

**CITY COUNCIL REGULAR MEETING  
CITY OF EVANSTON, ILLINOIS  
LORRAINE H. MORTON CIVIC CENTER  
COUNCIL CHAMBERS  
Monday, March 8, 2010**

**Roll Call –**

Alderman Burrus	Alderman Holmes
Alderman Fiske	Alderman Tendam
Alderman Jean-Baptiste	Alderman Grover
Alderman Wynne	Alderman Rainey
Alderman Wilson	

**Presiding:**

Mayor Elizabeth B. Tisdahl

Mayor Tisdahl called the Regular Council Meeting to order at 8:25 p.m.

**Mayor Public Announcements:**

Mayor Tisdahl stated after meeting with Governor Quinn this morning she learned that \$1,600,000.00 would be cut from the money coming from the State to Evanston. She invited Mr. Pat Devaney, President of the Associated Firefighter's of Illinois, to come to the podium and talk about what is happening with the Firefighter's Pension Plan. He stated the Association is in its third year of negotiations in Springfield. He gave an extensive report concerning the Pension difficulties and how the problems grew over the years. He stated that he and the many members of the locals are willing to work with the City of Evanston to come together with a workable solution.

Following, the Mayor stated adding to the benefit adds to the cost, and we need to look at a different pension system. She also stated she did not see any way to resolve this problem of the Pension Plan, and she stated we need a two tier system for new hirers.

**City Manager Public Announcements and Presentations:**

Mary Johns, Director of the Public Library, invited three young ladies to come forward and talk about "*Teen Tech Week*", which begins this week. She also introduced Christie Chandler-Stahl, Services Librarian, who in turn introduced Ruth Starr, Zoe Freedland, and Heather Middleton. These three young ladies gave a video demonstration of how they incorporate their techniques of sharing information in the library.

**Google Pilot Fiber Network:**

City Manager, Mr. Bobkiewicz, stated there will be a Google Day, March 24<sup>th</sup> to mark the efforts of bringing Google's Ultra-High-Speed Fiber Network to Evanston. He stated a grass-roots group has come together to make this project a reality.

**Communications: City Clerk**

The City Clerk stated he had attended the South & Southwest Clerks of Illinois Seminar, where he obtained information concerning counterfeit bills. Two US Secrete Service agents gave an informative presentation and concluded by advising everyone to be on the alert when handling money transactions..

## **SPECIAL ORDER OF BUSINESS**

### **(SP1) Safety Goal**

#### **City Council's consideration of the Safety Goal.**

##### **For Action**

The City Manager stated one of his biggest concerns is for safety of the youth in Evanston. Mr. Paul Schneider, Director of Transportation, gave a presentation on pedestrian safety, and how the new initiatives will improve identification, the need to widen the crosswalks, increase the amounts of random enforcement days, and efforts to publicize EPD enforcement efforts.

Richard Eddington, Police Chief, spoke on the increased EPD Police Enforcement on speeders, all driving violations, whether vehicles or bicycles in relationship to the safety goals for the City. The Chief stated the Police will be working to improve on the safety issues for the youth.

Mayor Tisdahl stated one of her concerns is to have something for the youth to do in the evenings. Whether it is some place to hang out and talk, or play basketball, or some event that does not end at 5:00.

Mr. Grant Farrar, City Attorney, reported on the gun ban which was enforced on March 2<sup>nd</sup>, where the majority of the concern was the rejection of Chicago's gun ban Ordinance.

### **(SP2) Review of Draft RFQ to Design, Build, Finance and Operate an Ice Rink and Community Center within Crown Park**

**Staff recommends Council approval of public release of the subject RFQ and establishment of a three (3) Council member subcommittee for participation in the project's procurement process.**

##### **For Action**

Doug Gaynor, Director Parks/ Recreation/ and Community Services, spoke on the development and improvement of an ice rink at the Robert Crown Center as well as many other various planned projects. Mr. Gaynor asked for the participation of the Aldermen. Alderman Jean-Baptiste suggested that the Aldermen in the 9<sup>th</sup>, 4<sup>th</sup>, and 2<sup>nd</sup> wards to be on the committee.

#### **Citizen Comments: Non-Agenda Items:**

Kevin O'Connor, 1227 ½ Isabella, spoke on various items that were not on the agenda. He stated the city that we love so well is not doing well. He talked about the Libraries, the Budget, and Council members not stepping up to do what is right by the citizens.

#### **Items not approved on the Consent Agenda:**

**(M2) Approval of Minutes of the Regular City Council Meeting of February 22, 2010**

#### **(A3.7) Revisions to the Street Sweeping Program**

**Staff recommends revising the street sweeping frequency from biweekly to once every three weeks for all streets and changing the time of the sweep from 9am to 4pm to 8am to 4pm**

effective April 1, 2010. In addition, staff is recommending implementing a vehicle towing program for one sided streets to ensure traffic flow and public safety and operations access to the streets at all times. The revision will allow for the reduction of one street sweeper which will result in \$25,000 in savings from the Fleet Fund for the annual maintenance and repair of one street sweeper.

**(A4)Resolution 8-R-10: Option to Purchase IMRF Service Credit for Out-of-State Local Government Service**

Staff recommends approval of Resolution 8-R-10 allowing City employees the option to purchase Illinois Municipal Retirement Fund service credit for out-of-state local government service. The City's contribution for out-of-state service is made through future contribution rates. Therefore, a separate payment is not required.

**For Action**

*Agenda Item A4.1 has been added to the March 8 agenda*

**(A4.1)Resolution 19-R-10 Authorizing the City Manger to Execute a Letter of Agreement with Robert L. Canel for the Sale of Real Estate Transfer Tax Stamps and the Issuance of Real Estate Transfer Tax Exemptions**

Council approval of Resolution 19-R-10 is requested to facilitate the timely processing of Real Estate Transfer Tax Stamps and Exemptions at Cook County. Our current agent/firm is leaving the business and staff recommends hiring a new firm.

**(A5)Ordinance 15-O-10 Authorizing the City Manager to Execute an Amendment to the Easement Agreement with Mather Lifeways, Inc. for Certain Easements Necessary for the Construction of the Planned Development Approved by Ordinance 5-O-06**

Staff recommends City Council approval of Ordinance 15-O-10 to amend the easement agreement with Mather Lifeways for encroachments in, over, and above the public right-of-way necessary for the construction of a planned development for the construction and operation of a continuing care retirement community at 450 Davis Street in Evanston. **Staff recommends suspension of rules to introduce and adopt this ordinance at the March 8, 2010 Council meeting.**

**For Introduction and Action**

**(P2)Ordinance 17-O-10: Granting a Special Use for a Type 2 Restaurant at 1729 Sherman Avenue "Jimmy John's"**

Staff and the Zoning Board of Appeals recommend adoption of Ordinance 17-O-10 granting a Special Use permit to operate a Type 2 Restaurant "Jimmy John's" at 1729 Sherman Avenue. The applicant Thomas Ryan III proposes relocating the existing Jimmy John's at 824 Clark Street to this location.

**For Introduction**

**(P3) Recommended Denial of Major Variance Application for 2328 Isabella Street**

Staff, the Site Plan and Appearance Review Committee, and the Zoning Board of Appeals recommend denial of a major variance to establish an open parking space in the side yard of 2328 Isabella Street.

**For Action**

**(P7) Consideration of Request to Waive Transcript Fee – Zoning Board of Appeals Case No. 09ZMJV-0082**

Planning and Development Committee Chair Melissa Wynne received a request from Arthur Newman, attorney for George Gaines, the appellant of a decision of the Zoning Administrator to a use at 600 Haven to waive the cost of all transcript fees related to the case.

**For Action**

**SPECIAL ORDER OF BUSINESS**

**(SP1) Safety Goal**

City Council consideration of the Safety Goal.

**For Action**

**(SP2)\* Review of Draft RFQ to Design, Build, Finance and Operate an Ice Rink and Community Center within Crown Park**

Staff recommends Council approval of public release of the subject RFQ and establishment of a three (3) Council member subcommittee for participation in the project's procurement process.

**For Action**

**Items with an (\*) were approved on the Consent Agenda**

**CONSENT AGENDA**

**(M1)\* Approval of Minutes of the Special Budget Workshop of February 20, 2010**

**ADMINISTRATION & PUBLIC WORKS**

**(A1)\* City of Evanston Payroll through 02/28/10 \$2,414,316.95**

**(A2)\* City of Evanston Bills through 03/08/10 (FY09/10) \$1,460,886.80  
03/09/10 (FY10/11) \$ 448,659.20**

**(A3.1)\* Green Bay Road Landscape Maintenance (Bid 10-17)**

Staff recommends City Council approval to award the 2010 Green Bay Road landscape maintenance contract to the low bidder KGI Landscaping Co. (PO Box 265, Skokie, IL) in the amount of \$59,113.00, as they performed well during the 2009 season. Funding for this project is included in the Parks/Forestry proposed FY 2010-2011 General Fund budget, line item 3510.62195.

**(A3.2)\* Approval of 1-year Contract Extension for Purchase of Granular Materials (Bid 10-20)**

Staff recommends City Council approval of a 1-year extension to the contract for the purchase of Granular Materials (Bid 10-20) with G&L Contractors, Inc. (7401

N. St. Louis Avenue, Skokie, IL) in the amount of \$51,370.00. The materials being purchased are used in conjunction with the maintenance and repair of the water distribution and sewer conveyance systems throughout the City of Evanston. Funding provided from the Water Fund and the Sewer Fund as follows: Water Fund (7115.65055) \$18,000; Sewer Fund (7400.65055) \$33,370. These two accounts have a total of \$54,800 budgeted for FY10/11.

**(A3.3)\*Youth Golf Instruction Program (RFP 10-66)**

Staff recommends City Council approval to award a contract to the low bidder, One on One Basketball Inc. (3034 West Gunnison, Chicago, IL), to provide instruction for the City's youth golf program. The contract would be for a three-year period with an option to renew for two (2) additional one-year increments. Payment to the vendor is based on a percentage format. The agreement period would begin April 1, 2010. Projected revenue for 2010/11 is \$25,000, of which approximately \$16,000 would be paid to the vendor for providing the services. After other staffing and supply expenses are added to the overall cost of the golf program, the net revenue is approximately \$6,500.

**(A3.4)\*Award of Agreement for Plant Valuation of the Evanston Water Works Property**

Staff recommends City Council approval of an agreement in response to RFP 10-83 to provide engineering services for the valuation of the Evanston Water Works Property with Burns & McDonnell (9400 Ward Parkway, Kansas City, MO) in the not-to-exceed amount of \$24,000.00. Funding will be provided from the Water Fund, Account 7100.62180. This account has an allocation of \$75,000 for this study.

**(A3.5)\*2010 CIPP Sewer Rehabilitation Contract A (Bid 10-84)**

Staff recommends City Council approval of a contract in response to Bid 10-84 for the 2010 CIPP Sewer Rehabilitation Contract A to Insituform Technologies, USA, Inc. (17988 Edison Avenue, Chesterfield, MO) in the amount of \$129,574.00. Funding for this work will be from the Sewer Fund, Account 7420.62461. This sewer capital improvement account has a budget of \$250,000 specifically allocated for this type of sewer rehabilitation work.

**(A3.6)\*Award of Contract for Tire Mounting Re-capping and Repair Service (RFP 10-86)**

Staff recommends approval of the lowest responsive and responsible proposal (RFP10-86) for tire mounting, re-capping and tire repair service for large trucks and equipment in the amount of \$30,000 to Pomp's Tire Service, (1301 Busse Road, Elk Grove Village, IL). The contract will be for the period of March 15, 2010 through March 14, 2011. Funding of \$30,000 is provided by the Fleet Services Fund for Major Maintenance 7710.65065.

**(A3.8)\*Approval of the Revision to the Sherman Plaza Self Park Upper Deck Parking Pilot Program**

Staff recommends the removal of the 9:30 am time constraint from the Sherman Plaza Self Park Upper Deck Pilot Program approved by the City Council at its February 22<sup>nd</sup> meeting. On February 24, 2010, the Parking Committee directed staff to move forward with the revision to the pilot program. This program is geared

toward employees of Evanston based businesses.

- (A6)\* **Ordinance 13-O-10 Decrease in the Number of Class S Liquor Licenses, Stained Glass, Ltd.**  
 Consideration of proposed ordinance 13-O-10 amending Section 3-5-6(S) of the City Code to decrease the number of Class S liquor licenses from 1 to 0 due to the change in business operations of Stained Glass, Ltd. dba The Stained Glass Wine Bar Bistro (1735 Benson, 60201). This item was introduced at the February 22, 2010 City Council meeting.  
**For Action**
- (A7)\* **Ordinance 14-O-10 Increase in the Number of Class B Liquor Licenses, Stained Glass, Ltd.**  
 Consideration of proposed ordinance 14-O-10 amending Section 3-5-6(B) of the City Code to increase the number of Class B liquor licenses from 15 to 16 due to the change in business operations of Stained Glass, Ltd. dba The Stained Glass Wine Bar Bistro (1735 Benson, 60201). This item was introduced at the February 22, 2010 City Council meeting.  
**For Action**
- (A8)\* **Ordinance 16-O-10 Amending Title 8, Chapter 5½ of the City Code, “Municipal Solid Waste Hauling Licenses” Revising the Municipal Solid Waste Franchise (MSWF) with Addition of Recycling Requirements**  
 Staff recommends City Council Adoption of Ordinance 16-O-10 to amend Title 8, Chapter 5½ , of the City code to include a new Section 6 entitled Residential Recycling Requirements that will require multi-family dwellings five (5) residential units or more serviced by the MSWF to provide at a minimum the free 95 gallon recycling cart for use by its occupants. This item was introduced at the February 22, 2010 City Council meeting.  
**For Action**

## **PLANNING & DEVELOPMENT**

- (P1)\* **1609 Florence Avenue and 1519 and 1525 Davis Street Plat of Subdivision and Consolidation Approval**  
 Staff recommends approval of the attached proposed plat of subdivision and consolidation of 1609 Florence Avenue and 1519 and 1525 Davis Street for the purpose of allowing the construction of detached garages on 1519 and 1525 Davis Street to provide required off-street parking. The two resulting improved lots would each be large enough to allow the construction of a detached garage, accessed via the existing curb cut and driveway on Florence Avenue.  
**For Action**
- (P4)\* **Request for Extension of Planned Development for 959 Dobson Street**  
 Staff recommends extending the expiration date of the 959 Dobson Planned Development -- granted by Council with ordinance 14-O-07 -- by three years, to March 2, 2013, given the economic downturn in residential housing. The planned development currently expires on March 2, 2010. The applicant requests an extension of

five years, to March 2, 2015.

**For Action**

*Item P5 has been withdrawn from the March 8, 2010 agenda.*

**(P6)\* Approval to Match Federal Funds for Varsity Theatre Renovation**

Staff requests authorization from City Council to submit a Letter of Intent to the National Endowment for the Arts (NEA) regarding a matching grant opportunity through the Mayors' Institute on City Design 25th Anniversary Initiative.

**For Action**

## **HUMAN SERVICES COMMITTEE**

**(H1)\* Township of Evanston February 2010 Monthly Bills**

Township of Evanston Supervisor recommends the City Council to approve the Township of Evanston bills, payroll, and medical payments for the month of February 2010 in the amount of \$89,922.11.

## **APPOINTMENTS**

**For Appointment to:**

**Environment Board**

**Likwan Cheng**

**Playground & Recreation Board**

**Lawrence Raffel**

**Playground & Recreation Board**

**Craig Thompson**

Alderman Rainey motioned to have the Consent Agenda approved. Alderman Jean-Baptiste seconded the motion. Roll Call was taken with the results of a 9 – 0 vote and the consent agenda was approved.

**Items for Discussion:**

**(M2) Approval of Minutes of the Regular City Council Meeting of February 22, 2010**

Alderman Rainey moved for approval with a second from Alderman Jean-Baptiste.

Alderman Fiske motioned approval of the minutes with amendment to the address of 1800 Sherman to reflect the correct address of 1900 Sherman.

**(A3.7) Revisions to the Street Sweeping Program**

Staff recommends revising the street sweeping frequency from biweekly to once every three weeks for all streets and changing the time of the sweep from 9am to 4pm to 8am to 4pm effective April 1, 2010. In addition, staff is recommending implementing a vehicle towing program for one sided streets to ensure traffic flow and public safety and operations access to the streets at all times. The revision will allow for the reduction of one street sweeper which will result in \$25,000 in savings from the Fleet Fund for the annual maintenance and repair of one street sweeper.

Alderman Rainey stated the committee had a variety of concerns and asked staff to bring back a solution.

**(A4)Resolution 8-R-10: Option to Purchase IMRF Service Credit for Out-of-State Local Government Service**

Staff recommends approval of Resolution 8-R-10 allowing City employees the option to purchase Illinois Municipal Retirement Fund service credit for out-of-state local government service. The City's contribution for out-of-state service is made through future contribution rates. Therefore, a separate payment is not required.

**For Action**

Alderman Rainey stated the committee needed more information and the City Manager will return later with an update.

**(A4.1)Resolution 19-R-10 Authorizing the City Manger to Execute a Letter of Agreement with Robert L. Canel for the Sale of Real Estate Transfer Tax Stamps and the Issuance of Real Estate Transfer Tax Exemptions**

Council approval of Resolution 19-R-10 is requested to facilitate the timely processing of Real Estate Transfer Tax Stamps and Exemptions at Cook County. Our current agent/firm is leaving the business and staff recommends hiring a new firm.

Alderman Rainey stated there was concern with the method of the appointment, and asked staff to come back in 60 days instead of 90 days. There were concerns from some Aldermen about the appointment. A voice vote was taken which resulted in an 8 – 1 vote to approve. Alderman Burrus voted nay.

**(A5)Ordinance 15-O-10 Authorizing the City Manager to Execute an Amendment to the Easement Agreement with Mather Lifeways, Inc. for Certain Easements Necessary for the Construction of the Planned Development Approved by Ordinance 5-O-06**

Staff recommends City Council approval of Ordinance 15-O-10 to amend the easement agreement with Mather Lifeways for encroachments in, over, and above the public right-of-way necessary for the construction of a planned development for the construction and operation of a continuing care retirement community at 450 Davis Street in Evanston. **Staff recommends suspension of rules to introduce and adopt this ordinance at the March 8, 2010 Council meeting.**

**For Introduction and Action**

Alderman Rainey moved for suspension of the rules and seconded by Alderman Grover. Roll Call resulted in a 9 – 0 the motion passed. Alderman Rainey motioned to approve the Ordinance 15-O-10, and seconded by Alderman Grover. Roll Call resulted in a 9 – 0 vote. The motion passed.

**(P2)Ordinance 17-O-10: Granting a Special Use for a Type 2 Restaurant at 1729 Sherman Avenue "Jimmy John's"**

Staff and the Zoning Board of Appeals recommend adoption of Ordinance 17-O-10 granting a Special Use permit to operate a Type 2 Restaurant "Jimmy John's" at 1729 Sherman Avenue. The applicant Thomas Ryan III proposes relocating the existing Jimmy John's at 824 Clark Street to this location.

**For Introduction**

Alderman Wynne stated during the committee meeting they reached an oral agreement to limit their vehicles to only two meters and will be brought back at the next Council meeting. She moved for introduction and seconded by Alderman Wilson. A voice vote was conducted with a unanimous response.

**(P3) Recommended Denial of Major Variance Application for 2328 Isabella Street**  
Staff, the Site Plan and Appearance Review Committee, and the Zoning Board of Appeals recommend denial of a major variance to establish an open parking space in the side yard of 2328 Isabella Street.

**For Action**

Alderman Wynne stated the recommendation was held in committee by request of the 6<sup>th</sup> ward Alderman.

**(P7) Consideration of Request to Waive Transcript Fee – Zoning Board of Appeals Case No. 09ZMJV-0082**

Planning and Development Committee Chair Melissa Wynne received a request from Arthur Newman, attorney for George Gaines, the appellant of a decision of the Zoning Administrator to a use at 600 Haven to waive the cost of all transcript fees related to the case.

**For Action**

Alderman Wynne moved to accept the waiving of the transcript fee and seconded by Alderman Rainey. It was also stated that the City would not be on the hook for the transcript fees. Roll Call was conducted with an 8 – 1 vote. Alderman Holmes voted nay.

**Call of the Wards**

**Ward 9, Alderman Burrus** had no report.

**Ward 1, Alderman Fiske** thanked City staff for attending the ward meeting last week. There will be a meeting with the 1900 Sherman residents from 10 am until noon on March 17<sup>th</sup>.

**Ward 2, Alderman Jean-Baptiste**, had no report.

**Ward 3, Alderman Wynne**, noted that today is National Women's Day.

**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**, stated she would like to have a Cable Aldermanic Commission. She also congratulated Chute and Oakton for receiving awards at State level.

Alderman Wilson motioned for the Council to convene to Executive Session to discuss Personnel, Litigation, minutes. The meeting adjourned at 10:15 p.m.

**Respectfully Submitted,  
Rodney Greene, City Clerk**

**A CD RECORDING OF THIS MEETING WILL BE AVAILABLE IN THE CLERK'S OFFICE AFTER MARCH 24<sup>TH</sup>.**