ADMINISTRATION & PUBLIC WORKS COMMITTEE
MINUTES
Monday, October 8, 2007

CIVIC CENTER, 2100 RIDGE AVENUE, ROOM 2404


Members Absent:

Staff Present: Judy Aiello, John Burke, Julia Carroll, Kenneth Cox, Douglas Gaynor, Matthew A. Grady, III, Jewell Jackson, David Jennings, Beth Howlett, Gavin Morgan, Rolanda Russell, Dave Stoneback

Others Present: Ald. Bernstein

Presiding: Ald. Rainey

I. DECLARATION OF QUORUM
With a quorum present, Alderman Rainey called the meeting to order at 6:40 p.m.

II. APPROVAL OF MINUTES OF REGULAR MEETING of September 24, 2007
Minutes were unanimously approved, 5 – 0.

III. ITEMS FOR CONSIDERATION ON COUNCIL AGENDA
Items were individually considered.

(A1)* City of Evanston Payroll through 10/04/07 $2,296,610.92
Item A1 was unanimously approved, 5-0

(A2)* City of Evanston Bills through 10/09/07 $3,781,370.75
Ald. Wollin asked about the Homegrown Artist Coordinator salary. Judy Aiello (Assistant City Manager) said that this was monies collected from the artists and then paid to the Coordinator. Ald. Holmes asked about taxes the artists must report to the State. Judy Aiello said that when applications come in, if the State has no record of taxes being paid, the applicant is not accepted for the new season. Gavin Morgan (Assistant to the City Manager) confirmed that Holly Lytle is not related to Jay Lytle. Item A2 was unanimously approved, 5-0

(A4.1)* Approval of Change orders Nos. 1 & 2 to contract with Scale Construction (2001 South Carpenter Street, Chicago, Il.) to provide additional services for the Evanston Water Utility Additions and Renovations Project in the total amount of $11,995. Approval of these changes will increase the contract amount from $2,452,840 to $2,458,339. Funding provided by Water Fund. Item A4.1 was unanimously approved, 5-0

(A5)* Ordinance 92-O-07 Proposed Standards for the Construction of Facilities in the Right-of-Way
Consideration of proposed ordinance 92-O-07 by which the City Council would add a new chapter, Chapter 17, to Title 7 of the City Code to establish standards for the construction of facilities on the right-of-way.
David Jennings (Director of Public Works) said that AT&T is submitting requests for 190 permits to install boxes. Many will go in alleys but some will have to be on the parkways near other boxes in what is called a “cross box”. In the ordinance, there are appearance standards and sightline guidelines for traffic safety. AT&T will pay for the landscaping surrounding the boxes. The Public Works Department is attempting to get adjacent landowners to maintain these areas. Ald. Rainey would like a list of where these permits are for. David Jennings said that as available he’ll supply it. This is a process that will take at least eighteen months. Ald. Bernstein noted that AT&T talked about the proximity to a household. Is it 500 feet or 1000 feet? David Jennings said it is 500 feet but he has not yet seen one beyond 50 feet. Ald. Rainey asked what is the difference between this and cable. Ken Cox (Staff Attorney) stated that AT&T is pushing their product which has On-demand on TV, internet and telephone. They say that the costs will be lower but studies he has seen show that the costs remain constant.

Item A5 was unanimously approved, 5-0

(A6)* Ordinance 93-O-07 Cable and Video Service Provider and PEG Fees
Consideration of proposed ordinance 93-O-07 amending the City Code by enacting a new Title 3, Chapter 34, Cable and Video Service Provider and PEG fees.
Ald. Wollin asked when gross receipts will be reported. Gavin Morgan (Assistant to City Manager) said they are made quarterly. Ald. Rainey asked if the City of Evanston performs an audit. Julia Carroll (City Manager) said the Azavar, an independent audit firm, performs these kinds of audits. Ald. Rainey asked about the access of right-of-way. David Jennings stated that this is only granting work to be done on public right-of-ways. Ald. Bernstein asked how this ordinance will affect existing franchises. Ken Cox says that the ordinance will not conflict with a franchise. Ald. Bernstein stated that the law says that all doing business within a particular area must be given the same treatment. If a new company does not get an identical franchise can they complain? Julia Carroll said that this is a new set of rules to deal with companies who do not have franchises. This ordinance gives the City of Evanston control over the subject.
Item A6 was unanimously approved, 5-0

(A7)* Ordinance 94-O-07 Cable and Video Service Customer Protections Standards
Consideration of proposed ordinance 94-O-07 amending the City Code by enacting a new Title 3, Chapter 35, Cable and Video Service Customer Protection Standards.
Ald. Rainey asked if the liability was the same as with Comcast. Kenneth Cox said no, that Comcast allows for public hearings and if found libel, fines are then assessed.
Item A7 was unanimously approved, 5-0

IV. ITEMS FOR DISCUSSION

V. COMMUNICATIONS

VI. ADJOURNMENT

Adjournment: 7:10 p.m.

Respectfully submitted:
Phillip G. Baugher
Administrative Assistant Finance Department