

CITY COUNCIL

June 11, 2001

ROLL CALL - PRESENT:

| | |
|--------------------|------------------------|
| Alderman Bernstein | Alderman Feldman |
| Alderman Kent | Alderman Newman |
| Alderman Moran | Alderman Jean-Baptiste |
| Alderman Rainey | |

A Quorum was present.

**NOT PRESENT AT
ROLL CALL:**

Alderman Engelman

ABSENT:

Alderman Wynne

PRESIDING:

Mayor Lorraine H. Morton

The OFFICIAL REGULAR MEETING of the City Council was called to order by Mayor Morton Monday, June 11, 2001 at 5:50 p.m. in the Aldermanic Library. Alderman Feldman moved that Council adjourn into Closed Session for the purpose of discussing matters related to real estate, litigation and closed session minutes pursuant to 5ILCS Section 120/2 (c) (5), (6), (11) and (21).

(5) The purchase or lease of real property for the use of the public body, including meetings held for the purpose of discussing whether a particular parcel should be acquired.

(6) The setting of a price for sale or lease of property owned by the public body.

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

(21) Discussion of minutes of meetings lawfully closed under this Act, whether for purposes of approval by the body of the minutes or semi-annual review of the minutes as mandated by Section 2.06.

Seconded by Alderman Rainey. Roll call. Voting aye – Bernstein, Kent, Moran, Rainey, Feldman, Newman, Jean-Baptiste. Voting nay - none. Motion carried (7-0).

At 7:10 p.m. Alderman Feldman moved to reconvene into Open Session. Seconded by Alderman Rainey. Motion carried. No nays. Council then recessed so that aldermen could attend standing committee meetings.

Public Hearing Evanston Township budget for 2001-02

Mayor Morton announced the Council would convene as Township Trustees at 9:17 p.m. in the Council Chamber. There was no commentary on the proposed budget. The Mayor declared the public hearing ended at 9:18 p.m.

Mayor Morton then reconvened the City Council meeting in the Council Chamber.

City Manager Announcements:

Parks/Forestry & Recreation Director Doug Gaynor called attention to artwork displayed on the second floor of the Civic Center done by Levy Center senior citizens. He recognized Chie Curley and Barbara Goldberg, who hung the works.

Mr. Gaynor announced Community Service Awards, which were presented by Mayor Morton. Beverly Ehrens accepted for the Evanston Bicycle Club, a 400-member group, which advocates for bicycle safety. This group produced a free map of bicycle routes in Evanston. Allan Leider, director, Visual Arts Media and Multi-Disciplinary programs accepted for the Illinois Arts Council. The council through its grant program supports Evanston's commitment to the arts. Local artists will participate in Arts Week, the second week of October, which educates the public to the arts in their community. Lloyd Urban, president, accepted for the Rotary Club of Evanston which has maintained the Friendship Garden section at Ladd Arboretum for 41 years. The crabapple trees and daffodil bulbs planted by the club and the rededication of the garden last year were noted. Gordon Kuth and Frank Foster were recognized for their work in the Friendship Garden. Frances Blackwell accepted for the Evanston Garden Council, which is comprised of six garden clubs with several hundred members. The council's main fundraiser is the annual Garden Fair held for the 51st time last month at Raymond and Independence parks. The money raised is used to do beautification projects throughout Evanston. The council paid for the plantings at the fire station on Emerson Street and worked with Evmark to design several of the flowerbeds in downtown Evanston. The ecology camp at the Ecology Center is partially funded by the Garden Council. It purchases and maintains plantings at the main library, post office, Civic Center, Chandler-Newberger Center and other sites. David Snyder accepted for the 4th of July Association, which has made the 4th of July special since 1922. Donations from businesses and residents make possible a day of activities, fireworks and a parade. The association also sponsors the Starlight Concert Series.

City Manager Roger Crum noted Evanston property owners recently received notices from the Cook County Assessor announcing new assessments, which caused consternation. Staff and aldermen have tried to answer the question as to why the assessor's estimate of the predicted future tax bill was not correct.

Finance Director Bill Stafford reported the median increase in assessments was 32.2% for single family homes. As part of that bill there was an estimated impact of the proposed assessment on the 2001 tax bill payable in 2002. The notice he received had a 30% increase in the assessment and a 30% increase in the tax bill. He stated the County Assessor erred in keeping the tax rate constant and explained that if the entire tax base goes up, the tax rate has to go down. The notices sent out by the assessor maintained the same tax rate, which alarmed many people. Mr. Stafford stated the City sent out a press release last week with a tax rate that would decrease by about 20%. On a tax bill, 85% of it comes from Evanston taxing bodies. The City's portion is 18%, Township is .68%, District 65 is 38% and District 202 is 27%. When looking at the county estimates, the increases on all those bills would amount to a \$38 million increase that the taxing bodies are requesting. He noted the City went through painstaking budget deliberations resulting in its portion increasing 2.57%. The Township's increase is 3.4% and cannot be increased due to tax caps as is true for districts 65 and 202. The maximum the four taxing bodies could increase taxes is 3.22%, which is \$3.8 million. He noted that Township Supervisor Pat Vance worked hard to keep the Township increase under 3.4% and both school districts kept budget increases under 3.4%. District 202 released a press release that day saying their tax rate would drop by 21% or a reduction from 2.908% to 2.309%. If one read the bill and believed it, taxes would go up \$38 million for Evanston's four taxing bodies. The taxes will not go up more than \$3.8 million. The information that was sent caused undue alarm to Evanston taxpayers, which he felt was unfair to elected officials. Mr. Stafford explained the average bill will go up 3.2% if the assessment increased by 32.2%. If the assessment was less than that, the bill could go down. If more than that, the increase would be more than 3.22%. Alderman Feldman noted that the taxing bodies specify an amount and don't ask for a rate. Mr. Stafford stated that under tax caps, a taxing body is required to ask for a specific amount, not a rate. He recalled when there were no tax caps and there was a reassessment, the rates for the schools stayed the same and they got extra dollars, which was the reason tax caps came about. It was called "balloon levying" and occurred in Illinois but not in Evanston.

Mayor Morton asked that this information, which is on the City's web site, be put on cable television. In response to Alderman Feldman, Mr. Crum stated the memo explaining the error would be made available.

Mayoral Announcements: Mayor Morton thanked all Council members for their good wishes following her surgery.

Communications: City Clerk Mary P. Morris reported a communication from the Illinois Development Finance Authority, which at its regular June 21 meeting would consider an application to issue qualified 501(c)(3) bonds on behalf of McGaw YMCA at an amount not to exceed \$7 million. The proceeds will be used to construct a Family Activity Center in their facility, renovate the Child Care facility, pay for legal and professional costs, refinance existing debt, capitalize a debt service reserve fund and help pay bond issue costs. The project is located near 1000 Grove Street in Evanston. Absent a resolution to approve or disapprove the project, they would assume that the corporate authorities have no objection to it.

CITIZEN COMMENT:

Eugene J. Frett, 3020 Normandy Pl., spoke about temporary expansion of resident only parking district #6; said it is another effort to close an Evanston street to residents. For someone like him who drives to Central Street daily to take the train, everywhere he goes there are zones that say he cannot park there. He pays taxes to pave and clean the streets but cannot park. He finds privatizing of streets offensive. He termed it bad policy because it pits neighbor against neighbor. People don't own the streets, which are public. The premise to these ordinances is that if one lives close to these streets, those persons have a superior right to park on them. He believes this is a discriminatory practice, urged Council to examine this and eliminate zones.

Tony Adler, board president, Evanston Performing Arts Coalition, urged approval of funds for a feasibility study to determine whether the former Evanston Theatre buildings could be redesigned as performing arts presentation and studio spaces. He cited a number of benefits to arts organizations, businesses and the community if the Evanston Theatres became sites for performing arts activity.

Pamela Rosenbusch, president, Light Opera Works, thanked Council for considering the proposal for a feasibility study to see if the former Central Street theaters could be converted into a performing arts center that would include rehearsal, studio, office, performance and retail space. She stated that Light Opera Works is proud to take a leadership role and that a new home for Light Opera Works and Dance Center Evanston is needed. A performing arts center would provide an anchor for that business district. A 25-year resident of Evanston, she hoped Council would fund the project. General Manager Bridget McDonough, board member Mary Rouleau and herself would answer questions.

Kelly Brest van Kempen, president, Evanston Symphony Orchestra board, 23-year resident, stated her board believes this is one of the most exciting projects to come along for the arts here in a long time; urged support for the performing arts center on Central Street stating it would be a renaissance for the area and home to many arts organizations.

Barbara Goodman, board president, Dance Center Evanston, urged support of the feasibility study of the former Evanston Theatres. She reported the Dance Center serves more than 600 students and sponsors recitals that are held at the North Shore Performing Arts Center in Skokie due to lack of performance space in Evanston. She acknowledged that Bhea Rashid, director of Dance Center Evanston has played a major role in keeping the performing arts vibrant in Evanston. They have searched for larger space for several years and believe they can raise funds for a build-out of the former theaters but do not want to go to funders until the feasibility study is done. She asked for support of the arts in Evanston.

Tony Lee, executive director, McGaw YMCA, spoke about a proposed 80,000 square foot high-end health club in the Sherman Plaza development and urged Council not to let that happen because the Evanston fitness market is already saturated. There is the Evanston Athletic Club, NU's Henry Crown Sports Pavilion, McGaw YMCA, YWCA and a few small private facilities. He has looked at the fitness population and concluded there are not enough prospects to fill

another large facility such as the one envisioned by the developer. He noted that membership dues support many worthwhile programs at the YMCA. Currently more than \$500,000 annually is allocated to programs that require Y subsidies such as mentoring, tutoring, after-school reading centers, fee assistance to the large childcare program and housing for low-income men. He stated they would have to scale back if membership numbers drop. He noted that a store like Sears would generate sales tax but a health club would not and asked why it is being done if there is no financial benefit to the City? He stated a high-end health club does not fit Evanston, which is a diverse and compassionate community that goes out of its way to do what is best for its citizens. He did not think they could expect that from a health club that would cater to the affluent mostly from outside Evanston. He suggested a high-end health club is a bad idea for Evanston and urged its development be stopped.

Lenny Rago, owner of Panino's and Trullo Ristorante, encouraged approval of the ordinance to serve alcoholic beverages at outdoor cafes.

Gordo Magil, supported the efforts of the performing arts coalition and the entrepreneurial efforts of Lenny Rago.

Jacky Pluton, owner of Jacky's Bistro, passed out pictures of his outdoor café and read several letters from neighbors who supported serving alcoholic beverages at outdoor cafés.

CONSENT AGENDA (Any item marked with an Asterisk*)

Alderman Feldman moved Council approval of the Consent Agenda with these exceptions: Approval of proposal of Yas/Fischel for architectural services at Fire Station #3; Approval of Contract Amendment No.2 with Harza; Approval of recommendation of Park/Forestry & Recreation to distribute 1,500 trees from ComEd; Approval of Sanitation Program Recommendations; Policy to Govern Installation of Speed Humps; Temporary Expansion of ROPD #6; Ordinance 54-O-01 – Vacation of Portion of Lemar Ave.; Ordinance 67-O-01 – Amending Section 3-5-1 of City Code; Ordinance 44-O-01 – Amending Title 7, Chapter 9 of City Code and Ordinance 45-O-01 – Amending Title 7, Chapter 10 of City Code; Request for Time Extension of City Funding; and Ordinance 57-O-01 – Amendments to Sidewalk Café Regulations. Seconded by Alderman Engelman. Roll call. Voting aye – Bernstein, Kent, Moran, Engelman, Rainey, Feldman, Newman, Jean-Baptiste. Voting nay – none. Motion carried (8-0).

*** ITEMS APPROVED ON CONSENT AGENDA**

MINUTES:

* Approval of Minutes of Regular City Council Meeting of May 21, 2001 and the Special City Council Meeting of May 16, 2001. * APPROVED- CONSENT AGENDA MOTION & ROLL CALL (8-0)

ADMINISTRATION & PUBLIC WORKS:

* Approval, as recommended, of the City of Evanston payroll for the periods ending May 24, 2001 and June 7, 2001, and the City of Evanston bills for the period ending June 12, 2001 and that they be authorized and charged to the proper accounts, summarized as follows:

| | |
|--|----------------|
| City of Evanston payroll (through 5/24/01) | \$1,756,216.79 |
| City of Evanston payroll (through 6/7/01) | \$1,805,356.61 |
| City of Evanston bills (through 6/12/01) | \$6,920,016.47 |

* APPROVED – CONSENT AGENDA MOTION AND ROLL CALL (8-0)

* Approval of the lowest responsive and responsible bid of Arrow Road Construction for the 2001 Maintenance by Contract Program for Various Streets for Public Works at a cost of \$259,949. * APPROVED – CONSENT AGENDA

MOTION AND ROLL CALL (8-0)

* Approval of the lowest responsive and responsible bid of Arrow Road Construction for the 2001 Resurfacing of Various Streets Program for Public Works at a cost of \$684,741.15. * APPROVED – CONSENT AGENDA MOTION AND ROLL CALL (8-0)

* Approval of the proposal of V3 Infrastructure Service (“V3”) for the Phase I study of McCormick Blvd. for Public Works at a cost of \$197,000. * APPROVED – CONSENT AGENDA MOTION AND ROLL CALL (8-0)

* Approval of the sole-source purchase of licensing for the existing Oracle database from Oracle Corp. for Information Systems at a cost of \$56,991. * APPROVED – CONSENT AGENDA MOTION AND ROLL CALL (8-0)

* Approval of Change Order #2 for Contract E-99, 36” diameter feeder main at Green Bay Road/North Shore Channel with Glenbrook Excavating & Concrete, Inc. * APPROVED – CONSENT AGENDA MOTION & ROLL CALL (8-0)

* Approval of Change Order #1 with Pederson Construction for Alexander Park Redevelopment Project, increasing the contract amount by \$1,630.72 from \$147,104 to \$148,734.72. * APPROVED – CONSENT AGENDA MOTION AND ROLL CALL (8-0)

* Approval of Change Order #3 with Continental Construction for James Park Redevelopment Project (Contracts 2 & 3) increasing the contract amount from \$887,488.80 to \$905,658.80. * APPROVED – CONSENT AGENDA MOTION AND ROLL CALL (8-0)

* Approval of Change Order #1 with Engineering Professionals for Life Safety-Related Services at the Civic Center, increasing the contract price from \$12,500 to \$19,000 for additional recommended services (extension of the attic sprinkler system and installation of backflow preventer). * APPROVED – CONSENT AGENDA MOTION AND ROLL CALL (8-0)



* Special Event – Rotary International Annual Picnic – Consideration of a request to use Centennial Park (Clark Street Beach) for the Rotary International annual picnic on August 24, 2001, from 11:30 a.m. to 4:30 p.m. * APPROVED – CONSENT AGENDA MOTION AND ROLL CALL (8-0)

* Special Event – Central Street Arts & Crafts Fair/Sidewalk Sale – Consideration of a request to hold the annual Central Street Fair and Sidewalk Sale on July 12-15, 2001. * APPROVED – CONSENT AGENDA MOTION AND ROLL CALL (8-0)

* Special Event – Fourth of July Celebration – Consideration of a request from the Fourth of July Association to approve the Fourth of July activities and waive fees associated with the event. * APPROVED – CONSENT AGENDA MOTION AND ROLL CALL (8-0)

* Resolution 40-R-01 – Resolution of Authorization for OSLAD Grant Application – Consideration of proposed Resolution 40-R-01, which authorizes the City Manager to sign the Resolution of Authorization for the Open Space Lands Acquisition and Development (OSLAD) grant application through the IL Department of Natural Resources (for Butler Park renovations). * APPROVED – CONSENT AGENDA MOTION AND ROLL CALL (8-0)

* Resolution 42-R-01 – Providing Assurance to OSLAD Regarding Facility Improvements – Consideration of proposed Resolution 42-R-01, which provides assurance to OSLAD that if the City’s lease with the Metropolitan Water Reclamation District is terminated, the City will relocate all

OSLAD facility improvements to comparable replacement land. * APPROVED – CONSENT AGENDA MOTION AND ROLL CALL (8-0)

* Resolution 43-R-01 – Expressing Intent to Participate in Suburban Tree Consortium – Consideration of proposed Resolution 43-R-01, which expresses intent to participate in the Suburban Tree Consortium five-year contractual program. * APPROVED – CONSENT AGENDA MOTION AND ROLL CALL (8-0)

* Resolution 45-R-01 – Approval of YMCA Parking Lease – Consideration of proposed Resolution 45-R-01, which approves a parking lease with the YMCA. * APPROVED – CONSENT AGENDA MOTION AND ROLL CALL (8-0)

* Resolution 46-R-01 – Alley Encroachment at 1215 Dobson St. – Consideration of proposed Resolution 46-R-01, which allows the City Manager to sign a license agreement to permit a fence to be placed in the r-o-w of an unopened alley at 1215 Dobson Street. * APPROVED – CONSENT AGENDA MOTION AND ROLL CALL (8-0)

* Resolution 47-R-01 – Funding of CMAQ Ridge Ave. Signal Connect Project – Consideration of proposed Resolution 47-R-01, which allocates \$150,000 of Motor Fuel Tax Funds for a portion of local match for Ridge Avenue signal interconnect project. * APPROVED – CONSENT AGENDA MOTION AND ROLL CALL (8-0)

* Resolution 48-R-01 – Funding of CMAQ Ridge Ave. Signal Connect Project – Consideration of proposed Resolution 48-R-01, which authorizes an intergovernmental agreement with IDOT and allocates \$267,000 of GO Bond funds for a portion of local match for Ridge Ave. signal interconnect project. * APPROVED – CONSENT AGENDA MOTION & ROLL CALL (8-0)

* Ordinance 61-O-01 – Negotiation of Sale of Real Estate – Consideration of proposed Ordinance 61-O-01, which authorizes the City Manager to negotiate the sale of 1616 Sherman Avenue. * MARKED INTRODUCED – CONSENT AGENDA

Alderman Moran moved to Suspend the Rules for the purpose of adopting an ordinance at the same meeting at which it is introduced. Seconded by Alderman Feldman. Motion carried. No nays.

Alderman Moran moved adoption of Ordinance 61-O-01. Seconded by Alderman Feldman. Roll call. Voting aye – Bernstein, Kent, Moran, Rainey, Feldman, Newman, Jean-Baptiste. Motion carried (7-0).

* Ordinance 62-O-01 – Authorization to Enter into a Real Estate Contract – Consideration of proposed Ordinance 62-O-01, which authorizes the City Manager to enter into a real estate contract for the sale of 1616 Sherman Avenue. * MARKED INTRODUCED – CONSENT AGENDA

* Ordinance 63-O-01 – Negotiation of Sale of Real Estate – Consideration of proposed Ordinance 63-O-01, which authorizes the City Manager to negotiate the sale of 1624-30 Sherman Avenue. * MARKED INTRODUCED – CONSENT AGENDA

Alderman Moran moved to Suspend the Rules for the purpose of adopting an ordinance at the same meeting at which it is introduced. Seconded by Alderman Feldman. Motion carried. No nays.

Alderman Moran moved adoption of Ordinance 63-O-01. Seconded by Alderman Feldman. Roll call. Voting aye – Bernstein, Kent, Moran, Rainey, Feldman, Newman, Jean-Baptiste. Motion carried (7-0).

* Ordinance 64-O-01 – Authorization to Enter into a Real Estate Contract – Consideration of proposed Ordinance 64-O-01, which authorizes the City Manager to enter into a real estate contract for the sale of 1624-30 Sherman Avenue. * MARKED INTRODUCED – CONSENT AGENDA

* Ordinance 65-O-01 – Authorizing Participation in Suburban Tree Consortium – Consideration of proposed Ordinance 65-O-01, which authorizes the City of Evanston to join the Suburban Tree Consortium. * MARKED INTRODUCED – CONSENT AGENDA

* Ordinance 68-O-01 – Increase in Class B Liquor Licenses – Consideration of proposed Ordinance 68-O-01, which would increase Class B Liquor Licenses from 12 to 13 with the addition of Capstar Winston Co., dba Hilton Garden Inn, 1818 Maple Avenue. * MARKED INTRODUCED – CONSENT AGENDA

* Ordinance 66-O-01- Increase in Class B Liquor Licenses – Consideration of proposed Ordinance 66-O-01, which would increase Class B Liquor Licenses from 13 to 14 with the addition of Four Corners LLC, dba Prairie Moon, 1502 Sherman Avenue. * MARKED INTRODUCED – CONSENT AGENDA

* Ordinance 69-O-01 – Speed Limit for Brummel Avenue – Consideration of proposed Ordinance 69-O-01, which amends Section 10-11-2, Schedule II (B) of the City Code to reduce the speed limit on Brummel Avenue to 20 mph (between Ridge and Custer). * MARKED INTRODUCED – CONSENT AGENDA

Alderman Moran moved to Suspend the Rules for the purpose of adopting an ordinance at the same meeting at which it is introduced. Seconded by Alderman Rainey. Motion carried. No nays.

Alderman Moran moved adoption of Ordinance 69-O-01. Seconded by Alderman Feldman. Roll call. Voting aye – Kent, Moran, Engelman, Rainey, Feldman, Newman, Jean-Baptiste. Motion carried (7-0).

* Ordinance 70-O-01 – Four-Way Stop at Mulford and Callan – Consideration of proposed Ordinance 70-O-01, which amends Section 10-11-5, Schedule V (D) of the City Code to place a four-way stop at the intersection of Mulford and Callan. * MARKED INTRODUCED – CONSENT AGENDA

Alderman Moran moved to Suspend the Rules for the purpose of adopting an ordinance at the same meeting at which it is introduced. Seconded by Alderman Rainey. Motion carried. No nays.

Alderman Moran moved adoption of Ordinance 70-O-01. Seconded by Alderman Feldman. Roll call. Voting aye – Kent, Moran, Engelman, Rainey, Feldman, Newman, Jean-Baptiste. Motion carried (7-0).

* Ordinance 49-O-01 – Amending Title 7, Chapter 13, Section 7 of the City Code – Consideration of proposed Ordinance 49-O-01, introduced May 21, 2001, which amends Title 7, Chapter 13, Section 7 of the City Code requiring property owners to disconnect the sewer line at the main when abandoning service. * ADOPTED CONSENT AGENDA & ROLL CALL (8-0)

* Ordinance 50-O-01 – Amending Title 7, Chapter 12, Section 6 of the City Code – Consideration of proposed Ordinance 50-O-01, introduced May 21, 2001, which amends Title 7, Chapter 12, Section 6 of the City Code requiring the installation of remote water meter reading devices by the City. * ADOPTED CONSENT AGENDA AND ROLL CALL (8-0)

* Ordinance 51-O-01 – Amending Title 7, Chapter 12, Section 4 of the City Code – Consideration of proposed Ordinance 51-O-01, introduced May 21, 2001, which amends Title 7, Chapter 12, Section

4 of the City Code requiring property owners to disconnect water service at the water main when abandoning service. * ADOPTED CONSENT AGENGA AND ROLL CALL (8-0)

PLANNING & DEVELOPMENT:

* Final Plat of Church/Maple Second Resubdivision – Consideration of the recommendation of the Site Plan and Appearance Review Committee to redivide internal lots to facilitate sale of land and air rights for residential tower within Church Street Plaza. * APPROVED – CONSENT AGENDA MOTION AND ROLL CALL (8-0)

* Ordinance 53-O-01 – Amending the Sign Ordinance, Title 4, Chapter 12 – Consideration of proposed Ordinance 53-O-01, introduced May 21, 2001, which amends the Sign Ordinance Title 4, Chapter 12 to extend the sign amortization period from January 1, 2003 to January 1, 2005. * ADOPTED CONSENT AGENGA AND ROLL CALL (8-0)

HUMAN SERVICES:

* Approval of Township Bills – Consideration of a recommendation that the City Council approve the Township bills, payroll and medical payments for the month of May 2001 in the amount of \$78,796.44. * APPROVED – CONSENT AGENDA MOTION AND ROLL CALL (8-0)

* Reprogramming of Childcare Funds – Consideration of a recommendation that the City allocate \$22,000 in FY 02 Community Purchased Services funds to support the home day care network operated by the Childcare Center of Evanston. * APPROVED – CONSENT AGENDA MOTION AND ROLL CALL (8-0)

* Resolution 44-R-01 – Repayment of Loan Made to the Township of Evanston – Consideration of proposed Resolution 44-R-01, which authorizes the City Manager to enter into an intergovernmental agreement with Evanston Township determining the repayment schedule for \$150,000 loaned to the Township. * APPROVED – CONSENT AGENDA MOTION AND ROLL CALL (8-0)

* Resolution 49-R-01 – Repayment of Loan Made to the Township of Evanston – Consideration of proposed Resolution 49-R-01, which authorizes the Township Supervisor to enter into an intergovernmental agreement with the City of Evanston determining the repayment schedule for \$150,000 loaned to the Township. * APPROVED – CONSENT AGENDA MOTION AND ROLL CALL (8-0)

* Ordinance 55-O-01 – Proposed Evanston Township Budget for 2001-2002 – Consideration of proposed Ordinance 55-O-01, whereby the Council, acting as Township Trustees, would approve the annual Evanston Township Budget for FY April 1, 2001 to March 31, 2002. * MARKED INTRODUCED – CONSENT AGENDA

OTHER COMMITTEES:

* Approval of Funding Request – Light Opera Works – Consideration of the recommendation of the Economic Development Committee to fund a feasibility study by the Light Opera Works and Dance Center of Evanston utilizing \$56,100 of Economic Development funds for a performing arts space at 1701 Central Street. * APPROVED – CONSENT AGENDA MOTION AND ROLL CALL (8-0)

* Ordinance 60-O-01 – Amending Section 3-2-4-2 of Municipal Occupation Taxes Ordinance – Consideration of proposed Ordinance 60-O-01, which amends the Municipal Occupation Taxes Ordinance to increase the Hotel Tax Rate from five to seven and a half percent. * MARKED INTRODUCED – CONSENT AGENDA

APPOINTMENTS:

Mayor Morton asked for introduction of the following appointments:

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| Loida Rosario 2813 Park Pl. | Arts Council |
| Frances R. Seidman 600-E South Blvd. | Commission on Aging |
| Hans Detweiler 832 Hinman Ave. | Energy Commission |
| Paul Morse 2421 Noyes St. | Energy Commission |
| Diane N. Willett 831 South Blvd. | Environment Board |
| Paul M. Camic 2310 Thayer St. | Ladd Arboretum Committee |
| Douglas A. Doetsch 1216 Hinman Ave. | Plan Commission |
| Alice Rebechini 2022 Hawthorne Ln. | Plan Commission |
| Peter Caragher 1509 Hinman Ave. | Playground & Recreation Board |
| Neil J. Sheehan 1411 Dempster St. | Preservation Commission |
| Abbie Willard 2315 Sherman Ave. | Preservation Commission |
| Steven Samson 3213 Hartzell St. | Zoning Board of Appeals |

* APPROVED – CONSENT AGENDA

Mayor Morton asked for introduction of the following reappointments:

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| Delbert Leppke 2601 Park Pl. | Energy Commission |
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Stephen Prout
2302 Isabella St.

Library Board

Don R. Sampen
1811 Oakton St.

Zoning Board of Appeals

* APPROVED – CONSENT AGENDA

REPORT OF THE STANDING COMMITTEES

ADMINISTRATION & PUBLIC WORKS:

Approval of the proposal of Yas/Fischel Partnership to provide architectural services for the demolition and reconstruction of Fire Station #3 at a cost of \$149,700.

Alderman Moran reported that staff reviewed various proposals and recommended that the firm of Yas/Fischel be awarded the contract. During the A&PW Committee meeting, a motion was made to award the contract to Guajardo Associates for \$180,000.

Alderman Engelman announced he would abstain from voting because his office represents Yas/Fischel on other matters.

Alderman Moran stated the committee examined staff's analysis of project proposals and it was clear from the matrix that staff preferred Guajardo Associates believing they were the best firm for the job, which had been determined before opening the bids. Once the bids were opened, it was determined that the Yas/Fischel bid was approximately 16% less than Guajardo's proposal. Although all firms were competent to do the work, it was clear that Guajardo was the leading candidate for this professional service due to substantial experience building fire stations in Chicago. The committee believed that although Guajardo's cost was slightly higher than Yas/Fischel, the difference was not significant in relation to the project's overall cost. The committee wanted to be confident that the firm selected would do the best job of the firms reviewed, evaluated and recommended by staff. It recommended, with one dissenting vote, that Guajardo was the firm most qualified to do the job. Alderman Moran moved approval of the proposal of Guajardo Associates to provide architectural services for the demolition and reconstruction of Fire Station #3 at a cost of \$180,000. Seconded by Alderman Rainey.

Alderman Feldman was the dissenting vote in committee. He explained that once the bids were opened, whatever point advantage Guajardo had was not worth the difference in money and Yas/Fischel is a local firm. In all discussions, staff indicated Yas/Fischel was competent to do the job. Characteristics pointed out by staff not in the text were that Yas/Fischel is an innovative and easy to work with firm. The strength of Guajardo is their experience doing fire stations in Chicago. Staff indicated the fire station is practically pre-designed with the first floor for the engine company almost set. Everything he heard was that this is a competent, capable company that could build a good firehouse, an Evanston business and would save some money. He questioned whether the point difference represented a significant enough difference to merit the added expense and to deny the contract to a company that has been here for a long time. He urged Council to vote for Yas/Fischel.

Alderman Bernstein agreed with Alderman Feldman. He was not sure why the committee made its recommendation and would vote to award the contract to Yas/Fischel.

Alderman Rainey stated there have been no greater problems than those connected with renovating fire stations. One reason to support Aldermen Moran and Jean-Baptiste in committee was that staff, without consideration of location and price, would have selected Guajardo. Alderman Feldman pointed out that staff had said Yas/Fischel is innovative and staff told aldermen that the last thing they need is innovation. They have a set foundation from which to work and specific criteria to build the station. She noted this was a neutral recommendation by staff and she was nervous about having another problem with a fire station. She did not think that \$30,000 in the entire scheme was that much and preferred

going with a firm staff recommended without consideration of location. She recalled serious problems with local firms. She was sure Yas/Fischel was competent and had renovated offices in one of the City's garages but was not sure how that related to fire stations. Having served on the A&PW Committee for many years, she has had to deal with fire stations. When troubles come up with this one, she hoped they would pitch in and help with the problems.

Alderman Newman asked the committee if the recommended firm had extensive experience with fire stations? Yes. He noted in points, Guajardo got 22 and Yas/Fischel had 18. How many stations had Yas/Fischel done? They are doing one. How many fire stations had Guajardo been involved with? According to Alderman Moran numerous projects in the City of Chicago. Alderman Newman's opinion was that the best fire station the City has is Station #2 on Madison St. in the 9th Ward, which was done by an Evanston firm who lobbied extensively to get the job so Evanston firms can do a good job. He pointed out the track record on fire station construction is spotty. A 10-year old station in the southwest portion of the City is not doing well. The word on the newest station on Wesley is that it could have been done better. He thought they should go with the best and he would vote with the majority of the committee. He pointed out they are building a fire station that will cost \$3 million at 1105 Central St., paid for exclusively by property taxes. The location of this station is a tremendous benefit to Northwestern University. At the time this location was discussed, an important factor was that it would provide low response time to the student body and all the buildings at Northwestern. The Council is aware of how Northwestern is served as well as citizens and a tremendous amount of thought was given to the interests of Northwestern and the community. That was why he favored building the station at that location, near Ryan Field and close to the main campus. He supported the motion because he wanted the best station and the most experienced architect to do it.

Alderman Jean-Baptiste pointed out when the committee questioned staff about awarding the contract to Yas/Fischel, staff indicated it was because they were innovative and came across better than competitors. They had ranked the various firms and, even with the Evanston-based criteria taken into account, Yas/Fischel was ranked #4. Guajardo was ranked #1. This decision is not against an Evanston business, but a decision to go with the best firm for the job. In setting criteria, it must be objective and consistent. The choice cannot be justified after doing the analysis and ranking. He thought it was a decision to choose the best and to stay consistent with the process.

Alderman Feldman was not convinced Guajardo was the best architectural firm for this project and not certain they were the best for the City considering the cost. He could see that Guajardo won on points but did not see how that is translated into their work. He had no idea whether Guajardo was dramatically different and more competent than Yas/Fischel. He did not think that staff would have entertained Yas/Fischel and others if they did not believe they could do a good job. It was not demonstrated that one could do the job and the other could not. To say the only thing they would accept is the top, flew in the face of experience when time after time people at the top cost more and were rejected. They have to ask will this company do a great job? Staff said Yas/Fischel would do a good job. To assume that they would have an additional risk by taking them he thought presumptuous considering what was presented in the committee and text. Staff evaluated this and indicated Yas/Fischel should get the contract. He saw no reason to reject that recommendation.

Alderman Bernstein referred to a memo where the team identified Guajardo as exhibiting a better understanding and concept to handle the problem and also said the Yas/Fischel firm was equally qualified. All things being equal, Yas/Fischel is local and why would they not go with them? With regard to the lack of need for innovation since this is a "cookie cutter" project, he submitted that certified architects are capable of following cookie cutter projects. He thought they were trying to credit Evanston business and enhance community economics and give the project to a qualified Evanston company. He did not think it was about \$30,000 difference. He wanted to give preference to qualified local firms and did not find the points that disparate.

Alderman Rainey stated one reason why qualifications are not included in the price is so staff would not be swayed by a low price when evaluating qualifications. The qualifications are clear when the price is left out. Staff said the #1 firm evaluated was Guajardo and Yas/Fischel was #4. She pointed out this project has been under consideration for years and this station is falling down. It has been described as not fit for human habitation and needs to be redone quickly and efficiently. When staff opened the information that caused the bias, which was the price, they changed their minds and

went with Yas/Fischel. She suggested if they want to change policy, the one they should change is to tell staff not to wait to open the price part of the bid until after the evaluation of qualifications. Make the price a main ingredient in evaluating the proposal as a whole. She stated the reason it is done the way it is so staff is not turned off by a high price or brought in by a low price. Price would not color their decision in evaluating who is most qualified to do a job.

Alderman Bernstein noted in the rankings that Guajardo was #1 at 22.25 and the 2# ranked firm was Williams at 22, who were not invited back due to prior experience with them and not deemed satisfactory. He thought maybe the evaluation did not do the job it was supposed to. He noted Yas/Fischel was good at communicating with staff. Regarding price, Yas/Fischel was in the median range with many far below and he thought Yas/Fischel was qualified, which had been borne out by staff.

Roll call. Voting aye – Kent, Moran, Rainey, Newman, Jean-Baptiste. Voting nay – Bernstein, Feldman. Motion carried (5-2-1). Alderman Engelman abstained due to possible conflict of interest.

City Manager Crum stated that City Council, on recommendation of the A&PW Committee, had determined the best proposal from a professional services firm and it was in the best interests of the City to select this firm.

Alderman Moran reported that Contract Amendment No. 2 to the Agreement with Harza for Phase VIII, IX & X services, which would have increased the compensation ceiling by \$45,756 for design costs associated with Phase IX-A contract, was withdrawn by Harza.

Alderman Moran moved to remove this from the agenda. Seconded by Alderman Engelman. Motion carried. No nays.

Alderman Moran moved approval of the recommendation of the Parks/Forestry & Recreation Department to distribute 1,500 trees donated by ComEd to Evanston residents. Seconded by Alderman Rainey.

Alderman Moran explained that as part of the negotiation on an earlier ComEd franchise, they committed to provide 1,500 trees to the City free of charge. The committee decided to make the trees available to Evanston residents. The trees are at the former Recycling Center. During the next few days notices would announce the availability of the trees in about 10 days. Initially, one tree per family will be allocated and if trees are left over, perhaps people can get a second tree. There will be a request for a donation, but no one will be required to donate.

In response to Mayor Morton, Alderman Moran explained that these trees are not to be planted on the parkways and that citizens would be responsible for planting their tree.

Motion carried. No nays.

Approval of Sanitation Program Recommendations – Consideration of various recommendations for changes to the City of Evanston's Sanitation Program.

Alderman Moran explained this proposal was to make some operational changes in the sanitation program. Eight recommendations were put forth. The first recommendation was to recover some of the cost of yard waste collection/disposal by charging 50 cents per bag through a sticker program. The committee disagreed with the recommendation and unanimously agreed to not recommend it to Council. The committee approved items 2-6. Item #2 called for moving the yard waste drop-off from the Service Center to the recycling drop-off site at the former Recycling Center and allow it to be received during the entire yard waste season, April through December. Item #3 was a recommendation for landscapers to pay to use the drop-off site. Staff believes landscapers are bringing yard waste from other communities to drop off here and need to recoup some of the cost. Item #4 was to enforce the current regulation that all building materials are disposed by owners/occupants at their expense. Item #5 was to eliminate bulk wood pickup. Item #6 was to register scavengers and give them the opportunity to remove appliances and large metal items. The committee vote was split 2-2 on item #7, which was to continue providing residents with a working refuse cart, but charge

\$50 to residents who prefer a new cart. Staff recommended this based on frequent replacement of carts. Replacement carts have been repaired and are recycled. Some people object to the recycled carts and ask for a new one. Under those circumstances it was recommended to get a new cart the citizen would be charged \$50, which is the amount the City pays for the cart. Item #8 was a recommendation to charge for an additional cart, which unanimously recommended by the committee.

Alderman Moran moved approval of Sanitation Program recommendations #2, 3, 4, 5, 6, and 8. Seconded by Alderman Feldman. Motion carried. No nays.

Alderman Moran moved to approve recommendation #7 relating to charging for a new cart. Seconded by Alderman Feldman.

Alderman Jean-Baptiste stated charging \$50 for a new cart to replace one that the resident believes to be unusable is excessive. Staff's argument was the cart costs the City \$50 and they should recoup its cost. He believed the City's expenditure is the citizen's expenditure. Money to purchase the carts is from taxpayers. This is a basic service people are entitled to, should be free and if there is any charge it should be nominal such as \$10. It should not be presumed that people could pay \$50 for a usable cart to provide sanitation service.

Alderman Rainey clarified that a citizen who has a cart they feel is inadequate because it is broken or has holes in the lid would have it replaced with a free renovated cart which, the Sanitation Division has scrubbed clean, painted house number on and is in as new a condition as possible. Some people feel they should get a new cart every time they call and ask to have a cart replaced. Alderman Rainey said her family has never requested a new cart, but some people ask for two or three new carts a year. She did not think that everybody should have to pay for people who get a new cart when they can get a renovated cart that works just as well. She suggested that if people want a "Cadillac" for their garbage, they should pay \$50 for it. She noted the carts are valued at \$200 each retail and the City pays \$50 wholesale for them. People can get a free cart if they are willing to take a renovated cart. It was explained that when they bring a new cart to a residence, within a month there could be a hole in it.

Mayor Morton asked when the carts are renovated, do the holes get repaired? Yes. Alderman Rainey explained they exchange the cart for a renovated cart. Pieces of the old carts are used to renovate carts. Mayor Morton asked if the holes could be repaired, why is it necessary to order new carts? Alderman Rainey stated evidently some are destroyed. The City orders 1,000 new carts each year, which costs \$50,000 to the taxpayer. Alderman Moran explained that approximately 200-300 carts are removed from service annually due to reaching a point of degradation from which they cannot be salvaged.

Alderman Bernstein suggested whether a cart is usable is determined by sanitation workers. He thought people should not have to pay for a refurbished refuse cart and agreed that people should pay for a new cart.

Alderman Feldman referred to the memo, which said the proposal is to charge \$50 for a new cart, meaning the resident's cart is functional, the top opens/closes, the wheels roll and it works with the tippers. No one expects people to keep a cart with holes and a top that falls off. If their cart is unacceptable, they can order a cart for \$50. He did not think they were due a new cart free as they choose. Somebody could say that they don't like any cart that has been repaired or has a hole in it and want a new cart. As soon as it gets a hole, they want another new cart. He found this policy reasonable and allows people to do what they can afford. It imposes a standard that people must have serviceable carts. As long as that happens, he supported \$50 for a new cart.

Alderman Moran opposed the proposal because of several experiences of constituents. He related that recycled carts were delivered that were not considered "serviceable" to some and he would rather not recommend a policy where people don't think they are getting a good cart. He thought this a basic service. He was not suggesting that the City not use the recycled cart program and was not suggesting that the program be stopped. He thought there could be residents who received a recycled cart and, because they are picky, call up for a new one. His experience is that does not happen in most

cases. Most people accept a recycled cart that is serviceable. He would be willing to continue with the program as it is and take a small amount of abuse. He recommended they not go forward with the proposed charge.

Alderman Newman stated the discussion was way off. He noted when they have a memo stating that the City cannot provide a cart that squirrels cannot get into, they have failed and that should not be accepted from the City Manager and Sanitation Division. In his view the worst decision ever made was to go to these carts, which has materially affected the quality of life in a good portion of the City because the carts don't work. The community has rats, squirrels, skunks and other wildlife because carts all over the City provide feeding grounds. Now there are pigeons, raccoons and possums popping up in the alleys. He said if the City cannot put out a secure cart, they ought to return to metal cans. He was willing to show aldermen that every refuse cart in the 1st Ward has a hole in it. People in the 1st Ward want a cart without holes. When the Sanitation Division sees carts with holes, they do not see a malfunctioning cart but ought to. He did not think they should tolerate carts that allow garbage to be strewn in alleys. People who call the City about their refuse cart are looking for something that keeps animals out and suggested they should be glad that people call for carts that keep animals out. He did not think the Sanitation Division cares about the problems of holes or cares to rectify the problem. He noted there are skunks up and down the lakefront, in the 5th Ward and it gets worse each year. Instead of passing this legislation, he suggested the proposal be sent back to the A&PW Committee to figure out how to solve this problem. He did not accept giving up and accepting substandard service for Evanston residents. He felt the people who call in and say their carts don't work are doing a service. He would not vote for a charge, unless the City can tell him that when a recycled cart is put out, they guarantee it is properly patched and won't have holes a week later. To him the issue was about how to deal with wildlife feeding and multiplying because the problem is not being solved.

Alderman Jean-Baptiste reiterated he thought the Sanitation Division wanted to recoup cost of the carts. The people who insist on new ones see the ones they are given don't work. He did not think people should be punished by being charged \$50; suggested people would pay twice if required to pay \$50 for a new cart. The decision should be made on the basis of the best interest of citizens.

Alderman Rainey moved to hold over item #7 for further study. Seconded by Alderman Bernstein.

Alderman Bernstein asked if the refuse carts are squirrel-proof? Alderman Rainey indicated when they were voted on originally, they were told they were.

Streets & Sanitation Superintendent Zeltee Edwards reported that he has asked vendors if they can guarantee that carts are squirrel-proof. They cannot. Only metal cans are squirrel-proof. All rollout carts are made of plastic. He recalled a video from the early 1990s showing alleys before and after using the rollout carts. It showed the alleys looked better with the carts so the switch was made. He noted there are problems with squirrels throughout the northern part of the United States. Mr. Edwards described an experiment with carts from four manufacturers and none were squirrel-proof.

Mayor Morton thought one cause of the problem was that the people don't have enough space for their garbage and one container may not be enough. Mr. Edwards stated that citizens can have more containers. They can purchase additional 35-gallon cans for refuse and the Sanitation Division will empty them. Mayor Morton suggested this be publicized. Mr. Edwards said this information is sent out annually door-to-door. This year the information would be mailed directly to homeowners in the near future. Public Works Director David Jennings stated they hoped to include some of the program recommendations. Alderman Kent was concerned with getting the word out to senior citizens on items #4 and #5, who are victims of "fly" dumping (by builders/remodelers). Mr. Jennings said the goal is to use direct mail with the current rules to every household. Alderman Kent suggested this information be put on cable television and in *Highlights*.

Alderman Newman remarked that there is a huge population of large crows here. He wanted the City Manager to survey other managers and cities that use these carts to see what they have done about animal problems and holes in the carts. He urged the manager to take four months to do this.

Mr. Jennings explained in the experiment with different carts, within three-four weeks they saw holes in the carts.

Alderman Newman suggested they search for a better way to solve this problem.

Mayor Morton thanked the Sanitation Division for saving some carts by renovating them.

Alderman Feldman recalled in the first memo to the A&PW Committee, staff and the union did an analysis of sanitation service to make it more efficient, to better serve the community and what Evanston does that other communities don't do. That is what he wants staff to do: figure out how to do the job better and save taxpayers money. He pointed out that the \$50 charge for a refuse cart goes into the City coffers and benefits all. He looked forward to the survey and suggested they may have to live with holes. He could not accept the City being brought to its knees by squirrels.

Mr. Crum asked if this was to be brought back at the next meeting or held to a date certain? Alderman Rainey said the aldermen needed to see the condition of a recycled cart. Alderman Newman asked to include the amount of staff time and cost to repair the carts. Mayor Morton confirmed that this item was held at Council.

Policy to Govern Installation of Speed Humps – Consideration of staff recommendations concerning the Speed Hump criteria and methodology.

Alderman Moran moved approval. Seconded by Alderman Feldman.

Alderman Engelman stated he does not like speed humps but recognized that in certain places and times they are a traffic control device. He was unsure of the policy and stated it appears that if 50% of people respond to a survey, then the alderman can decide whether Council should decide there should be a speed hump. He stated if the City has a policy, he would like one that is definitive and a lot more rigorous. If the City is going to inconvenience people on a street, he wanted more than 50% of the people to respond and to know that residents on that street believe it is important.

Alderman Kent likes speed humps and thought they have been successful in slowing down traffic in the 5th Ward. He wanted to know how much stock they put into postcard surveys and thought when they are mailed out, many are not returned. He wondered if staff had considered eliminating postcard surveys and doing a petition of the block involved.

Mr. Jennings stated that staff likes the postcard survey process and pointed out that not everybody can come to meetings or are home when petitions are circulated. The postcard survey is sent to every resident in the affected area and allows people in the privacy of their home to check off whether they want speed humps or not. The survey is built into the neighborhood traffic management policy and the percentage returned varies. He noted there is a tremendous return rate on most and only a few with less than 50% response. There have been responses of 80-90% and one with 100% return. Staff recommends continuation of the postcard survey and would like direction on what those numbers ought to be to bring information back to Council. One idea discussed in committee was to strike the sentence about the majority being in favor, continue the postcard survey policy, give the information to the ward alderman and let the alderman determine whether this comes back to Council. In that option, the aldermen would have the numbers.

Alderman Feldman likes the postcard survey. He thought each alderman has a view, but Council had not established a "pro or anti" policy. People on certain blocks have decided they want a speed hump. He has people who call wanting speed humps and are angry at the delay in getting them. Meanwhile cars speed down their streets and their children are frightened. Some streets in the 9th Ward allow only one car to go through. People who live on streets with speed humps like the idea of slowing down these drivers. If speed humps are not needed in the 7th Ward that is fine. He did not care where they are but cares that people in the 9th Ward who want them can get them. He likes the majority requirement. He stated they have a standard that is above 50% and has found the number of returned cards is far above the percentage of people who vote here. It was clear to him that this is a reasonable, just process that works. He has had a few complaints with people calling who did not believe a majority wanted speed humps on the block. They have the cards. Most of the time the decision is based on far above 50%. He has never had a street rejected. People ask for the speed humps recognize that it inconveniences them but would rather have them so their children are safe and drivers don't

hotrod on their street. He thought it has made a dramatic difference in people's lives and supported the program. The only issue is whether the ward alderman decides to put in a speed hump if there is a negative vote. He would never do that. He supports speed humps when constituents ask for them and called it one of the best programs they have.

Alderman Kent has a street with largely absentee landlords and many transients. A postcard survey would not work. If a meeting was held with a petition sheet and they obtained more than 50% favoring speed humps, would they still have to have a postcard survey because a few people on the block were not there? Mr. Jennings explained that under current practice and proposed policy, yes.

Alderman Jean-Baptiste thought Alderman Kent was advocating that they could have the petition process and the survey process. He suggested that petitioning through the alderman would be as good as the postcard survey. Alderman Kent was trying to shorten the process and said if a meeting was held and petitions were signed, he saw no need for the postcard survey. Alderman Feldman asked from the time a block club exhibits interest in speed humps, how soon could a survey be conducted? He thought there was adequate time to do it to catch up with available funding. Mr. Jennings stated there are eight surveys waiting in line. Council allocated \$50,000 for the entire neighborhood management program. The committee suggested they try to locate more funds to do more speed humps. Alderman Feldman agreed that petitions could be effective on some blocks.

Voice vote, Motion carried.

Temporary Expansion of Residents Only Parking District 6 – Consideration of a recommendation to approve the temporary expansion of ROPD 6 to include the 1300-1400 blocks of Lincoln Street.

Alderman Moran moved approval. Seconded by Alderman Engelman.

Alderman Newman reported this was examined at the Parking Committee and it is a temporary expansion of the district. He thought this district had been expanded at least five times since its creation. While it seemed a minor item, he termed it a critical policy item for the City because they need to find a way for streets to reasonably accommodate commuters. He thought residents on Lincoln Street were entitled to park in front of their homes during the day. The question is has the use of this resident-only district, which omits everybody else in Evanston from parking on those streets, created an overkill situation where the streets are completely swept out (of parked cars). He rode around this district the night before the Parking Committee was to discuss this matter. Many of the streets were completely devoid of cars. What is happening is they are sending commuters from the 7th and 6th wards to park at Davis/Benson and pay \$6 a day to park in the parking garages while, in some cases, there are empty streets in this large district. In the 9th Ward any Evanston resident can park on restricted streets from 7:00 – 9:00 a.m. In the 6th and 7th wards, only people who live on a particular street can park there and he termed it unfair. In his opinion, instead of supporting overkill, make sure streets are reasonably used and suggested instead of making both sides of the streets residents-only, make just one side residents-only. He thought the goal should be to have the streets used and not completely barren otherwise it hurts the entire community and they will run out of spaces downtown because they are chasing those commuters to downtown or over to Main Street. He reiterated that the Parking Committee granted temporary relief to Lincoln Street residents, but after the Central Street study comes out would recommend a different policy. He said that Mr. Frett had raised an important point, which is whether the City should continue to discriminate against residents who pay taxes on certain streets.

Alderman Moran stated that Mr. Frett had a legitimate complaint about the special parking districts and believed citizens who pay taxes here should be able to park on the streets. At the end of March, Council gave approval for a study to look for a comprehensive and long-term solution to these problems. He was anxious to see the study go forward, handled expeditiously, to get recommendations from the study and to work and act on the recommendations to produce a template to analyze those kinds of problems. Alderman Moran supported this on a temporary basis.

Motion carried. No nays.

Ordinance 54-O-01 – Vacation of Portion of Lemar Ave. – Consideration of proposed Ordinance 54-O-01 by which the City Council would vacate a portion of Lemar Avenue, south of Lyons St., east of Leland Ave.

Alderman Moran asked that this item be marked introduced.

Before vacating Lemar Avenue, Alderman Kent wanted to obtain answers to questions from neighbors about the wetlands, ponds and safety procedures. He said the plan was never presented to neighbors. Mr. Jennings asked Alderman Kent to provide a neighborhood contact.

Ordinance 67-O-01 – Amending Section 3-5-1 of the City Code – Consideration of proposed Ordinance 67-O-01, which amends Section 3-5-1 changing the definition of the “Core Area” to match that of the “Retail Package Store Area.”

Alderman Moran reported the committee amended the proposal. The committee amendment provided the expansion be limited to the cross hatched area (on the map of the last page of materials) starting at Clark/Maple going north to University Place, west from Maple/University Place to the Metra tracks and back to Clark Street. Alderman Moran asked that Ordinance 67-O-01 be marked introduced as amended.

Ordinance 44-O-01 – Amending Title 7, Chapter 9 of the City Code – Consideration of proposed Ordinance 44-O-01, introduced May 7, 2001, which amends Title 7, Chapter 9 of the City Code to authorize the City Manager or his or her designees to issue tickets to enforce the promulgated and posted rules and regulations of the Recreation Board designated in this Chapter (through the Administrative Adjudication process).

Ordinance 45-O-01 – Amending Title 7, Chapter 10 of the City Code – Consideration of proposed Ordinance 45-O-01, introduced May 7, 2001, which amends Title 7, Chapter 10 of the City Code and gives the City Manager and his or her designees authority to enforce the provisions of this Chapter (through Administrative Adjudication).

Alderman Moran reported that ordinances 44-O-01 and 45-O-01 were held in committee. Both items require more information from staff.

PLANNING & DEVELOPMENT:

Request for Time Extension of City Funding- Consideration of a request from Ebenezer AME Church for a time extension of City funding for the Jacob Blake Senior Housing Development.

Alderman Engelman moved approval of the request to extend the City funding deadline to July 15, 2001. Seconded by Alderman Feldman.

Motion carried. No nays. Alderman Bernstein abstained from voting due to possible conflict of interest.

Ordinance 57-O-01 – Amendments to Sidewalk Café Regulations – Consideration of proposed Ordinance 57-O-01, introduced May 21, 2001, which amends Sidewalk Café Regulations (Section 7-2-6 (D)) to provide a mechanism for the City Council to review requests and allow proprietors of Type 1 restaurants outside of the core area with liquor licenses to serve liquor in their sidewalk cafés.

Alderman Engelman moved approval. Seconded by Alderman Feldman.

Alderman Engelman moved to amend the ordinance Section 7-2-6 (D) (6) (g) by deleting the words: “containing at least 75 parking spaces open to the public” and adding “with spaces available during hours of operation of the sidewalk café

in numbers to accommodate one vehicle for each table in the sidewalk café, the applicant seeking permission” Seconded by Alderman Feldman.

Alderman Feldman asked how one vehicle per table was arrived at? Alderman Engelman noted that staff indicated the number must relate to the reason they are doing it. The City is regulating outdoor cafes that sell liquor so the number of tables had a direct impact on parking. They need to make sure there is enough parking for those extra tables.

Voice vote on amendment, motion carried. No nays.

Roll call. Voting aye – Bernstein, Kent, Moran, Engelman, Rainey, Feldman, Newman, Jean-Baptise. Voting nay – none. Motion carried (8-0).

Alderman Engelman reported the committee had briefly discussed a recommendation by the ZBA against a subdivision on Greenwood Street. That matter was appealed to the Circuit Court who found the City Council was the final authority, not the ZBA. That will be discussed at the next P&D Committee meeting and on the Council agenda.

HUMAN SERVICES:

Alderman Newman reported a significant discussion at the Human Services Committee about relocating the South Branch Library to the Dempster/Dodge Shopping Center at the recommendation of the Library Board. Project cost is \$312,000 to build out and annual rent would go from \$40,000 to around \$100,000. The committee asked the Library Board to have discussions with the various neighborhoods. One reason cited for moving the South Branch is that it is not ADA accessible. He asked the City Manager to provide the cost of making that facility ADA accessible. The other reason for moving is that there is no parking at the South Branch. He noted there is unrestricted parking during the day and did not recall getting a request from the Library Board to look at the parking situation there. He requested that a study be done of who is parking around the South Branch Library. There has been a request for comment from the Budget Committee on this issue. At the next meeting they will examine problems with the senior taxicab program.

CALL OF THE WARDS:

Alderman Bernstein welcomed the Mayor back; welcomed Lily Grace Franz, new daughter of Mark Franz. He thanked alumni of the Police Citizens Academy who recently endowed the Police headquarters with new landscaping. He invited all to the Custer Street Fair, noting the train station that is being rehabbed would be open as well as the new Main Street Newsstand. He invited all to visit the murals on the north/south sides of Greenleaf under the Metra tracks and the south side of Washington Street. He encouraged all to contest their proposed valuations. Alderman Bernstein asked the price of printing the Water Division brochure that he recently received. He wondered how many people read them and if they could be printed on less expensive paper.

Alderman Kent congratulated the Westside Association on acquiring 1817 Church Street. He reported the architect will start work immediately on plans for the Black American Heritage House and stated it is hoped to have the facility open by mid-December or January 2002. He thanked staff for their work on the project. He asked if it would be possible in the Administrative Adjudication process to direct certain staff to clean up a section of properties? He wondered if boarded-up, vacant properties could be targeted in the 5th Ward. He noted the City is not getting compliance from the building owners, many of whom are absentee landlords. These are buildings that have been closed down due to violations. The grass is two feet high and litter is not picked up. He asked staff to develop a “clean and lean” program targeted toward boarded up properties. Alderman Kent invited Paula Haynes and the Human Relations Commission to a meeting at 7:00 p.m. June 21 at Fleetwood-Jourdain Center to help develop a neighbor-to-neighbor program to promote quality of life. This would include going door-to-door to certain problem homes.

Alderman Engelman thanked Harza Engineering for requesting removal of an item for \$46,000 from the agenda. He stated they were to be commended for their good will and long-term relationship with the City. He announced a Budget

Policy Committee meeting on June 20, where a recommendation to Council on tax and service levels for the forthcoming year will be discussed. They expect to get their first glimpse of next year's budget.

Alderman Rainey reported that Mr. Stafford's comments on the reassessment notices are on the 8th Ward web page at www.annrainey.com. She announced a meeting for neighborhood input on a request for an RFP for a consultant to help establish the need, siting and funding for a southeast Evanston Recreation Center on June 14 at 7:00 p.m. in the St. Francis Hospital Cafeteria. Alderman Rainey reported a man in the 8th Ward has developed a method to make garbage cart lids squirrel-proof and would come to residents' homes and apply his method. The man is an NU employee.

She supported Alderman Kent's idea for a "clean and lean" program. She noted, for landlords who oppose licensing and urged waiting to see how Administrative Adjudication affects the behavior of bad landlords, the bad landlords are not showing up at Administrative Adjudication! She will encourage the P&D Committee to revisit licensing of landlords. She related there are foreclosures in the 8th Ward and a respectable Realtor told her that foreclosures are a fact of life. When she asked that a lawn be mowed a landlord in foreclosure would do nothing. She believes that by licensing landlords that the bad landlords can be regulated and controlled.

Alderman Newman was glad Council approved \$56,000 to study the Central St. theaters. One letter (cited in Citizen Comment) said this was not the solution for all that ails the arts community in Evanston. He commented that one of the things going around is that the City is not doing enough for the arts. He looked at the budget and noted the City spends \$700,000 annually on arts programs, not including what is spent at Fleetwood-Jourdain Theatre (\$100,000). The City will spend several million dollars over several years to maintain two arts centers. That is not mentioning the arts festivals the community puts on and the arts camp, which is unique to this community. He did not think the arts in Evanston are ailing. He wished the City had a performing arts center and tax bills were lower. He wished they could have built a performing arts center in the Research Park, but not enough money could be generated by the TIF. He asked the City Manager to compare Evanston with five or six other communities on arts spending. He thought Evanston was in the forefront in arts compared to communities to the north.

Alderman Newman referred to Mr. Lee's comments that Klutznick's team should not be building an athletic club. He agreed and wished they were not building an athletic club. He noted the City does not want restaurants, bookstores, more office space, sports stores, florists and others. He said any segment could be picked out to not compete. If Old Orchard had applied that, then Marshall Field's should have vetoed Nordstrom's going in. He said the message needs to get out that they cannot control competition and if the Sherman Avenue block is not redeveloped the City would have to spend a minimum of \$20 million in either raised parking rates or property taxes to rebuild the Sherman Avenue garage. The most common complaint the Parking Committee gets is that waitresses and secretaries cannot afford to pay \$73/month to park their cars. The question has arisen as to where employees of the new stores will park.

Alderman Jean-Baptiste urged citizens to stay in touch with their aldermen and City Manager's office to safeguard their interests, noting the senior taxicab policy will come up at the next Human Services Committee. He urged the taxicab drivers and owners also to stay abreast of what is going on so aldermen can understand the whole picture. He also reported the Human Services Committee would discuss the police complaint review process and citizen input was important. He called upon diverse arts groups to get involved early in the process of establishing an institution for the performing arts. He noted there is Hispanic outreach in the Health and Human Services Department. He noted the City has an array of ethnic groups who may need special attention to know what services are offered or may need translation services. He asked the City Manager to survey what the census reveals (plus other sources) and see what needs they have that the outreach office could provide and he would assist in the process. Alderman Jean-Baptiste urged citizens to stay organized because without involvement, aldermen do not know what they need and cannot impact their neighborhood with safety and services.

There being no further business to come before Council, Mayor Morton asked for a motion to adjourn. The Council so moved at 12:42 a.m.

Mary P. Morris,

City Clerk

A videotape recording of this meeting has been made part of the permanent record and is available in the City Clerk's office.