



CITY COUNCIL MEETING
Tuesday, September 29, 2009
8:30 P.M.
Lorraine H. Morton Civic Center
Council Chamber

Roll Call

Alderman Rainey
Alderman Burrus
Alderman Fiske
Alderman Jean-Baptiste
Alderman Wynne

Alderman Wilson
Alderman Holmes
Alderman Tendam
Alderman Grover

A quorum was present

Presiding Officer: Mayor Tisdahl

The regular session of the City Council was called to order at 8:31 pm on Tuesday September 29, 2009 in the Council Chamber of the Lorraine H. Morton Civic Center.

Mayor Public Announcements:

Mayor Tisdahl mentioned her attendance at the Illinois Municipal Clerk's Conference and the knowledge she obtained to assists her in conducting the Council meetings.

Proclamations:

Fire Prevention Week (October 4th – 10th, 2009) Tom Janetske, Division Chief/ Fire Prevention/Emergency Preparedness, encouraged all to check their smoke alarms, and to visit their Fire Stations in their prospective communities on October 3rd (these stations will be open from 1 until 4 pm).

National Disabilities Employment Awareness Month (October, 2009)

City Manager Public Announcements & Presentations:

City Manager Wally Bobkiewicz stated he had announcements and one presentation that would be presented by various members of the City staff.

Doug Gaynor, Director, Parks/Forestry /Facilities Management announced the Green Living Festival October 3rd and the Bike the Ridge activity on October 4th that would beheld from 9am to 12 noon. It would begin at Howard Street and end at Church Street.

Suzette Eggleston, Superintendent, Streets & Sanitation announced the Cans fore Cash contest during October that is can collection month.

Police Chief Eddington presented the Cook County Crime Stoppers Award to Alderman Rainey for her leadership in her ward.
8th Ward Alderman Rainey announced the citizen who nominated her, MJ Carson, died suddenly this week.

City Manager’s Schedule for Specific Goal Discussions:

The City Manager announced the dates for the upcoming discussions on the twelve goals that the Council decided to be important.

September 29 th	Budget
October 12 th	Safety, Federal/State/Regional Government Affairs Agenda
October 19 th –SPECIAL MEETING	Budget, Capital Improvement Program Planning
October 26 th	Economic Development, Efficiency & Effectiveness of Services
November 9 th	Affordable Housing
November 16 th – SPECIAL MEETING	Climate Action Plan, Lakefront Development, Robert Crown Center Improvements
November 23 rd	Police & Fire Pension Funding Issues, Northwestern University Relationships

The City Manager spoke of establishing a five day concentrated budget planning process. He suggested an overview meeting on a Saturday, followed by three meetings during the day.

Mayor Tisdahl announced she had been approached by citizens to appoint a Budget Task Force to discuss budget planning. This committee would create more community input and support for our budget decisions and will give Council another tool to assist in our budget proposals. Council members may give nominations to the Mayor.

Concerns expressed by the Aldermen were: will there be a professional facilitator, is it open to all citizens, can it be accomplished in two months, what will be the length of time, will it be on consecutive days and times, and will the meetings be at night. The City Manager responded the Council members are welcomed, and he and staff would get back to the Council at the next Council meeting with a detailed schedule of a time frame for the meetings.

Mayor Tisdahl asked for a motion to accept her proposal to create the Task Force. Alderman Grover made a motion authorizing the Mayor to appoint a Citizen Budget Task Force to plan with City Staff and the City Manager's Office. Alderman Holmes seconded the motion, a voice vote was taken and the motion passed. City Manager stated he would report at the next meeting with an abbreviated proposal of the proposed process.

**Communications City Clerk:
No Report**

Citizen Comment Agenda Items:

Dickelle Fonda, 1220 Darrow, spoke on Agenda item APP1. She supports the nomination of Stelios Valavanis, and also on the stop the box campaign by AT&T. She spoke how AT&T used defective and antiquated equipment and did not adhere to their original proposals.

Alan Gratch, 1134 Judson, spoke on Agenda item APP1, and support for the nomination of Stelios Valavanis to the SPARC committee.

Andrew Spatz, 1216, spoke on the Green Building Ordinance. He is LEED certified and his company is 100% behind the Green Building Ordinance to decrease the carbon footprint. He suggested to expanding section two.

Junad Rizki, 2762 Ridge, spoke on item A8. He asked if any Council member would be taking advantage of this benefit. He suggested all Council members should reclude themselves because it is voting on their compensation and it is illegal.

Tom Conley, 1632 Sheridan, spoke on the Sheridan and Church Street traffic light. He thanked all who listened to the citizens concerns, but he felt this was an after

thought and a small plan, and he wishes that the City look at larger plans in the future.

Beth Rodriguez, 1745 Hinman Ave., spoke on the traffic light proposed for Sheridan and Church Street. She stated the views of the neighborhood Moms who support the proposal for placing a stop light.

Susan Besson, 1300 Isabella, spoke in support of the Green Building Ordinance. She is looking for the passage of the Ordinance so that Evanston will reach its status of sustainability.

Page Finnegan, 525 Elmwood, spoke on the Green Building Ordinance and provided some background history of the formulation of the green building initiative. She encouraged the Council to pass the Ordinance.

Len Sciarra, 3003 Park Place, spoke of the changes made which are now included in the Ordinance.

Jonathan Perman, Evanston Chamber of Commerce, spoke on the Green Building Ordinance. He thanked the City staff and the Mayor for proposing the Green Building Ordinance. He also suggested some incentives for businesses to comply with the Ordinance.

Mammie Smith-Faust, 339 Custer Ave., spoke of her excitement of seeing the renovation of Fleetwood-Jourdain. She also spoke on health care insurance and was hoping the Council would support health care relief.

Non-Agenda Items:

Tess Dinestein, 819 Reba Place, a 3rd grader, spoke on changing the Ordinance to allow citizens to raise chickens as pets. She believes raising chickens would make good science projects. She stated other people want to raise chickens, you could get eggs which are better than store bought. She also stated Chicago has chickens and she believes Evanston should have them too.

Alec Dinestein, 819 Reba Place, 7th grader at King Lab School (brother of Tess). He too spoke on the issue of raising chickens. He pointed out chickens are less destructive than dogs. His mom had one when she was young and no one cared. He also mentioned chickens being allowed in Chicago and chickens do not cause any health issues.

Items removed from the Consent Agenda:

(A3.1)*Actuarial Report for Fire and Police Pension Obligations

Recommend approval of the actuarial report by motion for usage in the 2009 tax levy process. The percentage increase in the Annual Required Contribution from 2008 to 2009 is 9.6% or \$1,235,904. The unfunded liability for both funds increased from \$145,792,613 to \$158,899,155.

(A3.2)* Acceptance of 2008-09 Comprehensive Annual Financial Report

Recommend acceptance of the Comprehensive Annual Financial Report for FY2008-2009. Each Year the City completes an independent review of the City's financial status. This Annual Audit must be completed within 180 days of the close of the fiscal year. Our Audit was completed this year in a timely manner in cooperation with our independent Auditor, Baker, Tilly, Virchow, Kraus. The City is again applying for the Certificate of Excellence in Financial Reporting from the Government Finance Officers Association.

(A12)* Ordinance 85-O-09 Amending Title 3, Chapter 13 of the Evanston City Code, "Peddlers and Solicitors"

Consideration of proposed ordinance amending title 3, Chapter 13 of the Evanston City Code "Peddlers & Solicitors" at the Northwestern University athletic complex on Central Street. A similar ordinance applies to Evanston Township High School athletic events. **SUSPENSION OF RULES REQUESTED**

For Introduction and Action

(A15)* 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 Action

(P3)* Consideration of Recommendation to Authorize City Manager or His Designee to Modify Loan Agreement for Projects at 602 Mulford and 736-738 Dobson

Consideration of request to modify projects to reduce the number of HOME assisted units to the number of units already sold for the Reba Place Development Corporation (RPDC) project at 602 Mulford and the Evanston Community Development Association (ECDA) project at 736-738 Dobson. Staff recommends the loan modifications.

For Action

(P7)* 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 Action

(H2)* 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 ordinance was introduced at the June 22, 2009 City Council meeting and referred to the City Manager's Office for further review. For Action

City Clerk announced corrections to the minutes before the Consent Agenda was read.

APPROVED ITEMS ON THE CONSENT AGENDA WILL HAVE AN (*).

CONSENT AGENDA

(M1)* Approval of Minutes of the Regular City Council Meeting of September 14, 2009 with the amended corrections.

ADMINISTRATION & PUBLIC WORKS

(A1)* City of Evanston Payroll through 9/13/09 \$2,404,500.33

(A2)* City of Evanston Bills through 9/30/09 \$3,734,800.38

(A3.3)*Approval of Armored Car Services Contract (RFP 10-46)

Recommend award of RFP #10-46 to Garda (2100 W. 21st Street, Broadview, IL) for a two year contract with the option to renew for three additional years. Garda has agreed to no increase in cost for the second year of the contract. Since charges are based on volume, it is recommended that Council approves a not to exceed amount of \$75,000. This is \$23,000 less than the current year budget. Funding for the contract will be provided by both the Revenue Division (\$40,000) and the Parking Fund (\$58,000).

(A3.4)*Approval of the Lowest Responsible and Responsive Bid (10-50) for the Fire Station #2 HVAC Upgrade Project

Recommend approval of the lowest responsible and responsive bid for the installation of replacement HVAC system and controls at the Evanston Fire Station 2 from R. J. Olmen Co. (3200 West Lake Ave. Glenview, IL) in the amount of \$175,500.00. Funding provided by three accounts: \$72,136.69 from *Fire Station 2 Air Handler and Condenser Replacement Project* CIP account; \$25,000 from *Fire Station #1 Window Replacement Project* account; and \$80,000 from *Fire Station #5 CIP* account. Use of these funds will not affect the scope of work for the *Fire Station #1 Window Replacement* project or the *Fire Station #5* project.

(A3.5)*Approval of Lowest Responsible and Responsive Bid (10-55) for the Fire Station #1 Window Replacement Project

Recommend approval of the lowest responsible and responsive bid (10-55) for the removal and replacement of the failing exterior windows at Fire Station #1 to IFD, Inc. (405 Lively Blvd. Elk Grove Village, IL) in the amount of \$53,601.00. Funding

provided by the Fire Station #1 Window Replacement CIP project Funds.

(A3.6)*Approval of Contract for Professional Services for the Brummel-Richmond Tot Lot Renovation Project (RFP #10-60)

Recommend approval of a professional services contract for the Brummel-Richmond Tot Lot Renovation Project with JJR (35 E. Wacker Drive, Suite 2200, Chicago, IL) in the amount of \$25,700.00. Funding provided by the City's FY 2010 CIP.

(A3.7)*Approval of Lowest Responsible and Responsive Bid (10-63) for the Emergency Library Streetscape Project

Recommend award of the lowest, responsive and responsible bid (10-63) for the emergency Library Streetscape Project to Schroeder & Schroeder Inc., (7307 Central Park Avenue, Skokie, IL) in the amount of \$251,795; which includes the alternate bid amount of \$9,950. The alternate bid includes poetry stamped concrete on the ramp. Funding provided by the Washington TIF Fund.

(A3.8)*Approval of Purchase of Trees for Fall Planting

Recommend approval of the purchase of 300 trees from the Suburban Tree Consortium (STC) in the amount of \$60,140.00 and the contractual planting cost of \$13,800.00. The total expenditure for the purchase of the trees and the contract for planting is \$73,945.00. Funding provided by a General Fund line item in the Parks/Forestry Division budget (50%) and a transfer from the private elm insurance reserve fund (50%).

(A3.9)*Approval of Contract Extension for Work Clothing

Recommend approval of renewal of existing contract with Uniforms to You/Cintas for \$40,000 and an additional year as provided in the contract, for the purchase of work uniforms for AFSCME field employees in various operating departments. Funding provided by the General Fund Municipal Service Center account

(A4.1)*Approval of Change Order #1 for the Foster Field Renovations, Phase 1B Project (Bid 10-42)

Recommend approval of change order #1 in the amount of \$98,076 from G.A. Johnson & Son (828 Foster Street, Evanston, IL) for the Foster Field Renovations Project, Phase 1B. This change order will increase the contract amount from \$2,075,820.40 to \$2,408,715.40. Funding provided by CDBG funds.

(A4.2)*Approval of Change Order #2 for the 2009 Water Main and Street Resurfacing Contract

Recommend approval of Change Order No. 2 to the agreement for the 2009 Water Main and Street Resurfacing contract with Bolder Contractors (ADDRESS) in the amount of \$332,895 for the Sheridan Road water main reconstruction project (Central to Ingleside) This change order will increase the contract amount from \$2,075,820.40 to \$2,408,715.40. Funding provided by the Water Fund.

(A4.3)* Approval of Change Order #2 for the Construction Engineering Services - 2009 MFT and CIP Street Resurfacing Contract

Recommend approval of Change Order No. 2 to the agreement for the Construction Engineering Services - 2009 MFT and CIP Street Resurfacing contract with Gewalt Hamilton Associates, Inc. (ADDRESS) in the amount of \$27,100 for the Sheridan Road water main reconstruction (Central to Ingleside). This change order will increase the contract amount from \$152,910 to \$180,010. Funding provided by the Water Fund.

(A5)* Resolution 69-R-09 Authorizing the City Manager to Execute an Amendment to the North Standpipe Lease Agreement Between the City and Sprintcom, Inc.

Consideration of proposed resolution 69-R-09 authorizing the City Manager to execute an amendment to the North Standpipe Lease Agreement between the City of Evanston and Sprintcom, Inc.

For Action

(A6)* Resolution 70-R-09 Authorizing the City Manager to Execute an Amendment to the South Standpipe Lease Agreement Between the City and Sprintcom, Inc.

Consideration of proposed resolution 70-R-09 authorizing the City Manager to execute an amendment to the South Standpipe Lease Agreement between the City of Evanston and Sprintcom, Inc.

For Action

(A7)* Resolution 71-R-09 Authorizing the City Manager to Execute an Intergovernmental Agreement for the Purpose of Purchasing Health and Other Related Insurance Benefits Through the Intergovernmental Personnel Benefit Cooperative

Consideration of proposed resolution 71-R-09 authorizing the City Manager to execute an intergovernmental agreement for the purpose of purchasing health and other related insurance benefits through the Intergovernmental Personnel Benefit Cooperative.

For Action

(A8)* Resolution 74-R-09 Authorizing the City Manager Expand the City of Evanston Benefits Program to Include Health Related Benefits, Including Insurance, to Same Sex Domestic Partners

Consideration of proposed resolution 74-R-09 authorizing the City Manager to expand the City of Evanston Benefits Program to include health related benefits, including insurance, to same sex domestic partners.

For Action

(A9)* Ordinance 65-O-09 Authorizing the Sale of Surplus Fleet Vehicles and Equipment Owned by the City of Evanston (Obenauf Auction Service Municipal Equipment Auction)

Consideration of proposed Ordinance 65-O-09 Authorizing the Sale of Surplus Fleet Vehicles and Equipment Owned by the City of Evanston. **For Introduction**

(A10)* Ordinance 81-O-09 Authorizing the Payment of Redevelopment Project Costs and Distribution of Excess Monies for the Redevelopment Project Area of the City of Evanston, Illinois (“Downtown II TIF”)

Consideration of proposed ordinance 81-O-09 authorizing the payment of redevelopment project costs and distribution of excess monies for the redevelopment project area of the City of Evanston, Illinois (“Downtown II TIF”).

For Introduction

(A11)* Ordinance 82-O-09 Terminating the Redevelopment Project Area of the City of Evanston, Illinois, and Related Matters (“Downtown II TIF”)

Consideration of proposed ordinance 82-O-09 terminating the redevelopment project area of the City of Evanston, Illinois, and related matters (“Downtown II TIF”).

For Introduction

(A13)* 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 Action

(A14)* 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 Action

PLANNING & DEVELOPMENT

(P1)* Recapitalization of Downpayment Assistance Program with \$550,000 in HOME and Affordable Housing Funds

Consideration of recommendation to approve committing additional funding for the City’s Downpayment Assistance Program with HOME and Affordable Housing Funds and proposes some minor changes. The Housing Commission and staff recommend approval.

For Action

(P2)* Request from Connections for the Homeless for Families In Transition Funds

Consideration of recommendation for approval of request by Connections for the Homeless for a Families in Transition rent subsidy for a 3rd family this year. Program is funded through the Affordable Housing Fund, not to exceed \$6,180 for one year. The Housing Commission recommends approval.

For Action

(P4)* Ordinance 83-O-09 Amending the City of Evanston Municipal Code by Removing all References to the Property Services Board

Consideration of Ordinance 83-O-09, eliminating the Property Services Board which is not currently staffed and essentially became obsolete after the Administrative Hearings Division was created. Staff recommends approval.
For Introduction

The following items (P5 through P12) propose minor text amendments to the Zoning Ordinance:

(P5)* Ordinance 93-O-09, Amending Section 6-3-8-12 of the Zoning Ordinance, which Establishes the “Minimum Change Necessary” as a Standard for Zoning Variations

Consideration of Ordinance 93-O-09, amending the text of the Zoning Ordinance which requires a finding of “minimum change necessary” as a standard for variations, recommended by the Plan Commission.
For Introduction

(P6)* Ordinance 94-O-09, Amending Subsection 6-3-8-3(A) of the Zoning Ordinance to Make Second-Floor Additions to Certain Legal Non-Complying Structures
Minor Variations

Consideration of Ordinance 94-O-09, amending the text of the Zoning Ordinance to make second floor additions atop existing one-story residences which are already legally non-conforming with respect to interior side yard setbacks eligible for minor variations, recommended by the Plan Commission.
For Introduction

(P8)* 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 Action

(P9)* 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 Action

(P10)* 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 Action

(P11)* 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.

(P12)* Ordinance 89-O-09, Enacting a New Subsection 6-3-5-15 (D) of the Zoning Ordinance
For Action

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 Action

(P13)* 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 Action

HUMAN SERVICES COMMITTEE

(H1)* Evanston Township August 2009 Bills List

Recommend approval of the Evanston Township bills, payroll, and medical payments for the month of August 2009 in the amount of \$96,174.22.

(APP1)* For Appointment Confirmation:

Alderman Tendam moved to approve the Consent Agenda, with a second from Alderman Holmes. A Roll Call was taken with results of 9 -0, Consent Agenda approved.

Items for Discussion:

(A3.1)* Actuarial Report for Fire and Police Pension Obligations

Recommend approval of the actuarial report by motion for usage in the 2009 tax levy process. The percentage increase in the Annual Required Contribution from 2008 to 2009 is 9.6% or \$1,235,904. The unfunded liability for both funds increased from \$145,792,613 to \$158,899,155.

Alderman Rainey announced this item will be held over until the next committee meeting.

(A3.2)*Acceptance of 2008-09 Comprehensive Annual Financial Report
Recommend acceptance of the Comprehensive Annual Financial Report for FY2008-2009. Each Year the City completes an independent review of the City's financial status. This Annual Audit must be completed within 180 days of the close of the fiscal year. Our Audit was completed this year in a timely manner in cooperation with our independent Auditor, Baker, Tilly, Virchow, Kraus. The City is again applying for the Certificate of Excellence in Financial Reporting from the Government Finance Officers Association.

Alderman Rainey announced this item will be held over until the next committee meeting.

(A12)* Ordinance 85-O-09 Amending Title 3, Chapter 13 of the Evanston City Code, "Peddlers and Solicitors"

Consideration of proposed ordinance amending title 3, Chapter 13 of the Evanston City Code "Peddlers & Solicitors" at the Northwestern University athletic complex on Central Street. A similar ordinance applies to Evanston Township High School athletic events. **SUSPENSION OF RULES REQUESTED**
For Introduction and Action

Alderman Rainey announced that in committee the vote was 3-2 to do nothing. There was a lengthy discussion between the Evanston Police Department and the Northwestern University Police as well as the Aldermen to obtain clarity of the Ordinance. Alderman Holmes moved to accept the Ordinance as presented with a second from Alderman Tendam. Following that motion, Alderman Jean-Baptiste made a motion to create a non-licensed free zone, a second was given by Alderman Wilson. A roll call resulted in a 7-2 vote to deny the motion (**Aldermen Fiske and Jean-Baptiste voted yes**). The final decision was to amendment to have a have a report of the effectiveness of the Ordinance at the end of the Basketball season. A roll call was taken with a vote of 7-2 to pass the Ordinance. (**Aldermen Fiske and Jean-Baptiste voted no**).

(A15)* 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 Action

Alderman Rainey motioned to approve the passing of the Ordinance, with a second from Alderman Holmes. A roll call was taken with the result of a 9-0 vote, and the Ordinance passed.

(P3)* Consideration of Recommendation to Authorize City Manager or His Designee to Modify Loan Agreement for Projects at 602 Mulford and 736-738 Dobson

Consideration of request to modify projects to reduce the number of HOME assisted units to the number of units already sold for the Reba Place Development Corporation (RPDC) project at 602 Mulford and the Evanston Community Development Association (ECDA) project at 736-738 Dobson. Staff recommends the loan modifications.

For Action

Alderman Wynne motioned to modify the loan agreement to only include the project at 602 Mulford, with a second from Alderman Holmes. The motion passed with a unanimous voice vote.

(P7)* 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 Action

Alderman Wynne motioned to have two modifications to the Ordinance section 6.4.6.9, subsection B, subsection 1. The wording would permit the required rear yard and ten feet from the property's side line. Alderman Holmes seconded the motion. A roll call was taken and the motion passed. Alderman Tendam motioned to accept the Ordinance with a second from Alderman Holmes. A Roll call vote was taken with and the motion passed.

(H2)* 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 Ordinance was introduced at the June 22, 2009 City Council meeting and referred to the City Manager's Office for further review.

For Action

Alderman Jean-Baptiste motioned for acceptance and seconded by Alderman Holmes. Alderman Jean-Baptiste wanted to add to section 2 paragraph C "shall achieve final LEED Certification" of commercial and multifamily buildings over twenty-five thousand feet or similar in height. Alderman Holmes seconded the amendment. Also for 1 B the language would change to accommodate the tenant who is not doing major renovations in their domicile. Alderman Holmes seconded his added language. Aldermen, Legal Department, City staff, and the City Manager made comments. The final decision was to hold the Ordinance as moved by Alderman Holmes and seconded by Alderman Tendam. A voice vote was unanimous.

Call of the Wards:

Ward 8: Alderman Rainey reminded all to Bike the Ridge this Sunday from 9 am until 12 noon.

Ward 9: Alderman Burrus had no report.

Ward 1: Alderman Fiske announced the University Committee meeting which will take place Monday, October 5th, in the Aldermanic Library. The discussion will be on the Seaberry-Western and the use of the property by Northwestern.

Ward 2: Alderman Jean-Baptiste had no report.

Ward 3: Alderman Wynne had no report.

Ward 4: Alderman Wilson also mentioned the Bike the Ridge.

Ward 5: Alderman Holmes had no report.

Ward 6: Alderman Tendam wanted to thank staff for their work on benefits package.

Ward 7: Alderman Grover announced a meeting on October 7th at 6pm in McCulloch Park concerning tree removal. Also on October 15th Aldermen Grover and Tendam at 7 – 8:30 pm will have a joint meeting in the Ecology Center.

Alderman Jean-Baptiste was nominated and voted the new chairperson for the Civic Center Committee.

Mayor Tisdahl called for a motion for adjournment. Alderman Holmes motioned and seconded by Alderman Wilson.

A roll call was taken and the result was 9-0. The meeting was adjourned at 11:31 pm.

Respectfully submitted
Rodney Greene, City Clerk

A recording of this meeting will be available in the Clerk's Office, room 1200 Lorraine H. Morton Civic Center.