



**MEETING MINUTES**  
**CITY COUNCIL EXECUTIVE SESSION**  
Monday, February 14, 2011  
10:55 P.M.  
Lorraine H. Morton Civic Center  
Aldermanic Library

**Members Present:** Alderman Fiske                      Alderman Holmes  
Alderman Jean-Baptiste      Alderman Tendam  
Alderman Grover                      Alderman Burrus  
Alderman Wilson

**Staff Present:** City Manager, Wally Bobkiewicz, City Attorney, Grant Farrar, Nancy Radzevich, Economic Development Planner, Steve Griffin, Director Community Development

**Guest:** Eon Johnston, Attorney

**Presiding Member:** Mayor Elizabeth B. Tisdahl

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**STAFF REPORTS**

**Real Estate**

City Manager, Wally Bobkiewicz stated there would be property and litigation updates. He asked Alderman Rainey to comment on the visit to the "Red Hen Bakery", The first Real Estate issue The following facts were presented:

- 1) The establishment has a problem with the State of Illinois
- 2) They want to invest in Illinois
- 3) The issue is the Oakton/Asbury lot that has been vacant for 5 years
- 4) CVS has a nine to ten years still on their lease
- 5) Greg Mergender owns the property and receives from CVS \$11,000.00/month
- 6) These funds are for his eighty year old mother's fixed income
- 7) He doesn't want to sell, but is willing to swap out for another piece of property
- 8) Red Hen Bakery is a large operation and they want to include a retail outlet on the proposed property
  - a) They want to buy the property
  - b) The seller does not want to sell
  - c) If the City could make an understanding deal with the seller, then they are here

City Manager then stated the City was going to make it easy for them to locate in Evanston, and staff will move forward on creating an easy deal. He also stated if we (the City) do not do it, then nobody will do it.

The next issue was the Noggin Lab situation. Once again Alderman Rainey responded to give an account of the facts:

- 1) Noggin Lab wants 1.25 million, but the owners want 1.4 million
- 2) All they want is to be whole
- 3) Noggin Labs can not give a penny more, due to the \$150,000.00 tax they had to pay

City Manager then stated the City would have to put together a multi-package deal, since we are already \$300,000.00 committed. The creation of a new team since the understanding what is expected is realized.

**Concerns:**

- 1) We don't want to loose one set of jobs, to acquire a different set of jobs
- 2) We need to be sure that all current jobs are secure.

City Manager stated he would keep the Council updated as they proceed to make the deal happen. Also he stated the Main & Chicago issue is still being researched and the Council will be informed with a later update.

**Litigation:**

City Manager asked Mr. Farrar to give a Litigation update on the cases the City is involved in. Mr. Farrar proceeded to introduce Attorney Eon Johnston who ran the Hutchinson vs: Officer George Case. These are the facts as presented:

- 1) The case is still pending even though it was won last week
- 2) The City is going to pursue a bill of cost against the plaintiff
- 3) A lot of the facts were undisputed
- 4) The plaintiff had a previous fracture of his skull and a nose fracture of unknown time frame
- 5) The cost so far is roughly \$35,000.00
- 6) If looking at their Attorney fees the price tag should be about \$75,000.00

**APPROVAL OF MEETING MINUTES**

It was moved and seconded that the minutes of January 24, 2011 of the Executive Session be approved. A voice vote was taken and the minutes were approved as written.

**ADJOURNMENT**

The meeting was moved and seconded to adjourn. A voice vote was taken and the motion was unanimously approved at 11:23 P.M.

**Rodney Greene**  
**City Clerk**