CALL TO ORDER
Ald. Holmes called the meeting to order at 7:28 p.m.

APPROVAL OF THE MINUTES OF MARCH 1, 2010 MEETING
*Ald. Grover moved approval, Ald. Fiske seconded.

The following corrections were made to the March 1, 2010 minutes
Page 2: The complaint was originated in 9th ward; Ald. Burr’s Burrus would like the weight……

Page 4: Ald Fiske suggested asking the staff of the Ecology center staff for urban wildlife benefits and concerns to the community as it relates to the ordinance resolution.

*Approved 5-0 as amended.

Ald. Holmes cited an error brought to her attention by Mr. Craig Garfield regarding the October 2009 minutes. On page 4 of the minutes his name was misspelled and should read as Craig Garfield; contrary to the minutes he most definitely does support keeping chickens on residential property in Evanston.
MARCH 2010 TOWNSHIP BILLS TOTALLING $107,533.81
*Ald. Grover moved approval, Ald. Jean-Baptiste seconded, approved 5-0.

The Township Annual meeting will be held April 13th.
Ald. Grover asked if the fiscal year is set in statute; Rosemary Jean-Paul replied yes, it is.

Ordinance 12-O-10 Amending Subsection 10-4-18-1 of the City Code, “Standing or Parked idling Motor Vehicles”
Ald. Jean-Baptiste moved approval for discussion, Ald. Fiske seconded.

Paige Finnegan 525 Elmwood Ave read a statement from Kathleen Flaherty 827 Ridge Ave. Ms Flaherty encourages the council to strength the ant-idling ordinance and work towards elimination of toxic pesticide in the City’s indoor and outdoor spaces.

The proposed ordinance initially was to ban idling on any public street, public place, or private property. The Law Department answered the questions put forth at the last Human Services Committee meeting and gave references to other municipalities’ anti-idling ordinances and policies, which Ald. Grover felt was very informative.

The City of Evanston currently does not have an anti-idling policy and Mr. Farrar believes the City of Chicago’s policy could serve as a good model for Evanston.

In response to a question by Ald. Grover, Mr. Farrar stated that the exception A in the ordinance as currently drafted could be amended to reference “City vehicles conducting official city business that were complying with the City of Evanston Idling Management Policy”.

After discussion it was concluded that City vehicles idling was not a seasonal issue. Each season had reasons for the vehicles to idling i.e. in the winter the fire trucks idles so that the water pumps can function and in the summer the ambulances idles to maintain the integrity of medicines and the comfort of the patients within.

Ald. Fiske stated the public believes the City already has a policy in place and wonders why it is not currently being enforced. She felt the residents of Evanston are not well informed about this ordinance and what it means to them.

Chief Berkowsky stated the policy has to be flexible to enable the departments to accomplish their tasks.

*Held in Committee to review the following
- Ald. Jean-Baptiste requested Chief Berkowsky return to Committee with information regarding the proximity of the fire stations to residents, and where idling take place to minimize the impact to resident.
- Ald Grover proposed including the City’s fleet in the WHEREAS clauses of the proposed ordinance, and
- Incorporating a City of Evanston Vehicle Idling Management Policy into the ordinance.
- Explore alternate language to Section A
- Crafting a policy similar to the City of Chicago

**Ordinance 20-O-10 Amending the City Code under Farmers Market Section 3-25-6(B), Increasing the Number of Artist’ Tents in the Farmers’ Market from Seven to Ten.**

Ald. Jean-Baptiste moved approval, Ald Grover seconded, approved 5-0.

The Committee discussed whether to include language that would limit the Farmers’ Market to local artist only, define local artist, and which Farmers’ Market this would affect since there are three markets in Evanston.

Excluding the other markets around Evanston was not well received by Ald. Holmes; she felt it was unfair to exclude the Westside and Ridgeville farmers’ market and also the proposed market on Central.

*It was concluded if it is the ordinance intent is to be applicable to all markets that language could be included in the ordinance along with defining local artist.

- Ald. Grover suggested condensing section 5 and 6 because it is repetitious, and

There were questions as to why the Home Grown Artist was not under the Arts Council. Mr. Bobkiewicz clarified the history of the farmers market; the duties of the organizer were previously performed by a resident who was paid a stipend. Due to budget cuts years ago the duties were brought in-house and performed by a staff person. Mr. Zollie Webb assumed those duties a year ago and has done an excellent job. Mr. Bobkiewicz felt the increase in artists tents will be a positive thing for the Farmers’ Market.

The Farmers’ Market will open May 8, 2010.

**Resolution 20-R-10 Adopting the City of Evanston Sustainable Pest Control and Pesticide Reduction Policy**

*Ald. Grover moved approval, Ald. Fisk seconded, Approved 5-0.

Ms. Finnegan pointed out the changes that were as a result of the March 1st Human Services Committee meeting. Page 2 Section 2.a. *Pests has been defined and page 6*
Section. 12 the North Shore Mosquito Abatement District has been clarified as neither a State, Federal or County agency.

**Update on Citizen Review of Police Complaints**

Ald. Jean-Baptiste move approval, Ald. Grover seconded, Approved 5-0.

DI#09-42 was not approved.

Ald. Jean-Baptiste asked Chief Eddington if previous complainants are now participating in the process. Chief Eddington replied yes, he has noticed more participating and felt it was due to the removal of barriers that had prevented complaints from processing smoothly; removing the barriers has allowed residents to voice their concerns.

The question was asked as to why some complaints take such a long time to complete, sometimes up to a year. The closure of a complaint depends upon whether or not the witnesses show up to give their statements, officers have to follow-up with witness which includes various phones calls, interviewing the officers involved in the case, and internally the recommendation goes up the chain of command once the investigation is completed which is time consuming.

A discussion on the definition of public nudity was prompted by complaint DI#09-42 false arrest for public nudity and spitting on the sidewalk. The complainant was arrested because when instructed to put his hands on the squad car the complainant jacket hiked up and exposed his genitals and buttocks because he was not wearing underwear. It was questioned if the complainant should be charged with nudity because the officer did not detain him for being in a state of nudity he became indecent after following the officer’s directive.

Mr. Farrar pulled up the City Code on nudity and it reads,

**9-5-11: PUBLIC NUDITY: URINATING OR DEFECATING IN PUBLIC:**

(A) It shall be unlawful for any person to appear in a public place in a state of nudity or to make any indecent exposure of his/her person.

Ald. Jean-Baptiste voiced his concern of the use of authority by the police; the perception is that the police are bullies. He cautioned the officers to use their authority justly; just because you have the “power” does not mean you should exercise it because you can.

CR #09-27 was also briefly mentioned; Ald. Jean-Baptiste felt procedures are in place to protect the citizen and officers and it should be followed. He felt it was not in this case because the officer failed to turn on the in-car audio/video at the beginning of the stop which prevented what transpired by detainee and officer to be recorded.
Madelyn Ducre asked what is being classified as nudity. The young women of today sometimes when bending over or bending down exposes their upper buttocks “is that considered nudity” she asked?

Mr. Farrar stated other municipalities have policies in great detail of what constitutes nudity and the Law Department can review the city code for further definition.

*Explore clarifying the definition of nudity.

Betty Sue Ester 2031 Church St asked knowing that some youth do not wear underwear are the police entrapping the young people by having them raise their hands while being detained. Are we telling the younger people to wear underwear, she asked?

*Ald. Jean-Baptiste asked Chief Eddington to review DI #09-42 Public Nudity again; Chief Eddington stated he will forward documentation including digital recordings to the committee, which might add background of the situation.

COMMUNICATIONS
1. Home Day Care will be on the agenda in the near future regarding the recommendation for fees by direction of Ald. Holmes.

2. Feral Cats Update
Gail Lovinger 2225 Simpson of C.A.R.E stated their partnership with the City is valued and so CARE was mystified by the memo submitted by Chief Eddington. She refuted the comment “However, I do not appreciate CARE’s circumventing that problem by portraying the police department’s efforts inaccurately.” Ms. Lovinger stated if the minutes of March 1st are reviewed it will show that no representative from CARE spoke on the topic. She also stated CARE did not receive a formal request to provide success stories. Regarding the comment “….CARE’s fund-raising is negatively impacted whenever euthanasia is discussed or implemented,” Ms. Lovinger stated CARE does not have an issue with euthanasia if the animal would be unsafe to adopt.

3. Truancy Ordinance Update
The proposed truancy ordinance is currently at the School Districts 65 and 202 for review from the school’s attorneys after which it will return to committee.

ADJOURNMENT
The meeting was unanimously adjourned at 8.40 p.m.

Respectfully submitted,
Nicola Whyte
Evanston Health Department