



# CITY COUNCIL REGULAR MEETING

CITY OF EVANSTON, ILLINOIS  
LORRAINE H. MORTON CIVIC CENTER  
COUNCIL CHAMBERS  
Monday, June 27, 2011

Roll Call:                      Alderman Braithwaite                      Alderman Grover  
   Alderman Wynne                              Alderman Rainey  
   Alderman Wilson                             Alderman Burrus  
   Alderman Holmes                            Alderman Fiske  
   Alderman Tendam

Presiding:                      Mayor Elizabeth B. Tisdahl

Mayor Tisdahl opened the Regular Meeting of the City Council after Roll Call at 8:07 p.m.

Mayor Proclamations and Public Announcements

The Mayor Proclaimed July 2011 as “**Parks and Recreation Month**”.

Mayor Tisdahl asked Laura Biggs, Acting Utilities Manager, to come forward to give a COMED update on the storm last week. Ms. Biggs stated because of the storm the following things occurred:

1. Sever weather damage
2. Tornado touch downed in Downer’s Grove and Mount Prospect
3. Wind gusts were 75-85 miles per hour
4. Power outage 450,000 customers
5. 4,167 Evanston accounts that were affected (12.5%)
6. Poor communication from COMED officials
7. By Sunday all power was restored, but COMED was hard to contact during this event

Mayor asked if COMED should come to the Council to discuss issues and the Council agreed to ask COMED to be present at the Council Session. Alderman Wilson stated there were claim forms that were available online to send to COMED concerning issues with the storm. Alderman Grover thanked Laura for all of her hard work in keeping everyone informed.

## **City Manager Public Announcements and Presentations**

Acting City Manager Marty Lyons gave an update on the July 4<sup>th</sup> Parade Route and the placement of chairs and blankets no earlier than 6:00 am Friday morning. The Fireworks display will occur at 9:15 pm at the Lakefront. Trash pick-ups will occur on the Holiday schedule (Monday on Tuesday and so on).

**Communications: City Clerk had no communications.**

Citizen Comment

**Junad Rizki**, 2261 Ridge Ave presented a “Golden Ponzi Award” for the City being number one in Cook County for debt. This new creation was presented the award to the City Clerk.

**Kevin O’Connor**, 1227 ½ Isabella spoke of public sentiment and how in molding it the person acts deeper than he who makes statutes or make decisions. He asked the Council to be more transparent in their decision making and handling of the various issues that arise.

**Kendall Re-Subdivision speakers**

**Padma Rao**, 2246 Sherman expressed the Council’s ignoring the efforts of the neighbors concerns for the killing of the trees and the safety of the children in the area. She also stated the Council acted out of a non-ethical approach with no sufficient data to support their decision for the Kendall project.

**B.K. Rao**, 2246 Sherman stated that the killing of these trees will upset the ecological balance they produce. She asked the Council to rethink their decision concerning the Kendall property usage.

Mr. Becker, Head Master of Roycemore School stated the relationship between the City of Evanston and Roycemore has been a wonderful period and has been in Evanston for 96 years. He was appreciative of the City’s help to enable them to move forward in making a full pledge move in November when everyone will be invited to the grand ground breaking when it will occur.

**Item not approve on the Consent Agenda**

**(A3.3)Approval of Contract Award to Ozinga Ready Mix Concrete, Inc. for Concrete (Bid 12-33)**

Staff recommends City Council approval of a contract for the purchase of 400 cubic yards of concrete at a cost of \$101.00 per cubic yard, 250 cubic yards of high early strength concrete at \$121.00 per cubic yard, and 50 cubic yards of flowable fill at \$89.00 per cubic yard to Ozinga Ready Mix Concrete, Inc. (2222 South Lumber Street, Chicago, IL) for a total of \$75,100. Funding for this purchase will be from: the FY2011 General Fund Street and Alley Account, 2670.65055 in the amount of \$30,000; the Water Fund Account 7115-65051 in the amount of \$8,000; and the Sewer Fund Account 7400-65051 in the amount of \$8,000. The remaining \$29,100 will be paid from the FY2012 General Fund Street and Alley Account 2670.65055.

**For Action**

**(A3.4)Approval of Contract Award to Arrow Road Construction for Modified Hot Mix Asphalt (Bid 12-34)**

Staff recommends City Council approval of a contract for the purchase of 500 tons of modified hot mix surface at a cost of \$50.50 per ton and 300 tons of modified hot mix

binder at a cost of \$42.50 per ton to Arrow Road Construction dba Healy Asphalt (3401 South Busse Road, Mount Prospect, IL) for FY2011 for a total cost of \$38,000. Funding for this purchase will be from: the General Fund, Street and Alley Maintenance account 2670.65055 in the amount \$30,000; the Water Fund account 7715-65051 in the amount of \$4,000; and the Sewer Fund account 7400-65051 in the amount of \$4,000. The accounts have \$110,000, \$22,991 and \$22,991 respectively budgeted for FY 2011.

**For Action**

**(A3.5) Approval of Renewal of Printing Contract with Ripon Printers for Recreation & Arts Activities Guide and “Highlights” Newsletter (Bid 10-48)**

The Parks, Recreation and Community Services Department recommends that the City Council authorize the City Manager to execute the option to renew the contract to print the City’s combined *Recreation & Arts Activities Guide* and “Highlights” newsletter publication with Ripon Printers (656 S. Douglas St., Ripon, Wisconsin) for a third year in the amount of \$54,900. Ripon Printers submitted the lowest-priced responsible and responsive bid (Bid 10-48). The original bid requested prices for an optional second and third year. City Council renewed the contract last July for a second year. Although Ripon Printers’ bid did not include a price increase for the optional years, the company has agreed to honor their price.

**For Action**

**(A5) Approval of 2012 and 2013 Vehicle Sticker Selection and Renewal Timeframe**

Staff recommends that City Council select one (1) design to be highlighted on the 2012 City of Evanston Vehicle Sticker. Candidates for consideration are The Cradle, The Evanston Day Nursery, Mather LifeWays, Evanston Community Foundation, and the Chessman Club of the North Shore. For 2013, staff recommends design of a sticker by City staff to coincide with the Evanston 150th Celebration. Staff also recommends the City Council change the sticker renewal deadline to mid-December to coincide with the new calendar year fiscal year. This year, the recommended deadline would be December 16, 2011.

**For Action**

**(A6) Resolution 40-R-11, Authorizing the City Manager to Negotiate a Contract for the Purchase of Real Property Located at 623 – 627½ Howard Street, Evanston, Illinois**

Staff recommends the approval of Resolution 40-R-11 authorizing the City Manager to negotiate and execute a contract for the purchase of real property located at 623-627½ Howard Street in Evanston, Illinois for an amount not to exceed \$475,000. Funding provided for this acquisition is through a loan to the Howard-Ridge Tax Increment Financing District (TIF) from the Economic Development Fund.

**For Action**

**(A7) Ordinance 58-O-11, Amending City Code Section 1-6-2 to Authorize the Mayor to Solemnize Marriages and Solemnize and Certify Civil Unions**

Staff recommends approval of Ordinance 58-O-11, which amends City Code Section 1-6-2 regarding the Mayor’s powers and duties. The Mayor will request suspension of the Rules so that the Ordinance may be adopted. Request suspension of the rules for

Introduction and Action on June 27, 2011.

**For Introduction and Action**

**(H1)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. This ordinance was introduced at the June 13, 2011 City Council meeting.

**For Action**

**CONSENT AGENDA**

**(M1)**Approval of Minutes of the Township Budget Public Hearing of June 13, 2011

**(M2)**Approval of Minutes of the Regular City Council Meeting of June 13, 2011

**(M3)**Approval of Minutes of the Regular City Council Meeting of June 20, 2011

**ADMINISTRATION & PUBLIC WORKS COMMITTEE**

**(A1)**City of Evanston Payroll through 06/19/11 \$2,609,353.04

**(A2)**City of Evanston Bills FY2011 through 06/28/11 \$3,736,962.89

**(A3.1)Approval of Renewal of CADS (Computer Aided Dispatch System) Software License and Service Agreement with SunGard Public Sector**

Staff recommends continuation of the annual sole source software license and service agreement with SunGard Public Sector (1000 Business Center Drive, Lake Mary, FL) for the Police Department's CADS (Computer Aided Dispatch System) software. Staff recommends that the City Council authorize the City Manager to renew this sole source annual service agreement in the amount of \$58,515, which is a 0% increase in cost over last year. Funding is provided in the Emergency Telephone System budget account 5150.62509 Service Agreements/Contracts (Budget Amount: \$61,500).

**For Action**

**(A3.2)Approval of Maintenance Plan Agreement for Sherman Plaza beginning August 23, 2011 through August 22, 2012**

Staff recommends City Council approval to authorize the City Manager to continue a maintenance agreement for Sherman Plaza that was established in 2006. This maintenance agreement is between the City, the Residents of Sherman Plaza Condominium Association, and the retail owner (currently MB Evanston Sherman, LLC). The 3-party agreement covers the period of August 23, 2011 through August 22, 2012. Funding provided by the Parking Fund, Acct 7036.62660 in a not-to-exceed maximum

of \$115,000.

**For Action**

**(A3.6) Approval of Contract Award Recommendation to Bulley & Andrews, LLC for the 2011 Comprehensive Parking Garage Repair Project (Bid 12-17)**

Staff recommends approval of Option 2 the base bid plus alternates 1 through 6 for the 2011 Comprehensive Parking Garage Repair Project to Bulley & Andrews, LLC (1755 W. Armitage Avenue, Chicago, IL) in the total amount of \$2,539,934. Funding will be provided by: FY2011 Capital Improvement Program Account #416138 in amount of \$1,809,621; Washington National TIF in the amount of \$473,715; and the Parking Fund in the amount of \$306,598.

**For Action**

**(A4) Approval of Risk Based Farmers' Market Inspection Fees**

Staff recommends that City Council approve Risk Based Fees at the Farmers Markets (all sites) to address current economic concerns. The three (3) recommended fees are: Risk 1, \$225 (High risk - food sold requires extensive handling); Risk 2, \$150 (Medium - food sold requires minimal handling); and Risk 3, \$75 (Low - food sold is prepackaged).

**For Action**

**(A8) Ordinance 59-O-11: Approval of General Obligation Bond Issue**

Staff recommends approval of Ordinance 59-O-11 for the issuance of not-to-exceed amount of \$19,300,000 in 20-year tax-exempt General Obligation (G.O.) bonds. As has been done previously, the City uses a parameters ordinance that provides a not to exceed limit for the bonds set at \$19.3 million. The proposed \$19,300,000 debt issuance is comprised of G.O. bonds to be issued for the FY2011 Capital Improvements Program (\$9,120,000), the Sewer Fund (\$8,000,000) and refinancing of a portion of the Series 2003B bonds (\$2,120,000).

**For Introduction**

**(A9) Ordinance 60-O-11 Approving and Authorizing Revenue Bonds and Related Matters Thereto (Roycemore Conduit Financing)**

Staff recommends approval of Ordinance 60-O-11 authorizing Revenue Bonds and related matters regarding Roycemore School conduit financing. Roycemore School has requested the City act as the conduit financing authority for their debt issuance. The City will not incur a liability to repay this debt in the event of a default by Roycemore. This debt will not appear in the City's financial balance sheet, but will appear as a note in our financial statements.

**For Introduction**

**(A10) Ordinance 42-O-11, Decreasing the Number of Class H Liquor Licenses Due to a Change in Ownership of Evanston 1<sup>st</sup> Liquors**

The Local Liquor Commissioner recommends adoption of Ordinance 42-O-11, which amends Section 3-5-6-(H) of the City Code to decrease the number of Class H liquor licenses from 2 to 1 due to a change in ownership of Evanston 1<sup>st</sup> Liquors, 1019 Davis Street.

**For Introduction**

**(A11)Ordinance 43-O-11, Increasing the Number of Class H Liquor Licenses to Permit Issuance to Evanston 1<sup>st</sup> Liquors**

The Local Liquor Commissioner recommends adoption of Ordinance 43-O-11, which amends Section 3-5-6-(H) of the City Code to increase the number of Class H liquor licenses from 1 to 2 to permit issuance to Vishna Evanston Liquor, Inc., new owner of “Evanston 1<sup>st</sup> Liquors,” 1019 Davis Street.

**For Introduction**

**(A12)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. This ordinance was introduced at the June 13, 2011 City Council meeting.

**For Action**

**(A13)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. This ordinance was introduced at the June 13, 2011 City Council meeting.

**For Action**

**PLANNING & DEVELOPMENT COMMITTEE**

**(P1)Ordinance 48-O-11, Provisionally Adopting, Enacting and Re-enacting Titles 4 and 5 of the Evanston City Code**

Staff submits for review and consideration adoption of Ordinance 48-O-11 provisionally amending the following Titles to the Evanston City Code: Title 4, Building Regulations; Title 5, Housing Regulations.

Please note: *Due to length, proposed Ordinance 48-O-11 with blackline revisions to Titles 4 and 5 will be posted to the City Council Agenda & Minutes Webpage with the Council agenda packet as a separate document.*

**For Introduction**

**(P2)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. Additional information regarding estimates for staff costs has been provided. This ordinance was introduced at the June 13, 2011 City Council meeting.

**For Action**

## **APPOINTMENTS**

### **(AP1)For Appointment to:**

<b>Arts Council</b>	<b>Anne Berkeley</b>
<b>Arts Council</b>	<b>Katherine Trusdell</b>
<b>Board of Ethics</b>	<b>Latrice Mason</b>
<b>Citizens Police Advisory Committee</b>	<b>Edward Tivador</b>
<b>Human Relations Commission</b>	<b>Dori Mendoza</b>
<b>Library Board</b>	<b>Benjamin Schapiro</b>
<b>Mental Health Board</b>	<b>Karen Ruetzel</b>
<b>Playground and Recreation Board</b>	<b>Daniel Stein</b>
<b>Sign Review and Appeals Board</b>	<b>David Drane</b>
<b>Zoning Board of Appeals</b>	<b>Clara Wineberg</b>
<b>Mayor's Task Force on Homelessness</b>	<b>Debbie Bretag</b>
<b>Mayor's Task Force on Homelessness</b>	<b>Poala Flores</b>
<b>Mayor's Task Force on Homelessness</b>	<b>Bill Kolen</b>
<b>Mayor's Task Force on Homelessness</b>	<b>Janice Lindquist</b>
<b>Mayor's Task Force on Homelessness</b>	<b>Joe Liss</b>
<b>Mayor's Task Force on Homelessness</b>	<b>Rev. Velda Love</b>
<b>Mayor's Task Force on Homelessness</b>	<b>Janet Winslow</b>

Alderman Rainey motioned for approval of the Consent Agenda with a second. Roll Call was taken and the result was 9-0 and the Consent Agenda passed.

### **Items for discussion:**

#### **(A3.3)Approval of Contract Award to Ozinga Ready Mix Concrete, Inc. for Concrete (Bid 12-33)**

Staff recommends City Council approval of a contract for the purchase of 400 cubic yards of concrete at a cost of \$101.00 per cubic yard, 250 cubic yards of high early strength concrete at \$121.00 per cubic yard, and 50 cubic yards of flowable fill at \$89.00 per cubic yard to Ozinga Ready Mix Concrete, Inc. (2222 South Lumber Street, Chicago, IL) for a total of \$75,100. Funding for this purchase will be from: the FY2011 General Fund Street and Alley Account, 2670.65055 in the amount of \$30,000; the Water Fund Account 7115-65051 in the amount of \$8,000; and the Sewer Fund Account 7400-65051 in the amount of \$8,000. The remaining \$29,100 will be paid from the FY2012 General Fund Street and Alley Account 2670.65055.

#### **For Action**

Alderman Holmes motioned for approval and was seconded. She also stated that there were different amounts on both A3.3 and A3.4. Mr. Lyons stated that Ozinga is considered as an Evanston based business. The Roll Call was called with a result of 9-0 to approve and the motion passed.

**(A3.4)Approval of Contract Award to Arrow Road Construction for Modified Hot Mix Asphalt (Bid 12-34)**

Staff recommends City Council approval of a contract for the purchase of 500 tons of modified hot mix surface at a cost of \$50.50 per ton and 300 tons of modified hot mix binder at a cost of \$42.50 per ton to Arrow Road Construction dba Healy Asphalt (3401 South Busse Road, Mount Prospect, IL) for FY2011 for a total cost of \$38,000. Funding for this purchase will be from: the General Fund, Street and Alley Maintenance account 2670.65055 in the amount \$30,000; the Water Fund account 7715-65051 in the amount of \$4,000; and the Sewer Fund account 7400-65051 in the amount of \$4,000. The accounts have \$110,000, \$22,991 and \$22,991 respectively budgeted for FY 2011.

**For Action**

Alderman Holmes motioned for approval of this item that had similar issues as the previous item and a second was received. Alderman Rainey was concerned about the involvement of Evanston of Minority Women or businesses being involved. This vendor was chosen because of the lower money agreement. Roll Call was read and the result was 9-0 to approve and the item was passed.

**(A3.5)Approval of Renewal of Printing Contract with Ripon Printers for Recreation & Arts Activities Guide and “Highlights” Newsletter (Bid 10-48)**

The Parks, Recreation and Community Services Department recommends that the City Council authorize the City Manager to execute the option to renew the contract to print the City’s combined *Recreation & Arts Activities Guide* and “Highlights” newsletter publication with Ripon Printers (656 S. Douglas St., Ripon, Wisconsin) for a third year in the amount of \$54,900. Ripon Printers submitted the lowest-priced responsible and responsive bid (Bid 10-48). The original bid requested prices for an optional second and third year. City Council renewed the contract last July for a second year. Although Ripon Printers’ bid did not include a price increase for the optional years, the company has agreed to honor their price.

**For Action**

Alderman Holmes motioned for approval and received a second. A Roll Call was done and resulted in a 9-0 vote to approve. The item passed.

**(A5)Approval of 2012 and 2013 Vehicle Sticker Selection and Renewal Timeframe**

Staff recommends that City Council select one (1) design to be highlighted on the 2012 City of Evanston Vehicle Sticker. Candidates for consideration are The Cradle, The Evanston Day Nursery, Mather LifeWays, Evanston Community Foundation, and the Chessman Club of the North Shore. For 2013, staff recommends design of a sticker by City staff to coincide with the Evanston 150th Celebration. Staff also recommends the City Council change the sticker renewal deadline to mid-December to coincide with the new calendar year fiscal year. This year, the recommended deadline would be December 16, 2011.

**For Action**

Alderman Holmes motioned for approval of the suggested use of all 5 designs on one



sticker. The Mayor stated it was a brilliant idea. Alderman Grover suggested that Alderman Tendam be involved in the final sticker presentation, and he agreed. A Roll Call was done with a result of 9-0 for approval and the item passed.

**(A6)Resolution 40-R-11, Authorizing the City Manager to Negotiate a Contract for the Purchase of Real Property Located at 623 – 627½ Howard Street, Evanston, Illinois**

Staff recommends the approval of Resolution 40-R-11 authorizing the City Manager to negotiate and execute a contract for the purchase of real property located at 623-627½ Howard Street in Evanston, Illinois for an amount not to exceed \$475,000. Funding provided for this acquisition is through a loan to the Howard-Ridge Tax Increment Financing District (TIF) from the Economic Development Fund.

**For Action**

Alderman Holmes motioned for approval of the Resolution and it was seconded. Alderman Wilson stated it is not a prudent decision to do with the City's lack of money. Alderman Rainey stated she has read a letter from a Theater who want to come to Evanston. She also stated we must first own the property first before we can bring in new businesses. A Roll Call was done with the result of 7-2 to approve and the item passed. (Aldermen Wilson and Fiske voted nay).

**(A7)Ordinance 58-O-11, Amending City Code Section 1-6-2 to Authorize the Mayor to Solemnize Marriages and Solemnize and Certify Civil Unions**

Staff recommends approval of Ordinance 58-O-11, which amends City Code Section 1-6-2 regarding the Mayor's powers and duties. The Mayor will request suspension of the Rules so that the Ordinance may be adopted. **Request suspension of the rules for Introduction and Action on June 27, 2011.**

**For Introduction and Action**

Alderman Holmes motioned for suspension of the rules it was seconded and the vote was 9-0 for suspension. She then asked for approval of the Ordinance and it was seconded as well. A Roll Call was done and the result was 9-0 and the Ordinance passed.

**(H1)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. This ordinance was introduced at the June 13, 2011 City Council meeting.

**For Action**

Alderman Tendam suggested to adjourn the Council Meeting. Roll Call resulted in a 9-0 vote and we were adjourned. A motion was made to convene into a Township Meeting and a second was received. The purpose was to discuss the Township Budget that was presented to the Council as Trustees. A Roll Call vote was taken with a 9-0 approval. Clerk Greene as the Township Clerk asked for nominations for a moderator for the meeting. Elizabeth Tisdahl was nominated and seconded, there were no other nominations so the Clerk closed the nominations and swore in Trustee Tisdahl as the Moderator for the Township Meeting.

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Trustee Tendam motioned for approval of the Township Budget and received a second. Alderman Tendam asked for a separation of the Assessor's budget from the Supervisor's Budget? Grant Farrar, City Attorney, stated the Trustees could make revisions to the budget that will affect the total amount. Alderman Tendam stated he was satisfied with the Assessor's Budget but not the Supervisor's Budget. The final decision was to extend the budget for ninety days. A Roll Call vote was taken with a 8-1 to approve. Alderman Holmes voted nay. The budget passed. After all the Aldermen had given their input it was finally decided to meet on September 19<sup>th</sup> to present the Township Budget at that time, along with all of the concerns to be answered by the next Council meeting.

The Township Meeting was adjourned at 10:05 p.m. after a motion and a second and a Roll Call with the result of 9-0 to adjourn back to the Regular Council Meeting.

### **Call of the Wards**

**Ward 2** Alderman Braithwaite congratulated the 2011 students who received awards at the Mount Zion Baptist Church, and on July 15<sup>th</sup> at 6:30 pm he will be hosting a meeting with the Penny Park Neighbors.

**Ward 3** Alderman Wynne had a meeting last week with neighbors talking about an office building at Main and Chicago in 6 months, as well as a meeting with the Main Street Merchants this morning and more will come later.

**Ward 4** Alderman Wilson had no report.

**Ward 5** Alderman Holmes had no report.

**Ward 6** Alderman Tendam had no report.

**Ward 7** Alderman Grover had no report.

**Ward 8** Alderman Rainey stated the Township should be abolished.

**Ward 9** Alderman Burrus stated the next ward meeting will be on July 13<sup>th</sup> at 7:30 p.m. at Firehouse #2 and she invited all to the Ridgeville Farmer's Market on Wednesdays.

**Ward 1** Alderman Fiske had no report.

**A motion for adjournment into an Executive Session by Alderman Wilson was made and seconded and a Roll Call vote resulted in a 9-0 agreement to adjourn. The meeting ended at 10:10 p.m.**

**Rodney Greene  
City Clerk**