



City of Evanston

REGULAR CITY COUNCIL MEETING

**CITY OF EVANSTON, ILLINOIS
LORRAINE H. MORTON CIVIC CENTER
JAMES C. LYTLE COUNCIL CHAMBERS
Tuesday, September 27th, 2022**

Present:	Councilmember Kelly	Councilmember Burns
	Councilmember Harris	Councilmember Sufferdin
	Councilmember Wynne	Councilmember Revelle
	Councilmember Nieuwsma	Councilmember Reid
		Councilmember Geracaris
		(9)

Absent: None

Presiding: Mayor Pro-Tem Eleanor Revelle

**Stephanie Mendoza
City Clerk**

(II) MAYOR PUBLIC ANNOUNCEMENTS & PROCLAMATIONS

Mayor Pro-Tem Eleanor Revelle

Proclamation: October is National Long-Term Care Residents' Rights Month

[Watch](#)**(II) CITY MANAGER PUBLIC ANNOUNCEMENTS**

City Manager Luke Stowe

None

(IV) COMMUNICATIONS: CITY CLERK

City Clerk Stephanie Mendoza

[Watch](#)**(V) PUBLIC COMMENT**

Name	Agenda Item	
Mike Vasilko	A8	Watch
Julie Anne Friend	P1	Watch
Don Brown	P1	Watch
Jennifer Clark	P1	Watch
Michelle Villa	P1	Watch
Ronald O'Neal	Water Intake Project Bid Process	Watch
Ellen Logan	P1	Watch
Ken Proskie	SP2	Watch
Carl Berolzheimer	P1	Watch
Lisa Berolzheimer	P1	Watch
Tina Paden	H1	Watch
Betty Sue Ester	H1	Watch
Sue Loellbach	H1, P2	Watch
Gail Schechter	H1	Watch
Bruce Enenbach	P2	Watch

(VI) SPECIAL ORDERS OF BUSINESS

- SP1. Presentation from Trilogy about their First-response Alternative Crisis Team (FACT), going 24/7 on August 29, 2022 and update on Living Room.** **Presentation** [Watch](#)
- SP2. 2022 Parking Study Final Report was accepted and placed on file.** **Motion:** [Watch](#)
Councilmember
Reid
Second:
Councilmember
Nieuwsma
- Staff recommended that the City Council accept and place on file the WGI report and recommendations from their analysis of the City of Evanston's parking system.
- For Action: Accept and Place on File**
Item Accepted and Placed on File 9 - 0
Yes Vote: Kelly, Harris, Wynne, Nieuwsma, Burns, Suffredin, Revelle, Reid, Geracaris
No Vote: None
Absent: None
- SP3. Resolution 89-R-22, Approving a Plat of Subdivision for 1224 Washington Street was approved.** **Motion:** [Watch](#)
Councilmember
Geracaris
Second:
Councilmember
Burns
- Staff recommended the adoption of Resolution 89-R-22 approving a Plat of Subdivision for 1224 Washington Street.
- For Action:**
Item Approved 9 - 0
Yes Vote: Kelly, Harris, Wynne, Nieuwsma, Burns, Suffredin, Revelle, Reid, Geracaris
No Vote: None
Absent: None

CONSENT AGENDA

- Items A1, A8, A12, P1, P2, P4, H1, R1, and R2 were removed from the Consent Agenda. **Motion:** [Watch](#)
Councilmember
Reid
- For Action**
Items Approved 9 - 0
Yes Vote: Kelly, Harris, Wynne, Nieuwsma, Burns, Suffredin, Revelle, Reid, Geracaris
No Vote: None
Absent: None
- Second:**
Councilmember
Harris

(VII) CONSENT AGENDA - CITY COUNCIL MINUTES**CM1. Minutes of the Regular City Council meeting of September 12, 2022 and the Special City Council meeting of September 19, 2022 were approved.**

Staff recommended approval of the minutes of the Regular City Council meeting of September 12, 2022 and the Special City Council meeting of September 19, 2022.

For Action

Approved on Consent Agenda

(VIII) CONSENT AGENDA - ADMINISTRATION & PUBLIC WORKS**A1. The City of Evanston Payroll and Bills List was approved as amended in committee.**

Motion: [Watch](#)
Councilmember
Reid

Staff recommended City Council approval of the City of Evanston Payroll for the period of August 15, 2022, through August 28, 2022, in the amount of \$2,730,927.68, August 29, 2022, through September 11, 2022, in the amount of \$2,797,387.82. Bills List for September 28, 2022, in the amount of \$1,940,789.61.

Second:
Councilmember
Harris

Councilmember Nieuwsma recused himself

For Action

Item Passed 4 - 3 - 2

Yes Vote: Kelly, Burns, Reid, Geracaris

No Vote: Wynne, Reville, Suffredin

Absent: None

Abstain: Harris, Nieuwsma

A2. A Sole-Source Purchase with Rehrig Pacific Company for the Purchase of 480 Refuse Containers and 200 Lids was approved.

Staff recommended the City Council authorize the City Manager to approve the sole-source purchase of 480 refuse containers and 200 lids in the amount of \$32,680.00.

Funding is provided from the Solid Waste Fund (Account 520.440.4310.65625), which has an approved FY 2022 budget of \$85,000.00 and a YTD balance of \$36,898.81.

For Action

Approved on Consent Agenda

(VIII) CONSENT AGENDA - ADMINISTRATION & PUBLIC WORKS**A3. A 3-year contract extension with Lakeshore Recycling Services for Condominium Refuse Franchise was approved.**

Staff recommended the City Council authorize the City Manager to execute a 3-year contract extension with Lakeshore Recycling Services (LRS) (6132 W Oakton Street, Morton Grove, IL 60053) for the Condominium Refuse Franchise.

Funding is provided from the Solid Waste Fund (Account 520.40.4310.62390), which has an FY 2022 budget of \$460,350.00 and a YTD balance of \$117,126.00. FY2023 has a projected budget of \$476,560.00.

For Action

Approved on Consent Agenda

A4. An Agreement with Studio AH, LLC dba HPZS for Consulting Services Related to the Ecology Center Renovation (RFP 22-51) was approved.

Staff recommended that the City Council authorize the City Manager to execute an agreement with Studio AH, LLC dba HPZS (213 W. Institute Place, Suite 502, Chicago, IL 60610) for consulting services related to the Ecology Center Renovation (RFP 22-51) in the amount of \$144,500.

Funding will be from the Capital Improvement Fund 2018 General Obligation Bond in the amount of \$50,000, and from the 2022 General Obligation Bond in the amount of \$94,500.

For Action

Approved on Consent Agenda

A5. A Sole-Source Purchase with Spring City Electrical Manufacturing for Tallmadge Street Light Poles and LED Luminaire Fixtures was approved.

Staff recommended the City Council authorize the City Manager to approve the sole-source purchase of 30 Tallmadge street light poles and LED luminaire fixtures under the existing sole-source agreement with Spring City Electrical Manufacturing (One South Main Street, Spring City, PA, 19475) for a total cost of \$140,220.00

Funding is provided from the Capital Improvement Fund 2022 General Obligation Bonds in the amount of \$140,220.00 (Account 415.40.4122.65515-422016). This purchase exceeds the funding available in the line item for streetlight pole and fixture purchases, but funding is available from other project savings.

For Action

Approved on Consent Agenda

(VIII) CONSENT AGENDA - ADMINISTRATION & PUBLIC WORKS**A6. Contract Award with Utility Dynamics Corporation for the Butler and Twiggs Park Electrical Improvements (Bid 22-55) was approved.**

Staff recommended City Council authorize the City Manager to execute a contract with Utility Dynamics Corporation (23 Commerce Drive, Oswego IL 60543) for the Butler and Twiggs Park Electrical Improvements Project (Bid 22-55) in the amount of \$79,357.60. A full waiver of the M/W/EBE participation is being granted by the Purchasing Division.

Funding will be provided through the Community Development Block Grant funding (Account No. 415.40.4319.65515 - 522012), which has an FY 2022 budget of \$160,000 for this project.

For Action

Approved on Consent Agenda

A7. Contract Award with MKSK, Inc. for the Independence Park and Larimer Park Improvements Project (RFP 22-52) was approved.

Staff recommended that City Council authorize the City Manager to execute a contract with MKSK, Inc. (200 S. Meridian Street, Indianapolis, IN 46225) for landscape architectural and engineering services for the Independence Park and Larimer Park Improvement Projects (RFP No. 22-52) in the amount of \$194,245.

Funding will be provided from Capital Improvement Fund 2021 General Obligation Bond in the amount of \$79,245 and from the 2022 General Obligation Bonds in the amount of \$115,000.

For Action

Approved on Consent Agenda

(VIII) CONSENT AGENDA - ADMINISTRATION & PUBLIC WORKS

- A8. A Sole-Source Agreement with Wiss, Janney, Elstner Associates, Inc. for Investigative Services Related to Robert Crown Floor Slab Cracking was approved as amended in committee.** **Motion:** [Watch](#)
Councilmember Kelly

Councilmember Kelly recommended that City Council authorize the City Manager to execute a sole-source agreement with Wiss, Janney, Elstner Associates, Inc. (330 Pfingston Road, Northbrook, IL 60062) for Investigative Services Related to Robert Crown Floor Slab Cracking in the amount of \$46,400.

Second:
Councilmember Burns

This project is not budgeted. Funding is available in the Crown Construction Fund.

For Action**Item Approved 7 - 2**

Yes Vote: Kelly, Harris, Burns, Suffredin, Revelle, Reid, Geracaris

No Vote: Wynne, Nieuwsma

Absent: None

- A9. Resolution 78-R-22, Authorizing the Mayor to sign the “Invest in Cook” Intergovernmental Agreement with Cook County was approved.**

Staff recommended City Council adoption of Resolution 78-R-22, authorizing the Mayor to sign the “Invest in Cook” Intergovernmental Agreement with Cook County. This resolution authorizes the City of Evanston to accept a \$500,000 grant from Cook County for the Oakton Street Corridor Improvement Project from the west City Limits to Asbury Avenue.

The total estimated construction cost for the Oakton Street Corridor Improvement Project including construction engineering is \$3,100,000. Funding sources for this project including the Invest in Cook grant and the allocation of 2023 general obligation bonds.

For Action**Approved on Consent Agenda**

- A10. Resolution 84-R-22, Appointing a Director and Alternate Director to the Solid Waste Agency of Northern Cook County was approved.**

Staff recommended City Council adoption of Resolution 84-R-22, Appointing a Director and Alternate Director to the Solid Waste Agency of Northern Cook County.

For Action**Approved on Consent Agenda**

(VIII) CONSENT AGENDA - ADMINISTRATION & PUBLIC WORKS**A11. Resolution 87-R-22, Authorizing the Transfer of Funds from the General Fund to the Solid Waste Fund was approved.**

Staff and the Finance and Budget Committee recommend adoption of Resolution 87-R-22, Authorizing the Transfer of Funds from the General Fund to the Solid Waste Fund.

For Action

Approved on Consent Agenda

A12. Resolution 63-R-22, Recognizing the Public Benefit of the City Paying Private Sewer Repair Line Costs in Excess of \$15,000 Per Repair For A Residential Property was tabled in committee.

At the request of several community members and based on comments made during the August 8, 2022, A&PW meeting, the staff is presenting a revised Resolution 63-R-22, Recognizing the Public Benefit of the City Paying Private Sewer Repair Line Costs in Excess of \$15,000 Per Repair For A Residential Property, for the A&PW Committee and City Council consideration.

An unknown amount would need to be funded for the repair of private sewer repairs in excess of \$15,000. Funding would come from the Sewer Fund account 515.40.4535.65515, which has a budget allocation of \$75,000 to pay for emergency sewer repairs of the public sewer system.

For Action

Tabled in Committee

A13. Ordinance 95-O-22, Amending City Code Section 3-4-6(C) To Reduce Annual Fees for Class C Liquor Licenses was approved for introduction.

Councilmember Kelly recommended that City Council adopt Ordinance 95-O-22, amending City Code Section 3-4-6(C) to decrease the annual fee for Class C liquor licenses.

For Introduction

Approved on Consent Agenda for Introduction

A14. Ordinance 84-O-22, Authorizing the City Manager to Execute a Lease Amendment for Property Located at 2603 Sheridan Road (Harley Clarke Mansion) for Artists Book House was approved for introduction.

Councilmember Revelle and Staff recommend the City Council adopt Ordinance 84-O-22, Authorizing the City Manager to Execute a Lease Amendment for Property Located at 2603 Sheridan Road (Harley Clarke Mansion) for Artists Book House.

For Introduction

Approved on Consent Agenda for Introduction

(VIII) CONSENT AGENDA - ADMINISTRATION & PUBLIC WORKS**A15. Ordinance 86-O-22, Authorizing the Sale of Aging Surplus Fleet Vehicles and Equipment Owned by the City of Evanston was adopted.**

Staff recommended that City Council adopt Ordinance 86-O-22, directing the City Manager to offer the sale of vehicles and equipment owned by the City through public auction through GovDeals, an online auction system utilized by government agencies, or any other subsequent America's Online Auction. These vehicles may be considered surplus as a result of new vehicle replacements being placed into service or vehicles that had to be taken out of service for safety reasons with the intention of eventual replacement.

For Action

Adopted on Consent Agenda

(IX) CONSENT AGENDA - PLANNING & DEVELOPMENT COMMITTEE**P1. A Vacation Rental License for 2545 Lawndale Avenue was approved on amended motion.**

Motion: [Watch](#)
Councilmember
Nieuwsma

Staff recommended approval of a Vacation Rental License for the property located at 2545 Lawndale Avenue, with the understanding that there is a procedure to revoke the license should issues arise.

Second:
Councilmember
Wynne

Councilmember Nieuwsma moved to amend his motion to include the findings listed within memo of the packet

For Action

Item Approved as Amended 5 - 4

Yes Vote: Wynne, Nieuwsma, Burns, Revelle, Geracaris

No Vote: Kelly, Harris, Suffredin, Reid

Absent: None

(IX) CONSENT AGENDA - PLANNING & DEVELOPMENT COMMITTEE

- P2. Ordinances 96-O-22, 97-O-22, and 98-O-22 extending the time to obtain a building permit for the construction of the Planned Developments located at 1012 Chicago Avenue, 1900 Sherman Avenue and 605 Davis Street were approved for introduction and adoption.**

[Watch](#)

Staff recommended adoption of Ordinances 96-O-22, 97-O-22, and 98-O- 22 to extend the time to obtain a building permit for the construction of the Planned Developments located at 1012 Chicago Avenue, 1900 Sherman Avenue and 605 Davis Street respectively. The Ordinance grants eighteen month extensions from each development's previous deadlines to obtain building permits.

Motion:
Councilmember
Reid

Second:
Councilmember
Nieuwsma

City Manager recommended that the City Council suspend the rules for these ordinances and vote for their introduction and action.

Councilmember Reid moved to suspend the rules to allow for introduction and action on Ordinances 96-O-22, 97-O-22, and 98-O-22

Motion:
Councilmember
Nieuwsma

9 - 0

Yes Vote: Kelly, Harris, Wynne, Nieuwsma, Burns, Suffredin, Revelle, Reid, Geracaris

No Vote: None

Absent: None

Second:
Councilmember
Reid

For Introduction and Action

Approved on for Introduction and Action 9 -0

Yes Vote: Kelly, Harris, Wynne, Nieuwsma, Burns, Suffredin, Revelle, Reid, Geracaris

No Vote: None

Absent: None

(IX) CONSENT AGENDA - PLANNING & DEVELOPMENT COMMITTEE**P3. Ordinance 90-O-22, Text Amendment to the Zoning Ordinance Modifying Restaurant Regulations in the MXE District was approved for introduction.**

The Land Use Commission and staff recommend adoption of Ordinance 90-O-22, a City-initiated text amendment to the Zoning Ordinance to add Restaurant, Type 1, as a Permitted Use, and Restaurant, Type 2, as an Administrative Review Use in the MXE Mixed-Use Employment District. The proposed text amendment meets the Standards for

Approval for Amendments to the Zoning Ordinance.

For Introduction

Approved on Consent Agenda for Introduction

P4. Ordinance 53-O-22, Amending City Code Title 6 to Add Billboards” as a Special Use when within a Certain Distance to Train Tracks was defeated in committee.

Staff reiterated the Land Use Commission's previous unanimous recommendation for denial of the proposed text amendment to add regulations for Billboards to the Zoning Ordinance. Staff notes the proposal does not meet the Standards for Approval for Text Amendments; specifically the proposal is not consistent with the goals, objectives, and policies of the Comprehensive General Plan.

However, if the City Council finds it is appropriate to allow Billboards within the city as a means to increase revenue opportunities for property owners and the City via licensing fees, staff suggests the regulations below and options for a maximum distance from train tracks. Ordinance 53-O-22 is drafted to include the 1,000 foot buffer distance and can be modified if deemed appropriate by the City Council.

For Introduction

Defeated in Committee

(X) CONSENT AGENDA - HUMAN SERVICES COMMITTEE

- H1. Ordinance 79-O-22 Amending City Code Title 5, Chapter 5 "Fair Housing Ordinance" to Include Protections for Persons With Covered Criminal History, and Actual or Perceived Status as Victims of Domestic Violence was approved as amended for introduction.**

Motion: [Watch](#)
Councilmember
Reid

Second:
Councilmember
Nieuwsma

The Human Services Committee unanimously recommended approval by the City Council of Ordinance 79-O-22, amending Title 5, Chapter 5 "Fair Housing Ordinance" of the Evanston City Code to include protections for persons with covered criminal history, commonly known as the Just Housing Amendment, and actual or perceived status as victims of domestic violence.

Councilmember Reid moved to amend Ordinance 79-O-22 to include enforcement by Corporation Counsel

Motion:
Councilmember
Reid

9 - 0

Yes Vote: Kelly, Harris, Wynne, Nieuwsma, Burns, Suffredin, Revelle, Reid, Geracaris

No Vote: None

Absent: None

Second:
Councilmember
Harris

For Introduction

As Amended for Introduction 9 - 0

Yes Vote: Kelly, Harris, Wynne, Nieuwsma, Burns, Suffredin, Revelle, Reid, Geracaris

No Vote: None

Absent: None

(X) CONSENT AGENDA - HUMAN SERVICES COMMITTEE

- H2. Ordinance 81-O-22, Amending City Code Section 9-5-7 "Publications Inciting Riots or Physical Violence" was adopted.**

The Human Services Committee recommends the adoption of Ordinance 81- O-22, Amending City Code Section 9-5-7, "Publications Inciting Riots or Physical Violence."

For Action

Adopted on Consent Agenda

(XI) CONSENT AGENDA - FINANCE & BUDGET COMMITTEE**F1. Auditing Services Extension was approved.**

Staff seeks approval by the City Council to extend an agreement with Sikich, LLP for three more years considering the current volatile market conditions and their vast experience in auditing government clients in Illinois. Sikich, LLP has agreed to perform this work with a 3% increase for 2022, 4% for 2023 and a 4% increase for 2024. Total payment for the 2022 audit (to be made in 2023) would be \$107,890 compared to \$103,740 for the 2021 audit. This item was recommended by the Finance & Budget Committee to City Council on September 13, 2022.

Funding will be provided from the General Fund (Account 100.15.1570.62110). For FY 2023, \$110,000 will be budgeted for Auditing services.

For Action

Approved on Consent Agenda

(XII) CONSENT AGENDA - RULES COMMITTEE**R1. Resolution 85-R-22, Amending City Council Rule 9.7 was held until October 10, 2022.**

Motion: [Watch](#)
Councilmember
Reid

The Rules Committee requests the City Council adopt Resolution 85-R-22, Amending City Council Rule 9.7. This resolution would add a cosponsor mechanism to the referral process.

Second:
Councilmember
Wynne

Councilmember Reid moved to hold until item until October 10, 2022

Motion:
Councilmember
Reid

9 - 0

Yes Vote: Kelly, Harris, Wynne, Nieuwsma, Burns, Suffredin, Reville, Reid, Geracaris

Second:
Councilmember
Burns

No Vote: None

Absent: None

For Action

Held until October 10, 2022

(XII) CONSENT AGENDA - RULES COMMITTEE**R2. Resolution 86-R-22, Amending City Council Rule 9.10.3 was held until October 10, 2022.**

Motion: [Watch](#)
Councilmember
Reid

The Rules Committee recommended the City Council adopt Resolution 86-R-22, Amending City Council Rule 9.10.3. This resolution establishes the procedure for Councilmembers to cosponsor a referral.

Second:
Councilmember
Wynne

Councilmember Reid moved to hold until item until October 10, 2022

Motion:
Councilmember
Reid

9 - 0

Yes Vote: Kelly, Harris, Wynne, Nieuwsma, Burns, Suffredin, Revelle, Reid, Geracaris

Second:
Councilmember
Burns

No Vote: None

Absent: None

For Action

Held until October 10, 2022

(XIII) CALL OF THE WARDS

Ward 1: No Report

Ward 2: Upcoming October Ward Meeting

[Watch](#)

Ward 3: No Report

[Watch](#)

Ward 4: שנה טובה, Congratulated Schenita Stewart for being appointed Police Chief, Office hours and Ward Meeting information on the City's website

Ward 5: 5th Ward Meeting September 29, 2022 7:00 p.m. (virtual)
October 1, 2022 State's Mobile DMV at Jourdain Center
October 12, 2022 Parking Meeting

[Watch](#)

Ward 6: No Report

Ward 7: No Report

Ward 8: 8th Ward Meeting September 29, 2022 6:00 p.m. (virtual)

[Watch](#)

Ward 9: Evanston Pride hosting an event on September 29, 2022 5:00 - 8:00 p.m. at Fountain Square

[Watch](#)

(XVI) EXECUTIVE SESSION

Councilmember Nieuwsma led City Council into Executive Session pursuant to 5 ILCS 120/2(a) to discuss agenda items regarding litigation. The agenda items are permitted subjects to be considered in Executive Session and are enumerated exceptions under the Open Meetings Act with the exceptions being 5 ILCS 120/2(a) (c)(11).

Motion: [Watch](#)
Councilmember
Nieuwsma

Second:
Councilmember
Wynne

Convene into Executive Session 10:20 p.m.**8 - 0**

Yes Vote: Kelly, Harris, Wynne, Nieuwsma, Burns, Revelle, Reid,
Geracaris

No Vote: None

Absent: Suffredin

(XVII) ADJOURNMENT

Mayor Pro-Tem Revelle called a voice vote to adjourn the City Council meeting, and by unanimous vote the meeting was adjourned at 11:25 p.m.