

City Council of the City of Carbondale, Illinois
Regular Meeting
November 1, 2005

The City Council of the City of Carbondale, Illinois, held a regular meeting on Tuesday, November 1, 2005, in City Council Chambers of the Carbondale Civic Center, 200 S. Illinois Avenue. Mayor Brad Cole called the meeting to order at 7:00 p.m. with the following-named members of the City Council present/absent:

1. Roll Call

Present: Councilman Lance D. Jack, Councilwoman Sheila Simon, Councilwoman Corene McDaniel, Councilman Joel Fritzler, Councilman Chris Wissmann, Councilman Steven Haynes and Mayor Brad Cole

Absent: None

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

2. General Announcements and Proclamations

3. Citizen Comments and Questions

Sally Carter, owner of Hangar 9, noted that "the strip" had been closed for five years for Halloween and asked if the Council would consider renewing talks about doing something different for future Halloweens. Mayor Cole said that the information concerning the prior weekend would soon be shared with the City Council and then there will be a dialog brought to the community.

Tom Busch said he was representing the Jackson Sheriff's Office on behalf of Sheriff Bob Burns and Special Agent Breton O'Neill who is chairing the committee which is exploring the feasibility of a public safety tax. They invite all the City Council members to attend the next committee meeting to be held on Monday, November 7, at 7:00 p.m. in Room 103 of the Civic Center. He distributed a document to Council members which provided a profile of the Jackson County Sheriff's Office.

4. Public Hearings

1. Public Hearing on Proposed application for Housing Rehabilitation Grant from Community Development Assistance Program

The minutes of this public hearing were transcribed separately.

5. 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 Special City Council meeting held on October 12 and Regular City Council meeting held on October 18, 2005.

City Council of the City of Carbondale, Illinois - November 1, 2005

2. Warrant. Recommendation: Approve Warrant #964 for the period ended October 10, 2005, in the amount of \$2,240,685.15. (Exhibit A-11-1-05)
3. Acceptance of minutes of boards, commissions and committees. Recommendation: Accept Library Board of September 14 and Preservation Commission of September 19, 2005.
4. Removed from Consent.
5. Appointments to Boards and Commissions. Recommendation: Concur in Mayor's appointments and reappointments, as follows: Community Development Loan and Grant Review Board: reappointment of Patricia Shay as member and Janice Burns Payne as member and Chair, both through July 31, 2008; Carbondale Information and Telecommunications Commission: appointment of Jak Tichenor through June 30, 2007, Dr. Manjunath Pendakur through June 30, 2008, and reappointment of James A. Wall through June 30, 2008; Library Board: appointment of Helen Repp through June 30, 2007; and Preservation Commission: reappointment of Helen Deniston, Kevin Koran and Shirley Dillinger Booker through October 31, 2008.
6. Resolution authorizing the submission of a CDAP Housing Rehabilitation Grant Application. Recommendation: Approve. (Res. 2005-R-82; Exhibit B-11-1-05)
7. Award of contract for College Street Water Line Replacement (Wall to Washington Streets) CIP WS0602. Recommendation: Award to Dean Bush Construction Company in the amount of \$230,663.51
8. Illinois Municipal League Legislative Bulletin 2005-20. Recommendation: Accept and place on file.

Mayor Cole asked if anyone would like any items removed from the Consent Agenda. Councilman Jack asked that Item 5.4 be removed.

S. Simon moved, S. Haynes seconded, that the Council approve Consent Agenda Items 5.1 through 5.8, excluding 5.4. VOTE: Ayes: L. Jack, S. Simon, C. McDaniel, J. Fritzler, C. Wissmann, S. Haynes and B. Cole. Nays: None. Motion declared carried.

5.4 Creation of a Child Care Advisory Board

Mayor's Cole recommended the appointment of the following persons to the Child Care Advisory Board for non-specified terms: Cindy Canning, Jackson County Department of Human Services; Melissa Case, Adolescent Health Center and ECH Child Care Center parent; Teresa Gilbert, Consultant and former Southern Seven Head Start representative; Cavanaugh Gray, parent; Janet Hanson, Archway; John Holmes, Lutheran Social Services and ECH Child Care Center Review Panel member; Lori Longueville, Child Care Resource and Referral and ECH Child Care Center Review Panel member; Linda Meredith, Carbondale Elementary School District #95; Susan Pearlman, SIUC Associate Professor of Curriculum and Instruction; Nancy Hunter Pei, SIUC Office of Vice Chancellor of Student Affairs and ECH Child Care Center Review Panel member; Ruth Ann Ramey, Southern Seven Head Start; and Cheryl Walton, SIUC Curriculum and Instruction and former Director of SIUC Rainbow's End Child Care Center.

S. Haynes moved, C. Wissmann seconded, that the Council concur in the Mayor's recommended appointments to the Child Care Advisory Board. VOTE: Ayes: L. Jack, S. Simon, C. McDaniel, J. Fritzler, C. Wissmann, S. Haynes and B. Cole. Nays: None. Motion declared carried.

City Council of the City of Carbondale, Illinois - November 1, 2005

6. General Business

1. Review and Action on the FY 2005 Audited Comprehensive Annual Financial Report and Other Supplemental Financial Reports

Mark Dallas of Kerber, Eck and Braeckel, presented the FY 2005 Audited Comprehensive Annual Financial Report. C. Wissmann moved, S. Haynes seconded, that the Council accept and place on file the Audited Comprehensive Annual Financial Report for the fiscal year ended April 30, 2005. VOTE: Ayes: L. Jack, S. Simon, C. McDaniel, J. Fritzler, C. Wissmann, S. Haynes and B. Cole. Nays: None. Motion declared carried.

2. Resolution approving Sunny Acres North - Second Plat Subdivision and Subdivision Agreement located on East Mall Frontage Road

C. McDaniel moved, C. Wissmann seconded, that the Council adopt the Resolution approving the subdivision plat and subdivision agreement for Sunny Acres North - Second Plat Subdivision. VOTE: Ayes: L. Jack, S. Simon, C. McDaniel, J. Fritzler, C. Wissmann, S. Haynes and B. Cole. Nays: None. Motion declared carried. (Res. 2005-R-83; Exhibit C-111-05)

3. Resolution authorizing the City Manager to execute an Engineering Agreement with Hurst-Rosche Engineers, Inc.

S. Haynes moved, J. Fritzler seconded, that the Council approve a resolution authorizing the City Manager to execute an Engineering Agreement with Hurst-Rosche Engineers Inc. to study clean-up at the Koppers site. DISCUSSION: Councilwoman Simon supported retaining a consultant to provide a good, honest assessment that the Council can trust. Councilman Jack agreed with Councilwoman Simon but expressed concerns with Hurst-Rosche as the consultant. Councilman Haynes said that there is distrust in the community, but approval of this contract with demonstrate that the Council is trying to do what is right. Councilman Wissmann also agreed that this was the right move, but did not agree with retaining Hurst-Rosche. Councilman Fritzler said he believed this was the wrong study, adding that there should be a study conducted regarding the health concerns for past, current and future generations. Councilwoman McDaniel stated that if Hurst-Rosche only uses the information it is given, it will probably come to the same conclusions. She stated that she would favor the contract only if it included independent soil testing, both on- and off-site. Mayor Cole said that the study proposed in the contract is what was requested by the Council, adding that it would take years to conduct a health study. The Mayor expressed regret at the Council's apparent distrust of the governmental agencies that are in charge of the cleanup and are providing the information.

Mayor Cole opened the floor for public comments. Charles Howe of 848 E. Pleasant Hill Road concurred with Councilman Jack's comments and said the two issues are (1) how can those that have been killed or injured be compensated; and (2) how can this be prevented from happening again. Willie Neal, a former employee of the Koppers Plant, described the health issues and the subsequent deaths of his family members and other persons in the neighborhood. He said it was too late for him, but asked that the Council take steps to prevent this from happening to future generations. Sonya Williams, an SIU Student, urged the Council to spend the time and money now to do the health study and

City Council of the City of Carbondale, Illinois - November 1, 2005

to do an independent study to protect future generations. Priscilla Pimentel stated that she wished this item had been split into two parts: the first to determine whether a consultant should be retained and the second to decide what the Council wanted the consultant to do. She also noted that she is not confident that Hurst-Rosche is the consulting firm that should be retained. She added that she tried to review the Koppers reports at the Library but they were unavailable because they had been sent out for cataloging. City Manager Doherty noted that the scope of work will include reviewing the information and tests, reviewing the conclusions and determining if the right conclusions were made. In addition, the consultants will determine whether the right process was followed for containment. If soil samples are desired, that can probably be arranged but there may be additional costs assessed.

VOTE ON MOTION to approve a resolution authorizing the City Manager to execute an Engineering Agreement with Hurst-Rosche Engineers Inc. to study clean-up at the Koppers site. Ayes: S. Simon, C. McDaniel, J. Fritzler, S. Haynes and B. Cole. Nays: L. Jack and C. Wissmann. Motion declared carried. (Res. 2005-R-84; Exhibit D-11-1-05)

7. Council Comments

Mayor Cole announced that the City offices would be closed on Friday, November 11, in observance of Veterans Day. City refuse collection will not be affected.

Councilman Fritzler announced the Irish Festival fund raiser to be held at the Elk's Lodge on Saturday, November 5th.

Referring to an earlier comment made by Mayor Cole related to the EPA cleanup of the Koppers site, Councilman Jack stated that a person's lack of trust in governmental agencies should not equate to paranoia.

8. Adjournment

There being no further business to come before the City Council, the meeting was declared adjourned at 8:58 p.m..

Janet M. Vaught, City Clerk

Approved by the City Council on:
