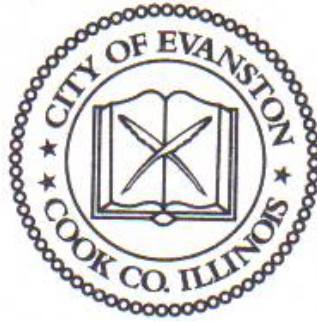


June 22, 2009



**CITY COUNCIL
MEETING
COUNCIL CHAMBERS, 2ND FLOOR
CIVIC CENTER**

Mayor Tisdahl announced that we would have the Township 2009/10 Budget prior to the scheduled Council Meeting. She asked for a nomination for the Moderator from the meeting as a Trustee of the Township.

Trustee Rainey nominated Trustee Tisdahl, seconded by Trustee Holmes. Voice vote was unanimous.

Trustee Tisdahl then asked if any citizen wanted to speak and there were no speakers, and she also asked Pat Vance and Sharon Eckersall neither wanted to speak.

Trustee Rainey wanted to know when the budget had to be passed.

Mayor Tisdahl directed the question to Pat Vance Township Supervisor.

Ms. Vance stated the budget had to be passed by June 30, 2009.

Trustee Rainey had concerns that the budget had not been seen by the Council until tonight and questioned if it had come out of committee. She also stated she was not ready to approve because of the lack of information.

Ms. Pat Vance stated the budget had been presented during the May 26, 2009 Council Meeting.

Trustee Fiske wanted to know what the personal amount was and if it was a mistake and it should be personnel.

Ms. Vance explained it was the amount that was given to the clients in the Program.

Trustee Holmes moved to accept the Township Budget with a second by Trustee Wilson. Roll Call was taken with a 7 – 2 vote the budget was passed. Trustees Rainey and Burrus voted no.

Since there was no other business before the Trustees for the Township Mayor Tisdahl called for an adjournment with a unanimous voice vote at 8:58 p.m.

Mayor Tisdahl opened the Council Meeting by asking for a roll call at 9:08 p.m.

ROLL CALL – PRESENT:

	Alderman Wynne	Alderman Grover
	Alderman Wilson	Alderman Rainey
	Alderman Holmes	Alderman Burrus
A Quorum was present.	Alderman Tendam	Alderman Fiske
		Alderman Jean-Baptiste

PRESIDING: Mayor Tisdahl

MAYOR PUBLIC ANNOUNCEMENT:

Mayor Tisdahl announced the hiring of the new City Manager Mr. Walter J. Bobkiewicz, III, and then had him come forward to the podium so the television viewers could see him. He stated he was glad to be here and looks forward to working with us.

Mayor Tisdahl made a Proclamation stating that June 23, 2009 as Evanston’s “Olympic Day”.

CITY MANAGER ANNOUNCEMENTS:

Ms. Rolanda Russell Interim City Manager had one announcement coming from Mr. Gaynor, Director of Parks/Forestry/Recreation & Facilities Management. Mr. Gaynor spoke concerning the 4th of July Celebration and the restrictions and the observance of the parade route and reserving spaces along the way by citizens.

COMMUNICATIONS CITY CLERK:

Mr. Rodney Greene City Clerk had no report.

CITIZEN COMMENT: AGENDA ITEMS

Len Sciarra, 3003 Park Place spoke on (H1) and that the City should go ahead and approve the green building plan. States will not get any monies unless they come up with an energy preservation plan.

Paige Finnegan 525 Elmwood Ave. spoke on (H1), co-chair of the Environment Board, a business owner and a LEED professional. The City for years has always been a regional leader in becoming a green city. The Environment Board is urging the Council to accept the Green Building Ordinance.

Alex Sproul 646 Judson speaking on (H1) stated he has minimal credentials even though he has been a green proponent for years. He wanted to know if we have the political will to address

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climate action even though we have made a lot of statements over the years. Here is the chance to do something and he hopes the community will respond.

Mark Sloane 2512 Hartzell speaking on (A3.3) Clark Street Beach will be providing increased revenue, place for the lifeguards to rest during their breaks, a safe place for handling monies and better services all around like the year round bathrooms. It is the right size and will benefit everyone, and he did not see why there had to be another forum to reinvent the wheel, but whatever the Council decides will be.

Holly Reynolds 204 Davis speaking on (A3.3) and the timing of the proposal. She thanked Alderman Wynne for her untiring support. She suggested the necessity of coordinating the two large projects, Lakefront Plan and Sheridan Road which will be vital for assuring safety for all who use the Lakefront. She wanted the Council to table the action for another two weeks to allow more time to make sure we have this right.

Andrew Spatz 1216 Main speaking on (H1) Berry & Spatz Architects and he owns and manages over fifty units, 100% of his financial net worth is invested in Evanston. He supports the green building proposal but it needs some polishing to accommodate both developers and the City's need for economic growth. He was concerned about the money that will be necessary to complete the task and suggests not approving the proposal as it stands.

Matt Berry 930 Pitner speaking on (H1) an Architect and works with Mr. Spatz. He does not feel it has gone through the scrutiny and suggests looking at the deposit amounts, and the City being responsible for holding the money. He also suggested to look at adaptive reusable scenarios for buildings as well. He urged the Council to table their approval until it has been looked a little bit more.

Ron Fleckman 1657 Church speaking on the pending rebuilding ordinance, he is a strong believer in the green building plan. He also does not understand the rational of holding a \$10,000 fee over the heads of builders. He stated having a deposit illustrates an apparent mistrust from the City to the business community or between the City and its building inspectors is unhealthy. He suggested we hold seminars to encourage the citizens the importance of thinking green in our homes and businesses.

CITIZEN COMMENT: NON-AGENDA ITEMS

No comments from the citizenry.

CONSENT AGENDA

The Consent Agenda was approved with everything except the following: **(A3.1)** Approval of Contract for the Evanston Water Utility SCADA System Phase III Engineering Services (RFQ 08-74), **(A3.3)** Approval of Lowest Responsible and Responsive Bid (10-22) for the Clark Street Beach Restroom Building , **(P5)** Ordinance 53-O-09 Granting a Convenience Store Special Use for Vinic Wine Company at 1509 Chicago Avenue, **(P6)** Ordinance 40-O-09 Permitting a

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Special Use for Berglund Animal Hospital at 2515 Gross Point Road, (H1) Ordinance 14-O-09 Adopting the U.S. Green Building Council's Leadership in Energy and Environmental Design Greene Building Rating System for Certain Construction and Renovation Projects in the City.

Alderman Rainey moved for approval with second from Alderman Jean-Baptiste. Roll Call: 9-0. Consent Agenda approved.

ITEMS APPROVED ON CONSENT AGENDA (WILL HAVE AN *)

MINUTES:

(M1)* Approval of Minutes of the Regular City Council Meeting of June 8, 2009

ADMINISTRATION & PUBLIC WORKS:

(A1)* City of Evanston Payroll through 6/07/09 \$2,429,385.19

(A2)* City of Evanston Bills through 6/23/09 \$3,742,380.15

PLANNING & DEVELOPMENT

(A3.2)*Approval of Lowest Responsible and Responsive Bid (09-72) for the Renovation of the Sprinkler System and North Façade at the Maple Avenue Parking Garage

Recommend approval of lowest responsible and responsive bid for renovation of the sprinkler system and north façade at the Maple Avenue Parking Garage from Continental Construction Co. Inc. (1919 Greenwood St. Evanston) in the amount of \$101,900. Funding provided by the Downtown II TIF. Item was held in committee on June 8, 2009.

(A3.4)*Approval of Lowest Responsible and Responsive Bid (10-28) for the Purchase of Cisco Products and Support

Recommend approval of lowest responsible and responsive bid (10-28) for the purchase of Cisco products and services from Sentinel Technologies, Inc. (2550 Warrenton Road, Downers Grove, IL) in the amount of \$176,131. Funding provided by the Capital Improvement Program, Network Technology. Current balance is \$250,000.

(A3.5)*Approval of Single Source Purchase of Library Database Subscription from NewsBank

Recommend approval of single source purchase of a one year database subscription with NewsBank (397 Main Street, Chester, VT) in the amount of \$25,875. (This is an increase of \$1,740 over prior year.) Funding provided by Adult Services Computer Licenses and Support in the Library operating budget.

(A3.6)*Approval of Sole Source Geographic Information System (GIS) Annual Maintenance and Support Agreement

Recommend approval of sole source Geographic Information System (GIS) annual maintenance and support agreement with the Environmental Systems Research Institute,

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Inc. (ESRI) (380 New York Street, Redlands, CA) in the amount of \$21,800, a zero percent increase for past two years. Funding provided for in the Computer Licensing and Support operating account in the GIS Division.

(A4.1)*Approval of Change Order #1 for the Emergency Sewer Repair on Lake Street

Recommend approval of change order #1 to the agreement for the 2009 Water Main and Street Resurfacing contract with Bolder Contractors (440 Lake Cook Road, Deerfield,) in the amount of \$59,670. Lake Street emergency sewer repair provided by the Sewer Fund. This change order increases the contract amount from \$2,016,150.40 to \$2,075,820.40.

(A4.2)*Approval of Change Order #1 to Provide Phase II Engineering Services for Sheridan Road from Burnham Place to Chicago Avenue

Recommend approval of Change Order No. 1 to the agreement for the Phase I Engineering Services for Sheridan Road Corridor contract with Transystems Corporation (1051 Perimeter Drive, Schaumburg) to provide Phase II engineering services in the amount of \$88,086. Funding provided by the Capital Improvement Program. This change order will increase the contract amount from \$633,471 to \$721,557.

(A4.3)*Approval of Change Order #4 for the Police/Fire Headquarters Interior Renovation

Recommend approval of change order #4 to the construction contract (Bid 09-11) with Boller Construction, Inc. (3045 W. Washington Street, Waukegan) for additional work at Police/Fire Headquarters located at 1454 Elmwood Ave. This change order will increase the contract by \$23,441.00 from \$1,307,162.50 to \$1,330,603.50. Funding provided by the Capital Improvement Program.

(A5)* Resolution 44-R-09 Authorizing an Intergovernmental Agreement Between Evanston Township and the City of Evanston

Consideration of proposed resolution 44-R-09 authorizing the Interim City Manager to sign an Intergovernmental Agreement with Evanston Township relating to Community Purchased Services for the Mental Health Board funding. The agreement entails Township funding of \$300,000 in the City of Evanston FY2009-10 budget.

For Action

(A6)* Resolution 49-R-09 Relating to Prevailing Wages for Public Works Projects

Consideration of proposed resolution 49-R-09 relating to prevailing wages for public works projects. This is an annual requirement of the State of Illinois Prevailing Wage Act. **For Action**

(A7)* Resolution 50-R-09 Authorizing the City Manager to Renew the Lease for the Continued Use of Property at Sherman Avenue and Lake Street as a Public Parking Lot (City Lot 14, Best Western)

Consideration of proposed resolution 50-R-09 authorizing the Interim City Manager to renew the lease for the continued use of property at Sherman Avenue and Lake Street as a public parking lot (City Lot 14). This resolution authorizes the second ten (10) year option of the Parking Facility Lease at 1501 Sherman (Best Western) with Evanston

North Shore Hotel Partners (806 York Road, Hinsdale, IL).

For Action

- (A8)* Resolution 51-R-09 Authorizing the Interim City Manager to Sign a Resolution of Authorization for an Open Space Lands Acquisition and Development (OSLAD) Grant Application for Lakefront Pedestrian Pathway Renovation Project

Consideration of proposed resolution 51-R-09 authorizing the Interim City Manager to sign a resolution of authorization for an Open Space Lands Acquisition and Development (OSLAD) grant application for the lakefront pedestrian pathway renovation project.

For Action

- (A9)* Resolution 53-R-09 Authorizing the Mayor to Enter into an Employment Contract for a City Manager

Consideration of proposed resolution 53-R-09 authorizing the Mayor to enter into an employment contract for a City Manager.

For Action

- (A10)* Ordinance 36-O-09 Special One Day Liquor Licenses

Consideration of proposed ordinance 36-O-09 to amend the City Code by modifying 3-5-6(F) to increase the number of special one-day liquor licenses issued to a sales address or applicant; extend the hours of sale; and require BASSET training. This item was held in Committee on 5/26/09; introduced and amended on 6/8/09.

For Action

- (A11)* Ordinance 37-O-09 Authorizing the Sale of Surplus Fleet Vehicles Owned by the City of Evanston

Consideration of proposed ordinance 37-O-09 authorizing the sale of surplus fleet vehicles owned by the City of Evanston at Obenauf Auction Service Municipal Equipment auction.

For Action

PLANNING AND DEVELOPMENT

- (P1)* Request from Connections for the Homeless for Families in Transition Funds

Connections for the Homeless is requesting a Families in Transition program rent subsidy for their fifth sponsorship. The program is funded through the Affordable Housing Fund. The exact subsidy amount will be determined when a unit is rented, but will not exceed \$5,949 for one year.

For Action

- (P2)* Program Revision to the Single Family Rehab Program to Allow Owner-occupied 3- Unit Properties to be Eligible for Financing

Currently 1 and 2-unit owner occupied properties are eligible for financing. Staff recommends expanding the use of this program to owner occupied properties consisting of 3 units. **For Action**

(P3)* Ordinance 39-O-09 Granting a Special Use for Subway, a Type 2 Restaurant at 3330 Central Street

Consideration of proposed ordinance 39-O-09 granting a Special Use for a Type 2 Restaurant at 3330 Central Street in the B1a Business Zoning District (Subway). ZBA recommends approval. The ordinance was presented at the June 8th City Council meeting and returned to Committee.

For Action

(P4)* HOME Funding Revision of HODC's Approved HOME Project at 1929 Jackson

Revise the project and funding amount for Housing Opportunity Development Corporation's two-unit building at 1929 Jackson approved in October, 2007 for \$195,000 to rehab and convert to a condominium. Changes in the housing market necessitated the project to be reanalyzed before disbursing funds. Staff recommends changing the project to rental and restructuring the financing to provide a \$175,000 rehab grant and a \$124,000 loan to reduce the first mortgage and the debt service.

For Action

(P7)* Ordinance 38-O-09 Permitting a Special Use for Type 2 Restaurant, Subway, at 1133 Emerson Street

Consideration of proposed ordinance 38-O-09 permitting a Special Use for Type 2 Restaurant, Subway, at 1133 Emerson Street. ZBA recommends approval.

For Action

HUMAN SERVICES COMMITTEE

(H2)* Ordinance 35-O-09 Proposed Budget and Appropriation for Town Purposes, For Fiscal Year Ending March 31, 2010

Consideration of proposed ordinance 35-O-09 to approve the Township of Evanston Budget and Appropriation for Fiscal Year ending March 31, 2010 in the amount of \$1,282,306. **For Action**

AGENDA ITEMS FOR DISCUSSION:

(A3.1) Approval of Contract for the Evanston Water Utility SCADA System Phase III Engineering Services (RFQ 08-74)

Recommend approval of a contract for the Evanston Water Utility Supervisor Control and Data Acquisition (SCADA) System Phase III Engineering Services with CDM (125 South Wacker Drive, Suite 600, Chicago) in the amount of \$168,843. Funding provided from the Water Fund. The amount budgeted for the engineering and construction of SCADA System is \$1,740,000.

(This item was held in committee until the next meeting).

(A3.3) Approval of Lowest Responsible and Responsive Bid (10-22) for the Clark Street Beach Restroom Building

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Recommend approval of construction contract in the amount of \$1,174,060 from G.A. Johnson & Son (828 Foster Street, Evanston, IL) for the Clark Street Beach Restroom Building (Bid 10-22). Funding provided by the Capital Improvement Program.

This item was held in Committee on June 8, 2009.

Alderman Fiske asked for a non-acceptance of the approval.

Alderman Rainey called for a point of order stating the matter had to be agreed by the Council and the committee has no authority to direct the action.

Alderman Fiske then asked if it is coming to Council to get their approval or disapproval. She said it has been a great deal of confusion in the community, since the neighborhood did not see the final plan until coming to Council tonight. She would like to have a continuation of this matter until the July 8th meeting to allow more discussion.

Alderman Wynne spoke in favor of the approval due to the discussions she had with the community, with its improvements of safety and returning the sight back to its natural dune beach appearance. The citizens at the meetings all agreed that the construction that was to be implemented met all the requirements, to make it as green as possible and safe as well. We have a clear entrance and a place for the lifeguards to rest and it will be ADA accessible. She urged the Council not to hold but vote approval.

Alderman Jean-Baptiste did not see how the Lakefront Project and the Clark Street beach became such a priority and not one for the Robert Crown Center. He also stated that the Lakefront Project is very prohibitive to many citizens who want to have other events, and that the area would be closed at 9:00 p.m. instead of 11:00 p.m. as the other beaches. He is for the bathrooms, pathways and other remodeling, but we need to rethink the project.

Alderman Fiske spoke against the Clark Street beach. She insists that the traffic will not be solved but increased in the area, and that the proposal does not answer the best service to the community.

Alderman Wilson believes that the project will be an improvement, but there has been a fair amount of time for citizens to present their views. He personally thinks that some of those priorities should be redirected.

Alderman Burrus spoke to encourage the Council to move forward on the project and not hold the vote for approval.

Alderman Rainey asked for information on public meetings and announcements. She came to delay the vote, but now was in support of the project because so many Aldermen are in favor of the project. Mayor Tisdahl called for a roll call vote:

The motion to hold failed with a 7 – 2 vote. (Aldermen Fiske and Jean-Baptiste voted against)

The approval passed with a 7 – 2 vote. (Aldermen Fiske and Jean-Baptiste voted against).

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- (P5) Ordinance 53-O-09 Granting a Convenience Store Special Use for Vinic Wine Company at 1509 Chicago Avenue
Consideration of ordinance 53-O-09 granting a Special Use for a Convenience Store at 1509 Chicago Avenue in the D4 Downtown Transition Zoning District (Vinic Wine Company). ZBA recommends approval with conditions.
For Introduction (voice vote for approval was unanimous)
- (P6) Ordinance 40-O-09 Permitting a Special Use for Berglund Animal Hospital at 2515 Gross Point Road
Consideration of Ordinance 40-O-09 permitting a Special Use for Berglund Animal Hospital at 2515 Gross Point Road. ZBA recommends approval.
HELD IN COMMITTEE UNTIL JULY 13, 2009
- (H1) Ordinance 14-O-09 Adopting the U.S. Green Building Council's Leadership in Energy and Environmental Design Green Building Rating System™ for Certain Construction and Renovation Projects in the City
Consideration of proposed ordinance 14-O-09 adopting the U.S. Green Building Council's Leadership in Energy and Environmental Design Green Building Rating System™ for certain construction and renovation projects in the City. The Environment Board believes adopting this ordinance will represent a step toward achieving the City's greenhouse gas elimination target and provide for healthier buildings for City residents. Discussions HELD in Committee July 7, 2008, October 20, 2008 and December 1, 2008.
For Action

Alderman Jean-Baptiste moved for approval with a second from Alderman Holmes.

Alderman Wilson stated he could not support this Ordinance, because he is troubled by the way the funds are being arranged, more of a punitive action and not an initiative one.

Alderman Holmes believes the Ordinance needs more tweaking and suggests sending it back to committee.

Alderman Grover thanked the Environment Board for their leadership in general for the green building ordinance, because she wanted one badly. She wanted to place an amount of a deposit to a percentage of the projected evaluation, rather than applying the five step levels. Also to identify owners of existing buildings in the discussions of the green building who owned property that this ordinance would apply. She also asked if we could extend the bonus provisions beyond the Downtown as incentives in our green building ordinance.

Mayor Tisdahl asked the two groups to work together with one another in forming an ordinance instead of having it come from the Council floor. In this way it would expedite the matter.

Alderman Burrus said she was very much in favor of a green building ordinance and thanked those who were instrumental in preparing it. She stated we must look seriously at a project and we need the two parties to come together as stated by Mayor Tisdahl. She also said we do need

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to hold people accountable for what they say they are going to do, and make sure we have money in the pocket if they default.

Alderman Jean-Baptiste wanted the staff to make the Council aware of the process that went forward with the developers.

Mr. Robert Dorneker Superintendent of Recreation stated the Environment Board sent various letters as well as press releases went out and there were discussions going on. As time went on various groups fell off and others tried to entice them back to go forward with the process.

Alderman Jean-Baptiste suggested that the City Manager should handle the proposal for the green house ordinance with staff to once again try another round of discussions with the developers and come back with a report later. He then withdrew his motion to approve until further discussions were met, and for the City Manager to come back with an ordinance that we all can address.

Alderman Rainey's suggestion is for the Mayor to appoint a subcommittee to discuss the issue and then bring back a report, because she does not believe a conversation would be productive.

Mayor Tisdahl stated she would like to appoint a committee, but it is an elected process that would need Council approval.

Alderman Rainey disagreed with the Mayor and said the chairman of a standing committee could appoint a subcommittee without Council approval.

Alderman Jean-Baptiste stated that administration would have to manage the process and make sure staff and representatives are there from the Environmental Board.

Mayor asked for everyone to agree that she will do all she can to help Ms. Russell to convince everyone to work together.

Alderman Holmes said that Alderman Grover gave us a list of other stake holders and that she should be included on the subcommittee not only developers.

Alderman Grover asked that the process be on a fast track as soon as possible.

Alderman Jean-Baptiste said the first meeting in August. Mayor Tisdahl then stated that the City Manager will be instructed to make all of this to work.

Ms. Russell stated the Council will have it the first meeting in August.

Mayor Tisdahl then asked for all who agree with Alderman Jean-Baptiste's motion to have the City Manager handle the process say "aye", those oppose. The "aye's" have it and the motion was passed. **(H1)**

OTHER COMMITTEES

No Report

CALL OF THE WARDS:

WARD 3: No report

WARD 4: Alderman Wilson mentioned a terrific time for the Custer Street Fair arrangers. Also complaints about unleashed dogs and asked that all leash their dogs and don't let the Police have to make the judgment for you if the dog is docile or not.

WARD 5: No Report

WARD 6: Alderman Tendam has concerns about gas leaf blowers. There is no active way to enforce this Ordinance and he wanted to know if we really care about this Ordinance. Could we have leaflets made and distributed to inform the public of the existent Ordinance by our City workers and crews.

WARD 7: Alderman Grover welcomed the new City Manager and then announced her 7th ward meeting to be held on July 16. On Sunday June 28th is the Ricky Byrdsong race against hate and hoe that all are participating.

WARD 8: No Report

WARD 9: Alderman Burrus announced her ward meeting to be held at the Levy Center on July 29 at 7:30 p.m.

WARD 1: NO Report

WARD 2: No Report

Alderman Wilson moved for adjournment to go into Executive Session to discuss matters related to Minutes, Real Estate, Litigation and Personnel pursuant to 5 Illinois Compiled Statutes 120/2 (c) (1) (5), (6) and (11) as follows:

2. All meetings of public bodies shall be public meetings except for the following:
 - (1) The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body, or legal counsel for the public body, including hearing testimony on a complaint lodged against an employee of the public body or against legal counsel for the public body to determine its validity.
 - (5) The purchase or lease of real property for the use of the public body, including meetings held for the purpose of discussing whether a particular parcel should be acquired.

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- (6) The setting of a price for sale or lease of property owned by the public body.
- (11) Litigation, when an action against, affecting or on behalf of the particular public body has been filed and is pending before a court or administrative tribunal, or when the public body finds that an action is probable or imminent, in which case the basis for the finding shall be recorded and entered into the minutes of the closed meeting.

Roll Call: vote was 9 – 0 meeting adjourned. Meeting adjourned at 10:30 p.m.

Respectfully submitted,
Rodney Greene
City Clerk

A DVD recording of this meeting has been made part of the Permanent Record and is available in the City Clerk's office.