



CITY COUNCIL REGULAR MEETING

**CITY OF EVANSTON, ILLINOIS
LORRAINE H. MORTON CIVIC CENTER
COUNCIL CHAMBERS
Monday, June 24, 2013**

**Administration & Public Works (A&PW) Committee meets at 5:45 p.m.
Planning & Development (P&D) Committee meets at 7:15 pm
City Council meeting convenes immediately after the conclusion of
the P&D Committee meeting**

ORDER OF BUSINESS

- (I) Roll Call – Begin with Alderman Wilson
- (II) Mayor Public Announcements
- (III) City Manager Public Announcements
 - Recognition of Dennis Marino, Planning and Zoning Manager*
 - Evanston Fourth of July Association: Update on Celebration Plans and Holiday Schedule*
 - Announcement of Fire Fighter Exam*
- (IV) Communications: City Clerk
- (V) Citizen Comment

Members of the public are welcome to speak at City Council meetings. As part of the Council agenda, a period for citizen comments shall be offered at the commencement of each regular Council meeting. Those wishing to speak should sign their name, address and the agenda item or topic to be addressed on a designated participation sheet. If there are five or fewer speakers, fifteen minutes shall be provided for Citizen Comment. If there are more than five speakers, a period of forty-five minutes shall be provided for all comment, and no individual shall speak longer than three minutes. The Mayor will allocate time among the speakers to ensure that Citizen Comment does not exceed forty-five minutes. The business of the City Council shall commence forty-five minutes after the beginning of Citizen Comment. Aldermen do not respond during Citizen Comment. Citizen Comment is intended to foster dialogue in a respectful and civil manner. Citizen comments are requested to be made with these guidelines in mind.
- (VI) Special Order of Business
- (VII) Consent Agenda: Alderman Rainey

- (VIII) Report of the Standing Committees
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|-------------------------------|---|-----------------|
| Administration & Public Works | - | Alderman Rainey |
| Planning & Development | - | Alderman Wynne |
| Human Services | - | Alderman Holmes |
- (IX) Call of the Wards
(Aldermen shall be called upon by the Mayor to announce or provide information about any Ward or City matter which an Alderman desires to bring before the Council.) {Council Rule 2.1(10)}
- (X) Executive Session
- (XI) Adjournment

SPECIAL ORDER OF BUSINESS

(SP1) Ordinance 76-O-13, An Ordinance to Ban Assault Weapons in the City of Evanston

Ordinance 76-O-13 amends Title 9, Chapter 8 of the Evanston City Code of 2012 to specifically ban the possession, transfer, sale or display of assault weapons in the City of Evanston.

For Introduction

CONSENT AGENDA

- (M1)** Approval of Minutes of the Regular City Council meeting April 16, 2013
(M2) Approval of Minutes of the Regular City Council meeting May 28, 2013
(M3) Approval of Minutes of the Regular City Council meeting June 10, 2013

ADMINISTRATION & PUBLIC WORKS COMMITTEE

- | | | |
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| (A1) City of Evanston Payroll through | 6/2/13 | \$2,620,447.59 |
| (A2) City of Evanston Bills FY2013 | 6/25/13 | \$2,245,896.49 |

(A3.1) Approval of Agreement with Infosend Inc. for Utility Bill Printing and Mailing Services (RFP 13-27)

Staff recommends City Council authorize the City Manager to execute an agreement for Utility Bill Printing and Mailing Services for a two-year term with Infosend, Inc. (1406 Centre Circle Drive, Downers Grove, IL) in the not-to-exceed amount of \$27,507.90. Funding for the first year of the contract will be in the not-to-exceed amount of \$13,753.95, of which \$7,000 will be provided by the Water Fund (7125.62455) and \$6,753.95 will be provided by the Sewer Fund (7400.62455).

For Action

(A3.2) Approval of Maintenance Plan Agreement for Sherman Plaza

The Parking/Transportation Committee and staff recommend approval to continue a maintenance agreement for Sherman Plaza that was established in 2006. The agreement covers the period of August 23, 2013 through August 22, 2014 for a maximum not-to-exceed amount of \$115,000. Funding is provided by the Parking Fund, Account 7036.62660.

For Action**(A3.3) Approval of Contract with Elanar Construction Company for the Firemen's Park Renovation Project (Bid 13-39)**

Staff recommends that City Council authorize the City Manager to execute a contract for the base bid plus alternate bids 1, 2 and 3 for the Firemen's Park Renovation Project with Elanar Construction Company (1739 Chestnut Avenue, #500, Glenview) in the amount of \$ 255,400. Total funding of \$315,000 is provided by FY2012 and FY2013 CDBG funds, FY2013 Capital Improvement Program (CIP) Account 415385, and Account 100.41333 (Nicor Park Easement).

For Action**(A3.4) Approval of Contract with Construction Consulting and Disbursement Services, Inc. for the 2013 Municipal Service Center 'D' Building Roof and Masonry Repair Project (Bid 13-29)**

Staff recommends that City Council authorize the City Manager to execute a contract for the 2013 Municipal Service Center 'D' Building Roof and Masonry Repair Project with Construction Consulting and Disbursement Services, Inc. (CCDS) (900 Skokie Boulevard, Suite 100, Northbrook, IL) in the amount of \$39,300. Funding is provided by the FY 2013 CIP Account Number 415224 with a budget of \$75,000.

For Action**(A3.5) Approval of Contract Award to A. Lamp Concrete Contractors Inc. for 2013 Water Main Replacement & Street Resurfacing Project II (Bid 13-45)**

Staff recommends that City Council authorize the City Manager to execute a contract for the 2013 Water Main Replacement & Street Resurfacing CIP 2 Project to A. Lamp Concrete Contractors Inc. (1900 Wright Blvd., Schaumburg, IL) in the amount of \$1,568,320.50. Funding is provided by the Water Fund (733086.65515) in the amount of \$982,262.50; Sewer Fund (7420.65515) in the amount of \$81,980; and CIP Street Resurfacing Fund (415857.65515) in the amount \$504,078.

For Action

(A4) Approval of Change Order No. 4 for Evanston Water Utility SCADA Phase III Engineering Services (RFP 08-74)

Staff recommends that the City Council authorize the City Manager to execute Change Order No. 4 to grant a time extension of 153 calendar days, to the agreement with CDM Smith, Inc. (125 South Wacker Drive, Suite 600, Chicago, IL), for the Evanston Water Utility SCADA Phase III Engineering Services (RFP 08-74). There is no cost associated with this change order.

For Action

(A5) Ordinance 58-O-13, Decreasing the Number of Active Class D Liquor Licenses, Wingstop

Staff recommends City Council adoption of Ordinance 58-O-13, which amends Evanston City Code of 2012 Subsection 3-4-6-(D), as amended, to decrease the number of authorized Class D liquor licenses to twenty-one (21), because Wingstop, 2434 Main Street, stopped selling alcohol in January 2013 and does not intend to renew its liquor license.

For Introduction

(A6) Ordinance 64-O-13, Decreasing the Number of Active Class D Liquor Licenses, Siam Splendor

Staff recommends City Council adoption of Ordinance 64-O-13, which amends Evanston City Code of 2012 Subsection 3-4-6-(D), as amended, to decrease the number of authorized Class D liquor licenses to twenty (20), because Vichida Corporation, d/b/a Siam Splendour, 1125 Emerson Street, is not renewing its Class D liquor license.

For Introduction

(A7) Ordinance 65-O-13, Increasing the Number of Class P-1 Liquor Licenses, Temperance Beer Company

Staff recommends City Council adoption of Ordinance 65-O-13, which amends Evanston City Code of 2012 Subsection 3-4-6-(P-1), as amended, to increase the number of authorized Class P-1 liquor licenses to one (1), to permit liquor license issuance to Temperance Beer Company, LLC, d/b/a Temperance Beer Company, 2000 Dempster Street.

For Introduction

(A8) Ordinance 68-O-13, Amending Class P-1 Liquor License Capacity

Staff recommends City Council adoption of Ordinance 68-O-13, which amends Class P-1 by increasing the maximum quantity of craft beer permitted for on-site production and storage from 465,000 gallons to 930,000 gallons annually. This amendment mirrors measures recently adopted by the state legislature in HB 1573.

For Introduction

- (A9) **Ordinance 66-O-13, Authorizing Class N Liquor Licensees to Offer Tastings**
Staff recommends City Council adoption of Ordinance 66-O-13, which amends Evanston City Code of 2012 Subsection 3-4-6-(N), as amended, to authorize Class N liquor licensees to offer tastings of alcoholic liquor. Class N liquor licenses are held by grocery stores including Jewel Osco, Dominick's, Food 4 Less, Whole Foods, and Sam's Club.
For Introduction
- (A10) **Ordinance 67-O-13, Authorizing Class T Liquor Licensees to Offer Samples**
Staff recommends City Council adoption of Ordinance 67-O-13, which amends Evanston City Code of 2012 Subsection 3-4-6-(T), as amended, to authorize Class T liquor licensees to offer samples of beer brewed by the licensee. Class T is the City's brewpub liquor license, and Smylie Bros. Restaurant and Brewery is the City's only Class T licensee.
For Introduction
- (A11) **Ordinance 75-O-13, Increasing the Number of Active Class D Liquor Licenses, Kingston Grill**
Staff recommends City Council adoption of Ordinance 75-O-13, which amends Evanston City Code of 2012 Subsection 3-4-6-(D), as amended, to increase the number of authorized Class D liquor licenses to twenty-one (21), to permit liquor license issuance to Kingston Grill Restaurant, Inc., d/b/a Kingston Grill, 1164 Dodge Ave.
For Introduction
- (A12) **Ordinance 56-O-13, Text Amendment to City Code Subsection 11-2-11-(B) to Correct Code Reference**
Staff recommends City Council adoption of Ordinance 56-O-13, which amends the text of Evanston City Code of 2012 Subsection 11-2-11-(B), as amended, to correct the Code reference regarding mailing notices of impending vehicle immobilization.
For Introduction
- (A13) **Ordinance 74-O-13 Amending the City Code to Establish a Three-Way Stop at Dewey Avenue and Washington Street**
The Alderman of the Ninth Ward recommends the adoption of proposed ordinance 74-O-13 by which the City Council would amend Section 10-11-5 (C), Schedule V (C) of the City Code to establish a Three-Way Stop at Dewey Avenue and Washington Street. Funding is provided by the Traffic Control Supplies Account 2670.65115, which has \$40,000 budgeted for FY 2013.
For Introduction

(A14) Ordinance 52-O-13, Amending the City Code to Establish a Three-Way Stop at Lake Shore Blvd and Hamilton Street

The Alderman of the Third Ward recommends the adoption of the proposed Ordinance 52-O-13 by which the City Council would amend Section 10-11-5 (C), Schedule V (C) of the City Code to establish a Three-Way Stop at Lake Shore Boulevard and Hamilton Street. Funding is provided by the Traffic Control Supplies Account 2670.65115, which has \$40,000 budgeted for FY 2013. This ordinance was introduced at the June 10, 2013 City Council meeting.

For Action

(A15) Ordinance 55-O-13, Authorizing the City to Borrow Funds from the Illinois Environmental Protection Agency Water Pollution Control Loan Program

Staff recommends adoption of Ordinance 55-O-13 authorizing the City to borrow funds from the Illinois Environmental Protection Agency (IEPA) Water Pollution Control Loan Program for the construction of the Large Diameter Sewer Rehabilitation on Central Park Avenue and Main Street / Sheridan Road. This ordinance authorizes the City to borrow up to \$1,894,000. The debt service will be paid from the Sewer Fund. This ordinance was introduced at the June 10, 2013 City Council meeting.

For Action

(A16) Ordinance 51-O-13, Amending Title 10, Chapter 8, Section 3, Relating to Wheel Tax for Disabled Veterans and Active Military

The Transportation/Parking Committee recommends approval of 51-O-13, amending Title 10, Motor Vehicles and Traffic, Chapter 8, Section 3: Schedule of License Fees of the Evanston City Code. This amendment permits that all *Disabled Veterans* and *Active Duty Military Personnel* who make application for a wheel tax license for one motor vehicle owned by the member shall not be required to pay the usual fee for such wheel tax license. This ordinance was introduced at the June 10, 2013 City Council meeting.

For Action

PLANNING AND DEVELOPMENT

(P1) Resolution 40-R-13 Designating the Portion of Austin Street between Asbury Avenue and Barton Avenue with the Honorary Street Name Sign, "Dr. Richard E. Lyons Way".

The Citizens' Advisory Committee on Public Place Names recommends approval of Resolution 40-R-13.

For Action

(P2) Ordinance 71-O-13 Granting a Special Use for a Wholesale Goods Establishment at 2310 Main Street

The Zoning Board of Appeals, the Site Plan and Appearance Review Committee, and staff recommend the adoption of Ordinance 71-O-13 granting a special use permit for the establishment of a Wholesale Goods Establishment by *Few Spirits, LLC* at 2310 Main Street. The applicant has complied with all zoning requirements and meets all of the standards of a Special Use in this District.

For Introduction

(P3) Ordinance 70-O-13 Granting a Special Use for a Type 2 Restaurant at 1907 Central Street

The Zoning Board of Appeals, the Site Plan and Appearance Review Committee, and staff recommend the adoption of Ordinance 70-O-13 granting a special use permit the establishment of a Type 2 Restaurant, *Leonidas Chocolate Café* at 1907 Central Street. The applicant has complied with all zoning requirements and meets all of the standards of a Special Use in this district.

For Introduction

(P4) Ordinance 69-O-13 Granting a Special Use for a Resale Establishment at 1940 Dempster Street

The Zoning Board of Appeals, the Site Plan and Appearance Review Committee, and staff recommend the adoption of Ordinance 69-O-13 granting a special use permit for a Resale Establishment for children's clothing and other items, *Kazoom*. The applicant has complied with all zoning requirements and meets all of the standards of a Special Use in this district. **Alderman Braithwaite requests suspension of the rules to allow introduction and action at the same meeting.**

For Introduction and Action

(P5) Ordinance 72-O-13 Amending the Special Use Permit for a Type 2 Restaurant at 519 Main Street (Starbucks)

Staff recommends the adoption of Ordinance 72-O-13 that deletes the condition of an adopted special use from 1992 (Section 3-C of Ordinance 121-O-01) requiring that the Starbucks at 519 Main Street hire off duty police officers to issue parking citations to customers who illegally park in the vicinity of Starbucks. The staff recommendation to release this condition is based on the experience during the past ten months when Starbucks was permitted by their request to not hire off duty officers on an experimental basis. There have not been reports of any problems during this period. No other Type II restaurant currently has such a condition imposed.

For Introduction

(P6) Approval of Request for a Three Year Extension of a Special Use for the Establishment of a Dormitory at 1620 Central Street (National Louis University PACE Program)

Staff recommends approval of the requested three year extension of the adopted special use for a dormitory for the National Louis University PACE program. The project and special use are consistent with the Comprehensive Plan and the Central Street Zoning Overlay. The property owner cites challenges encountered by National Louis in implementing its plan for 1620 Central Street and its actions and plan to overcome these obstacles.

For Action

(P7) Ordinance 73-O-13 Granting a Special Use for a Yard Waste Transfer Facility at 2533 & 2532 Oakton Street

The Zoning Board of Appeals and City staff recommend the adoption of Ordinance 73-O-13 granting a special use permit for the operation of a Yard Waste Transfer Facility at 2533 & 2532 Oakton Street. The applicant has complied with all zoning requirements and meets all of the Standards of a special use for this District. The Zoning Board of Appeals found this as well in its findings for a positive recommendation.

For Introduction

(P8) Ordinance 59-O-13, Granting a Special Use for a Type 2 Restaurant at 749 Chicago Avenue

Staff recommends adoption of Ordinance 59-O-13, granting a special use permit for a Type 2 Restaurant (749 Chicago Avenue) called *Dollop Coffee Co. & Hoosier Mama Pie Co.* The applicant has complied with all zoning requirements and meets all of the standards of a Special Use in this District. The Zoning Board of Appeals recommends adoption of Ordinance 59-O-13 with conditions related to litter control, hours of operation and employee parking. This ordinance was introduced at the June 10, 2013 City Council meeting.

For Action

(P9) Ordinance 60-O-13, Granting a Special Use for a Bed & Breakfast Establishment at 1622 Forest Avenue

Staff recommends consideration of Ordinance 60-O-13, granting a special use permit for the operation of a Bed and Breakfast Establishment at 1622 Forest Avenue. The applicant has complied with all zoning requirements and meets all of the standards of a Special Use in this District. The Zoning Board of Appeals recommends denial of this request. The Evanston Preservation Commission recommends approval of the Special Use and has also approved the issuance of a Certificate of Appropriateness for the restoration of the principal house, the demolition of the existing coach house and construction of the new coach house. This ordinance was introduced at the June 10, 2013 City Council meeting.

For Action

MEETINGS SCHEDULED THROUGH JUNE 2013

Upcoming Aldermanic Committee Meetings

Tues, June 25	7:30 pm	Housing & Community Dev Act Committee
Wed, June 26	6 pm	Transportation/Parking Committee
Wed, June 26	7:30 pm	Economic Development Committee
Friday, June 28	7 am	Housing & Homelessness Commission

Order and agenda items are subject to change.

Information is available about Evanston City Council meetings at: www.cityofevanston.org/citycouncil.

Questions can be directed to the City Manager's Office at 847-866-2936. The City is committed to ensuring accessibility for all citizens. If an accommodation is needed to participate in this meeting, please contact the City Manager's Office 48 hours in advance so that arrangements can be made for the accommodation if possible.