I. DECLARATION OF QUORUM

A quorum being present, Ald. Rainey called the meeting to order at 6:02 p.m.

II. APPROVAL OF REGULAR MEETING MINUTES OF JANUARY 13, 2014.

Ald. Grover moved to approve the minutes of the January 13, 2014 A&PW meeting as submitted, seconded by Ald. Holmes.

The minutes of the January 13, 2014 meeting were approved unanimously 3-0.

III. ITEMS FOR CONSIDERATION

(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
Ald. Rainey moved to approve the City of Evanston Payroll (A1) through 1/12/14 seconded by Ald. Grover. The Committee voted 3-0 unanimously to approve the payrolls.

Ald. Rainey moved to approve the City of Evanston Bills FY2014 through 1/28/14 and City of Evanston Bills FY2013 through 1/27/14, seconded by Ald. Grover. The Committee voted 3-0 unanimously to approve the bills.

(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
Ald. Holmes moved to recommend that City Council authorize the City Manager to execute a contract with CTL Group, seconded by Ald. Grover.

Ald. Grover thanked Himayoon Pirooz, Engineering Manager, for the additional information received today clarifying the inspections are planned maintenance requests and not extraordinary expenditures.

The Committee voted unanimously 3-0 to recommend execution of the contract.

(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
Ald. Rainey moved to recommend that City Council authorize the City Manager to execute a contract with Glenbrook Excavating & Concrete, Inc., seconded by Alderman Grover.

The Committee voted unanimously 3-0 to recommend execution of the contract.

(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
Ald. Grover moved to recommend that City Council authorize the City Manager to execute a contract with Elevator Inspection Services Co., Inc., seconded by Ald. Holmes.

At Ald. Rainey’s inquiry, Jeff Murphy, Building and Inspection Manager, explained that the City charges for elevator inspections. We also perform plan review and bi-annual inspections for City and customer elevators.
Ald. Grover pointed out that because this is a joint contract with the Village of Skokie it is hard to quantify actual savings for the City. Mr. Murphy explained that the largest savings will come in the form of reducing staff time to be reallocated to perform front line customer service at the permits desk. Another factor in savings is that direct billing will be provided through EIS.

After discussion, the Committee voted unanimously 3-0 to recommend execution of the contract.

(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
Ald. Holmes moved to recommend authorizing the City Manager to enter into a contract with Terillium, Inc., seconded by Ald. Grover.

The Committee voted unanimously 3-0 to recommend approval of the contract.

(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
Ald. Grover moved to recommend authorizing the City Manager to renew the annual single-source service agreement with Motorola, seconded by Ald. Holmes.

The Committee voted unanimously 3-0 to recommend approval of the contract.

(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
Ald. Holmes moved to recommend approval of emergency repairs at Sherman Plaza Garage, seconded by Ald. Grover.
At Ald. Rainey’s inquiry, Assistant City Manager Lyons explained that there is no insurance liability on the condo association. He explained that a portion of the not-to-exceed amount could have been handled earlier in the year. The emergency purchase amount has actually dropped to approximately $67,000 due to the usage of the maintenance contract provision. The elevator pit filled with water and froze. All of the electrical below the pit was no longer covered under the maintenance contract as that is not considered normal wear and tear. The City is self-insured and will replace the necessary parts at our cost.

At Ald. Rainey’s inquiry, Assistant City Manager Lyons does not believe that the elevators are covered under the shared agreement, but he will confirm if Sherman Plaza holds any liability. The City is responsible for the southwest elevators and the condo association is responsible for the northeast bank of elevators.

Currently, there is only 1 operational elevator. Rickey Voss, Parking/Revenue Manager, is back in town and working on the completion of the repairs.

After discussion, the Committee voted unanimously 3-0 approval of the emergency repairs.

(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

Ald. Grover moved to recommend pre-approval of the expenses associated with the required repairs of the Hot Asphalt Patcher unit, seconded by Ald. Holmes.

At Ald. Rainey’s inquiry, Jim Maiworm, Assistant Director of Public Works – Operations and Maintenance, explained that the attachment has a heating element designed to keep 6-8 tons of asphalt at temperature during transport from the asphalt plant. It gives us the ability to do a lot more asphalt work either early or late in season.

This truck minimizes labor because it has some automated features that reduces the amount of effort needed to move the asphalt during patching.

At Ald. Grover’s inquiry, Mr. Maiworm confirmed that the manufacturer is the only company that can repair this vehicle.

After discussion, the Committee voted unanimously 3-0 to pre-approve the expenses.
(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
Ald. Holmes moved to recommend approval of an emergency rental of two semi-trucks and drivers to support snow removal operations from January 3, 2014 through January 8, 2014, seconded by Ald. Grover.

At Ald. Rainey’s inquiry, Director Robinson explained that the City is running out of temporary storage for snow once it has been removed. Snow removed from the north side of the City is being taken to Lovelace Park, south side snow is taken to James Park and downtown snow is transported back to the Service Center. Once temporarily stored, the snow melter melts the snow.

Ald. Rainey has received complaints from residents of covered trucks filled with snow driving down Dodge past James Park. Director Robinson responded that covered trucks also bring salt to the City.

At Ald. Grover’s inquiry, Director Robinson explained that we are charged a premium hourly rate for the emergency rental of semi-trucks and a driver.

After discussion, the Committee voted unanimously 3-0 to recommend approval of the emergency rental.

(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
Ald. Grover moved to recommend approval of Change Order No. 1 for the purchase of rock salt from Morton Salt, seconded by Ald. Holmes.

At Ald. Rainey’s inquiry, Director Robinson explained that we don’t use sand during snowstorms because it does not melt the snow. Also, sand creates problems in the sewer system.

The Committee voted unanimously 3-0 to approve Change Order No. 1.

(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
Ald. Holmes moved to recommend approval of Resolution 4-R-14, which permits the City to solicit donations to fund designated City of Evanston charitable entities only, seconded by Ald. Grover.

The 2014 donations solicitation schedule includes the Mayor’s Summer Youth Employment Program, Evanston Trees and Police and Fire Foundation.

Jonathan Williams-Kinsel, ICMA Fellow, clarified at the recommendation of the Rules Committee, the 3 check boxes will indicate donations in the amount of $10, $15 or $20, as well as a blank for “other donation amount.”

The Committee voted unanimously 3-0 to approve Resolution 4-R-14.

(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
Ald. Grover recommended approval of Resolution 6-R-14 provide for the consideration of complete and green network approach in construction projects within the public right-of-way and public spaces, seconded by Ald. Holmes.

Ald. Grover expressed concern of the five enumerated exceptions in the policy. She proposed to amend the policy by removing exception 5 and revising exception 2 to read: “Existing structures or corridors do not allow for implementation of Complete and Green Network elements.”

Ald. Rainey is opposed to the change. She requested the amendment in writing before the Council meeting.

Director Robinson pointed out that the purpose of this policy is to increase the City’s scoring potential for grant applications.

The Committee voted 2-1 to recommend approval of the amendment to Resolution 6-R-14 with Ald. Rainey opposed.

(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
Ald. Holmes moved to recommend adoption of Ordinance 7-O-14 authorizing the submittal of a grant application to IDOT for the 2014 Safe Route to School program, seconded by Ald. Grover.

The Committee voted unanimously 3-0 to recommend adoption of Ordinance 7-O-14.

(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
Ald. Grover moved to adopt Ordinance 1-O-14, seconded by Ald. Holmes.

Grant Farrar, Corporation Counsel, has researched how other jurisdictions address some of the issues included in the ordinance, specifically the noise portion. With respect to the noise code, police and residents need clarification in determining possible violations for enforcement purposes.

Mr. Farrar pointed out one of the major issues in noise violations is time of the occurrence. The prima facie violation for certain noise at certain times was left in place from the original Code. If a violation is assessed, the burden of proof shifts to the person that received the ticket to produce proof that there is no violation.

He went on to explain that there can be confusion of whether the violation can occur at specific times. He asked for input from Council regarding the policy change. The options are: a) Leave the current Code as is with the prima facie violation; or b) Revise it to read that a noise at any time based upon these specified standards is a violation.

Mr. Farrar explained that the revisions are comprehensive in scope, but hopes the staff transmittal memo gives a detailed overview.

PUBLIC COMMENT
Gregg Pasternack, 542 Michigan Ave., Unit 1, described his issue with a neighbor across the street. His neighbor plays his saxophone as well as his record player very loudly through speakers set up on his front porch. Mr. Pasternack and his wife both work from home and their office faces the neighbor’s porch. His wife listens to, edits and writes music and the noise interferes with her work. There has been no direct resolution and the police have been called on several occasions.

The Pasternack’s were informed that between the hours of 7am and 10pm the neighbor is allowed to play music. He asked Council for clarification of the Code. His suggestion is to add a line to the current Code to read something like: “As long
as the operation or use of any radio, musical instrument, television, smartphone, computer, tablet or other machine or device for producing or reproducing sound does not violate the above restrictions it may occur between the hours of…”

Mr. Pasternack also requested that the word “frequency” be added to the list of standards considered when determining whether a violation has occurred. He explained that his neighbor plays his music for hours at a time and disturbs their peace and ability to work.

At Ald. Holmes’ inquiry, Mr. Farrar explained that the quality of life affected by the distance of the noise is a generally understood standard but not currently codified. The revision contains language in the prima facie section that state a distance of 25 feet from the location. The restriction section clearly states “playing, using operating or permitting to be played, used or operated, at any time… disturbs peace, quiet and comfort of the neighboring inhabitants.”

At Ald. Grover’s inquiry, Mr. Farrar explained the prima facie language and hours in the text box on page 143 of the packet will be removed and condensed. Ald. Grover is interested in for clarification for resident interpretation and police enforcement.

Ald. Rainey asked Mr. Farrar if both Property Standards and EPD can enforce the ordinance. Mr. Farrar responded that this is typically enforced by the police department as they have the authority to write tickets. However, Property Standards are not precluded from issuing a citation.

Mr. Farrar will present the amended version of the ordinance for action at the February 10, 2014 meeting. He will highlight the amendment in the transmittal memo, reflect it in the body of the proposed ordinance and explain the purpose for the amendment.

The Committee voted unanimously 4-0 to introduce Ordinance 1-O-14 with the amendment.

(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 and Action

(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 and Action
Ald. Holmes moved to adopt Ordinances 17-O-14 and 18-O-14 due to the closing of Dominick’s Finer Foods, seconded by Ald. Grover.

The Committee voted unanimously 4-0 to suspend the rules and recommend adoption of Ordinances 17-O-14 and 18-O-14.

(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
Ald. Braithwaite moved to recommend approval of Ordinance 20-O-14 to increase City of Evanston building permit fees, seconded by Ald. Grover.

Ald. Rainey commented that any construction value under $20,000 are not affected by this ordinance and those fees will not change.

The Committee voted unanimously 4-0 to suspend the rules and recommend adoption of Ordinance 20-O-14.

IV. ITEMS FOR DISCUSSION
(APW1) Security Netting/Fencing for Parking Decks
Assistant City Manager Lyons presented a brief memo regarding research of security netting and fencing based on jumping incidents that occurred at two parking decks in November 2013. There is the ability to change the exterior of the façade or the top levels of the Sherman and Maple decks.

The cost for netting is substantially higher than fencing. Fencing would provide a barrier to prevent someone from jumping. Netting would catch a person after they have attempted to jump.

Ald. Rainey asked what other parking garages are doing about this issue. She added that she does not support netting or fencing at the parking decks.

Ald. Grover suggested posting signage or helpline numbers as an interim measure for those in distress. She mentioned there were two attempts at Simpson and Green Bay. She is not sure that the parking garages present the largest risk for the City. However, she is interested in preventing people from injuring themselves.

Assistant City Manager Lyons discussed fatal jumping incidents at Cornell University in Ithaca, NY over the past two decades. There were years of discussion and quite a bit of community involvement prior to taking any measures on a capital level. As a
first step, he suggested working with Northwestern and the community to heighten awareness and work on signage around the City. He added that training of building staff is a step toward prevention.

Ald. Grover supports the idea of talking to Northwestern to find out how they are reaching its students who might be at risk.

Ald. Holmes felt that community education is the route to use rather than fencing or netting. She is not in support of either right now.

Ald. Rainey requested the total number of suicides in Evanston and when they are taking place.

Follow up research will be presented at the Off-Committee meeting. Ald. Holmes suggested discussing this issue with the Mental Health Board as well. Assistant City Manager Lyons agreed to return with a follow up report.

VI. COMMUNICATIONS
There were no communications.

VII. ADJOURNMENT
Ald. Rainey moved to adjourn, seconded by Ald. Holmes.

The Committee voted unanimously 4-0 to adjourn. The meeting was adjourned at 6:59 p.m.

Respectfully submitted,
Janella Hardin