



CITY COUNCIL REGULAR MEETING

CITY OF EVANSTON, ILLINOIS
LORRAINE H. MORTON CIVIC CENTER
COUNCIL CHAMBERS
Monday, June 13, 2011

Public Hearing: Evanston Township FY2012 Budget

Roll Call:

Alderman Fiske	Alderman Tendam
Alderman Braithwaite	Alderman Grover
Alderman Wynne	Alderman Rainey
Alderman Wilson	Alderman Burrus
Alderman Holmes	

Presiding: Mayor Tisdahl

Mayor Proclamations and Public Announcements

Mayor Tisdahl welcomed everyone to the Monday, June 13th Regular Meeting of the City Council after the Roll Call at 8:32 p.m. She thanked everyone who came to the Safe Summer Summit this past Saturday which hosted over two hundred people. There will be on the web-page a Safe Summer for Teens produced by Mr. Gaynor that will list all the additions to what Parks & Recreation will be doing. There is also a confidential phone number for the Police Department that tips can be called in, and it will be completely confidential.

City Manager Public Announcements and Presentations: None to report

Communications: City Clerk: None to report

Citizen Comment

Kevin O'Connor, 1227 ½ Isabella spoke of his concerns for the spending of money the City does not have because we are bankrupt. Pointing out the following items: O2, O3, O4, H5, and he accused the Council of making secret meetings behind closed doors. At the conclusion of Mr. O'Connor's comments Aldermen responded to some of the statements made concerning the golf course and requested to see the documentations he had to substantiate his statements. An Alderman also asked City Manager Bobkiewicz to address secret meetings held with Northwestern as well as other issues raised by Mr. O'Connor.

These persons expressed their concerns for H5:

John Austin, 2801 Jarod Ave. he wanted to know "if the lease was broken and the City would take it over, the cost to the City would be more than the overdue water bill. So where is the fire and why are we moving so quickly"?

John LaSasso, 1405 Rosalie St. stated he was the President of the Evanston Wilmette Golf Association and the Executive Board urged the adoption of the Resolution. He stated the golf course needs a new plan and partners to continue to operate and produce a Capital Development Plan that will be suitable for the City.

Steve Soloman, 1301 Lincoln Street stated he was confused because in the Human Services meeting, everyone was for helping the golf course but there is mentioning of evaluations and conditions for terminating the lease of the golf course, but there is no statement what those conditions are or who sets them. He

suggested there should be more transparency because there are people who are willing to help, but not without some conditions set forth.

Mark Specter, 2315 Asbury stated he was in favor of maintaining the presence of the golf course.

Carl Bova, 1322 Rosalie he quoted an article dated August 1st, 1946 in the Evanston Review. The readings were to support a purely community golf course and may have another \$35.00 drive to keep it operational.

Florence Melzola, 2848 Pioneer Road, she stated she is the President of the Women's Golf League and urges the support of keeping the golf course open. It accommodates the need of all ages. She also stated they have a ninety year member.

Christine Froula, 2801 Girard stated she is in support of the continuation of the golf course as it functions for a public park for so many people not only golfers.

These persons expressed their concerns for 36-R-11:

Amina DiMarco, 1041 Ridge Court, stated the timing for redevelopment of the park was appropriate and at no cost to the City and that a third party should be involved bringing others to the park.

Belen Ayestaran, 1501 Maple Ave. #709 wanted to urge the passage and support of the proposed Resolution to maintain the diversity in the community.

These persons spoke on the Budget/Chandler Newberger:

Jaime Vehovsky, 2213 Noyes St. stated she was representing families for the Chandler/Newberger Center in keeping it open. She stated:

1. 93 % of the fees supports the Center.
2. The mission supports critical elements of the City's Strategic Plan.
3. Recreation space in Evanston is already far too limited to lose this Rec. center.
4. Changing the land use of the Center would be a short-sighted irreversible mistake.

Wes Needle, 2670 Prairie Ave. stated he was a graduate of ETHS and a participant in Chandler/Newberger for 17 years and he is now one of the Directors and he supports and love Chandler/Newberger. He urges to keep the Center open.

This person spoke concerning Kendall Resubdivision:

B.K. Rao, 2246 Sherman stated the Council gave the developer the right to do what he wanted to do without any letter of statement. She also mentioned the idea of not allowing her to allot her time to her daughter to speak for her.

These spoke on the bag Ordinance:

Jeanne Lindwall, 625 Library Place spoke against the bag tax and that she noticed no research had been done concerning the impact to the City, residents or visiting shoppers to Evanston.

Rosemary O'Neil, 2044 Sheridan Road stated she was also against the bag tax and is appalled that an item like this appears on the agenda. She asked to please do due diligence.

Items not approved on Consent Agenda:

(A3.4) Approval of Purchase of Arbotect Fungicide

Staff recommends approval of the sole source purchase of 111 gallons of Arbotect fungicide at \$377.23 per gallon for a total purchase amount of \$41,872.53. Funding will be provided by FY2011 General Fund account #3535.62496 with a total allocation of \$291,400.

For Action

(P2)Consideration of a Requested Time Extension of Planned Development Approved by Ordinance 93-O-03 for Property at 1710 Orrington Avenue and 1717-1725 Sherman Avenue

Staff recommends the approval of a two year extension to the approved site development allowances granted in the planned development for the Orrington Hotel (1710 Orrington Ave.) and the Orrington garage (1717-25 Sherman Ave.). The applicant has requested a five year extension. The previous extension, approved on March 24, 2008, expires on October 11, 2011. The remaining scope of work for the project is the construction of thirty residential units in three floors above the existing parking garage at 1717-25 Sherman, owned and used by the Hotel.

For Action

CONSENT AGENDA

(M1)Approval of Minutes of the Special City Council Meeting of May 16, 2011

(M2)Approval of Minutes of the Regular City Council Meeting of May 23, 2011

ADMINISTRATION & PUBLIC WORKS COMMITTEE

(A1) City of Evanston Payroll through	5/22/11	\$2,606,603.29
City of Evanston Payroll through	6/5/11	\$2,479,646.97
(A2) City of Evanston Bills FY2011 through	6/14/11	\$2,294,906.30
Credit Card Activity for period ending	4/30/11	\$ 86,012.24

(A3.1)Approval of Contract Award for 2011 Construction Debris Hauling and Disposal (Bid 12-29)

Staff recommends City Council approval of a contract for construction debris hauling and disposal to KLF Trucking (2300 W. 167th Street, Markham, IL) in the amount of \$144,767.50. Funding for this work will be from the Water Fund, Sewer Fund and General Fund. In FY2011, funding is allocated in the amount of \$126,650.00. The remainder of the contract funding will occur in FY2012.

For Action

(A3.2)Approval of Vehicle and Equipment Purchases

Staff recommends City Council approval to purchase 7 replacement vehicles/equipment for various divisions and departments from Currie Motors (9423 W. Lincoln Hwy., Frankfort, IL) in the amount of \$446,693.56 for two (2) Ford 3/4Ton pick-up trucks with plows and five (5) Ford 1-Ton Dump trucks with plows. Funding will be provided by Fleet Services Capital Outlay Budget for Automotive Equipment (7720.65550) which has an approved budget for FY2011 of \$1,900,000 of which \$500,000 was allocated for this replacement equipment.

For Action

(A3.3)Approval of a Vacuum Truck Vehicle Replacement Purchase

The Fleet Services Division of the Public Works Department and the Utilities Department staff recommends City Council approval to purchase one (1) replacement Vacuum Truck vehicle for the Sewer Division of the Utilities Department from Standard Equipment Company (2033 W. Walnut Street, Chicago, IL) listed in the amount of \$399,837, less a trade-in allowance of \$65,000 for a net cost of \$334,837. Funding will be

provided by Fleet Services Capital Outlay Budget for Automotive Equipment (7720.65550) of which \$350,000 was allocated for this replacement equipment.

For Action

(A4) Approval of Contract between the City of Evanston and the Evanston Police Sergeants Association (Fraternal Order of Police – FOP)

Staff recommends approval of the Agreement between the City of Evanston and the Evanston Police Sergeants Association for a successor collective bargaining agreement commencing March 1, 2011 through December 31, 2012. Funds associated with the settlement of the agreement are contained in the FY11 City budget, within the Police Department business units.

For Action

(A5) Resolution 31-R-11: Adoption of the City of Evanston Identity Protection Policy

Staff recommends City Council approval of Resolution 31-R-11 Identity Protection Policy to safeguard social security numbers collected, maintained, and used by the City of Evanston against any unauthorized access and use.

For Action

(A6) Resolution 35-R-11: Designation of Illinois Municipal Retirement Fund (IMRF) Authorized Agent

Staff recommends approval of Resolution 35-R-11, which changes the IMRF Authorized Agent from Joellen C. Earl, Director of Administrative Services to Cheryl Chukwu, Human Resources Manager. The City's Human Resources Director has traditionally been designated as the Authorized Agent. It is more efficient and appropriate that the designation remain within the Human Resources Division.

For Action

(A7) Ordinance 35-O-11: Amending Noise Restrictions for Construction and Commercial Leaf Blowers on Holidays

Staff recommends consideration of Ordinance 35-O-11, which clarifies the existing subsections on noise prohibitions for construction activities and commercial operators of leaf blowers to extend the prohibitions specified to all day on Sundays and all City, State of Illinois and federal holidays. This ordinance is presented at the request of a resident.

For Introduction

(A8) Ordinance 40-O-11: Enacting a New Subsection 3-5-6-(AA) of the City Code, "Class AA" Liquor Licenses

Local Liquor Commissioner recommends that the City Council suspend its rules and introduce and adopt Ordinance 40-O-11, which permits licensees to operate café-bar-delicatessen-wine shop hybrids. Licensees would be permitted to sell wine and beer. The cafés may not operate as Type 2 Restaurants. **Suspension of the Rules requested to permit Introduction and Action on June 13, 2011.**

For Introduction and Action

(A9) Ordinance 41-O-11: Increasing the Number of Class AA Liquor Licenses to Permit Issuance to Central Street Café

Local Liquor Commissioner recommends that the City Council suspend its rules and introduce and adopt Ordinance 41-O-11, increasing the number of Class AA liquor licenses from 0 to 1 to permit issuance to Chardonnay Wine Bar Corp., d/b/a "Central Street Café," located at 2800 Central Street. **Suspension of the Rules requested to permit Introduction and Action on June 13, 2011.**

For Introduction and Action

(A10) Ordinance 44-O-11: Decreasing the Number of Class D Liquor Licenses Due to a Change in Ownership of Royin Sushi Bar

The Local Liquor Commissioner recommends adoption of Ordinance 44-O-11, decreasing the number of Class D liquor licenses from 24 to 23 due to a change in ownership of Royin Sushi Bar, 1930 Central Street.

For Introduction

(A11) Ordinance 45-O-11: Increasing the Number of Class D Liquor Licenses to Permit Issuance to Royin Sushi Bar

The Local Liquor Commissioner recommends adoption of Ordinance 45-O-11, increasing the number of Class D liquor licenses from 23 to 24 to permit issuance to Red Maki, Inc., new owner of Royin Sushi Bar, 1930 Central Street.

For Introduction

(A12) Ordinance 28-O-11 Authorizing the City to Borrow Funds from the Illinois Environmental Protection Agency Water Pollution Control Loan Program

Staff recommends approval of Ordinance 28-O-11 authorizing the City to borrow funds from the Illinois Environmental Protection Agency Water Pollution Control Loan Program. Loan funds will be used for the construction of the Large Diameter Sewer Rehabilitation Phase I project. This ordinance authorizes the City to borrow up to \$4,000,000. The debt service will be paid from the Sewer Fund. Staff has attached a revised long-term funding analysis that includes this loan and the debt service for repayment. This ordinance was introduced at the May 23, 2011, City Council meeting.

For Action

(A13) Ordinance 47-O-11: Provisionally Adopting, Enacting and Re-enacting Titles 1, 2, and 11 of the Evanston City Code

Staff submits for review and consideration adoption of Ordinance 47-O-11 provisionally amending the following Titles to the Evanston City Code: 1) Title 1, General Administration; 2) Title 2, Boards and Commissions; and 3) Title 11, Administrative Adjudication. This ordinance was introduced at the May 23, 2011, City Council meeting.

For Action

PLANNING & DEVELOPMENT COMMITTEE

(P1) Consideration of a Request for a Two Year Time Extension for an Approved Planned Development for 318-20 Dempster that Expires on June 30, 2011.

Staff recommends approval of the two year extension request. The project involves the renovation of the former livery stable behind the existing landmark double house located on the property. The planned development was adopted on March 24, 2008.

For Action

(P3) Consideration of a Request for a Two Year Extension of a Special Use for the Establishment of a Dormitory Located at 1620 Central Street (National Louis University PACE Program Dormitory)

Staff recommends approval of the requested two year extension. The project and special use are consistent with the Comprehensive Plan and the Central Street Zoning Overlay. The adopted special use expires on July 11, 2011.

For Action

(P4)Ordinance 55-0-11 Amending Subsection 2-9-8-C of the City Code to Require

Mailed Notice of Certain Meetings of the Preservation Commission. This proposed ordinance requires notice to neighbors within 250 feet of certain applications for Certificates of Appropriateness. Staff recommends introduction.

For Introduction

(P5)Ordinance 46-O-01, Granting a Special Use Permit For The Planned Development Proposed at 1915-1919 Grey Avenue

Plan Commission and City staff recommend the adoption of Ordinance 46-O-01, granting a special use permit for the planned development proposed at 1915-1919 Grey Avenue. This proposed development will stimulate neighborhood revitalization and provide 6 units of affordable housing, four units of new construction and two rehabilitated units as part of Neighborhood Stabilization Program 2 (NSP2). The applicant requests to exceed development allowances to build a 4 unit multi-family structure on the property and to allow the new residential building to stand 9' 4 ½" from the existing residential structure. This ordinance was introduced at the May 23, 2011, City Council meeting. **This development allowance requires a 2/3 approving vote from the City Council.**

For Action

(P6)Ordinance 53-O-11: Amending Various Portions of the Green Building Ordinance

Staff recommends passage of Ordinance 53-O-11, amending various portions of the Green Building Ordinance, Title 5, Chapter 24 of the City of Evanston Code of 1979. This amendment provides for an appendix to address Evanston Sustainable Building Measures for New Construction which is part of an option for compliance with the City's goal of green building design for buildings ten thousand square feet (10,000 sq. ft.) to twenty thousand square feet (20,000 sq. ft.) This ordinance was introduced at the May 23, 2011, City Council meeting.

For Action

HUMAN SERVICES COMMITTEE

(H1)Approval of Township of Evanston May 2011 Bills

Township of Evanston Supervisor recommends City Council approval of the Township of Evanston bills, payroll, and medical payments for the month of May 2011 in the amount of \$130,601.26.

For Action

(H2)Resolution 2T-R-11: Township Identity Protection

Human Services Committee recommends approval of Resolution 2T-R-11, Township Identity Protection Policy, which establishes mechanisms for the Township to minimize identity theft concerns by limiting access to social security numbers.

For Action

(H3)Ordinance 1T-O-11 Proposed Budget and Appropriation Ordinance for Town Purposes, for the Year Ending March 31, 2012

Township of Evanston Supervisor/Treasurer recommends that City Council/ Township Trustees approve the Town of the City of Evanston budget for the fiscal year commencing April 1, 2011 and ending March 31, 2012 with Town Fund total of \$275,753 and General Assistance Fund total of \$986,553. Total appropriations are \$1,262,306.

For Introduction

(H4)Resolution 36-R-11: Supporting the Proposal of the Evanston Parks Coalition to Conduct a Visioning Process for the Design and Redevelopment of Grey Park

The Playground and Recreation Board recommends approval of Resolution 36-R-11 supporting the proposal of the Evanston Parks Coalition to conduct a visioning process for the design and redevelopment of Grey Park located at Ridge Ave. and Main St.

For Action

(H5)Resolution 37-R-11: Expressing Legislative Findings Regarding the Status of the City's Sublease with the Evanston Wilmette Golf Course Association for the Frank Govern Memorial Golf Course

Human Services Committee recommends consideration of Resolution 37-R-11 regarding the City's sublease with the Evanston Wilmette Golf Course Association for the Frank Govern Memorial Golf Course. The resolution is presented with minor revisions per instructions of the Human Services Committee on June 6, 2011.

For Action

OTHER COMMITTEES

(O1)Ordinance 36-O-11, Amending Evanston City Code, 1-5-3(A)

Rules Committee recommends adoption of Agenda Item (O1) Resolution 34-R-11 and Agenda Item (O2) Ordinance 36-O-11. Title, 1, Chapter 5, Section 3(A) of the Evanston City Code and City Council Rule 16.5 currently state that the City Council meetings shall be held semi monthly or twice a month, respectively. On May 2, 2011, the Rules Committee met and considered an amendment to the Evanston City Code and City Council Rule noted above. The Rules Committee recommends that the City Council meetings be held three times a month. This ordinance was introduced at the May 23, 2011, City Council meeting.

For Action

(O2)Approval for Financial Assistance for Marketing Support for Redevelopment of the Southeast Corner Main Street and Chicago Avenue

The Economic Development Committee and staff recommend to City Council approval of financial assistance in the amount of \$20,000 for OMS Evanston LLC ("OMS"), the development team seeking to develop the southeast corner of Main Street and Chicago Avenue. The financial assistance will be for the purpose of funding marketing activities related to the development of the site as a mixed-use office and retail development. Funding will be provided by the Economic Development Fund's Business Attraction and Expansion budget (# 5300.62660).

(O3)Approval for Assistance from the Façade Improvement Program for Bossell Imports (1905 Church Street Street)

The Economic Development Committee and staff recommend approval for financial assistance for façade improvements for Bosell Imports located at 1905 Church Street on a 50/50 cost-sharing basis not to exceed \$1,400. Funding will be provided by the Economic Development Fund's Business District Improvement Fund (# 5300.65522).

(O4)Approval for Assistance from the Façade Improvement Program for 2800 Central Street

The Economic Development Committee and staff recommend approval for financial assistance for façade improvements for Central Street Café located at 2800 Central Street on a 50/50 cost-sharing basis not to exceed \$9,400. This recommendation is conditional upon work commencing and being completed after the execution of a Program Agreement between the applicant and the City. Work begun prior to the execution of a Program Agreement will be ineligible to receive funding through the Façade Improvement Program.

Funding will be provided by the Economic Development Fund's Business District Improvement Fund (# 5300.65522).

APPOINTMENTS

(AP1) For Reappointment to:

Zoning Board of Appeals

Mathew J. Rodgers

Alderman Rainey motioned for approval of the Consent Agenda and a second was voiced. A Roll Call vote was taken with a 9-0 yes to approve, so the Consent Agenda passed.

Items for discussion:

(A3.4) Approval of Purchase of Arbotect Fungicide

Staff recommends approval of the sole source purchase of 111 gallons of Arbotect fungicide at \$377.23 per gallon for a total purchase amount of \$41,872.53. Funding will be provided by FY2011 General Fund account #3535.62496 with a total allocation of \$291,400.

For Action

Alderman Holmes motioned for approval of the sole source purchase with a second. Alderman Burrus opposes the action. A Roll Call was taken with the result of 7-2 (Aldermen Holmes and Burrus voted nay). The motion passed.

(A7) Ordinance 35-O-11: Amending Noise Restrictions for Construction and Commercial Leaf Blowers on Holidays

Staff recommends consideration of Ordinance 35-O-11, which clarifies the existing subsections on noise prohibitions for construction activities and commercial operators of leaf blowers to extend the prohibitions specified to all day on Sundays and all City, State of Illinois and federal holidays. This ordinance is presented at the request of a resident.

For Introduction

Alderman Holmes motioned for approval with a second. Alderman Rainey stated the reason it was off the Agenda was because it did not receive an unanimous vote. A Roll Call was performed and resulted in a 4-5 vote against (Aldermen Fiske, Braithwaite, Wilson, Tendam & Rainey all voted nay). The motion failed.

(A8) Ordinance 40-O-11: Enacting a New Subsection 3-5-6-(AA) of the City Code,

"Class AA" Liquor Licenses

Local Liquor Commissioner recommends that the City Council suspend its rules and introduce and adopt Ordinance 40-O-11, which permits licensees to operate café-bar-delicatessen-wine shop hybrids. Licensees would be permitted to sell wine and beer. The cafés may not operate as Type 2 Restaurants. Suspension of the Rules requested to permit Introduction and Action on June 13, 2011.

For Introduction and Action

Alderman Holmes motioned to suspend the rules with a second. Roll Call vote resulted in 9-0 in favor. She then motioned for approval with a second. Roll Call resulted in a 9-0 vote to approve and it passed.

(A9) Ordinance 41-O-11: Increasing the Number of Class AA Liquor Licenses to Permit Issuance to Central Street Café

Local Liquor Commissioner Recommends that the City Council suspends its rules and introduce and adopt Ordinance 41-O-11, increasing the number of Class AA liquor licenses from 0 to 1 to permit issuance to Chardonnay Wine Bar Corp., d/b/a "Central Street Café," located at 2800 Central Street. Suspension of the Rules requested to permit Introduction and Action on June 13, 2011.

For Introduction and Action

Alderman Holmes motioned for suspension of the rules with a second. Roll Call resulted in a 9-0 vote in favor. She then motioned for approval of the Ordinance with a second. Roll Call resulted in a 9-0 vote for

approval and the motion passed.

(P2) Consideration of a Requested Time Extension of Planned Development Approved by Ordinance 93-O-03 for Property at 1710 Orrington Avenue and 1717-1725 Sherman Avenue

Staff recommends the approval of a two year extension to the approved site development allowances granted in the planned development for the Orrington Hotel (1710 Orrington Ave.) and the Orrington garage (1717-25 Sherman Ave.). The applicant has requested a five year extension. The previous extension, approved on March 24, 2008, expires on October 11, 2011. The remaining scope of work for the project is the construction of thirty residential units in three floors above the existing parking garage at 1717-25 Sherman, owned and used by the Hotel.

For Action

Alderman Wilson motioned to approve the Ordinance as amended with a second. Roll Call resulted in a 9-0 vote for approval and the motion passed.

Alderman Rainey asked the Mayor for an update of the Bag Ordinance and Alderman Burrus was appointed to give that updated report. Alderman Burrus stated they took it back to the Environment Board with the request they work with the local business owners and the sustainability coordinator as well as the info received at the TownHall meeting. In October there will be a revised Ordinance for all to see.

Call of the Wards:

Ward 1, Alderman Fiske thanked Wally and the other staff members who attended her ward meeting last week, as well as a Northwestern representative.

Ward 2, Alderman Braithwaite announced his meeting Thursday with the Lake Round neighbors starting at 7:00 p.m., located at 2020 Lake Street.

Ward 3, Alderman Wynne congratulated all the graduates in Evanston, especially the Class of 2011 from Nichols School (her daughter), and the Class of 2011 at ETHS (her son).

Ward 4, Alderman Wilson thanked Belen Ayestaran for tremendous work she has done with Grey Park with little or no money from the City. He also wanted to encourage everyone to participate in the Race for Hate this Sunday.

Ward 5, Alderman Holmes invited all to the 5th ward meeting this Thursday. She will have an exercise in 150 for the residents led by Dino Robinson. She also invited all to attend the event at Shorefront for a presentation to the son of Mr. Hutchinson (one of the Tuskegee Airmen) a Congressional Medal of Honor at 1:00 p.m. this Saturday. She stated the Mayor's kickoff program went very well and they had youth take the Aldermen, City Manager, and City Clerk's seats at completed a Council Session in record time.

Ward 6, Alderman Tendam welcomed the Central Street Cafe to the 6th ward and thanked Economic Development team for all their assistance. The youth department of Streets and Sanitation will be assisting in clearing the sidewalks and alleys that are overgrown with foliage.

Ward 7, Alderman Grover passed on her condolences for the passing of Mr. Chris Short an Educator at Kingsley School. She congratulated Matthew an ETHS senior for the new roof for the picnic pavilion at Lighthouse Beach. A 7th Ward meeting will occur at 6:30 this Thursday at the Ecology Center.

Ward 8, Alderman Rainey congratulated the Brummel Park Neighbors for their sign-up festival on Saturday. Friday at 9 am she invited anyone with extraordinary skills to attend a meeting 727 Howard Street. Bike the Ridge will be October 2nd from 9-1 on Sunday, as well as a meeting on the 23rd of June at 9 am at the Outpost for the CTA Yellow-line stop.

Ward 9, Alderman Burrus thanked the newly formed 9th ward outreach committee. The Custer Street Art Fair is this weekend from 9 am-6 pm. She also mentioned that Evonda Thomas will be singing at the fair.

Alderman Wilson motioned for the Council to convene into Executive Session with a second. Roll Call resulted in a 9-0 vote to convene at 9:45 pm.

Rodney Greene
City Clerk