



CITY COUNCIL EXECUTIVE SESSION

Monday, June 11, 2012

Lorraine H. Morton Civic Center

Aldermanic Library

Present: Alderman Braithwaite Alderman Wilson
 Alderman Holmes Alderman Fiske
 Alderman Tendam Alderman Burrus
 Alderman Rainey Alderman Wynne

Others Present: City Attorney Grant Farrar, City Manager Wally Bobkiewicz,
 Assistant City Manager, Joseph McRae, Police Chief Richard
 Eddington

Guest: William J McKenna, Attorney

Presiding: Mayor Elizabeth B. Tisdahl

Mayor Tisdahl called the meeting to order at 9:55 pm.

City Manager Bobkiewicz informed the Executive Committee that the items for personnel and collective bargaining would be presented at another time.

Mr. Farrar then began to give an update on the case where an elderly woman fell on the pavement in front of the Orrington Hotel, and the husband is a former Corporate Counsel for Skokie. The settlement request for the case was \$230,000.00. We have agreed to settle the case for \$65,000.00, and the Plaintiff's Attorney will not be making any money from this case. It's a big win because this Law Firm never loses and never come down on their monetary requests.

Litigation

Mr. McKenna gave a status update on the JDBY matter. He presented the following facts:

1. JDBY moved for summary judgement (to grant victory without going to trial) favor.
2. Attorney McKenna stated they counter moved only on a few limited theories they believed they would prevail on.
3. Judge Mary Ann Mason denied their motions completely and granted ours.
4. JDBY has always stated the City of Evanston was always prejudicing against them because they were Jewish.

5. JDBY has also made an unreasonable burden claim (Evanston placed an unreasonable stipulation on them when asking for a zoning change).
6. Discovery is completed.
7. The case has been scaled down.
8. No movement on their side for a settlement.
9. JDBY has asked for a jury.
10. McKenna does not believe they have a right to have a jury.

Mr. Farrar suggested, voicing a motion striking the jury demand which will be an initiative against them. See what happens and in three or four months and then revisit at that point.

Minutes

Alderman Wilson moved to accept the May 29th minutes as well as the June 4th minutes and they were both seconded. The voice vote was unanimous for both sets of minutes. It was moved to adjourn and the a voice vote was unanimous and the meeting ended at 10:12 pm.

Submitted by,

Hon. Rodney Greene, City Clerk