

City Council of the City of Carbondale, Illinois
Regular Meeting
November 16, 2004

The City Council of the City of Carbondale, Illinois, held a regular meeting on Tuesday, November 16, 2004, in City Council Chambers of the Carbondale Civic Center, 200 S. Illinois Avenue. Following a meeting of the Local Liquor Control Commission, Mayor Brad Cole called the meeting to order at 7:06 p.m. with the following-named members of the City Council present/absent:

1. Roll Call

Present: Councilwoman Margaret Flanagan, Councilman Steven N. Haynes, Councilman Lance D. Jack, Councilwoman Sheila Simon, Councilwoman Corene McDaniel and Mayor Brad Cole.

Absent: Councilman Chris Wissmann (entered at 7:13 p.m.)

Also present were City Clerk Janet M. Vaught, City Manager Jeffrey W. Doherty and various members of the City's administrative staff.

2. General Announcements and Proclamations

Mayor Cole announced that City Hall would be closed on Thursday and Friday, November 25 and 26, for the Thanksgiving holiday. Refuse collection which would normally occur on Thursday will be collected on Friday.

Mayor Cole announced that letters had been sent to the Illinois Department of Public Health and the Illinois Environmental Protection Agency regarding the cleanup of the former Koppers property. (Exhibits A-11-16-04 and B-11-16-04 respectively)

Mayor Cole noted that there had been amendments to Agenda Items 4.1, 4.4 and 4.6 and that Item 6.2 was to be removed from the agenda.

3. Citizen Comments and Questions

There was no one present who indicated a desire to speak during this portion of the agenda.

4. Consent Agenda

Presented for Council approval on the Consent Agenda were the following items and corresponding recommendations:

1. Approval of Minutes. Recommendation: Approve minutes of the Regular City Council meeting held on November 9, 2004, as corrected.
2. Warrant. Recommendation: Approve Warrant #937 for the period ended October 25, 2004, in the amount of \$1,434,340.53. (Exhibit C-11-16-04)
3. Approval of Change Order No. 2 (Final) for the Jackson Street Water Line/Brick Replacement Project (CIP No. WS0401). Recommendation: Approve change order in the amount of \$37,982.37.
4. Adoption of 2005 Calendar of City Council meetings. Recommendation: Approve as amended.
5. Resolution approving extension of deadline to commence construction of Planned Unit Development, Sorrell Gillespie, 230 Charles Road (PUD 999-03). Recommendation:

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Approve resolution extending deadline to November 16, 2005. (Res. 2004-R-91; Exhibit D-11-16-04)

6. Amendment to the Five Year Capital Improvements Program to Include the Reed Station Road Improvements Project from Route 13 to 1500 North (CIP ST0107). Recommendation: Amend FY 2005 CIP to include the Reed Station Road Improvements Project; Approve Supplemental MFT Resolution appropriating \$40,000 in MFT for Reed Station Road improvements; Approve Resolution authorizing City Manager to execute an amendment to the Blankenship & Associates engineering agreement dated July 26, 2000 in an amount not to exceed \$20,000. (Res. 2004-R-92 and 2004-R-93 respectively; Exhibits E-11-16-04 and F-11-16-04 respectively)

Mayor Cole asked if anyone would like any items removed from the Consent Agenda. No items were removed.

S. Simon moved, S. Haynes seconded, that the Council approve Consent Agenda Items 4.1 through 4.6. VOTE: Ayes: M. Flanagan, S. Haynes, L. Jack, S. Simon, C. McDaniel and B. Cole. Nays: None. Motion declared carried.

4. Public Hearings

5. General Business

1. Review of 2004 Proposed Tax Levy, Truth in Taxation Act Determination and Public Library Board's Tax Levy Requirements

Councilman Wissmann entered the meeting at 7:13 p.m. during discussion on this item. C. McDaniel moved, S. Simon seconded, that the Council discuss the Truth in Taxation Act Determination regarding the Carbondale Public Library tax levy and schedule a public hearing at 7:00 p.m. on Tuesday, December 7, 2004, regarding the 2004 proposed tax levy. DISCUSSION: It was noted that based on the Carbondale Public Library's Fiscal Year 2006 budget projections, it will be necessary to implement a tax levy for \$637,097, an increase of \$178,866 or 39%. VOTE: Ayes: M. Flanagan, C. Wissmann, S. Haynes, L. Jack, S. Simon, C. McDaniel and B. Cole. Nays: None. Motion declared carried.

2. Removed from the Agenda

3. Ordinances annexing properties into the Jackson County Enterprise Zone

S. Haynes moved, M. Flanagan seconded, that the Council adopt an Ordinance amending the Enterprise Zone Ordinance by adding The Southern Illinoisan property at 710 North Illinois Avenue to the Carbondale-Murphysboro-Jackson County Enterprise Zone and adopt an Ordinance amending the Enterprise Zone Ordinance by adding the Ward Chrysler Center property at 1412 West Main Street to the Carbondale-Murphysboro-Jackson County Enterprise Zone. DISCUSSION: Councilwoman Simon questioned the amount of potential property tax that would be lost if the property is added to the enterprise zone and whether the school districts had been notified or consulted on adding this property to the enterprise zone. Mayor Cole noted that the school districts are aware of this action as a result of the regular Heads of Government meetings. VOTE: Ayes: M. Flanagan, C. Wissmann, S. Haynes, L. Jack, C. McDaniel and B. Cole. Nays: S. Simon. Motion declared carried. (Ord. 2004-82 and 2004-83)

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respectively; Exhibits G-11-16-04 and H-11-16-04 respectively)

4. Resolution Approving and Resolution denying a Special Use to Allow Professional Offices in an R-2, Medium Density Residential, District at 880 West High Street and 200 North Springer Street

S. Simon moved, C. Wissmann seconded, that the Council adopt a Resolution approving the Special Use permit to allow Professional Offices in an R-2, Medium Density Residential, district for property at 880 W. High Street and 200 N. Springer Street with the five conditions listed and with the addition of a sixth condition that Southern Illinois Regional Social Services (SIRSS) will not hold treatment programs for sexual offenders on-site. DISCUSSION: Speaking in support of the application was Karen Freitag, Executive Director of Southern Illinois Regional Social Services. At the request of the Mayor, approximately eight people stood to show agreement with comments made by Director Freitag. Also speaking in support was Patricia Hoke, attorney for the applicant/property owner, the Foundation for Family Enhancement and Enrichment Programs. Inc. Speaking on concerns regarding the application were Jim Pope of 809 W. High, Dick Rissi, a precinct committeeman in the neighborhood, and Evelyn Griffin, who lives on Pecan Street. Also speaking on this subject was June Hickey, Director of the Rebound program at Carbondale Community High School, who assured the Council that Rebound would work with the Foundation and with SIRSS on the parking issues. VOTE ON MOTION: Ayes: M. Flanagan, C. Wissmann, S. Haynes, L. Jack, S. Simon, C. McDaniel and B. Cole. Nays: None. Motion declared carried. (Res. 2004-R-94; Exhibit I-11-16-04)

5. Consideration of Funding Pre-applications from Community Organizations:

The funding requests were reviewed and Mayor Cole suggested that each request be acted upon separately. The Mayor noted that action to approve a request for funding simply means that the request may continue to advance through the process, not that the funding request had been approved for inclusion in the FY 2006 City Budget.

The ACTS Youth Group requested \$3,000 per year for two years for funding of "The Summer College Exploration Excursion". Ms. Renada Greer spoke in support and answered Council questions. In response to Council inquiry, City Attorney Deborah Nelson said that City funds cannot be used to promote religious purposes. S. Simon moved, C. Wissmann seconded, that the Council reject the application for \$3,000 from ACTS and deny the request for funding. VOTE: Ayes: M. Flanagan, C. Wissmann, S. Haynes, L. Jack, S. Simon, C. McDaniel and B. Cole. Nays: None. Motion declared carried.

Dayemi Tariqat requested \$10,700 for funding of the Sufi Park Organic Community Garden. Ms. Jennifer Pellow spoke in support and answered Council questions. S. Haynes moved, C. Wissmann seconded, that the Council reject the application for \$10,700 from Dayemi Tariqat and deny the request for funding. VOTE: Ayes: M. Flanagan, C. Wissmann, S. Haynes, L. Jack, S. Simon, C. McDaniel and B. Cole. Nays: None. Motion declared carried.

TLC requested on-going City funding of \$30,000 per year for the "Through Life's Challenges" program. Mr. Aaron Lee spoke in support and answered Council questions. S. Simon moved, C. Wissmann seconded, that the Council reject the application for

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\$30,000 from TLC and deny the request for funding. DISCUSSION: Councilman Haynes said he would be abstaining on the vote because his son was a participant in the program. VOTE: Ayes: M. Flanagan, C. Wissmann, L. Jack, S. Simon, C. McDaniel and B. Cole. Nays: None. Abstentions: S. Haynes. Motion declared carried.

Carbondale Junior Sports requested a one-time allocation of \$20,000 to be used to construct a restroom/concession stand in the Superblock. Ms. Deb Gray, President of Carbondale Junior Sports, spoke in support and answered Council questions. She suggested that the Council delay action on this request to allow the City to look into the possibility of rekindling the restroom project at the Superblock, perhaps with a public/private partnership or grant funding. Mayor Cole suggested that the request be denied but that the units of government involved in the Superblock take another look at the possibilities. M. Flanagan moved, L. Jack seconded, that the Council approve the application for \$20,000 submitted by Carbondale Junior Sports which will allow the funding request to go forward in the process and receive further consideration during the FY 2006 budget reviews. VOTE: Ayes: M. Flanagan, C. Wissmann, L. Jack, S. Simon and C. McDaniel. Nays: B. Cole. Abstentions: S. Haynes. Motion declared carried.

Carbondale Main Street requested \$11,000 in addition to the \$17,500 it was anticipating receiving from the General Fund for FY 2006. The additional \$11,000 would be used for promotional events, support and materials, the Brown Bag Concerts, Meet Me On Main Street and "Celebrate the Strip". Craig Reeves, President of Carbondale Main Street, spoke in support and answered Council questions. L. Jack moved, S. Simon seconded, that the Council approve the application for \$11,000 submitted by Carbondale Main Street which will allow the funding request to go forward in the process and receive further consideration during the FY 2006 budget reviews. VOTE: Ayes: M. Flanagan, C. Wissmann, S. Haynes, L. Jack, S. Simon, C. McDaniel and B. Cole. Nays: None. Motion declared carried.

6. Council Comments

Councilman Haynes noted that he had abstained on the vote for Carbondale Junior Sports because he had been serving on the Junior Sports Board five years ago when the development of the Superblock was discussed.

7. Adjournment

There being no further business to come before the City Council, the meeting was declared adjourned at 9:47 p.m..

Janet M. Vaught, City Clerk

Approved by the City Council on:
