed by the City of Evanston

Staff recommends City Council adoption of Resolution 26-R-14 authorizing the City Manager to execute an Emergency Equipment Memorandum of Understanding between the City of Evanston and the Cook County Department of Homeland Security and Emergency Management (DHSEM) to provide emergency event and disaster response assistance through the use of DHSEM emergency equipment when local resources are insufficient to meet the response needs of the City of Evanston.

For Action

(A6) Resolution 31-R-14: Renewal of Easement Agreement with the Metropolitan Water Reclamation District of Greater Chicago

Staff recommends City Council adoption of Resolution 31-R-14 authorizing the City Manager to execute an easement agreement with the Metropolitan Water Reclamation District of Greater Chicago, which will allow the City to maintain and repair an existing 48-inch diameter storm sewer along Popular Avenue.

For Action

(A7) Resolution 39-R-14, Regarding Howard Hartrey TIF District Surplus

Staff recommends the City Council adoption of Resolution 39-R-14 declaring a surplus of $1.0M from the Howard Hartrey Tax Increment Financing (TIF) District at the end of Fiscal Year 2013.

For Action

(A8) Ordinance 64-O-14 Alley Paving Special Assessment No. 1511

Staff recommends adoption of Ordinance 64-O-14 by which City Council would authorize paving of the alley north of Leonard Place, east of Wesley Avenue through the Special Assessment Process. Funding is provided by: $99,900.68 from the Special Assessment Account (6365.65515) and $99,900.68 from the 2014 approved CIP budget for alley paving. The adjacent property owners are responsible for half of the project cost through the special assessment process.

For Introduction
(A10) **Ordinance 42-O-14, Amending P-1 Liquor License and Creating P-2 License**
Local Liquor Commissioner recommends City Council adoption of Ordinance 42-O-14, which amends the Class P-1 liquor license. Recognizing the different business models, a new subsection, Class P-2, was created to classify larger craft breweries selling beer at retail and addressing food service and product consumption in craft brewery taprooms. This ordinance was introduced at the May 12, 2014 City Council meeting with sampling restrictions requested.

**For Action**

(A12) **Ordinance 23-O-14, Addition of Chapter 31 to Title 3 of the Evanston City Code Regulating Collection Boxes**
Staff recommends City Council adoption of Ordinance 23-O-14, which will regulate the placement and appearance of collection boxes within the City of Evanston. Ordinance 23-O-14 requires entities interested in placing a collection box to obtain a license from the City of Evanston for a fee; Evanston-based non-profits (such as the Evanston School Children’s Clothing Association and the YWCA) must still obtain such license but are exempt from paying the license fee. This ordinance was introduced at the May 12, 2014 City Council meeting.

**For Action**

**PLANNING & DEVELOPMENT COMMITTEE**

(P1) **Ordinance 70-O-14, Granting a Special Use for a Type 2 Restaurant, YoFresh Yogurt Cafe, at 635 Chicago Avenue #7**
The Zoning Board of Appeals and City staff recommend adoption of Ordinance 70-O-14 granting a special use permit for a Type 2 Restaurant, YoFresh Yogurt Cafe, at 635 Chicago Avenue #7. The requested special use permit will allow a specialty Type 2 Restaurant to occupy a vacant commercial space in an existing strip mall.

**For Introduction**

(P2) **Ordinance 72-O-14, Amending the Special Use for a Convenience Store at 555 Howard Street in the B3 District**
Staff recommends adoption of Ordinance 72-O-14. The proposed Ordinance amends an existing special use for the convenience store located at 555 Howard Street to allow it to remain open until 10:00 p.m. instead of 8:00 p.m. **Suspension of the Rules is requested to permit Introduction and Action by City Council on May 27, 2014.**

**For Introduction and Action**

(P3) **Approval of Sidewalk Café for The Lucky Platter, 514 Main Street**
Staff recommends approval of a first-time application for a sidewalk café (SWC) permit for The Lucky Platter, a Type #1 Restaurant located at 514 Main St.

**For Action**

(P4) **Ordinance 56-O-14 Amending the Zoning Ordinance to Establish the Definition and Land Use Regulations for Aquaponics**
The Plan Commission and City staff recommend adoption of Ordinance 56-O-14,
which amends the Zoning Ordinance to establish a definition and land use regulations for Aquaponics. As proposed, an aquaponics establishment would be allowed as a special use in the B, C, I and M districts. This ordinance was introduced at the May 12, 2014 City Council meeting.

For Action

(P5) Ordinance 57-O-14 Amending the Zoning Ordinance to Establish the Definition and Land Use Regulations for Craft-Breweries
The Plan Commission and City staff recommend adoption of Ordinance 57-O-14, which amends the Zoning Ordinance to establish a definition and land use regulations for Craft-Breweries. The proposed definition for a Craft-brewery is aligned with the Class P-1 liquor license for craft-breweries with production limitation from 0 to 30,000 barrels (930,000 gallons) per year. The amendment proposes allowing craft-breweries as a by-right permitted use in the M and I districts and as a special use in C and B districts. This ordinance was introduced at the May 12, 2014 City Council meeting. Staff requests that this ordinance be continued to the June 9, 2014 City Council meeting.

For Action

HUMAN SERVICES COMMITTEE

(H1) Ordinance 34-O-14, Amending and Revising City Code Title 5, Chapter 1, “Property Maintenance Code”
Staff recommends adoption of Ordinance 34-O-14, the City Property Maintenance Code revision, which adopts the International Property Maintenance Code of 2012 with proposed amendments. This ordinance was introduced at the May 12, 2014 City Council meeting.

For Action

APPOINTMENTS

(APP1) For Appointment to:
   Board of Animal Control  Ruth Ann Hladish

For Action

Items for discussion

(SP1) James Park Landfill Site Monitoring Update
Staff recommends that City Council receive an update report on the status of landfill site monitoring at James Park and authorize the City Manager to execute an amendment to the contract for Environmental Consulting Services with CS Geologic LLC (920 Cambridge Drive, Libertyville, IL) in an amount not to exceed $58,167.65. Funding is provided by the Environmental Compliance Account 780084.62130.

For Action
Alderman Rainey motioned for approval and Alderman Tendam seconded the motion. The Roll Call vote was 8-0, and the motion passed.
(A9) **Ordinance 60-O-14, Amending the Minority, Women and Evanston Based Employer (MWEBE), and Local Employment Programs (LEP)**

The MWEBE Committee recommends 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.

Staff recommends the following alternative: 1) that the penalty be changed to 1% of the cost of any eligible project through December 31, 2015; 2) that staff be directed to work with the MWEBE Committee to convene a meeting of local contractors who have worked on City of Evanston projects to discuss ways to increase hiring of Evanston residents on contracts subject to LEP; 3) staff be directed to do additional research on impacts of similar programs in other jurisdictions; and 4) staff be directed to report back to MWEBE Committee and City Council to report on impacts of penalty change by October 1, 2015. This ordinance was held at City Council on April 28, 2014.

**For Action**

Alderman Holmes motioned for approval and Alderman Tendam seconded the motion. Alderman Wilson asked that the item be held until an opportunity to discuss it more, so he motioned to hold and Alderman Wynne seconded.

(A11) **Ordinance 49-O-14, Increasing P-1 Liquor Licenses for Common Culture Beer Co., d/b/a Sketchbook Brewing Co., 825 Chicago Avenue, Suite E2**

Liquor Control Review Board recommends City Council adoption of Ordinance 49-O-14, which amends Evanston City Code of 2012 Subsection 3-4-6-(P-1), as amended, to increase the number of authorized Class P-1 liquor licenses from one (1) to two (2), and permit issuance of a Class P-1 license to Common Culture Beer Co., d/b/a Sketchbook Brewing Co. (“Company”), 825 Chicago Avenue, Suite E2. This ordinance was introduced at the May 12, 2014 City Council meeting.

**For Action**

Alderman Holmes motioned for approval and it was seconded, and with a Roll Call vote of 8-0 the motion passed.

(P1) **Ordinance 70-O-14, Granting a Special Use for a Type 2 Restaurant, YoFresh Yogurt Cafe, at 635 Chicago Avenue #7**

The Zoning Board of Appeals and City staff recommend adoption of Ordinance 70-O-14 granting a special use permit for a Type 2 Restaurant, *YoFresh Yogurt Cafe*, at 635 Chicago Avenue #7. The requested special use permit will allow a specialty Type 2 Restaurant to occupy a vacant commercial space in an existing strip mall.

**For Introduction**

Alderman Rainey motioned for approval for action.

(P2) **Ordinance 72-O-14, Amending the Special Use for a Convenience Store at 555 Howard Street in the B3 District**

Staff recommends adoption of Ordinance 72-O-14. The proposed Ordinance amends an existing special use for the convenience store located at 555 Howard Street to allow it to remain open until 10:00 p.m. instead of 8:00 p.m. **Suspension**
of the Rules is requested to permit Introduction and Action by City Council on May 27, 2014.

For Introduction and Action
Alderman Rainey motioned for approval and Alderman Holmes seconded it. Vote was 8-0 and the motion passed.

(P5) Ordinance 57-O-14 Amending the Zoning Ordinance to Establish the Definition and Land Use Regulations for Craft-Breweries
The Plan Commission and City staff recommend adoption of Ordinance 57-O-14, which amends the Zoning Ordinance to establish a definition and land use regulations for Craft-Breweries. The proposed definition for a Craft-brewery is aligned with the Class P-1 liquor license for craft-breweries with production limitation from 0 to 30,000 barrels (930,000 gallons) per year. The amendment proposes allowing craft-breweries as a by-right permitted use in the M and I districts and as a special use in C and B districts. This ordinance was introduced at the May 12, 2014 City Council meeting. Staff requests that this ordinance be continued to the June 9, 2014 City Council meeting.

For Action
Alderman Rainey stated the item was held over to the June 9, 2014 City Council Meeting.

Call of the Wards
Ward 5, Alderman Holmes had no report.

Ward 6, Alderman Tendam wanted to remind everyone of the event at Fleetwood-Jourdain on May 31, 2014 at 2 P.M. a spelling bee for senior citizens.

Ward 8, Alderman Rainey
Ward 9, Alderman Burrus had no report.

Ward 1, Alderman Fiske stated a lot going on in the 1st ward, Tuesday, June 3rd 7:00 at the Library.

Ward 2, Alderman Braithwaite had no report.

Ward 3, Alderman Wynne reminded all of her ward meeting on Thursday evening

Ward 4, Alderman Wilson had no report (arrived at Council at 8:15 P.M.).

Alderman Wilson motioned to convene into Executive Session to discuss Litigation and Minutes, it was seconded and with a Voice Vote the meeting was adjourned at 8:56 P.M.

Submitted by,

Hon. Rodney Greene, MMC
City Clerk