

Effective Date: January 28, 2011

11/10/2010

**89-O-10**

**AN ORDINANCE**

**Amending Title 2, Chapter 14 of the City Code  
to Make the Energy Commission the Utilities Commission**

**NOW BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY  
OF EVANSTON, COOK COUNTY, ILLINOIS:**

**SECTION 1:** That Title 2, Chapter 14 of the Evanston City Code of 1979, as amended ("City Code"), is hereby re-titled "Utilities Commission."

**SECTION 2:** That Section 2-14-1 of the City Code is hereby further amended to read as follows:

**2-14-1: RATIONALE:**

It is hereby found and declared by the City Council that in order to protect and promote the public health, safety and welfare of the citizens, businesses and institutions of Evanston, it is necessary to participate in the planning and improvement of electrical, natural gas, telephone, water and sewer services in Evanston to ensure reliable and competitive service. It is further found that to achieve these goals, there should be an advisory Commission so that citizens, businesses and institutions can bring utility-related concerns before a single group knowledgeable about the utility issues affecting Evanston.

**SECTION 3:** That Section 2-14-2 of the City Code is hereby further amended to read as follows:

**2-14-2: ESTABLISHMENT OF COMMISSION:**

The Evanston Utilities Commission (the "Commission") shall consist of seven (7) members appointed by the Mayor with the advice and consent of the City Council. In making such appointments, the Mayor may consider the individual's knowledge of and familiarity with either the utilities industries and their regulations or the individual's engineering or finance experience. Members of the Commission shall be residents of the City or individuals who conduct business in Evanston. All members shall be appointed for four (4) year terms. Members may serve for not more than two (2) consecutive terms. The majority of the members shall be Evanston residents.

If a vacancy occurs, it shall be filled by appointment by the Mayor for a new full term with the advice and consent of the City Council.

**SECTION 4:** That Section 2-14-3 of the City Code is hereby further amended to read as follows:

**2-14-3: ORGANIZATION:**

The Commission shall select from its membership, a chairperson, and vice chairperson. Persons so selected shall serve for terms of one (1) year and may be reelected. The Commission shall adopt rules for the conduct of its meetings and keep written minutes. All meetings, minutes, and other procedures shall be open to the public as required by the Illinois Open Meetings Act (5 ILCS 120/1 *et seq.*, as amended). The Commission shall meet at the call of the chairperson and at such other times as may be provided by its rules. Four (4) members shall constitute a quorum. The members of the Commission shall serve without compensation.

**SECTION 5:** That Section 2-14-5 of the City Code is hereby further amended to read as follows:

**2-14-5: POWERS AND DUTIES:**

In carrying out its responsibilities and in meeting the purposes of this Chapter, the Commission shall set the following priorities: To improve the reliability of electrical, natural gas, telephone, water and sewer services in Evanston and to advise the City Council concerning electrical service options.

The Commission shall have the following specific duties:

- (A) Assist City staff in the procurement of electricity and natural gas for City use.
- (B) Assist City staff in prioritizing long-term water and sewer infrastructure improvements.
- (C) Creating public education, public relations and public involvement initiatives addressing electrical service issues in Evanston.
- (D) Assist City staff in the evaluation of usage and efficiency considerations for electricity, natural gas and water consumption.
- (E) Monitoring changing technology and innovations relevant to improving the electrical distribution and transmission system in Evanston.

- (F) Monitoring Com Ed performance in Evanston and franchise developments in other municipalities.
- (G) Participating with the Environment Board and other Evanston boards and commissions in the development of a City energy policy.

**SECTION 6:** That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

**SECTION 7:** That if any provision of this ordinance or application thereof to any person or circumstance is held unconstitutional or otherwise invalid, such invalidity shall not affect other provisions or applications of this ordinance that can be given effect without the invalid application or provision, and each invalid application of this ordinance is severable.

**SECTION 8:** That this ordinance shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

Introduced: December 13, 2010      Approved:  
 Adopted: January 10, 2011      January 13, 2011  
 \_\_\_\_\_  
 Elizabeth B. Tisdahl  
 Elizabeth B. Tisdahl, Mayor

Attest: \_\_\_\_\_ Approved as to form:  
 \_\_\_\_\_  
 Rodney Greene, City Clerk      W. Grant Farrar, City Attorney

