

**City Council of the City of Carbondale, Illinois**  
**Regular Meeting**  
**November 15, 2005**

The City Council of the City of Carbondale, Illinois, held a regular meeting on Tuesday, November 15, 2005, 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 7:35 p.m. with the following-named members of the City Council present/absent:

**1. Roll Call**

Present: Councilwoman Sheila Simon, Councilwoman Corene McDaniel, Councilman Joel Fritzler, Councilman Chris Wissmann, Councilman Steven Haynes, Councilman Lance D. Jack 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**

Mayor Cole announced that City offices would be closed on Thursday and Friday, November 24 and 25, for the Thanksgiving holiday. Thursday's refuse collection will be pushed back to Friday.

**1. Introduction of Police Canines**

Police Canine Tommy and his handler, Lieutenant Jeff Grubbs, were introduced. Tommy will be retired and retained by Lt. Grubbs. Also introduced were new Police Canine Viper and his handler, Officer Michael Vaughn.

Mayor Cole noted that without objection Item 6.5 would be handled as the first item under General Business.

**2. Citizen Comments and Questions**

Carlton Smith, President of the Carbondale Branch of the NAACP, commended the City for its intent to annex the Carbondale Mobile Home Park (The Crossings). Mayor Cole noted that the Council would take definitive action on this matter at a later date.

**3. Public Hearings**

**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 and Public Hearing held on November 1, 2005.

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2. Warrant. Recommendation: Approve Warrant #965 for the period ended October 24, 2005, in the amount of \$1,309,009.31. (Exhibit A-11-15-05)
3. Acceptance of minutes of boards, commissions and committees. Recommendation: Accept Human Relations Commission of October 10 and Liquor Advisory Board of August 4, 2005.
4. Resolution approving the Final BPL, Planned Business, Development Plan for Buffalo Wild Wings on East Main Frontage Road. Recommendation: Approve. (Res. 2005-R-85; Exhibit B-11-15-05)
5. Removed from Consent.
6. Acceptance of Motor Fuel Tax Audit No. 69 for Period Beginning May 1, 2004 and ending April 30, 2005. Recommendation: Accept and place on file.
7. Illinois Municipal League Legislative Bulletin 2005-21. Recommendation: Accept and place on file.
8. Resolution authorizing the City Manager to Enter into a Professional Services Agreement with Arthur Agency, Inc., for the Safe Place Grant. Recommendation: Approve. (Res. 2005-R-86; Exhibit C-11-15-05)

Mayor Cole asked if anyone would like any items removed from the Consent Agenda. Councilman Jack asked that Item 5.5 be removed.

C. McDaniel moved, J. Fritzler seconded, that the Council approve Consent Agenda Items 5.1 through 5.8, excluding 5.5. VOTE: Ayes: S. Simon, C. McDaniel, J. Fritzler, C. Wissmann, S. Haynes, L. Jack and B. Cole. Nays: None. Motion declared carried.

5.5 Resolution authorizing the City Manager to Execute an Engineering Agreement with J.T. Blankinship and Associates; Resolution Appropriating MFT Funds for Wall Street Improvements (from Park Street to Pleasant Hill Road) CIP No. ST0401; and Budget Adjustment in the Motor Fuel Tax Fund

L. Jack moved, S. Simon seconded, that the Council approve a budget adjustment in the amount of \$15,628 from the fund balance of the Motor Fuel Tax Fund; approve the Resolution which appropriates \$60,958 in Motor Fuel Tax Funds; and approve the Resolution authorizing the City Manager to execute an Engineering Services Agreement with J.T. Blankinship of Murphysboro with the upper limit of compensation not to exceed \$60,958. VOTE: Ayes: S. Simon, C. McDaniel, J. Fritzler, C. Wissmann, S. Haynes, L. Jack and B. Cole. Nays: None. Motion declared carried. (Res. Nos. 2005-R-87 and 2005-R-88 respectively; Exhibits D-11-15-05 and E-11-15-05 respectively)

### 6. General Business

5. Ordinance Amending Title Two of the Carbondale Revised Code to Increase the Cap on Class B Liquor Licenses

It was noted that the Local Liquor Control Commission had approved the issuance of a Class B2 liquor license for Big Boy's Q'n at its meeting immediately preceding this Council meeting.

S. Haynes moved, C. McDaniel seconded, that the Council adopt the Ordinance amending Section 2-4-9.B of the Carbondale Revised Code to increase the cap on Class B liquor licenses from fifteen (15) to sixteen (16). DISCUSSION: Councilman Jack suggested a friendly amendment to increase the cap to seventeen (17). The friendly

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amendment was not accepted. VOTE: Ayes: C. McDaniel, J. Fritzler, C. Wissmann, S. Haynes, L. Jack and B. Cole. Nays: S. Simon. Motion declared carried. (Ord. 2005-60; Exhibit F-11-15-05)

1. Review of 2005 Proposed Tax Levy, Truth in Taxation Act Determination and Public Library Board's Tax Levy Requirements

S. Haynes moved, S. Simon seconded, that the Council direct staff to submit a Tax Levy Ordinance for the December 6, 2005, City Council meeting containing the recommended Tax Levy and Tax Levy Abatements that will result in a net 2005 Tax Levy in the amount of \$668,888. VOTE: Ayes: S. Simon, C. McDaniel, J. Fritzler, C. Wissmann, S. Haynes, L. Jack and B. Cole. Nays: None. Motion declared carried.

2. Consideration of Funding Pre-applications from Community Organizations

The Cardboard Boat Regatta requested \$2,000 to help sponsor Splash'n Saturday, a combination of the annual Boat Regatta and the Doc Spackman Memorial Triathlon. Larry "Skip" Briggs spoke in support of the application.

The Boys and Girls Club of Carbondale requested \$9,831 to support the creation of a part-time Program Development Specialist. Randy Osborn spoke in support of the application.

Attucks Community Services Inc. requested \$79,082 to address four needs: increasing cost of space at the Eurma C. Hayes Center; maintain operation of a computer center; expenses for the drill team; and to enable it to extend its hours of operation. On behalf of Delores Albritton, Angie Kaye spoke in support of the application. She indicated that if full funding was not possible, funding at least for the computer center would be appreciated.

A Gift of Love Charity requested \$17,000 to operate three programs: story time, ballet and hand drumming. Chastity Mays spoke in support of the application.

Expressions of Faith Inc. requested \$14,040 for health promoter and medical interpreter training at the Bowen Gym Multicultural Community Center. Cathy Bless spoke in support of the application.

Carbondale Elementary School District 95 requested \$2,985 to be used for promotional purposes. On behalf of Linda Meredith, Cheryl Martin spoke in support of the application.

Giant City School District 130 requested \$15,000 for improvements to the school playground. Rhonda Barrett and Chris Fuller spoke in support of the application. Tuscan Lodge #44 requested \$2,000 to distribute holiday baskets and start a karate class. Larue Love spoke in support of the application. He noted that \$500 was contributed by another source so the Lodge is reducing its request to \$1,500.

The Carbondale branch of the NAACP requested \$5,589 to allow the organization to expand into additional space at the Eurma C. Hayes Center. Carlton Smith spoke in support of the application.

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The Carbondale branch of the NAACP requested \$10,000 for the NAACP Coltrane Society. Carlton Smith spoke in support of the application.

The Alzheimer's Association-Greater Illinois Chapter requested \$175 for an informational event to be held at the Eurma C. Hayes Center targeting the African-American population. Tammy Frank was present to speak in support of the application. Mayor Cole asked Ms. Frank to withdraw the application, adding that he would provide the \$175 in funding to the Association.

The Southern Illinois Symphony Orchestra requested \$25,000 to support the Southern Illinois Music Festival. Patricia Guyon and Mary Kay Moore spoke in support of the application.

It was agreed that the Council would go through the proposals and vote on them individually.

S. Simon moved, C. Wissmann seconded, that the Council invite the Cardboard Boat Regatta to submit a full application in the amount of \$2,000 for further consideration for FY 2007 funding as part of the FY 2007 budget preparation procedure. VOTE: Ayes: S. Simon, C. McDaniel, J. Fritzler, C. Wissmann, S. Haynes, L. Jack and B. Cole. Nays: None. Motion declared carried.

L. Jack moved, J. Fritzler seconded, that the Council invite the Boys and Girls Club of Carbondale to submit a full application in the amount of \$9,831 for further consideration for FY 2007 funding as part of the FY 2007 budget preparation procedure. VOTE: Ayes: J. Fritzler, C. Wissmann and L. Jack. Nays: S. Simon, C. McDaniel, S. Haynes and B. Cole. Motion declared defeated.

S. Haynes moved, L. Jack seconded, that the Council invite Attucks Community Services Inc. to submit a full application in the amount of \$79,082 for further consideration for FY 2007 funding as part of the FY 2007 budget preparation procedure. VOTE: Ayes: S. Haynes. Nays: S. Simon, C. McDaniel, J. Fritzler, C. Wissmann, L. Jack and B. Cole. Motion declared defeated.

S. Simon moved, L. Jack seconded, that the Council invite A Gift of Love Charity to submit a full application in the amount of \$17,000 for further consideration for FY 2007 funding as part of the FY 2007 budget preparation procedure. VOTE: Ayes: None. Nays: S. Simon, C. McDaniel, J. Fritzler, C. Wissmann, S. Haynes, L. Jack and B. Cole. Motion declared defeated.

S. Simon moved, L. Jack seconded, that the Council invite Expressions of Faith Inc. to submit a full application in the amount of \$14,040 for further consideration for FY 2007 funding as part of the FY 2007 budget preparation procedure. VOTE: Ayes: None. Nays: S. Simon, C. McDaniel, J. Fritzler, C. Wissmann, S. Haynes, L. Jack and B. Cole. Motion declared defeated.

S. Simon moved, L. Jack seconded, that the Council invite Carbondale Elementary District #95 to submit a full application in the amount of \$2,985 for further consideration for FY 2007 funding as part of the FY 2007 budget preparation procedure. VOTE: Ayes: S. Simon and J. Fritzler. Nays: C. McDaniel, C. Wissmann, S. Haynes, L. Jack and B. Cole. Motion declared defeated.

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S. Simon moved, L. Jack seconded, that the Council invite Giant City School District #130 to submit a full application in the amount of \$15,000 for further consideration for FY 2007 funding as part of the FY 2007 budget preparation procedure. VOTE: Ayes: None. Nays: S. Simon, C. McDaniel, J. Fritzler, C. Wissmann, S. Haynes, L. Jack and B. Cole. Motion declared defeated.

S. Simon moved, S. Haynes seconded, that the Council invite Tuscan Lodge #44 to submit an application in the amount of \$1,500 for further consideration for FY 2007 funding as part of the FY 2007 budget preparation procedure. VOTE: Ayes: C. Wissmann, S. Haynes and B. Cole. Nays: S. Simon, C. McDaniel, J. Fritzler, and L. Jack. Motion declared defeated.

S. Haynes moved, L. Jack seconded, that the Council invite the Local Chapter of the NAACP to submit a full application in the amount of \$5,589 for further consideration for FY 2007 funding as part of the FY 2007 budget preparation procedure. VOTE: Ayes: S. Simon, C. McDaniel, J. Fritzler, C. Wissmann, S. Haynes and L. Jack. Nays: B. Cole. Motion declared carried.

S. Haynes moved, L. Jack seconded, that the Council invite the Local Chapter of the NAACP to submit a full application in the amount of \$10,000 for further consideration for FY 2007 funding as part of the FY 2007 budget preparation procedure. VOTE: Ayes: None. Nays: S. Simon, C. McDaniel, J. Fritzler, C. Wissmann, S. Haynes, L. Jack and B. Cole. Motion declared defeated.

The application from the Alzheimer's Association was withdrawn.

S. Simon moved, L. Jack seconded, that the Council invite the Southern Illinois Symphony Orchestra to submit a full application in the amount of \$25,000 for further consideration for FY 2007 funding as part of the FY 2007 budget preparation procedure. VOTE: Ayes: S. Simon, C. McDaniel and J. Fritzler. Nays: C. Wissmann, S. Haynes, L. Jack and B. Cole. Motion declared defeated.

S. Simon moved, L. Jack seconded, that the Council invite the Southern Illinois Symphony Orchestra to submit an application in the amount of \$15,000 for further consideration for FY 2007 funding as part of the FY 2007 budget preparation procedure. VOTE: Ayes: S. Simon, C. McDaniel, J. Fritzler, L. Jack and B. Cole. Nays: C. Wissmann and S. Haynes. Motion declared carried.

S. Haynes moved that the Council invite the Carbondale Branch of the NAACP to submit an application in the amount of \$5,000 for the Coltrane Society for further consideration for FY 2007 funding as part of the FY 2007 budget preparation procedure. Motion died for lack of second.

3. Ordinance repealing "Residential Parking Only" Parking Areas on West Linden and West Pecan Street

S. Simon moved, C. Wissmann seconded, that the Council approve the Ordinance which repeals "Residential Parking Only" parking areas on West Linden and West Pecan Streets. VOTE: Ayes: S. Simon, C. McDaniel, J. Fritzler, C. Wissmann, S. Haynes, L. Jack and B. Cole. Nays: None. Motion declared carried. (Ord. 2005-61; Exhibit G-11-

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4. Ordinance amending Title Fourteen of the Carbondale Revised Code as it Relates to Transportation of Weapons

S. Haynes moved, J. Fritzler seconded, that the Council approve an Ordinance Amending Title Fourteen of the Carbondale Revised Code as it Relates to the Transportation of Weapons. VOTE: Ayes: S. Simon, C. McDaniel, J. Fritzler, C. Wissmann, S. Haynes, L. Jack and B. Cole. Nays: None. Motion declared carried. (Ord. 2005-62; Exhibit H-11-15-05)

5. Ordinance amending Title Two of the Carbondale Revised Code to Increase the Cap on Class B liquor licenses

This ordinance was acted upon as the first item under General Business.

**7. Council Comments**

Councilman Wissmann noted that applications for funding from community organizations have historically been denied for specific reasons, i.e., duplication of services, lack of 501(c)(3) status, religious affiliations, etc.. He suggested that a handout be provided to organizations stating those reasons for which applications could be denied and encouraging them to work with other organizations which may provide similar services. He also suggested that if the City is able to come up with grant funding that might address some of the needs that came up tonight, that those sources be shared with those organizations and that they be encouraged to apply.

Councilwoman Simon noted that a constituent has indicated it would be helpful to the public to have information about the road program, specifically a map showing what has been done and what is yet to come as well as a summary of what has already been paid for and what will be paid for later. Mayor Cole responded that an article on the road program will be forthcoming in the Communiqué.

**8. Adjournment**

There being no further business to come before the City Council, the meeting was declared adjourned at 10:04 p.m.

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Janet M. Vaught, City Clerk

Approved by the City Council on:

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