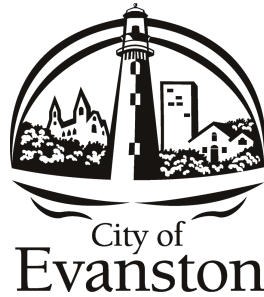


September 14, 2009



**CITY COUNCIL
MEETING
COUNCIL CHAMBERS, 2ND FLOOR
LORRAINE H. MORTON CIVIC CENTER**

ROLL CALL – PRESENT:

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

PRESIDING: Mayor Tisdahl

MAYOR PUBLIC ANNOUNCEMENT:

Mayor Tisdahl called the meeting to order at 8:34 p.m. after the roll call of Aldermen. Mayor Tisdahl thanked Maynasian who donated rugs for the Mayor's Office, and invited all to come to her office to view the changes.

CITY MANAGER ANNOUNCEMENTS:

City Manager, Mr. Wally Bobkiewicz, announced the presentation of two proclamations that Mayor Tisdahl would read and present to the prospective persons. Ms. Mary Johns accepted the "LIBRARY CARD SIGN-UP MONTH 2009" proclamation, and Chief Berkowsky accepted the "NATIONAL PREPAREDNESS MONTH, SEPTEMBER 2009" proclamation.

PROCLAMATIONS:

COMMUNICATIONS CITY CLERK:

No report.

CITIZEN COMMENT: NON-AGENDA ITEMS

Rudolf Vilk, 7508 Emerson St., Morton Grove, stated he received parking tickets while parking on Oak Street. He complained about the signage for parking, stating the signs are not clear or big enough, it is bad administration and if things are not changed his next step is to sue the City.

Betty Ester, 2114 Darrow, announced the City Lighthouse Committee would be hosting a table at the West End Farmer's Market this weekend. They will be distributing information on how to avoid housing foreclosures and how first-time homeowners can obtain affordable housing in the Evanston community.

Gay Riseborough, 1801 Crain Street, announced she was the chairperson for the Grandmother Park Initiative (a non-profit organization). She and her neighbors came together to put a park in their neighborhood for small children and their caregivers, where none exists now. They have raised some money, but need more to have this park become a reality.

Junad Rizki, introduced the Evanston Diet (a pamphlet introduced in 1992). He addressed his remarks to Mr. Bobkiewicz and told him he will have to do a lot more changes. He said Mr. Bobkiewicz will have to get job descriptions, how departments are running, names of people in the positions and so forth to get real numbers. He also suggested that the City staff's book club should include the Evanston Diet as another reading source for discussion, and maybe Mr. Bobkiewicz could lead out.

Kevin O'Connor, 1227 ½ Isabella, introduced to the Council a "Titanic Basket". He found it difficult to believe the new Council would vote nine to nothing to endorse the procurement of a sculpture to decorate a City garage as alleged City public art. He then commented on those who ran for City Office stated their primary concern was to get the City's finances in order. He also commented on the Fireman's Opt program that was held in Glenview for City Officials and those running for Office. He also stated that the program must have been a political promotion since no

tax payers were invited to participate.

Arlene Haas, 412 Clark Street, was in support of the traffic light at Sheridan and Clark. She and her neighbors have been awaiting this for sometime. She explained that the alternative presented in committee was not an acceptable plan. The traffic light is the only safe proposal for the resolution of the problem of crossing the street safely. She urged the Council to approve the Ordinance to bring a traffic light at Clark & Sheridan Road, as it is the only reasonable way to secure safe crossings.

James Wolinski, 2242 Lincolnwood Drive, Mr. Wolinski speaking on behalf for the Kiwanis Club of Evanston concerning their Peanut and Pretzel Day on September 25th. The club donates over twenty-five thousand dollars a year to organizations throughout the City. He also stated the “K” in Kiwanis stands for “kids”, because they are the ones Kiwanis really work for. All of the money collected stay in Evanston for the youth in Evanston.

Dan Lewis, 1304 Noyes Street, a professor at Northwestern, announced the creation of a program of internship for the students of Northwestern to work with the Council members. They will intern sometime during the January term with a few Council members first and then have feedback to plan how to improve the process. He would hope that this type of partnership would become beneficial to both the City Council and the students of Northwestern.

CONSENT AGENDA

Alderman Rainey presented the Consent Agenda.

The Consent Agenda was approved with everything except the following:

(A3.4) Approval of Lowest Responsible and Responsive Bid (10-23) for the Maple Avenue Streetscape Improvement Project

Recommend approval of lowest responsible and responsive bid (10-23) for the Maple Avenue Streetscape Improvement Project to Landmark Contractors Inc. (11916 W. Main Street, Huntley, IL), in the amount of \$780,153.77. Funding provided by Downtown II TIF & Economic Development Funds.

(A3.8) Approval of the Single Responsible and Responsive Bid (10-41) for the Traffic Signal Modernization and Interconnect Project on Central Street at Girard Avenue and Ridge Avenue

Recommend approval of the single responsible and responsive bid (10-41) for the traffic signal modernization and interconnect project on Central Street at Girard Avenue and Ridge Avenue to John Burns Construction Company (17601 Southwest Highway, Orland Park, IL) in the amount of \$486,666.30. Funding provided by the Capital Improvement Fund and a \$200,000 contribution from the Northshore University Health System.

ITEMS APPROVED ON CONSENT AGENDA (WILL HAVE AN *)

MINUTES:

(A1)*	City of Evanston Payroll through	8/16/09	\$2,533,459.51
	City of Evanston Payroll through	8/30/09	\$2,332,314.95
(A2)*	City of Evanston Bills through	9/15/09	\$5,802,214.79

(A3.1)* Approval to Renew the Agreement with Call One for Telecommunications Services

Recommend approval to authorize the City Manager to execute a telecommunications contract renewal for a three-year term with Call One (123 North Wacker, Chicago, IL). The payment to Call One will be approximately \$114,900 annually. The payment is an estimate and based on a one-month billing snapshot. Actual charges will vary depending on usage and changes to services. Funding provided by various operating accounts.

(A3.2)* Approval of Single Source Purchase of Library Automation Services

Recommend approval of the single source purchase of library automation services from Cooperative Computer Services (3355J N. Arlington Heights Rd., Arlington Heights, IL) in the amount of \$94,458.42. This is a 3.8% increase over last year, plus a one-time implementation charge of \$2,243.47 for automated telephone hold notifications and \$3,716.52 for the library's share of migration to the Oracle platform. Funding in the amount of \$69,400.00 provided by the Technical Services Computer Licenses and Support and \$25,058.42 provided by Adult Services Computer Licenses and Support Library accounts.

(A3.3)* Approval of Lowest Responsible and Responsive Bid (10-47) for the Crown Center and Chandler-Newberger Center Parking Lot Lighting Replacement Project

Recommend approval of lowest responsible and responsive bid (10-47) for the Crown Center and Chandler-Newberger Center Parking Lot Lighting Replacement Project from Adlite Electric Co. Inc. (1355 E. Golf Road, Des Plaines, IL) in the amount of \$100,366. Funding provided by the Capital Improvement Plan budget.

(A3.5)* Approval of a Contract for a Solar Energy Pilot Installation at the Evanston Water Utility (RFP 10-61)

Recommend approval of a contract (RFP 10-61) for a Solar Energy Pilot Installation at the Evanston Water Utility with SoCore Energy LLC (1802 W. Bertreau Street, Chicago, IL) in the amount of \$183,754.00 contingent upon receiving appropriate grant funding. Funding to be provided by grants from the Energy Efficiency Community Block Grant (\$35,000) and the Illinois Clean Energy Community Foundation (\$91,800) and from the Water Fund (\$56,954).

(A3.6)* Approval of Lowest Responsible and Responsive Bid (10-59) for the 2009 Root Treatment of Sewer Mains

Recommend award of the lowest responsible and responsive bid (10-59) for the 2009 Root Treatment of Sewer Mains to National Power Rodding Corp. (2500 West Arthington St., Chicago, IL) in the amount of \$21,488.80. Funding for this project provided by the Sewer Fund.

(A3.7)* Approval of Lowest Responsible and Responsive Bid (10-31) for the Evanston Water Utility Tuckpointing and Masonry Repairs

Recommend award of the lowest responsible and responsive bid (10-31) for the Evanston Water Utility tuckpointing and masonry repairs to Continental Construction Co., Inc. (1919 Greenwood Street, Evanston, IL) in the amount of \$151,050. Funding provided by the Water Fund.

(A3.9)* Approval of Lowest Responsible and Responsive Bid (10-53) for the 2009 CIPP Spot Line Sewer Rehabilitation Contract B

Recommend award of the lowest responsible and responsive bid (10-53) for the 2009 CIPP Spot Line Sewer Rehabilitation Contract B to Infrastructure Technologies, Inc. (21040 Commerce Blvd, Rogers, MN) in the amount of \$44,050.28. Funding for this project provided by the Sewer Fund.

(A4)* Approval of Change Order #1 for the 2009 50/50 Sidewalk & Curb Replacement Program

Recommend approval of Change Order #1 for the 2009 50/50 Sidewalk and Curb Replacement Program with Suburban Concrete Inc. (21222 Commercial Drive, Mundelein, IL). This change order will increase the contract amount by \$47,000 from \$85,680 to \$132,680. Funding provided by the Capital Improvement Plan 50/50 Sidewalk and Curb Replacement Program and Home Owner Participation.

(A5)* Resolution 68-R-09 Appointing an Alternate Director to the Solid Waste Agency of Northern Cook County (SWANCC)

Consideration of proposed resolution 68-R-09 appointing City Manager Wally Bobkiewicz as Alternate Director to the Solid Waste Agency of Northern Cook County pursuant to the SWANCC agreement.

For Action

(A6)* Resolution 72-R-09 Authorizing the Donation of Certain Surplus City-Owned Personal Property

Consideration of proposed resolution 72-R-09 authorizing the donation of a City owned surplus vehicle to CEDA/Neighbors at Work, Inc.

For Action

(A7)* **Ordinance 78-O-09 Decrease in the Number of Class C Liquor Licenses, Jacky's Bistro**

Consideration of proposed ordinance 78-O-09 amending Section 3-5-6(C) of the City Code to decrease the number of Class C liquor licenses from 24 to 23 due to the closing of Bistro Enterprises, Inc. (2545 Prairie Avenue, 60201).

For Introduction

(A8)* **Ordinance 79-O-09 Increase in the Number of Class C Liquor Licenses, Jacky's On Prairie**

Consideration of proposed ordinance 79-O-09 amending Section 3-5-6(C) of the City Code to increase the number of Class C liquor licenses from 23 to 24 due to the opening of Jacky's On Prairie (2545 Prairie Avenue, 60201).

For Introduction

(A9)* **Ordinance 84-O-09 Amending the City Code to Establish a Traffic Signal at Sheridan Road and Church Street**

Consideration of proposed ordinance 84-O-09 by which the City Council would amend Section 10-11-5, Schedule V (G) of the City Code to establish a traffic signal at Sheridan Road and Church Street.

For Introduction

(A10)* **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 Action

(A11)* **Ordinance 64-O-09 to Amend Title 10, Chapter 4, Section 13, "Snow Emergency; Snow Route Parking Ban; Other Regulations," of the Evanston City Code**

Consideration of proposed ordinance 64-O-09 to amend Title 10, Chapter 4 Section 13 Snow Emergency, Snow Route Parking Ban, Other regulations.

For Action

(A12)* **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 Action

(A13)* **Ordinance 72-O-09 Increase in the Number of Class B1 Liquor Licenses, Here's Wings II, LLC**

September 14, 2009

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 Action

(A14)* Ordinance 77-O-09 Enacting a New Subsection 9-5-8-9 of the Evanston City Code, "Video Gaming Prohibited"

Consideration of proposed ordinance 77-O-09 enacting a new subsection 9-5-8-9 of the Evanston City Code, "Video Gaming Prohibited." This ordinance was discussed and approved for Council consideration by the City Council Rules Committee at its meeting on September 8, 2009.

For Introduction

PLANNING & DEVELOPMENT

(P1)* Ordinance 80-O-09 Amending the Comprehensive Plan for the Church Street Plaza Special Sign District (1741 Maple - "Buffalo Wild Wings")

Consideration of ordinance 80-O-09 amending the Special Sign District requirements to accommodate the signage proposed for this new restaurant location. Request suspension of rules for introduction and action at September 14, 2009, City Council meeting.

For Introduction and Action

(P2)* Ordinance 87-O-09 Amending Portions of the Text of Chapter 14 of the Zoning Ordinance, "Industrial Districts"

Consideration of Ordinance 87-O-09 amending the text of the Zoning Ordinance to remove Membership Organization and Religious Institution from the List of Permitted and Special Uses in the I1 "Industrial/Office," I2 "General Industrial," and I3 "General Industrial" zoning districts.

For Introduction

The following 6 items (P3 through P8) propose minor text amendments to the Zoning Ordinance:

(P3)* Ordinance 66-O-09, Amending Various Portions of the Zoning Ordinance Relating to Air Conditioning Equipment

Consideration of Ordinance 66-O-09 amending the text of the Zoning Ordinance to include exceptions to the prohibition of placing air conditioning equipment in the required street side yard or closer than ten feet from any property line in specific circumstances, as recommended by the Plan Commission.

For Introduction

(P4)* Ordinance 67-O-09, Amending Various Portions of Section 6-18-3 of the Zoning Ordinance, “Definitions”

Consideration of Ordinance 67-O-09, amending the text of the Zoning Ordinance to add definitions for “Car and Truck Rental Establishment” and “Live/Work Unit”

and to update the current definitions of “Community Center,” Restaurant, Type 1” and “Restaurant, Type 2,” as recommended by the Plan Commission.

For Introduction

(P5)* Ordinance 68-O-09, Enacting a New Subsection 6-4-8-3 (A)6 of the Zoning Ordinance, “Portable Outdoor Moving Containers”

Consideration of Ordinance 68-O-09, adding a new subsection to the Zoning Ordinance permitting portable outdoor moving containers (“PODS”) as a temporary use in residential districts, as recommended by the Plan Commission.

For Introduction

(P6)* Ordinance 69-O-09, Enacting a New Subsection 6-3-6-4 (D) of the Zoning Ordinance

Consideration of Ordinance 69-O-09, adding a new subsection to the Zoning Ordinance making the expiration period of Planned Developments explicit, as recommended by the Plan Commission.

For Introduction

(P7)* Ordinance 88-O-09, Amending Portions of the Zoning Ordinance Related to the MXE Mixed Use Employment District

Consideration of Ordinance 88-O-09, amending various sections of the Zoning Ordinance to correct errors of omission resulting from the addition of the MXE zoning district, as recommended by the Plan Commission.

For Introduction

(P8)* Ordinance 89-O-09, Enacting a New Subsection 6-3-5-15 (D) of the Zoning Ordinance Allowing for the Expiration of Special Use Permits by Termination or Abandonment

Consideration of Ordinance 89-O-09, adding a new subsection to the Zoning Ordinance allowing for the expiration of Special Use permits following a 24-month period of discontinuance by termination or abandonment, as recommended by the Plan Commission.

For Introduction

(P9)* Ordinance 70-O-09 Granting Major Variances Related to (Off Street) Parking at 2150 Sherman Avenue in the R5 General Residential District

Consideration of Ordinance 70-O-09 granting major variations to 2150 Sherman Avenue from Section 6-16-2-7 of the Zoning Ordinance. These variations would allow an aisle width of a double loaded parking module 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

September 14, 2009

recommends approval. This item was introduced at Council on August 10, 2009 and referred back to Committee for additional information.

For Action

(P10)* Ordinance 74-O-09 Granting a Special Use for a Type 2 Restaurant (“Ultimate Chicken Bar”) at 1739 Sherman Avenue in the D2 Downtown Retail Core Zoning District

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 Action

HUMAN SERVICES COMMITTEE

(H1)* 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.

This amendment gives the Public Health Director authority to deny an application based on poor performance on food establishment inspections persistent sanitation complaints or food borne illness outbreaks, or persistent violations of other application code which negatively impact the health and welfare of Evanston residents.

For Action

APPOINTMENTS

For Appointment Introduction and Confirmation:

Arts Council
Environment Board
Housing/Community Development Act Committee
Plan Commission
Police Pension Board

Timothy Stroh
Daniel Biss
Anjana Hansen
Lenny Asaro
Barry Katz

For Reappointment Introduction and Confirmation:

Arts Council

Joe Sislow

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

AGENDA ITEMS FOR DISCUSSION:

(A3.4) Approval of Lowest Responsible and Responsive Bid (10-23) for the Maple Avenue Streetscape Improvement Project

Recommend approval of lowest responsible and responsive bid (10-23) for the Maple Avenue Streetscape Improvement Project to Landmark Contractors Inc. (11916 W. Main Street, Huntley, IL), in the amount of \$780,153.77. Funding provided by Downtown II TIF & Economic Development Funds.

Alderman Rainey moved for approval with a second from Alderman Wynne. Alderman Rainey then suggested that an amendment to the approval that the funds be used only from the downtown 2TIF and not the Economic Funds. The motion was moved by Alderman Jean Baptiste and seconded by Alderman Wynne. Alderman Rainey then moved for the amendment of using funds from the downtown 2 TIF fund with a second from Alderman Holmes. Roll Call was taken 9 -0 the motion passed.

(A3.8) Approval of the Single Responsible and Responsive Bid (10-41) for the Traffic Signal Modernization and Interconnect Project on Central Street at Girard Avenue and Ridge Avenue

Recommend approval of the single responsible and responsive bid (10-41) for the traffic signal modernization and interconnect project on Central Street at Girard Avenue and Ridge Avenue to John Burns Construction Company (17601 Southwest Highway, Orland Park, IL) in the amount of \$486,666.30. Funding provided by the Capital Improvement Fund and a \$200,000 contribution from the NorthShore University Health System.

Alderman Rainey moved for approval with a second from Alderman Tendam. Alderman Jean-Baptiste recalled the discussion in committee was whether there was a difference in cost of installing decorative post stops versus non-decorative. The difference was one hundred thousand dollars, and staff was to come back with more information. Alderman Rainey stated that since it was only for introduction staff was going to come back with further information. City Manager Bobkiewicz said the staff had put together the information and wanted to discuss the matter tonight. Alderman Rainey said since it was an introduction she would like to wait until later in committee. Alderman Jean-Baptiste responded it did not say introduction on the agenda. Alderman Fiske asked if we could just know what it cost. City Manager Bobkiewicz again stated staff has answers to share tonight, but if the Council wishes to hold over until committee he would, and then he asked what was the Mayor's pleasure. Information that was not available at committee was now being passed out to the Council members. In relation to the cost the difference staff saw was more like thirty thousand dollars and not fifty thousand. They also passed out copies of the May 10th 2004 Council meeting, and at that time the direction from Council was to move forward with the decorative arm at that location. Mayor Tisdahl then responded in the positive to the statement made by the City Manager, that indeed the Council had directed the staff to move forward with the decorative arm. Alderman Rainey then stated she

September 14, 2009

thought it was for introduction, and then moved for approval with a second from Alderman Tendam. With no further discussion a roll call was taken for approval with the results of a 9 – 0 vote, and the motion passed.

(A14)* Ordinance 77-O-09 Enacting a New Subsection 9-5-8-9 of the Evanston City Code, “Video Gaming Prohibited”

Consideration of proposed ordinance 77-O-09 enacting a new subsection 9-5-8-9 of the Evanston City Code, “Video Gaming Prohibited.” This ordinance was discussed and approved for Council consideration by the City Council Rules Committee at its meeting on September 8, 2009.

For Introduction

Alderman Rainey requested suspension of the rules with a second from multiple Aldermen. Mayor Tisdahl then announced that Ms. Purze, Interim First Assistant Corporate Counsel, gave her a statement that an Ordinance can be adopted in the same evening after the rules have been suspended with a unanimous vote from Council. With a unanimous vote Alderman Rainey moved for adoption of Ordinance 77-O-09 banning the video gaming with a second from Alderman Tendam. Roll call was taken with a 9 -0 vote.

(P1)* Ordinance 80-O-09 Amending the Comprehensive Plan for the Church Street Plaza Special Sign District (1741 Maple - "Buffalo Wild Wings")

Consideration of ordinance 80-O-09 amending the Special Sign District requirements to accommodate the signage proposed for this new restaurant location. Request suspension of rules for introduction and action at September 14, 2009, City Council meeting.

For Introduction and Action

Alderman Wynne moved approval of the amended sign plan with a second from Alderman Jean-Baptiste. Alderman Rainey made a point of order, and asked if the rules were suspended. Alderman Wynne then moved for suspension of the rules with a second from Alderman Jean-Baptiste. Roll call for suspension of rules was 9- 0. Then Alderman Wynne moved for approval of the amended Ordinance as stated in her previous motion, and again seconded by Alderman Jean-Baptiste. Roll call vote was 9 -0, and the motion passed.

OTHER COMMITTEES

No Report

CALL OF THE WARDS:

WARD 7: Alderman Grover announced a joint ward meeting with 6th & 7th Wards on October 15th at the Ecology Nature Center, and the celebrity guest will be the City Manager Wally Bobkiewicz.

September 14, 2009

WARD 8: Alderman Rainey announced that former Alderman Hansen is looking for volunteers for BIKE the RIDGE on October 4th from 9am until 12 noon. The ride will start Howard Street and continue to Church Street. Alderman Rainey also asked the City Manager to develop a program for dealing with the skunks.

WARD 9: No Report

WARD 1: Alderman Fiske announced a Mather neighbors meeting on Monday, September 28th, from 7pm– 9pm at the Evanston Public Library. This is in response to the demolition of the Georgian in December.

WARD 2: No Report

WARD 3: No report

WARD 4: Alderman Wilson will be having a ward meeting with Parks and Recreation at 7 pm at Albany Care at Main and Maple to discuss the future of Gray Park.

WARD 5: Alderman Holmes announced the ward meeting on Wednesday at City Hall to discuss matters of the east side of the 5th Ward, and then on Thursday, September 6th, the regular meeting at Fleetwood-Jourdain and the special guest will be our City Manager.

WARD 6: Alderman Tendam announces the ward meeting on Tuesday, September 22, at the Lincolnwood School at 7pm. The agenda will include the Beth Park usage and the Tower at the number 5 Firehouse on Central Street.

At 9:27 pm Alderman Wilson moved to go into Executive Session to discuss Personnel, Litigation, and Minutes. Roll Call: vote was 9 – 0.

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.