

**CITY OF EVANSTON, ILLINOIS
LORRAINE H. MORTON CIVIC CENTER
CITY COUNCIL MEETING
Monday October 26, 2009
8:30 P.M.
ORDER OF BUSINESS**

Roll Call:

Alderman Fiske	Alderman Holmes
Alderman Jean-Baptiste	Alderman Tendam
Alderman Wynne	Alderman Grover
Alderman Wilson	Alderman Rainey
	Alderman Burrus

A quorum was present

Presiding Officer: **Mayor Elizabeth H. Tisdahl**

Mayor Public Announcements:

Mayor Tisdahl stated she and City Manager Bobkiewicz visited Washington, DC. They talked to Congresswoman Schakowsky, Senators Durbin and Burris who stated they all are doing their best to assist in the acquisition of \$40,000,000 in grant funds for City of Evanston. They also spoke to members of the Environmental Protection Agency who informed that the Agency incorporating funding for stated they are x-offenders jobs in their program.

City Manager Public Announcements:

City Manager Bobkiewicz asked Evonda Thomas, Director of Health and Human Services Administration, to give an update on procuring the H1N1 virus vaccination process. Ms. Thomas stated the vaccine would probably be available by mid October as it was conveyed by the Government. She stated Evanston should receive the vaccine by the end of the week. Daily updates will be on the City's website.

A representative from the Illinois Section of the American Society of Civil Engineers presented to Mayor Tisdahl an award from the Illinois Section of the American Society of Civil Engineers: 2009 Outstanding Civil Engineering Achievement of the Year. This award was presented for the combined - 1 -sewer system project. Mr. Stoneback, Superintendent of Water & Sewer Department spoke on how and why the project was initiated and its success.

Fire Chief Berkowsky presented an award from the Illinois Chapter of APCO (Associated Public Safety Communications Officials) to Tele-Communicator Lynn Fishman, she was nominated and honored as the Tele-Communicator of the Year for recognition of her extraordinary work at the 911 Call Center.

City Manager Bobkiewicz explained the Budget Planning Process and Workshops that will be held for the remainder of the year.

Police Chief Eddington gave a slide presentation of the newly installed Police Cameras and Technology involved which are now in use and are improving the detection and communication within the department.

Communications:

The City Clerk announced that Council minutes and tapes can be obtained from the Clerk's Office two weeks after that Council meeting.

SPECIAL ORDER OF BUSINESS

City Council Goal: Economic Development

City Manager Wally Bobkiewicz stated at its September 21, 2009 meeting, the City Council identified twelve goal areas to focus its attention in the coming months. One of these areas is Economic Development. The issues the City Council identified included input from the community. The staff will report at a later date with the outcome of the discussions. The City Manager stated after gathering input from the City's partners, Council members, community and staff a report will be presented at the November 23rd Council meeting. Mayor Tisdahl followed by asking if there were any questions. There were none. She commented on her conversation with Congresswoman Schakowsky and working with Northwestern University in trying to attract businesses in nanotechnology.

The City Manager's second announcement dealt with **Efficiency and Effectiveness of Service** goal that was also discussed at the September 21, 2009 meeting. He asked the Council to take a few minutes to give some ideas of what they are looking for in regards to achieving better Customer and City Services. Council members stated their concerns. The City Manager stated staff will come back at a future date with a plan to incorporate the suggestions.

Citizen Comment: Agenda Items

Junad Rizki commented on the Police cameras and the problems that may be imposed on the citizens of Evanston and his second comment was on the building inspection proposition.

Joe Giskowsy, 2309 Grant Street, stated he is a LEED certified professional and is strongly against The Green Building Ordinance as it is drafted.

Len Sciarra, of the Environment Board, spoke in favor of the Green Building Ordinance.

Morris Kelley, a resident of Chicago, spoke against the peddler Ordinance.

Andy Spatz, a 25 year Evanston resident, stated he is a LEED certified professional and spoke against The Green Building Ordinance as it is written.

Michael Drennan, spoke of his the approval of The Green Building Ordinance and the process of attaining LEED Certification.

Joe Hill, stated he lives on Broadway in Evanston spoke against the Central Street Overlay Ordinance.

Items removed from the Consent Agenda:

(A5)Resolution 75-R-09 Authorizing the City Manager to Sign an Extension of the City's Electricity Supply Agreement with Mid-American Energy Company

Consideration of proposed resolution 75-R-09 authorizing the City Manager to sign an extension of the City's electricity supply agreement with Mid-American Energy Company based on the existing contract terms and conditions and actionable pricing to be provided on October 26, 2009, for electrical power supply for a maximum of 24 months beginning December 1, 2010, in an amount not to exceed \$2,712,000 per year. Funding provided by the applicable approved operating budget for each of the 23 affected facilities.

For Action

(A6)Ordinance 85-O-09 Amending Title 3, Chapter 13 of the Evanston City Code, "Peddlers and Solicitors"

Recommend that City Council table this ordinance and direct the City Manager to implement alternate pedestrian safety measures within existing law adjacent to the Northwestern University Athletic Complex and report back on the results of these measures at the conclusion of the 2009/10 Northwestern University basketball season.

This item was introduced in Administration & Public Works Committee September 29, 2009, and discussed and held at Council on October 12, 2009.

For Action

(P1)Ordinance 95-O-09 Amending and Enacting Sections of the Zoning Ordinance That: Relate to Townhouse Orientation; and that Authorize Major Variations to the Pedestrian Area and Active Ground Floor Use Requirements of the oCSC Central Street Corridor Overlay District

Consideration of proposed ordinance 95-O-09, adding the following as eligible fo Major variations:

1. Regulations of the R4 through R6, MU, MUE, MXE, and RP zoning districts on townhouse orientation (with Council approval);
2. Regulations of the oCSC overlay zoning district on pedestrian area and depth of active ground floor uses. Recommended by the Plan Commission. Introduced at City Council meeting on October 12, 2009, and referred back to Planning & Development Committee to accommodate a neighborhood meeting.

For Action

(H1) Ordinance 14-O-09 Adopting the U.S. Green Building Council's Leadership in Energy and Environmental Design Green Building Rating System™ for Certain Construction and Renovation Projects in the City

Consideration of proposed ordinance 14-O-09 adopting the U.S. Green Building Council's Leadership in Energy and Environmental Design Green Building Rating System™ for

Certain Construction and Renovation Projects in the City. The ordinance was introduced at the June 22, 2009 City Council meeting and referred to the City Manager's Office for further review. This ordinance was discussed at the September 29, 2009 City Council meeting and held for the October 12, 2009, Council meeting.

For Action

CONSENT AGENDA

(M1)* Approval of Minutes of the Regular City Council Meeting of October 12, 2009, with the inclusion of stated corrections.

(A1)* City of Evanston Payroll through 10/11/09 \$2,318,218.94

(A2)* City of Evanston Bills through 10/27/09 \$3,180,954.99

(A3.1)* Approval of Natural Gas Purchase for 2009 through 2010

Recommend approval to authorize the City Manager to sign a contract between the City of Evanston and one of the two following bulk natural gas providers: Centerpoint Energy Services or US Energy Services, based on proposed actionable pricing to be provided on October 26, 2009, for natural gas supply for twelve months beginning December 1, 2009, in an amount not to exceed \$370,000. Funding provided by the applicable approved operating budget for each of the 14 affected facilities.

(A3.2)* Approval of Contract for Viaduct Screening Project

Recommend approval of award of contract for the viaduct screening project to Smithereen Pest Management Services (7400 N. Melvina Ave. Niles, IL) in the amount of \$30,660.00. Funding provided by the Capital Improvement Fund. \$30,030 was budgeted for this project.

(A3.3)* General Wage Increase for all Full and Permanent Part-time Non-Union Employees

Recommend approval of a general wage increase for all non-union full and part-time permanent employees in the amount of 2%, retroactive to 03-30-09. For purposes of parity, it is recommended that a general increase be granted to the non-union full and permanent part-time employees at a rate equivalent to the AFSCME bargaining unit. Funds for the general wage increase were included in the FY09-10 budget.

(A4)* Change Order for Duncan Solutions (Citation Management) Expenditure

Recommend approval of revised costs associated with Duncan Solutions (Citation Management) for parking citation cost and collections.

(A7)* Ordinance 90-O-09 Amending Title 10, Motor Vehicles and Traffic, Chapter 11, Traffic Schedules, Section 12 (A), (E) and (F): Schedule XII; Parking Meter Zones

Consideration of proposed ordinance 90-O-09 regarding long-term parking by which Council would amend Title 10, Motor Vehicles and Traffic, Chapter 11, Traffic Schedules, Section 12 (A), (E) and (F): Schedule XII; Parking Meter Zones.

For Action

(A8)*Ordinance 97-O-09 Special One Day Liquor Licenses Amending the Evanston City Code of 1979, Title 3, “Business Regulations,” Chapter 5, “Liquor Control Regulations,” Section 6, “Classification and License Fees,” Subsection F, “Special One Day Licenses”
Consideration of proposed ordinance 97-O-09 amending the Evanston City Code of 1979, Title 3, “Business Regulations,” Chapter 5, “Liquor Control Regulations,” Section 6, “Classification and License Fees,” Subsection F, “Special One Day Licenses” to correct the text that mandates the time and day of the week liquor sale/service is permitted for Class F special one-day liquor licensed events.
For Action

(A9)*Ordinance 100-O-09 Updating Authorized Signatories and Financial Institutions for Deposits/Investments of City Funds
Consideration of proposed ordinance 100-O-09 to update authorized staff signatories and financial institutions for the deposit/investment of City funds.
For Action

(P2)*Ordinance 103-O-09 Enacting a New Section 5-8-9 of the City Code Related to the Registration of Rental Residential Buildings
Consideration of proposed ordinance 103-O-09 requiring condominium and townhome associations and/or management companies to identify rental units and provide owner and tenant contact information to the Property Standards Division.
For Introduction

(APP1) For Appointment to:

Paige Finnegan	Green Building Ordinance Committee
Elizabeth Kinney	Green Building Ordinance Committee
Ron Kysiak	Green Building Ordinance Committee
David L. Olson	Green Building Ordinance Committee
Leonard Sciarra	Green Building Ordinance Committee
Andrew Spatz	Green Building Ordinance Committee
Christopher L. Thomas	Green Building Ordinance Committee

(APP2) For Reappointment:

David Schoenfeld **City of Evanston/Northwestern University Committee**

Alderman Jean-Baptiste motioned to approve the Consent Agenda and it was seconded. Roll Call: The Consent Agenda passed with a vote of 9 -0.

ITEMS FOR DISCUSSION

(A5)Resolution 75-R-09 Authorizing the City Manager to Sign an Extension of the City’s Electricity Supply Agreement with Mid-American Energy Company

Consideration of proposed resolution 75-R-09 authorizing the City Manager to sign an extension of the City's electricity supply agreement with Mid-American Energy Company based on the existing contract terms and conditions and actionable pricing to be provided on October 26, 2009, for electrical power supply for a maximum of 24 months beginning December 1, 2010, in an amount not to exceed \$2,712,000 per year. Funding provided by the applicable approved operating budget for each of the 23 affected facilities.

For Action

Alderman Rainey moved that the Resolution be removed from the Agenda. A unanimous vote was Obtained and the Resolution was removed.

(A6)Ordinance 85-O-09 Amending Title 3, Chapter 13 of the Evanston City Code, "Peddlers and Solicitors"

Recommend that City Council table this ordinance and direct the City Manager to implement alternate pedestrian safety measures within existing law adjacent to the Northwestern University Athletic Complex and report back on the results of these measures at the conclusion of the 2009/10 Northwestern University basketball season. This item was introduced in Administration & Public Works Committee September 29, 2009, and discussed and held at Council on October 12, 2009.

For Action

Alderman Rainey stated the City Manager requested that he, Northwestern and the Evanston Police Department review this issue and report back to us after the Basketball season ends on a plan to control the pedestrian issues. The motion to accept the City Manager's request was moved and it received a second. With a unanimous voice vote it passed.

P1)Ordinance 95-O-09 Amending and Enacting Sections of the Zoning Ordinance That: Relate to Townhouse Orientation; and that Authorize Major Variations to the Pedestrian Area and Active Ground Floor Use Requirements of the oCSC Central Street Corridor Overlay District

Consideration of proposed ordinance 95-O-09, adding the following as eligible for Major variations:

- 1. Regulations of the R4 through R6, MU, MUE, MXE, and RP zoning districts on townhouse orientation (with Council approval);**
- 2. Regulations of the oCSC overlay zoning district on pedestrian area and depth of active ground floor uses recommended by the Plan Commission. Introduced at City Council meeting on October 12, 2009, and referred back to Planning & Development Committee to accommodate a neighborhood meeting.**

For Action

Alderman Wynne motioned to delete section 2, sub-section 7 & 8 seconded by Alderman Rainey. With a unanimous voice vote the motion passed. Alderman Wynne motioned for the approval of the Ordinance as amended with a second. A Roll Call was taken with a result of 9 – 0 and the motion passed.

(H1) Ordinance 14-O-09 Adopting the U.S. Green Building Council's Leadership in Energy and Environmental Design Green Building Rating System™ for Certain Construction and Renovation Projects in the City

Consideration of proposed ordinance 14-O-09 adopting the U.S. Green Building Council's Leadership in Energy and Environmental Design Green Building Rating System™ for Certain Construction and Renovation Projects in the City. The ordinance was introduced at the June 22, 2009 City Council meeting and referred to the City Manager's Office for further review. This ordinance was discussed at the September 29, 2009 City Council meeting and held for the October 12, 2009, Council meeting.

For Action

Alderman Jean-Baptiste motioned for approval of the Ordinance and it was seconded.

Alderman Wilson motioned to amend the Ordinance by removing section 3, and to add a section 8 Sub-section B as suggested by staff with the language added after the word position to say "Prior to the effective date of this Ordinance" and it was seconded.

Alderman Rainey motioned to table the Ordinance and it was seconded. Roll call vote was taken with the result of 3 -6 and the motion to table failed (Aldermen Jean-Baptiste, Holmes, and Rainey voted to table).

Alderman Wilson then restated his motion to remove section 3, and to add a section 8 Sub-section B as suggested by staff with the language added after the word position to say "Prior to the effective date of this Ordinance". Roll call vote resulted in 8 – 1 and the motion to amend passed. A roll call was then made on the Original Ordinance with the amendments with a result of 8 – 1 and the motion passed.

CALL OF THE WARDS:

Ward 1: Alderman Fiske had no report.

Ward 2: Alderman Jean-Baptiste believed removing the Peddlers Ordinance was a wise move.

Ward 3: Alderman Wynne no report.

Ward 4: Alderman Wilson reminded all to be alert to bicyclists.

Ward 5: Alderman Holmes no report.

Ward 6: Alderman Tendam no report.

Ward 7: Alderman Grover thanked Alderman Holmes for allowing her to tour the 5th Ward. She also urged all to be mindful of the extra pedestrians this weekend due to the Northwestern game and Halloween activities.

Ward 8: Alderman Rainey invited Alderman Burrus to tour the 8th Ward. She also asked that notification be given to all concerning committee meetings as well as ward meetings.

Ward 9: Alderman Burrus announced a Town-hall meeting for the 9th ward November 19th.

City Manager Bobkiewicz stated he would be the lead staff on the Green Building Ordinance.

Alderman Wilson motioned to recess to Executive Session to discuss, Personnel, Real Estate, Litigation, Minutes. Roll call was taken the vote was 9 – 0 to recess to Executive Session.

**Respectfully submitted,
Rodney Greene
City Clerk**

A CD copy of these minutes is available in the Clerk's Office in room 1200 on Wednesday, November 13, 2009.