REGULAR CITY COUNCIL MEETING

CITY OF EVANSTON, ILLINOIS
LORRAINE H. MORTON CIVIC CENTER
JAMES C. LYTLE COUNCIL CHAMBERS
Monday, November 11th, 2019

<table>
<thead>
<tr>
<th>Present:</th>
<th>Absent:</th>
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<tbody>
<tr>
<td>Alderman Fiske</td>
<td>Alderman Revelle</td>
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<td>Alderman Braithwaite</td>
<td>Alderman Rainey</td>
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<td>Alderman Wynne</td>
<td>Alderman Fleming</td>
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<tr>
<td>Alderman Wilson</td>
<td>Alderman Suffredin</td>
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<td>Alderman Rue Simmons</td>
<td>(9)</td>
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Presiding: Mayor Stephen Hagerty
Mayor’s Public Announcements

Mayor Hagerty Announcements:

- Veteran’s Day
- Recognition of Carlo Cavallaro, ComEd External Affairs Manager
- Mayor’s Town Hall Meeting- Thursday November 14, 2019 at 7:00 p.m. at Temperance Beer Co.

City Manager’s Public Announcements

City Manager Erika Storlie had no announcements.

City Clerk’s Communications

City Clerk Reid gave a summary of public comments made by James Engelman and Debbie Hillman.

Public Comment

Scott Gingold  
Opposed the NU zoning text amendment.

Harris Miller  
Asked City Council to oppose the NU zoning text amendment. Said the 2 year program will give preferential treatment to Northwestern over Evanston/Wilmette residents. It will increase the traffic congestion in the neighborhood.

Bruce Enenbach  
Opposed the NU zoning text amendment.

Mike Vasilco  
Requested to have Ordinance 135-O-19 removed from the agenda because of the failure by Northwestern University to provide proper documentation to help City Council make an informed decision. Said Northwestern was being misleading by providing inaccurate numbers for parking spaces available at their stadium.

Carrie Van Hoff  
Opposed the NU zoning text amendment. Said Northwestern did not provide any evidence to prove their proposed zoning text amendment meets the standards by the city.
Gary Kull believes the decision to grant Northwestern a change in the zoning text amendment will set a precedence in the future to allow Northwestern to continue to expand in Evanston without having to follow the proper procedure.

Andy Berman opposed the NU zoning text amendment.

Mary Rosinski voiced her opposition to the proposed NU zoning text amendment.

Doreen Price shared a message about Veteran’s Day.

Lin Troutman opposed the NU zoning text amendment. Claimed the proposed text amendment is actually a map amendment, which would require seven to nine votes. It would also allow citizens to overturn any map amendment if 30% of the people who live within 500 ft of the affected area are opposed to the change.

Carl Klein proposed to have City Council set a payment in lieu of taxes for Northwestern University.

Ray Friedman questioned why residents are expected to follow the City Code and Ordinances while Northwestern is given special treatment and not required to do so.

Virgina Mann expressed her concerns over the lack of due process for the Northwestern proposed zoning text amendment. She said the numerous businesses and residents reaching out to City Council members in opposition to the proposed text amendment should be a clean indication to not vote in favor of the ordinance.

Jill Greer requested City Council to hold the vote on the proposed NU text amendment until a reasonable solution for traffic, parking and safety can be properly analyzed.

William Siroky opposed the NU zoning text amendment because Northwestern failed to meet the burden of proof to show this change would be a positive amendment to the community. Northwestern has failed to provide documents previously requested by City Council and some data that was given was proven to be flawed.

Misty Witenberg talked about the Ethics Ordinance and the provisions that were removed.

Lori Keenan opposed the NU zoning text amendment. Said Northwestern has not provided adequate facts or evidence.

Ken Proskie requested each City Council member to explain their vote to either
support or oppose the NU zoning text amendment.

Margret Forst  Opposed the NU zoning text amendment. Said Northwestern has not provided adequate facts or evidence. Asked City Council to vote against the proposed text amendment. Watch

John Austin  Asked City Council to abide by the rule of law and not support the NU text amendment because Northwestern has failed to support its burden of proof. Watch

Christine Froula  Strongly opposed violating the City of Evanston zoning ordinance with a lack of due process. Voiced her opposition to the NU zoning text amendment. Watch

Kate Sullivan  Shared her experience of living next to the Welsh-Ryan Arena. Described several inconveniences of living next to the stadium such as traffic, trespassing and littering. Watch

Nancy Metzger  Shared her thoughts on the proposed text amendment for Northwestern. Watch

Alex Turik  Talked about the proposed self-storage tax. Said the tax will negatively impact low-income residents, students, minorities and the elderly. Said business owner will not be willing to take on the burden of paying for the tax, but will instead pass the fee to their customers. Watch

Dave Davis  Northwestern’s Executive Director of Neighborhood and Community Relations who spoke in support of Ordinance 135-O-19. He said the pilot program would simply allow the University to host different types of events in a U2 District. It would limit the number of attendees to 7,000 indoors and 3,000 attendees outdoor. Said the added events would be consistent to the events currently taking place at the stadium. Said the proposal would not modify any facility in the U2 District, no construction, no changes to any structures, no renovations and no change in services. He also said the benefits to the community include added events and new revenues. Watch

Mike Polisky  Northwestern’s Deputy Director of Athletics for External Affairs who spoke in support of Ordinance 135-O-19. Asked City Council for their support and allow Northwestern the opportunity to do things the right way. Watch

Elliot Zashin  Talked about a petition being circulated in the community to place a referendum on the spring election ballot to create a process that gives residents the ability to place policy measures via referendum. Watch

Timothy Guimond  Strongly disagreed with Northwestern staff who stated the proposed zoning text amendment would not cost the city any money. Said the
property values will decrease.

Yvi Russel Voiced her opposition to the NU zoning text amendment.

Special Order of Business

SP1. FY 2020-21 Proposed Budget Discussion

Staff recommends City Council continue discussions regarding items in the FY 2020-21 Proposed Budget.

For Discussion

Consent Agenda

M1. Staff recommends approval of the Minutes of the Regular City Council Meeting of October 28, 2019.

For Action

Approved on Consent Agenda

A1. Approval of the City of Evanston Payroll and Bills

City Council approved the City of Evanston Payroll for the period of October 14, 2019 through October 27, 2019 in the amount of $2,834,639.74, Bills List for November 12, 2019 in the amount of $3,014,798.95 and credit card activity for the period ending September 26, 2019 in the amount of $175,489.92.

For Action

Approved on Consent Agenda

A2. Approval of BMO Harris Amazon Credit Card Activity

City Council approved the City of Evanston’s BMO Harris Amazon Credit Card Activity for the period ending September 26, 2019 in the amount of $4,729.44.

For Action

Passed 8-1-0

Ald. Suffredin abstained
A3. Approval of 2019-2020 Snow Towing Operation Contracts

City Council authorized the Interim City Manager to execute contract(s) for Snow Towing Services in an amount not to exceed $60,000. Funding for snow towing contractors is provided by the Snow and Ice Control General Fund Account (100.40.4550.62451). A list of various towing companies is attached.

For Action
Approved on Consent Agenda

A4. Approval of the 2019 Holiday Parking Program

City Council approved a Holiday Parking Validation program for paid parking sessions on the ParkEvanston app beginning November 30, 2019 through January 4, 2020.

For Action
Approved on Consent Agenda

A5. Sole-Source Purchase of Dell Video Archive Storage Array Expansion Chassis for the Robert Crown Community Center, Library and Ice Complex

City Council authorized the Interim City Manager to purchase of a Compellent SC400 expansion storage chassis as part of the Robert Crown Community Center, Library and Ice Complex project from Dell Computer Corp. (P.O. Box 802816, C/O Dell USA L.P., Chicago, IL 60680-2816) in the amount of $39,600.13. This is a solesource purchase. The storage chassis will be used in connection with the IP Security cameras/videos at the new Center. Funding for this purchase will be from the Crown Construction Fund (Account 416.40.4160.65555 - 616017).

For Action
Approved on Consent Agenda

A6. Pre-Qualification of Contractors for Cured-In-Place (CIPP) Rehabilitation of Sewer Mains (RFQ 19-51)

City Council approved the following contractors as pre-qualified to perform Cured-In-Place Pipe (CIPP) rehabilitation in the City’s sewer system for a three-year period (2020, 2021 and 2022); Benchmark Construction Co., Inc. (2260 Southwind Boulevard, Bartlett, IL), Granite Inliner, LLC (2215 Sanders Road, Suite 400, Northbrook, IL), Hoerr Construction, Inc. (1416 County Road 200N, PO Box 65, Goodfield, IL), Insituform Technologies, USA, Inc. (17988 Edison Ave., Chesterfield, MO), SAK Construction, LLC. (864 Hoff Rd., O’Fallon MO), and Visu-Sewer, Inc. (W230 N4855 Betker
Drive, Pewaukee, WI). No funding is required at this time. Bids for specific CIPP sewer rehabilitation contracts will only be opened from the list of pre-qualified contractors. When these projects are awarded, they will be funded from the Sewer Fund (Account 515.40.4535.62461).

**For Action**
Approved on Consent Agenda

**A7. Sole-Source Contract with DualTemp Clauger for Ice Refrigeration Maintenance Services at the Robert Crown Community Center, Ice Complex and Library**

City Council authorized the City Manager to execute a sole-source contract with DualTemp Clauger (4301 South Packers Avenue, Chicago, IL 60609) to provide ice refrigeration maintenance services for the Robert Crown Community Center Ice Complex and Library in the amount of $44,223.36. This contract will be for one year. Funding for the purchase will be from the Crown Construction Fund (Account 416.40.4150.65515 - 616017).

**For Action**
Approved on Consent Agenda

**A8. Sole-Source Contract with Forward Space for the Miscellaneous Fixtures and Equipment, Purchase B at the Robert Crown Community Center, Ice Complex and Library**

City Council authorized the City Manager to execute a sole-source contract with Forward Space (1142 N. North Branch Street, Chicago, Illinois 60642) to provide Miscellaneous Fixtures and Equipment, Purchase B for the Robert Crown Community Center, Ice Complex and Library in the amount of $93,496.22. Funding for this purchase will be provided from the Crown Construction Fund (Account 416.40.4160.65515 – 616017). The current Furniture, Fixtures, and Equipment (FFE) budget for this project is $910,000 of which $641,644.48 has been committed.

**For Action**
Approved on Consent Agenda
A9. **Change Order No. 2 for 2019 Structure Lining (Bid No. 19-15)**

City Council authorized the City Manager to execute Change Order No. 2 for the 2019 Structure Lining (Bid No. 19-15) with Midas Midwest, LLC d/b/a Culy Contracting (5 Industrial Park Drive, P.O. Box 29, Winchester, IN 47394) for a 60 day contract extension. There is no change to the contract amount associated with this change order. Funding for this project is provided by the Sewer Fund (Account 515.40.4535.62461-419005) which has an approved FY 2019 budget of $165,000 for this work.

**For Action**

Approved on Consent Agenda

A10. **Change Order No. 2 to the Contract With Bodala LLC dba Central Rug and Carpet for the Fleetwood-Jourdain Interiors Renovation (RFP 19-13)**

City Council authorized the City Manager to execute Change Order No. 2 to the contract for the Fleetwood-Jourdain Interior Renovation (RFP 19-13) with Bodala, LLC dba Central Rug and Carpet (3006 Central Street, Evanston, IL) in the amount of $13,224. This will increase the current overall contract amount from $651,349 to $664,573. There is no time extension associated with this change order. Funding will be provided from the Capital Improvement Fund 2019 General Obligation Bonds (415.40.4119.65515 – 618008). This change order will exceed the project budget, but funding is available from savings in other projects awarded in 2019.

**For Action**

Approved on Consent Agenda

A11. **Resolution 86-R-19, Approving Outside Counsel Litigation Procedures and Billing Guidelines**

City Council adopted Resolution 86-R-19, to approve Outside Counsel Litigation Procedures and Billing Guidelines.

**For Action**

Approved on Consent Agenda
A12. Resolution 120-R-19, Referendum for Nonpartisan Elections

Staff recommends City Council adoption of Resolution 120-R-19, which will add a referendum question on whether the City should hold partisan or nonpartisan elections to the ballot of the March 17, 2020 election.

For Action
Held in Committee

A13. Resolution 121-R-19, Authorizing the City Manager to Execute an Agreement with Motivate International, Inc. for the Divvy Bicycle Program

City Council adopted Resolution 121-R-19, Authorizing the City Manager to execute an agreement with Motivate International, Inc., for a period of 5 years to expand the Evanston Divvy Bikeshare Program ("Divvy Program") and to remove the financial cost to the City. Staff anticipates the budgeted amount for Divvy expenses will be cost neutral for the length of the contract.

For Action
Passed 8-1
Ald. Fleming voted “No”

A14. Resolution 123-R-19, Authorizing the Interim City Manager to Execute a Lease Agreement with Illinois State Representative, Robyn Gabel, for Office Space in the Civic Center

City Council adopted Resolution 123-R-19, authorizing the City Manager to execute a lease agreement with Robyn Gabel, Illinois State Representative for the 18th District, for office space in the Civic Center. The lease will be for a one year term (December 1, 2019 to November 30, 2020) at a rental rate of $5,335/per year ($444.58/per month).

For Action
Passed 9-0

A15. Ordinance 117-O-19, Approving First Amendment to Tax Increment Redevelopment Plan and Project for the Howard and Ridge Redevelopment Project Area

City Council adopted Ordinance 117-O-19, approving First Amendment to Tax Increment Redevelopment Plan and Project for the Howard and Ridge Redevelopment Project Area.

For Introduction
Passed 7-2
Ald. Suffredin and Ald. Fleming voted “No”
A16. **Ordinance 118-O-19, Designating the First Amended Howard and Ridge Redevelopment Project Area Pursuant to the Tax Increment Allocation Redevelopment Act**

City Council adopted Ordinance 118-O-19, designating the First Amended Howard and Ridge Redevelopment Project Area Pursuant to the Tax Increment Allocation Redevelopment Act.

**For Introduction**
**Passed 7-2**
Ald. Suffredin and Ald. Fleming voted “No”

A17. **Ordinance 119-O-19, Adopting Tax Increment Allocation Financing for the First Amended Howard and Ridge Redevelopment Project Area**

City Council adopted Ordinance 119-O-19, adopting Tax Increment Allocation Financing for the First Amended Howard and Ridge Redevelopment Project Area.

**For Introduction**
**Passed 7-2**
Ald. Suffredin and Ald. Fleming voted “No”

A18. **Ordinance 142-O-19, Amending City Code Section 7-12-17, City Waterworks System "Charges, Rates, Fees and Penalties"**

City Council adopted Ordinance 142-O-19, amending City Code Section 7-12-17 "Charges, Rates, Fees and Penalties," increasing the water meter charges and water rates by 5.4%. This increase has a corresponding decrease to the sewer rate and is cost-neutral to Evanston residents.

**For Introduction**
**Approved on Consent Agenda**

A19. **Ordinance 143-O-19, Amending City Code Section 7-13-3 to Decrease Sewer User Rates**

City Council adopted Ordinance 143-O-19, amending City Code Section 7-13-3 to reduce the sewer user rate by 4.46%, from $3.39 to $3.24 per billing unit (100 cubic feet of water consumed).

**For Introduction**
**Approved on Consent Agenda**
A20. **Ordinance 145-O-19, Amending Various Sections of Title 10, Chapter 11 “Motor Vehicles and Traffic” Pertaining to Parking on Simpson Street**

City Council adopted Ordinance 145-O-19, amending various sections of Title 10, Chapter 11 “Motor Vehicles and Traffic” pertaining to parking on Simpson Street.

**For Introduction**
**Approved on Consent Agenda**


City Council adopted Ordinance 152-O-19, amending portions of the City Code following the enactment of the Illinois Cannabis Regulation and Tax Act to address possession of recreational marijuana and associated paraphernalia.

**For Introduction**
**Approved on Consent Agenda**

A22. **Ordinance 141-O-19, Authorizing the City Manager to Execute a Lease of City-Owned Real Property Located at 633 Howard Street with 633 Outpost, LLC, doing business as “Estación”**

City Council adopted Ordinance 141-O-19 authorizing the City Manager to negotiate the lease of City-owned property located at 633 Howard Street. Alderman Rainey requests suspension of the rules for introduction and action at the November 11, 2019 City Council meeting.

**For Introduction**
**Approved on Consent Agenda**

A23. **Ordinance 20-O-19, Amending Title 1, Chapter 10 "City of Evanston Code of Ethics and Board of Ethics"**

The Members of the Ethics Subcommittee recommend adoption of Ordinance 20-O-19 Amending City Code Title 1, Chapter 10 "City of Evanston Code of Ethics and Board of Ethics" and the Board of Ethics Rules.

**Motion:** Ald. Braithwaite  
**Second:** Ald. Rue Simmons  
[Watch]
Motion to insert language that indicates a simple majority of the Board of Ethics is required. 
Passed 9-0

Motion to table item until the regular City Council meeting of November 25, 2019 
Passed 9-0

For Action
Item tabled for meeting of November 25, 2019

A24. Ordinance 98-O-19, Amending City Code Title 3, Chapter 31 Regarding the Regulation of Collection Boxes

City Council adopted Ordinance 98-O-19 “Amending Chapter 31 to Title 3 of the Evanston City Code Regulating Collection Boxes,” which provides clearer guidance as to size and location restrictions of collection boxes, as well as explicitly empowering the Director of the Health and Human Services Department to make administrative decision in conformance with the Code for regulation of collection boxes.

For Action
Approved on Consent Agenda

A25. Ordinance 129-O-19, Amending City Code Section 1-17-1 “Purchases of Goods and Services”

City Council adopted Ordinance 129-O-19, amending City Code Section 1-17-1 “Purchases of Goods and Services”. This ordinance will allow for the current purchasing limit threshold requiring City Council approval to be raised from $20,000 to $25,000.

For Action
Approved on Consent Agenda

City Council adopted Ordinance 144-O-19, Approving and Authorizing the Issuance and Sale of Not to Exceed $3,925,000 Aggregate Principal Amount of Revenue Bonds, Series 2019A (Chiaravalle Montessori School) and $3,735,000 Aggregate Principal Amount of Revenue Bonds, Series 2019B (Chiaravalle Montessori School) of the City of Evanston, Illinois, For the Benefit of Chiaravalle Montessori School; Authorizing the Execution and Delivery of a Bond and Loan Agreement and Other Documents Related Thereto; Authorizing the Sale of Said Bonds to Fifth Third Bank, N.A.; and Approving Related Matters Thereto. The City will not incur a liability to repay this debt in the event of a default by Chiaravalle Montessori School.

**For Action**

Passed 7-2 Ald. Suffredin and Ald. Fleming voted “No”

P1. **Ordinance 135-O-19, Amending Portions of the Zoning Ordinance Related to Permitted Uses within the U2 Zoning District**

City Council approved a text amendment to the Zoning Ordinance to revise language regarding permitted uses in the U2 University Athletic Facilities District.

**Motion to amend condition #2** to read “Sponsors of the temporary event shall provide written notice to residents within five hundred (500) feet of the event site at the same time that they submit an application for a Special Event Permit for the temporary event”

Passed 9-0

**Motion to amend condition #10** and strike “with the exception of” and add the word “Including” and strike the last phrase of the sentence “which shall not exceed thirty minutes before or after the aforementioned times.”

Passed 9-0
Motion to amend the last paragraph of the text amendment to add the sentence “This text amendment shall not create a precedent for future uses in the U2 District”
Passed 9-0

**For Action**
Passed 5-4  Alds. Revelle, Fleming, Wynne and Suffredin voted “No”

**ED1. Ordinance 125-O-19, Amending Portions of City Code Sections to Remove the Requirement for Business Licenses and Implement a Business Registration Program**

City Council adopted Ordinance 125-O-19, Amending Portions of City Code Sections to Remove the Requirement for Business Licenses and Implement a Business Registration Program, amending Title 3, "Business Regulations", replacing business licenses with a business registration program for all for-profit entities operating. This will include the addition of home-based and state licensed businesses to the registration program.

**Motion to send back to the Economic Development Committee**
Passed 9-0

**For Introduction**
Sent to Economic Development Committee

**HS1. Ordinance 79-O-19, Creating Title 2, Chapter 15 of the Evanston City Code Forming a “Citizen Police Review Commission”**

City Council adopted Ordinance 79-O-19, Creating Title 2, Chapter 15 of the Evanston City Code Forming a “Citizen Police Review Commission.”

**Motion to amend the Ordinance to strike the non-disclosure agreement (NDA) requirement.**
Passed 8-1  Ald. Fiske voted “No”

**For Action**
Passed 9-0
**AP1. For Reappointment to:**

Arts Council  Beth Adler

**For Action**

*Approved on Consent Agenda*

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### Call of the Wards

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<tr>
<th>Ward</th>
<th>Report</th>
<th>Watch</th>
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<tbody>
<tr>
<td>1:</td>
<td>No Report</td>
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<td>2:</td>
<td>Encouraged residents to attend the Mayor's Town Hall Meeting at Temperance Beer Co. on Thursday, November 14, 2019 at 7:00 p.m.</td>
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<td>3:</td>
<td>No Report</td>
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<td>4:</td>
<td>No Report</td>
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<td>5:</td>
<td>Ward meeting on Wednesday, November 13, 2019</td>
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<td>6:</td>
<td>Made two referrals to the Rules Committee. The first was regarding the use of a song by The Lumineers at the start of City Council and the second referral is related to the use of the Mayor’s name being placed on City programs.</td>
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<td>7:</td>
<td>Made a referral to the Rules Committee to review the format for public comment at Committee meetings.</td>
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<td>8:</td>
<td>No Report</td>
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<td>9:</td>
<td>Made referral to A&amp;PW for more information regarding food purchase for Committees. Would like to have a discussion at A&amp;PW regarding staff compensation.</td>
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Adjournment

Mayor Hagerty called a voice vote to adjourn the City Council meeting, and by unanimous vote the meeting was adjourned. Ald. Wilson led City Council into Executive Session pursuant to 5 ILCS 120/2(a) to discuss agenda items regarding personnel, litigation and minutes. These agenda items are permitted subject to be considered in Executive Session and are an enumerated exceptions under the Open Meetings Act with the exception being 5 ILCS 120/2(a)(c)(1)(11)(21). A roll call vote was taken and by a unanimous vote (9-0) City Council recessed into Executive Session.