



Rules Committee Meeting

MONDAY, SEPTEMBER 11, 2017

This meeting will convene at the conclusion of the Planning & Development Committee meeting that meets at 7:15pm

Lorraine H. Morton Civic Center, 2100 Ridge Avenue
James C. Lytle City Council Chambers

AGENDA

- I. CALL TO ORDER/DECLARATION OF QUORUM: Ald. Donald Wilson
- II. CITIZEN COMMENT
- III. APPROVAL OF MINUTES OF THE REGULAR MEETING OF JUNE 26, 2017*
- IV. EQUITY AND EMPOWERMENT COMMISSION*
- V. CITY COUNCIL MEMBER SUBSTITUTION WITH CITY COUNCIL COMMITTEES
- VI. RECORDING OF CITY BOARDS AND COMMISSIONS WHERE CITY COUNCIL MEMBERS SERVE AS MEMBERS
- VII. NEW BUSINESS
- VIII. ADJOURNMENT

*Denotes materials included in packet

MINUTES OF THE RULES COMMITTEE

Monday, June 26, 2017

7:35 p.m.

Lorraine H. Morton Civic Center
Jay C. Lytle City Council Chambers

Present: Ald. Peter Braithwaite, Ald. Judy Fiske, Ald. Cicely Fleming, Mayor Steve Hagerty, Ald. Ann Rainey, Ald. Eleanor Revelle, Ald. Robin Rue Simmons, Ald. Thomas Suffredin, Ald. Donald Wilson, and Ald. Melissa Wynne

Presiding: Ald. Donald Wilson

Staff Present: Wally Bobkiewicz, City Manager

CALL TO ORDER/DECLARATION OF QUORUM:

Ald. Wilson declared a quorum and called the meeting to order at 7:35pm

CITIZEN COMMENT:

Junad Rizki stated Council needs to resolve the ethics violation regarding former Ald. Holmes. Also spoke about the use of the Aldermanic Library prior to Council meetings and how there are more than 3 Aldermen in the room with the blinds closed and citizens can't hear what is being talked about.

Betty Sue Ester stated at the last Board of Ethics meeting they discussed their procedures and how their meetings should be conducted. She asked shouldn't that come before the Rules Committee before they make any changes.

City Clerk Reid spoke on his support of recording executive session Council meetings to allow for greater transparency for the community.

APPROVAL OF MINUTES OF THE REGULAR MEETINGS OF APRIL 17, 2017 AND MAY 15, 2017:

Ald. Rainey moved approval. Ald. Wynne seconded. Minutes approved.

APPROVAL OF COMMITTEE CHAIR SCHEDULE FOR 80TH CITY COUNCIL:

Ald. Rainey moved approval. Ald. Rue Simmons seconded. Motion approved.

DISCUSS COUNCIL LIAISON ASSIGNMENTS TO BOARDS AND COMMITTEES:

City Manager Bobkiewicz noted that the previous City Council made a determination to designate Council liaisons for those boards and committees who did not have Mayor or City Council members serving. This liaison program allowed members of those boards and committees, and the chairs, to have a Council contact. Those who were in the 79th Council attended those meetings from time to time. Staff is proposing that Council consider this program for the 80th City Council.

Ald. Wynne volunteered to serve as liaison to the Age-Friendly Evanston Task Force, Library Board and Preservation Commission. Ald. Wilson to serve as liaison to the Arts Council, Parks, Recreation & Community Services Board and Zoning Board of Appeals. Ald. Rainey to the Board of Ethics and Public Safety Civil Service Commission. Ald. Fleming to the Citizens' Police Advisory Committee and Mental Health Board. Ald. Suffredin to Commission on Aging, Firefighter's Pension Board and Police Pension Board. Ald. Fiske to Design & Project Review Committee and Plan Commission and Ald. Revelle to Environment Board and Utilities Commission.

Ald. Wilson noted in addition there are two vacancies on the Animal Welfare Board. Ald. Braithwaite volunteered to fill one of those vacancies. The committee decided they would discuss the other vacancy at a later date.

REVIEW AND CONFIRM CITY COUNCIL MEETING CALENDAR FOR REMAINDER OF 2017:

Ald. Wynne moved to strike the July 17th Council meeting date for the City Manager's evaluation. Ald. Braithwaite seconded. Motion passed to accept the revised City Council meeting schedule for the remainder of 2017.

DISCUSS SCHEDULE FOR CITY MANAGER ANNUAL EVALUATION:

Ald. Wynne said she would be happy to serve on the committee again for the City Manager's evaluation and suggested scheduling the evaluation in early September. Ald. Revelle and Mayor Hagerty volunteered to serve as well. Ald. Wilson asked Ald. Wynne to report back at the next Rules Committee meeting on the specific schedule.

DISCUSSION ON CITY COUNCIL TRAVEL AND TRAINING POLICY:

City Manager Bobkiewicz said there really has not been a formal policy. One or two Council members have attended the Annual Conference and Congressional Cities Conference of the National League of Cities, as well as the Annual Conference of the Illinois Municipal League over the last several years. A notable exception was the 2012 National League of Cities Congressional Cities Conference where five members of Council attended. There are also some local meetings most notably, the Annual Dinner and Legislative Breakfast of the Northwest Municipal Conference. The Mayor has regularly attended the Winter meeting of the U.S. Conference of Mayors and the Annual Conference of the Illinois Municipal League. Staff did a little research on sister communities around Cook County. As far as budgets they range from \$54,000 in Village of Schaumburg a year, Oak Park \$7,000, Arlington Heights \$3,000 and currently Evanston has a budget of \$8,000 for travel and training. Actual expenditures have ranged from last year a little of \$6,000 and a little over \$10,500 in 2015. Ald. Fleming has expressed an interest in attending a NLC meeting in the next few weeks and in working with the Mayor and Chairman of the Rules Committee that has been approved. The NLC meeting registration deadlines are coming up and that meeting is in November in Charlotte, NC. There are a couple of options, leave it as it is and that is the best judgement of the individual members. Divide it up dollar wise for each member and the Mayor or come up with another plan. His recommendation would be if there is a history of Evanston Council members being very responsible in travel and training, perhaps if all are in agreement to that then whatever individual travel and training the members of Council and the Mayor feel is appropriate will be funded within the budget and when they hit the budget they can have further discussions.

Ald. Rainey said she was a little disappointed to hear that presentation because she has indicated that she is going to Charlotte for the NLC conference and has registered. Her registration is close to \$800.00 and that does not include hotel or airfare. The last time she went to a conference was when Michael Summers was an Alderman and he has been dead for many years and Lorraine Morton was an Alderman and that was she believes that was in 1980 something. She is really looking forward to this Council approving her trip to the NLC. She went to a conference with Mayor Tisdahl last year at the Hilton in Chicago. Not sure what they pay to belong to Illinois Municipal League but it was the most pathetic conference she had ever been too. NLC is a valued organization and the annual dues are a lot. If they are going to be paying that kind of money in membership dues to a prestigious organization then they ought to send people to their functions. But to set a limit of \$10,000 for an entire year is really cheating out and not encouraging the training and education of Aldermen.

Ald. Braithwaite pointed out that earlier the Mayor had shared with him that he had went to the U.S. Conference of Mayors conference and he had such excitement in his voice, not only from just what he learned but the people he met. He said it may have been 5 years since he last went to a conference but to the newer members it is a great opportunity to see and get caught up on what is going on nationally and networking with other Council members. He requested that the committee receive a 3 year history on staffs travel and training and education if that is allowed.

Ald. Wilson responded that the memo indicates they have \$8,000.00 in the budget from last year. The question is do they want to change what has been done in the past? He doesn't think they all need to go to a conference. Those that have gone in the past have brought back useful information for all of them. Ald. Rainey said to control it she thinks having two or three people go is plenty, depending on the importance of the conference. There is no reason to have five aldermen go to one annual conference.

Mayor Hagerty added just to advocate like they do with the staff, he thinks there is tremendous value in professional development from learning from others and other communities. When you go to a really high caliber conference like the U.S. Conference of Mayors and hear these other Mayors talk or you go to the National League of Cities and hear other Council members talk you really feel good about the things that we are doing but you also have your eyes open to things that others are doing. You are there to learn and bring back good practices going on in other places and to network. He would encourage Council to consider having a process where different Council members who wish to go to high quality conferences have that opportunity. Ald. Wynne commented that the high quality conferences are very, very valuable and you learn information that you can bring back to our community. That is where she first learned about Cradle to Career.

Ald. Wilson noted that it looks as though there is nothing broken so let's not fix it.

CITY COUNCIL CONSENT AGENDA READING:

Ald. Rainey pointed out that she would like to see chairmen of the Standing Committees present the consent agenda from their committee to the Council. Once they are finished the City Clerk will call the roll. Then any special items that have been held off the consent agenda, the chairs can explain why just as they do now. She could then handle the appointment recommendations from the Mayor. The chairmen of these committees never appear before City Council other than if something is taken off the consent agenda and she thinks that is wrong. She moved for approval of the chairs presenting the consent agenda from their committee to City Council. Ald. Braithwaite seconded. Motion passed.

Mayor Hagerty moved to have that process start tonight. Ald. Wynne seconded. Motion passed.

RECORDING OF EXECUTIVE SESSION MEETINGS:

Ald. Wilson stated presently executive session meetings are recorded with an audio recording. The City Clerk has suggested video recordings be included.

Ald. Fleming asked for the reason why. City Clerk Reid said it would be helpful with transcribing and when minutes are eventually released folks can watch the meeting. Ald. Fleming asked what are they being recorded on now and how are they assured they are secure until the release date. City Clerk Reid said they can figure out the various recording options. But video will be held on a private server until the Council votes to release them just as the audios are held. Mayor Hagerty asked how many other communities around Illinois and the United States are videotaping executive sessions. City Clerk Reid said he was unsure.

Ald. Braithwaite moved to leave the recording sessions as is. Ald. Rainey seconded. Audio only. Motion passed.

Ald. Wilson shared that what is discussed in executive sessions are issues related to personnel, contracts, negotiations, litigations and things of that nature. For example, you would not want to discuss negotiation issues on camera because then people would know you are negotiating. It is required by Illinois statute to not discuss in open session.

NEW BUSINESS:

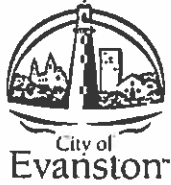
City Manager Bobkiewicz noted there was a request by Ald. Suffredin to come up with a procedure for him to recuse himself with purchases from the Amazon Corporation. The item is still pending and will be brought back to the committee at a future date.

ADJOURMENT:

Meeting adjourned 8:08p.m.

Respectfully submitted,
Darlene Francellno

A video of this meeting is available at www.cityofevanston.org/government/agendas-minutes/agendas-minutes--rules-committee.



Memorandum

To: Chair and Members of the Rules Committee

From: Dr. Patricia A. Efiom, Equity and Empowerment Coordinator

Subject: Ordinance, 85-O-17, Creation of Equity & Empowerment Commission

Date: September 11, 2017

Recommended Action:

Staff seeks recommendation from Rules Committee for City Council adoption of Ordinance 85-O-17, Amending Title 2, Chapter 12 of the Evanston City Code, which creates the Equity & Empowerment Commission:

Background:

In 2016, due to a lack of activity and consistent staff support, the Human Relations Commission was consolidated with the Housing and Homelessness Commission. The work of the Housing, Homelessness and Human Relations Commission is heavily focused on Housing and Homelessness.

With the establishment of the office of Equity & Empowerment in February 2017, it was determined that a commission dedicated solely to the work of Equity & Empowerment was essential. Therefore, at the May 9, 2017 Housing, Homelessness and Human Relations Commission meeting, members voted to support the disaggregation of the Commission.

The City Council finds that creating an entity that proactively addresses issues of equity and empowerment in the City of Evanston is a priority.

Title 2 of the Evanston City Code will be amended to add Chapter 12 – Equity and Empowerment Commission.

Attachment:

Ordinance 85-O-17

85-O-17

AN ORDINANCE

**Creating Title 2, Chapter 12 of the Evanston City Code Forming an
“Equity and Empowerment Commission”**

**NOW BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
EVANSTON, COOK COUNTY, ILLINOIS, THAT:**

SECTION 1: Legislative Statement. This Ordinance creates a City of Evanston Equity and Empowerment Commission whose primary function is to address issues of access, equity, and empowerment within the City. Diversity and inclusion are core values of the Evanston community. The City Council determines that it is in the best interest of the City to create an Equity and Empowerment Commission to achieve lasting change, leverage diversity, and actively practice inclusion.

Article VII, Section (6)a of the Illinois Constitution of 1970, which states that the “powers and functions of home rule units shall be construed liberally,” was written “with the intention that home rule units be given the broadest powers possible” (*Scadron v. City of Des Plaines*, 153 Ill.2d 164). Pursuant to 65 ILCS 5/1-2-1, the City may make all rules and regulations to carry into effect the powers granted to the City, such broad and general grant of authority complementing the City’s home rule powers. At meetings held in compliance with the provisions of the Illinois Open Meetings Act (5 ILCS 120/1 *et seq.*), the City Council considered this Ordinance, heard public comment, and made findings. It is well-settled law in Illinois that the legislative judgment of the City Council must be considered presumptively valid (*see Glenview State Bank v. Village of Deerfield*, 213 Ill.App.3d 747(1991)) and is not subject to

courtroom fact-finding (*see National Paint & Coating Ass'n v. City of Chicago*, 45 F.3d 1124 (1995)).

The City Council finds that creating an entity that proactively addresses issues of equity and empowerment in the City of Evanston is a priority. The City Council desires to amend the City Code to create an Equity and Empowerment Commission.

SECTION 2: Title 2, Chapter 12 of the Evanston City Code of 2012, as amended ("City Code"), is hereby created and shall read as follows:

CHAPTER 12 – EQUITY AND EMPOWERMENT COMMISSION

2-12-1: PURPOSE.

The purpose of the Equity & Empowerment Commission ("Commission") is to identify and eradicate inequities in the City of Evanston, including City services, programs, human resources practices, and decision-making processes. The Commission will work with community partners and businesses to promote equity and inclusion within the City and provide guidance, education, and assistance to City Departments to build capacity in achieving equitable outcomes and services. Further, the Commission will be transparent and collaborative with both internal and external individuals and entities, holding all accountable for measurable improvements and outcomes. Finally, the Commission will promote, support, and build capacity with laws, ordinances, and regulations related to equity and empowerment within the City.

2-12-2: MEMBERSHIP.

The Commission consists of nine (9) members who serve without compensation and are residents of the City of Evanston. The members must include the following:

- (A) One (1) member who has the training and/or experience representing the needs of those who have a physical or mental disability;
- (B) Three (3) members who have experience in human rights, social justice advocacy, or similar areas;
- (C) One (1) member who is an Alderman.

The Commission's membership must reflect the demographic makeup of the City of Evanston population, including but not limited to: race, color, religion, national origin, sex, sexual orientation, gender identity, marital status, age, source of income, physical disability or mental disability.

2-12-3: TERM.

Commission members are appointed to three (3) year terms by the Mayor with the advice and consent of the City Council. Non-aldermanic members may serve for not more than two (2) full terms.

2-12-4: POWERS AND DUTIES.

In carrying out its responsibilities, the Commission must:

- (A) Evaluate, develop and recommend equity tools to be used to examine policies, practices, services and programs;
- (B) Develop ways to measure and monitor community relations, race relations, and civil rights issues, particularly those that are sources of intergroup conflict;
- (C) Study and investigate problems of prejudice, bigotry, and discrimination for the purpose of developing action strategies to eliminate these problems;
- (D) Develop strategies to improve quality of life, livability and equity for all residents of Evanston;
- (E) Submit an annual report to City Council on the goals, activities and accomplishments of the Commission; and
- (F) Create subcommittees, as necessary, in furtherance of the Commission's purpose.

2-12-5: ADOPTION OF RULES; SELECTION OF A CHAIRPERSON.

The Commission must annually elect a Chairperson from among its members. The Commission must also adopt rules and regulations necessary to exercise its responsibilities.

SECTION 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4: This ordinance must be in full force and effect after its passage, approval, and publication in a manner provided by law.

SECTION 5: If any provision of this ordinance or application thereof to any person or circumstance is held unconstitutional or otherwise invalid, such invalidity must not affect other provisions or applications of this ordinance that can be given

effect without the invalid application or provision, and each invalid provision or invalid application of this ordinance is severable.

Introduced: _____, 2017

Approved:

Adopted: _____, 2017

_____, 2017

Stephen H. Hagerty, Mayor

Attest:

Approved as to form:

Devon Reid, City Clerk

W. Grant Farrar, Corporation Counsel