



**CITY OF EVANSTON, ILLINOIS  
LORRAINE H. MORTON CIVIC CENTER  
CITY COUNCIL MEETING  
Monday, August 10, 2009  
8:30 P.M.**

**Roll Call –**

<b>Alderman Tendam</b>	<b>Alderman Jean-Baptiste</b>
<b>Alderman Grover</b>	<b>Alderman Wynne</b>
<b>Alderman Rainey</b>	<b>Alderman Wilson</b>
<b>Alderman Burrus</b>	<b>Alderman Holmes</b>
<b>Alderman Fiske</b>	

**A quorum was met. Mayor Elizabeth B. Tisdahl proceeded to officially open the Council meeting at 8:41 P.M.**

**Mayor Public Announcements:**

**Mayor Tisdahl introduced and welcomed the new City Manager Mr. Wally Bobkiewicz. Mayor Tisdahl then called Mr. Donald J. Woods to come up front to present him with an award from the City recognizing him as an Evanston business owner (Don Woods Decorating) for thirty-four years and will be eighty years old on August 15<sup>th</sup>, 2009.**

**City Manager Public Announcements:**

***The Labor Day Trash Collection Schedule will occur one day later the week of September 7<sup>th</sup> due to the holiday. This was announced to the public by Ms. Suzette Eggleston Interim Director, Public Works.***

***The Community Picnic was announced by Ms. Evonda Thomas Director of Health & Human Services occurring on Sunday, August 23, 2009 at noon to 5 P.M. in Ingram Park behind the Lorraine H. Morton Civic Center.***

***City Manager Bobkiewicz then announced a special meeting request of the Council to occur in the early part of September to discuss goals and priority setting.***

***Mayor Tisdahl commented it sounded like a great idea and asked if Kate Todd would be contacting everyone, and the answer was yes.***

*Mr. Bobkiewicz made his final announcement concerning the request that Alderman Jean-Baptiste made for the process of choosing art and artists for certain projects in the City of Evanston. So Mr. Bobkiewicz asked Mr. Jeff Corey, Cultural Arts Director to come forward and briefly describe the process and the funding sources for these projects.*

*Mr. Jeff Corey began explaining the process of selecting the chosen artist for the specific project. There is a competition between the artists, and one is selected and a contract is drawn up. In June of 2007 the Public Art Committee established a selection committee to determine the use of the rest of the TIF funds that were allocated for Public Art. There was a nine person selection committee for the Maple Street Garage. The committee met for a number of months to choose a location which proved to be challenging. There were 189 artists that the committee reviewed credentials, which resulted in five finalists and a specific art proposal from each finalist. This is the process that will be used in the future with the exception of the use of the artist database.*

*Alderman Jean-Baptiste mentioned the closing of the present TIF as being a reason for moving forward as they did, and Mr. Corey answered yes the TIF was closing soon.*

**Communications: City Clerk  
No Announcements.**

#### **Citizen Comment**

##### **Agenda Items:**

Don Schollenberg 1864 Sherman Ave, speaking on item P4. He described himself as a Sherman Gardens Trustee and real estate agent. He described the organizational structure of the Sherman Gardens and explained how disruptive the proposal will be for the residents. He urged the Council to reconsider the action of the Planning Committee.

Payson Wild, 2703 Asbury, speaking on item A3.2. He is the Commodore of the Evanston sailing and kayak clubs. He has expressed the urgency of the reconstruction of the Dempster Street boating area. They are revenue suppliers in the amount of \$57,000, with a net contribution of \$47,000 to Evanston. They appreciate the consideration and hope for approval.

Ken Proskie, 1323 Chancellor, speaking on A3.2. He is a resident of Evanston for thirty-five years, thirty of the years as a sailor at the Dempster Street Beach. He decided to live in Evanston because of the facilities that the Lakefront offers. He also stated he is an engineer and we can no longer just patch up the facilities, it must be reconstructed instead of needless repair.

John Albergo, 3046 W. Sherwin, Chicago. He has been sailing for more than thirty years, and does not mind paying the non-resident fees for docking his boat at the

Dempster Street Beach. He suggested that the area really need to be rebuilt due to all of the dilapidating equipment.

Sigrid Pilgrim, 2750 Bernard Place. She has been an Evanston resident since 1966 and a renter for her kayak at Dempster Street for the last seven or eight years. She can not remember any kind of repairs to the facilities during those years. She also stated the racks are not built to hold kayaks. She pays \$240/year, the lockers have no ventilation and they house sand and cobwebs and are not fit for any storage. She believes it is time to rebuild the boat racks which will also increase the revenue for the City.

Jared Davis, 2303 Dempster. He wanted to read an email he sent out as a member of the Parking Committee. He believed that the City was missing a huge Evanston population of artist in giving this German artist \$105,000 check that surely could be spent more wisely in our local artist community. The committee was to come back and answer the concerns of the citizens and to bring the artist as well, before moving forward on a recommendation to the Council, which they did not.

Jane Colleton, 1724 Wesley. She began to praise the efforts of the Chiaravelle Montessori School, and the relationship they have created among the various sections of the community. She also stated that her children attended the school in its previous location.

Jane Driscoll, 1860 Sherman. She stated she resides in the Sherman Garden Estate. She urged the Council to reconsider the granting of the Las Palmas restaurant. The corner is too short, and too close to the windows of the residents. She hopes that the Council will not support this restaurant's proposal, because this location is a mistake.

Sheila Brand 1811 South Blvd. She has been a resident of Evanston for forty-four years. She has seen Evanston go from dry to wet, no bars to a very few restaurants to a very exciting community, and a patron of Las Palmas. She wanted to see this restaurant to continue and she supports the approval. She explained the limited time, limited months, and limited tables that the sidewalk café would be in operation. She wanted the Council to continue with the concessions that were made and pass the Ordinance that will allow them to have the outdoor café. She also stated her husband just celebrated his eightieth birthday and they have a business in Evanston that his sons now run on Main Street.

Naomi Angel, 2336 Prairie. She was speaking in support of Las Palmas, and that the City has an obligation to encourage and support our businesses efforts in this slow economy. Especially to keep businesses going and keeping their employees employed.

Ray Brand, 1811 South Blvd., he is in support of the Ordinance to keep Las Palmas open the same as his wife who spoke earlier.

Jody Mayers, 2200 Jenks. She has been a resident of Evanston for twenty-five years, and going to Las Palmas for the past twenty years once a week. She supports the Ordinance for allowing them to have limited hours, and tables for their outdoor café.

Bob Brower, 800 Elgin Road. His board and residents who live across the street from Las Palmas, and they do not support the sidewalk café Ordinance. He was

concerned about the clarification of the services and tables being removed and ended, during the week and weekend.

**Non-Agenda Items:**

Sharon Eckersall, 2519 Ashland. The Township Assessor was speaking on the bills that were held regarding her submission along with documentation. She explained where she was and the bills that she submitted. She would like to have those bills approved and paid.

Jurad Rizsky, 2767. He began to speak on the budget and his predictions that were made at the last Budget Session. He explained if the garbage and recycling were privatized over the last twenty years we would probably have enough money for the Civic Center renovation and enough to rebuild Robert Crown. He warned Mr. Bobkiewicz to be ready for them to waste your time asking silly questions on the budget. He advised him to learn who the special interests were, because since there is no point proposing cuts, since they won't happen. Finally he welcomed him to Evanston, and told him once he understands what's going on here he will do fine.

Gary Riseborough, 1801 Crain. She is a member of the Public Art Committee and she wanted to thank and commend the Council for the support of the Art work that will go on top of the Maple Street Garage. She explained they worked hard in selecting the artist and the Public Art. She also explained what the art work means to her, it represents obtaining balance in her life.

**Consent Agenda: Alderman Rainey**

(Items not approved on consent agenda will not have an (\*) beside it).

**(M1) Approval of Minutes of the Regular City Council Meeting of July 27, 2009**

**(A3.1) Approval of Art Work for the 2010 City Vehicle Sticker**

**Request for City Council to select and approve the artwork for the 2010 City Vehicle Sticker. Four non-profit organizations have requested that their artwork be placed on the vehicle sticker.**

**(A3.2) Approval of Lowest Responsible and Responsive Bid (10-05) for the**

**Dempster Street Non-Motorized Boat Storage Facility Project**

**Recommend approval of the lowest responsible and responsive bid (10-05) for the Dempster Street Non-Motorized Boat Storage Facility project from Tri-State Enterprises, Inc. (150 Anton Drive, Romeoville, IL) in the amount of \$392,786. Funding for this contract will come from the Capital Improvements Fund in account numbers 415383 Boat Storage project (\$100,000 budget), 416127 Clark Street Beach project (\$200,000 in savings – budget to actual bid price), and 415857 Street Improvement Project Contract (\$100,000 in savings – budget to actual bid price).**

**(P2) Ordinance 74-O-09 Granting a Special Use for a Type 2 Restaurant**

**(“Ultimate Chicken Bar”) at 1739 Sherman Avenue Consideration of ordinance 74-O-09 permitting a Special Use for “The Ultimate Chicken Bar” restaurant at 1739 Sherman Avenue in the D2 “Downtown Retail Core District”. ZBA recommends approval with condition regarding litter and garbage collection plan.**

**For Introduction**

**(P4) Consideration of Approval for a Sidewalk Café for Type 1 Restaurant: Las Palmas Consideration of approval for a Sidewalk Café for Type 1 Restaurant Las Palmas. This is a first-time request.**

**For Action**

**(P5) Recommendation to Extend Interest Payment Supplements of up to \$26,400 in HOME Funds over Six Months for Two City-assisted Affordable Condominium Developments The Housing Commission recommends continuing the monthly assistance with construction loan interest payments for Reba Place Development Corporation (RPDC) and Evanston Community Development Association (ECDA), as they attempt to close out sales of the affordable units at 602 Mulford and 736-38 Dobson. The monthly funding consists of \$2,800 for RPDC and \$1,600 for ECDA, totaling \$4,400 per month.**

**For Action**

**CONSENT AGENDA**

**ADMINISTRATION & PUBLIC WORKS:**

**(A1)\* City of Evanston Payroll through 08/02/09 \$2,590,565.19**

**(A2)\* City of Evanston Bills through 08/11/09 \$1,986,963.16**

**(A3.3)\*Approval of Lowest Responsible and Responsive Bid (10-30) for the Heated Intake System Contract Recommend award of the lowest, responsive, and responsible bid (10-30) for the Heated Intake System Contract to Lake Erie Diving Inc. (362 Blackbrook Rd., Painesville, OH) in the amount of \$579,064.00, contingent upon receiving appropriate funding from the IEPA revolving loan fund.**

**(A3.4)\*Approval of Lowest Responsible and Responsive Bid (10-42) for the Foster Field Renovations Project, Phase 1B Recommend approval of the lowest responsible and responsive bid for the Foster Field Renovations Project, Phase 1B from G.A. Johnson & Son (828 Foster Street, Evanston, IL) in the amount of \$275,490. Funding for this contract will come from Community Development Block Grant Funds.**

**(A4.1)\*Approval of Change Order #3 for the Basin S82B Contract 2 Relief Sewer**

- Project (Bid 07-43) Recommend approval of change order #3 for the Basin S82B Contract 2 Relief Sewer Project (Bid 07-43) with DiPaolo Company (4350 DiPaolo Center, Glenview, IL). This change order will decrease the contract amount by \$438,195.55, from \$6,591,958.25 to \$ 6,153,762.70 and grant a 224-day extension to the contract period. An IEPA loan funds approximately 93% of the project costs. The remaining portion is funded by the Sewer Reserve fund.**
- (A5)\* Resolution 45-R-09 Establishing a City Investment Policy and Procedures Consideration of resolution 45-R-09 establishing an Investment Policy and Procedures Manual. This policy shall apply to all City of Evanston non-fiduciary (non-pension) cash and non-library endowment fund investments.  
For Action**
- (A6)\* Resolution 65-R-09 Authorizing the City Manager to Enter into a Cooperation and Grant Agreement by and between the County of Cook Judicial Advisory Council and the City of Evanston, and Accept the Youth Outreach Initiative Grant, Continuing the Evanston Police Department's Neighborhood Youth Outreach and Intervention Project Consideration of resolution 65-R-09 authorizing acceptance of the Federal Fiscal Year 2006 Justice Assistance Grant in the amount of \$9,160.00.  
For Action**
- (A7)\* Resolution 66-R-09 Authorizing the City Manager to enter into a Co-lease Agreement with Gail Cotovsky, Sheila Ganch, and Joyce Marcus for use of Studio 215 at the Noyes Cultural Arts Center Consideration of resolution 66-R-09 authorizing the City Manager to enter into a co-lease agreement with Gail Cotovsky, Sheila Ganch, and Joyce Marcus for use of Studio 215 at the Noyes Cultural Arts Center.  
For Action**
- (A8)\* Ordinance 34-O-09 Authorizing the City Manager to Execute a Real Estate Contract for the Sale of the City Owned Real Property Located at 425 Dempster Street (Chiaravelle Montessori School) Consideration of proposed ordinance 34-O-09 authorizing the City Manager to execute a real estate contract for the sale of the city owned real property located at 425 Dempster Street (Chiaravelle Montessori School) an Illinois not-for-profit corporation.  
For Introduction**
- (A9)\* Ordinance 56-O-09 to amend Title 10, Motor Vehicles and Traffic, Chapter 11, Traffic Schedules, Section 12 (H): Schedule XII; Parking Meter Zones**

**Consideration of proposed ordinance 56-O-09 by which Council would amend Title 10, Motor Vehicles and Traffic, Chapter 11, Traffic Schedules, Section 12 (H): Schedule XII; Parking Meter Zones.**

**For Introduction**

**(A10)\* Ordinance 64-O-09 Approval of Change of Hours for City Snow Emergency Consideration of proposed ordinance 64-O-09 to amend Title 10, Chapter 4 Section 13 Snow Emergency, Snow Route Parking Ban, Other regulations.**

**For Introduction**

**(A11)\* Ordinance 71-O-09 Increase in the Number of Class U Liquor Licenses, The Mather Consideration of proposed ordinance 71-O-09 amending Section 3-5-6(U) of the City Code to increase the number of Class U licenses from 2 to 3 due to the opening of The Mather (425 Davis Street, 60201).**

**For Introduction**

**(A12)\* Ordinance 72-O-09 Increase in the Number of Class B1 Liquor Licenses, Here's Wings II, LLC Consideration of proposed ordinance 72-O-09 amending Section 3-5-6(B1) of the City Code to increase the number of Class B1 licenses from 6 to 7 due to the opening of Buffalo Wild Wings (1741 Maple Avenue, 60201).**

**For Introduction**

**(A13)\* Ordinance 73-O-09 Increase in the Number of Class Y Liquor Licenses, Vinic Wine Company Consideration of proposed ordinance 73-O-09 amending Section 3-5-6(Y) of the City Code to increase the number of Class Y licenses from 1 to 2 due to the opening of Vinic Wine Company (1509 Chicago Avenue, 60201).**

**For Introduction and Action**

**(A14)\* Ordinance 58-O-09 Amending the Evanston City Code Title 3, "Business Regulation," Chapter 29, "Real Estate Transfer Tax," Section 19, Payment of Obligations Consideration of proposed ordinance 58-O-09 amending the Evanston City Code Title 3, "Business Regulation," Chapter 29, "Real Estate Transfer Tax," Section 19, regarding payment of obligations and liens.**

**For Action**

**(A15)\* Ordinance 61-O-09 Decrease in the Number of Class R Liquor Licenses, Taylor Street Consideration of proposed ordinance 61-O-09 amending Section 3-5-6(R) of the City Code to decrease the number of Class R liquor licenses from 1 to 0 due to the liquor license expiration of Harlow LLC, dba Taylor Street (2916 Central Street, Evanston, IL)**

**For Action**

**PLANNING & DEVELOPMENT**

**(P1)\* Authorization of an Application to Cook County, Illinois for Neighborhood Stabilization Program I Funds Authorization of submittal of an application to Cook County Illinois for funding under the Neighborhood Stabilization Program (NSP1) in the amount of approximately \$4,000,000. This application for funds must be submitted to Cook County by August 14, 2009.  
For Action**

**(P3)\* Granting Major Variations to Allow Reduction of Parking Aisle Width for a 14 Car Parking Lot at 2150 Sherman Avenue in the R5 General Residential Zoning District Consideration of ordinance 70-O-09 to grant major variations at 2150 Sherman Avenue from Section 6-16-2-7 of the Zoning Ordinance. These variations would allow an aisle width of a double loaded module parked at 90 degrees to be 19.9' where the minimum requirement is 24'; and to allow the double loaded module width parked at 90 degrees to be 55.7' where the minimum requirement is 60'. ZBA Recommends Approval.  
For Introduction (sent back to committee by request of two Aldermen).**

**(P6)\* Ordinance 63-O-09 Granting a Major Variation and Amending a Special use for a Religious Institution with Accessory Parking Located at 1825 Dodge Avenue (Seventh Day Adventist Church) in the R4 Residential District Consideration of ordinance 63-O-09 amending the special use permit and variations at the Seventh Day Adventist Church at 1825 Dodge Avenue due to the acquisition of additional lots and proposed addition. ZBA recommends approval of amendment but denial of the front yard setback variance.  
For Action**

**(P7)\* Ordinance 43-O-09 Amending the Text of Subsection 6-9-5-7(H) of the Zoning Ordinance, "Yard Requirements" for the B1a Business District Consideration of ordinance 43-O-09 amending the text of Subsection 6-9-5-7 (H) of the Zoning Ordinance, "Yard Requirements" for the B1a Business District. This amendment corrects an error in the yard requirements regulations.  
For Action**

**(P8)\* Ordinance 44-O-09 Amending the Sections of the Zoning Ordinance Relating To Office Uses in Residential Districts Consideration of ordinance 44-O-09 amending sections of the Zoning Ordinance relating to office uses in residential districts. This amendment moves an important section regarding conditions for office uses in residential districts into Chapter 8, "Residential Districts."  
For Action**

- (P9)\* Ordinance 45-O-09 Amending the Text of Section 6-16-2 and Table 16-B of The Zoning Ordinance, “General Off-Street Parking Requirements” Consideration of ordinance 45-O-09 amending the text of Section 6-16-2 and Table 16-B of the Zoning Ordinance, “General Off-Street Parking Requirements.” This amendment reformats a critical table of parking requirements to be more identifiable and useful.  
For Action**
- (P10)\* Ordinance 46-O-09 Amending the Text of Subsection 6-3-8-3 (A) of the Zoning Ordinance, “Minor Variations” Consideration of ordinance 46-O-09 amending the text of Subsection 6-3-8-3 (A) of the Zoning Ordinance, “Minor Variations.” This amendment removes an unnecessary variance for lot depth from the list of eligible minor variances.  
For Action**
- (P11)\* Ordinance 47-O-09 Amending the Text of Subsection 6-1-2 (H) of the Zoning Ordinance, “Purpose and Intent” Consideration of ordinance 47-O-09 amending the text of Subsection 6-1-2 (H) of the Zoning Ordinance, “Purpose and Intent.” This amendment corrects a grammatical error.  
For Action**
- (P12)\* Ordinance 48-O-09 Amending the Text of Subsection 6-15-1-8 of the Zoning Ordinance, “Historic Preservation” Consideration of ordinance 48-O-09 amending the text of Subsection 6-15-1-8 of the Zoning Ordinance, “Historic Preservation.” This amendment fixes an incorrect cross-reference.  
For Action**
- (P13)\* Ordinance 49-O-09 Amending the Definition of “Rooming House” in Section 6-18-3 of the Zoning Ordinance Consideration of ordinance 49-O-09 amending the definition of “Rooming House” in Section 6-18-3 of the Zoning Ordinance. This amendment brings the zoning definition of “Rooming House” into conformity with that used by Property Standards.  
For Action**
- (P14)\* Ordinance 50-O-09 Re-Titling Subsection of the Zoning Ordinance Relatin to Access to On-Site Parking in Residential Districts Consideration of ordinance 50-O-09 re-titling Subsection of the Zoning Ordinance relating to access to on-site parking in residential districts. This amendment retitles a critical section of regulations to be more reflective of the content.  
For Action**

- (P15)\* Ordinance 62-O-09 Amending the Special Use for a Sheltered CareHome/Skilled Care Home Located at 2520 Gross Point Road in the C2 Commercial Zoning District Granted and Amended by Ordinances 147-O-89 and 29-O-96 Consideration of a request by Alden Estates of Evanston to amend the conditions of the special use permit to allow a change from 42 skilled care beds and 57 sheltered care beds to 52 skilled care beds and 47 sheltered care beds.**  
**For Action**

### **HUMAN SERVICES COMMITTEE**

- (H1)\* Township of Evanston Monthly Bills Recommendation that the City Council approve the Evanston Township bills, payroll, and medical payments for the month of July 2009 in the amount of \$109,982.81.**

**For Action**

- (H2)\* Ordinance 41-O-09 Amending Title 8, "Health and Sanitation," Chapter 8, "Food Service and Retail Food Store Sanitation," Section 4 (4), "Issuance of License," of the City Code of the City of Evanston. Consideration of ordinance 41-O-09 amending the Public Health Director's authority to deny a license to operate a food establishment based on poor performance of food establishment inspections, persistent sanitation complaints, foodborne illness outbreaks, or persistent violations of other application codes, which negatively impact the health and welfare of Evanston residents.**

**For Introduction**

### **OTHER COMMITTEES**

- (O1)\* Resolution 64-R-09 Approving a Substantial Amendment to the City's FY2009/2010 One Year Action Plan as recommended by the Housing & Community Development Act Committee Consideration of proposed resolution 64-R-09 approving a Substantial Amendment to the City's One Year Action Plan for FY 2009/2010 to allocate \$120,615 in incremental CDBG funds, as recommended by the Housing & Community Development Act Committee. The Substantial Amendment increases funding for eleven programs and projects already included in the One Year Action Plan.**

**For Action**

- (O2)\* Resolution 67-R-09 Amending Section A of the By-Laws for the Housing and Community Development Act Committee Consideration of resolution 67-R-09 amending section A of the by-laws of the Housing and Community**

**Development Act Committee expanding the number of members from eight (8) to nine (9), four of which shall be aldermen and five of which shall be citizens at large.**

**For Action**

Alderman Jean-Baptiste moved for approval of consent agenda, seconded by Alderman Wilson. Roll Call: 9 – 0 the consent agenda passed.

**DISCUSSION ON AGENDA ITEMS**

**(M1) Approval of Minutes of the Regular City Council Meeting of July 27, 2009**

Alderman Jean-Baptiste made an amendment to the minutes with the following correction: M/W/EBE. He moved for approval, with a 2<sup>nd</sup> by Alderman Wynne. A voice vote was taken and it was unanimous. The motion passed for acceptance.

**(A3.1) Approval of Art Work for the 2010 City Vehicle Sticker**

**Request for City Council to select and approve the artwork for the 2010 City Vehicle Sticker. Four non-profit organizations have requested that their artwork be placed on the vehicle sticker.**

Alderman Rainey asked for approval of the art work submitted YMCA (125<sup>th</sup> anniversary), Rotary Club (25<sup>th</sup> anniversary) as two deserving entities on the 2010 sticker. The Sr. Action Service and the Baseball & Softball Association will be on next year's sticker, and everyone supported the decision. The motion was made by Alderman Rainey and seconded by Alderman Wynne. Alderman Grover disclosed she had to abstain from voting. Alderman Fiske wanted Safety Town to be included in next year's consideration. Alderman Wilson wanted to know if you could choose the sticker you wanted. Alderman Tendam stated he too must abstain. Alderman Jean-Baptiste stated we are honoring these entities and we are not making money off of them, so no one needs to abstain. He then asked for Legal Department's advice. The City Manager stated since there has been a simple disclosure that should suffice. Mayor Tisdahl then called for a voice vote and the "Ayes" were unanimous, so the motion passed.

**(A3.2) Approval of Lowest Responsible and Responsive Bid (10-05) for the**

**Dempster Street Non-Motorized Boat Storage Facility Project  
Recommend approval of the lowest responsible and responsive bid (10-05) for the Dempster Street Non-Motorized Boat Storage Facility project from Tri-State Enterprises, Inc. (150 Anton Drive, Romeoville, IL) in the amount of \$392,786. Funding for this contract will come from the Capital Improvements Fund in account numbers 415383 Boat Storage project (\$100,000 budget), 416127 Clark Street Beach project (\$200,000 in savings – budget to actual bid price), and 415857 Street Improvement Project Contract (\$100,000 in savings – budget to actual bid price).**

Alderman Rainey moved for approval with a seconded from Alderman Grover.

Alderman Wilson wanted clarification on the actual revenue price tag. Mr. Gaynor stated the information in the packet was correct at \$75,000. Alderman Wynne mentioned the boaters had disclosed the fact that they contribute to the City \$47,000 in revenue. Then there are additional revenues coming from other sources. She is in support of this item because there is the potential to make even more revenue due to the increase in water sports. Alderman Jean-Baptiste stated staff has come up with new conditions and an increase by four fold. He wanted to move and hold this item until the City Manager can take a look at the item and come back with a solution at our next meeting. Alderman Wilson seconded the motion. Alderman Rainey moved to override the hold over motion, seconded by Alderman Grover. Mayor Tisdahl then asked Ms. Purze if the override motion was debatable. Ms. Purze responded it was debatable. Alderman Rainey remarked there are extenuating circumstances here. The reason that staff made a mistake should not stop us from going forward, for the boaters and others for next year. Alderman Jean-Baptiste stated that staff has been working for this for a long time, and came and said it will take up to \$100,000 and no more. Now they come back saying we need to spend four times the amount of money. City Manager Bobkiewicz said that because it is already generating revenue, the Council should go ahead and accept the proposal. Alderman Jean-Baptiste said he withdraw his motion since the City Manager has already made up his mind. Alderman Wilson agreed with the City Manager, and include that the revenue is not forth coming but is already there to be collected. Alderman Burrus wanted Mr. Lyons to explain the funds that are being used for this project versus the General Operating Funds and could this come from the General Fund. Mr. Lyons said the boat fees are deposited into the General Fund, but the Capital Project Fund only uses property taxes for the funding of our annual Capital Improvement Projects. Alderman Fiske wanted to know how many boats or kayaks would the new racks hold. Mr. Gaynor responded sailboats from 76 to 94, kayaks from 120 to 186, canoes will stay at 9, sailboards 8, double-haul sails remain at 24, locker storage from 100 to 140. Alderman Fiske stated she has the same concern as Alderman Jean-Baptiste about spending this extra amount of monies, and this is not the time to spend that kind of money. Alderman Burrus said this is a good investment and five years out we will recover this money with the deduction of maintenance fees. Alderman Fiske believes this is not a real pressing need right now, and that they should look at the Capital Improvement needs. Alderman Wynne pointed out the significant revenue that will result from the renovations of the Dempster Street project. She urged everyone to go forward with the proposal. Alderman Rainey wanted to make sure it was clear that a bigger and better storage facility is not being built because of extra money. We are doing this to fix our shabby property which can not be fixed, but to rebuild is the best economical sense. Alderman Wilson commented that this should be a

priority, because it's in terrible condition, for those who pay to use the facilities. Mayor Tisdahl then called for a roll call vote. Vote Aye: Aldermen Tendam, Grover, Rainey, Burrus, Wynne, Wilson, Holmes. Voting Nay: Aldermen Fiske, Jean-Baptiste. 7 – 0 the motion passed.

- (A8)\* Ordinance 34-O-09 Authorizing the City Manager to Execute a Real Estate Contract for the Sale of the City Owned Real Property Located at 425 Dempster Street (Chiaravelle Montessori School) Consideration of proposed ordinance 34-O-09 authorizing the City Manager to execute a real estate contract for the sale of the city owned real property located at 425 Dempster Street (Chiaravelle Montessori School) an Illinois not-for-profit Corporation. For Introduction and action.**

Alderman Rainey motioned to suspend the rules, seconded by Alderman Burrus. A voice vote was taken and the response was unanimous. Alderman Rainey then yielded the floor to Alderman Wynne. Alderman Wynne explained the tedious process of dealing with Chiaravelle for some time, and how an understanding was reached and Chiaravelle would like to move forward. She motioned for approval to act on the Ordinance to allow Chiaravelle to move forward. She received a second from Alderman Tendam. The Mayor called for a roll call, the vote was 9 – 0 and the Ordinance passed.

- (A13)\* Ordinance 73-O-09 Increase in the Number of Class Y Liquor Licenses, Vinic Wine Company Consideration of proposed ordinance 73-O-09 amending Section 3-5-6(Y) of the City Code to increase the number of Class Y licenses from 1 to 2 due to the opening of Vinic Wine Company (1509 Chicago Avenue, 60201). For Introduction and Action**

Alderman Rainey motioned for suspending the rules, seconded by Alderman Holmes. Voice vote to suspend was unanimous and it passed. Alderman Rainey then motioned for adoption with a second from Alderman Fiske. Roll call 9 – 0 motion passed.

- (P2) Ordinance 74-O-09 Granting a Special Use for a Type 2 Restaurant (“Ultimate Chicken Bar”) at 1739 Sherman Avenue Consideration of ordinance 74-O-09 permitting a Special Use for “The Ultimate Chicken Bar” restaurant at 1739 Sherman Avenue in the D2 “Downtown Retail Core District”. ZBA recommends approval with condition regarding litter and garbage collection plan.**

**For Introduction**

Alderman Wynne moved approval with a second from Alderman Rainey. Alderman Fiske said this approval would be disruptive to the block in that area. Voice vote was unanimous and the introduction was passed.

- (P4) Consideration of Approval for a Sidewalk Café for Type 1 Restaurant: Las Palmas Consideration of approval for a Sidewalk Café for Type 1 Restaurant Las Palmas. This is a first-time request. For Action**

Alderman Wynne motioned for introduction and to go back to committee, seconded by Alderman Tendam. Voice vote was unanimous the motion passed. Alderman Wynne motioned for an action, seconded by Alderman Jean-Baptiste. Alderman Fiske is in opposition with the recommendation, and had some suggestions for improvement. She also asked for the application to be turned down, and let her and the residence workout something over the winter that will be beneficial to all. Alderman Rainey asked that Alderman Wynne would relay the changes that were made in committee. Alderman Wynne informed the Council that the limitation of the amount of tables was 3, limited hours for week days for service end at 8 P.M., and weekends for service to end at 9:30 P.M. The permit applies for this year only. Alderman Grover wanted someone to address the notice issue that was mentioned earlier. Mr. Marino, Interim Director Community Development, explained the process and the requirements of the owner. He said the owner of Las Palmas had a mailing that resulted in ten return to sender, he had posted the notice, and fliers were passed out, and mailings to all surrounding properties. The owner of Las Palmas informed the Council of the mailings he had done on last Friday a 150 to both Sherman Gardens and 800 Oakton Building. Customers also called him from Sherman Gardens telling him people were knocking on their doors to get signatures to oppose the sidewalk café. The Mayor called for a Roll Call: Voting Aye: Aldermen Tendam, Grover, Rainey, Burrus, Jean-Baptiste, Wynne, Wilson, Holmes. Voting Nay: Alderman Fiske, the motion passed 8 – 1.

**(P5) Recommendation to Extend Interest Payment Supplements of up to \$26,400 in HOME Funds over Six Months for Two City-assisted Affordable Condominium Developments The Housing Commission recommends continuing the monthly assistance with construction loan interest payments for Reba Place Development Corporation (RPDC) and Evanston Community Development Association (ECDA), as they attempt to close out sales of the affordable units at 602 Mulford and 736-38 Dobson. The monthly funding consists of \$2,800 for RPDC and \$1,600 for ECDA, totaling \$4,400 per month.**

**For Action**

Alderman Wynne stated the committee decided to hold along with PD1 for discussion in the September 14<sup>th</sup> meeting after the City staff had an opportunity to meet with the two CHDOs and Alderman Rainey.

**Human Services - Alderman Jean-Baptiste had no report.**

**Call of the Wards:**

**Ward 6: Alderman Tendam, no report**

**Ward 7: Alderman Grover, no report**

**Ward 8: Alderman Rainey, no report**

**Ward 9: Alderman Burrus, no report**

**Ward 1: Alderman Fiske** informed the Council of her ward meeting on Tuesday, September 1<sup>st</sup>, in the large community room in the Evanston Public Library from 7 – 9 P.M. She acknowledged the passing of her friend John Dickson.

**Ward 2: Alderman Jean-Baptiste** mentioned the great success of National Night Out.

**Ward 3: Alderman Wynne** she wanted to thank the Council and City staff for completing the sell of 425 Dempster Property.

**Ward 4: Alderman Wilson** he had a great time at the National Night Out, and it was good to see so many people out.

**Ward 5: Alderman Holmes** she also agreed that National Night Out was fantastic. Meeting of the East side neighbors of the fifth ward this Wednesday, August 12<sup>th</sup> at 7 P.M. in room 2404 in the Lorraine H. Morton Civic Center. The regular Thursday night 5<sup>th</sup> ward meeting on August 20<sup>th</sup> and she wished happy birthday to Mr. Donald Woods.

**Adjournment: Mayor Tisdahl called for a motion to adjourn, and a voice vote was unanimous. Council adjourned at 9:27 P.M.**

**Respectfully submitted,  
Rodney Greene  
City Clerk**

**A CD COPY OF THE MEETING IS LOCATED IN THE CLERK'S  
OFFICE, ROOM 1200 IN THE LORRAINE H. MORTON CIVIC  
CENTER**