

**City Council of the City of Carbondale, Illinois**  
**Regular Meeting**  
**September 6, 2005**

The City Council of the City of Carbondale, Illinois, held a regular meeting on Tuesday, September 6, 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: Councilwoman Corene McDaniel, Councilman Joel Fritzler, Councilman Chris Wissmann, Councilman Steven Haynes, Councilman Lance Jack, Councilwoman Sheila Simon and Mayor Brad Cole

Absent: None

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 noted that the whole nation has been watching coverage of the devastation caused by Hurricane Katrina over the last week, adding that over a 90,000 square mile area of the Gulf Coast was affected. He said that Southern Illinois will be welcoming some of the evacuees from the area and that the Red Cross is coordinating the assistance to the victims. He also noted that the Mayor's Office had received letters from Governor Blagojevich regarding assistance the State is providing and from Attorney General Lisa Madigan regarding price gouging at the gas pump. Anyone wanting copies of the letters should contact the City Clerk's Office. The Mayor said that the City of Carbondale is also participating in the coordinated response through the Illinois Municipal League, National League of Cities and the United States Conference of Mayors as well as the U.S. Conference of Black Mayors and the Urban League. He noted that there is an ample supply of short-term housing for anyone coming to the area who is in need.

Mayor Cole also noted that Fire Captain Louie Hertter is in Harrison County, Mississippi, near Gulfport, for the next two weeks as part of a coordinated response from the Illinois Emergency Management Agency.

A Moment of Silence was observed in honor of the victims of Hurricane Katrina and in honor and recognition of United States Supreme Court Chief Justice William Rehnquist who passed away on September 3rd.

**3. Citizen Comments and Questions**

Sally DeDecker, 105 N. Bridge, offered the suggestion that two empty school buildings be used for housing families that have relocated to Carbondale as a result of Hurricane Katrina. Mayor Cole noted that the City of Carbondale has given an inventory of available housing stock to the Federal Emergency Management Agency.

Abdo Soliman, who indicated he lives between Carbondale and Murphysboro, suggested that the City of Carbondale ask private citizens to assist victims. Mayor Cole noted that the

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City is encouraging people to provide money, goods or volunteer services to the American Red Cross.

Sarah Heyer, Assistant Coordinator of Study Circles, announced that registration for the next round of Study Circles entitled "Community and Police Working Together" had been extended through September 10th. The kick-off will be on September 17th. Discussions will take place over the next two months and then all the groups will meet jointly for the Action Forum. She encouraged Council participation in the Study Circles.

LaRue Love, 1015 W. Laurel, stated that he is Presiding Officer of Tuscan Lodge #44 which owns the property at 201 N. Washington. He noted that in March the City Council sent a letter to the State of Illinois Landmark Preservation Commission in support of the Tuscan Lodge building being named as one of the "Ten Most Endangered Properties" in Illinois. Mr. Love announced that the building did receive the designation and they are now in the process of restoring the building. He invited Council members to attend a fund raising banquet at the SIU Ballrooms on September 18th and presented Mayor Cole with two complimentary tickets.

#### 4. **Public Hearings**

#### 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 Regular City Council meeting held on August 16, 2005.
2. Warrant. Recommendation: Approve Warrant #959 for the period ended August 1, 2005, in the amount of \$1,080,322.99. (Exhibit A-9-6-05)
3. Acceptance of minutes of boards, commissions and committees. Recommendation: Accept Board of Fire and Police Commissioners of August 5, 2005; Human Relations Commission of July 11, 2005; Library Board of July 13, 2005; Planning Commission of August 3, 2005; and Preservation Commission of July 18, 2005
4. Removed from Consent.
5. Selection of Voting Delegate to National League of Cities Conference. Recommendation: Select Mayor Brad Cole as voting delegate.
6. Resolution approving a Special Use Permit License for Warehouse Liquor Mart's annual Wine and Food Expo. Recommendation: Approve. (Res. 2005-R-69; Exhibit B-9-6-05)
7. Resolution authorizing the City Manager to execute a Right-of-Way Grant and Access Agreement with Kentucky DataLink, Inc., for Installation of Fiber Optic Lines. Recommendation: Approve. (Res. 2005-R-70; Exhibit C-9-6-2005)
8. Removed from Consent.

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9. Award of Contract for Cedar Lake Erosion Control 2005 Project. Recommendation: Award contract to Mid-America Services Inc. of Chester in an amount not to exceed \$24,830.00.
10. Authorizing to purchase a Police Package Vehicle. Recommendation: Determine that it is in the best interests of the City to award the purchase of a 2005 Ford Crown Victoria Police Package Interceptor to Terry's Ford-Lincoln-Mercury of Peotone, Illinois, in the amount of \$23,874.00.
11. Appointments to Boards and Commissions. Recommendation: Concur in appointment of Bryan Carlo as the Graduate and Professional Student Council representative to the Liquor Advisory Board through May 1, 2006.

Mayor Cole said he was removing Item 5.4 from the Consent Agenda. Councilwoman Simon asked that Item 5.8 also be removed.

C. Wissmann moved, S. Simon seconded, that the Council approve Consent Agenda Items 5.1, 2, 3, 5, 6, 7, 9, 10 and 11. VOTE: Ayes: C. McDaniel, J. Fritzler, C. Wissmann, S. Haynes, L. Jack, S. Simon and B. Cole. Nays: None. Motion declared carried.

- 5.8 Award of Contract for FY 2006 Motor Fuel Tax Bituminous Concrete Resurfacing Program and Approval of a Motor Fuel Tax Supplemental Resolution Appropriating \$15,000

S. Simon moved, C. Wissmann seconded, that the Council approve the bid for the FY 2006 MFT Bituminous Resurfacing Program to E.T. Simonds Construction Company of Carbondale in the amount of \$110,428.00 and approve a Supplemental Resolution appropriating \$15,000 in MFT funds. DISCUSSION: Councilwoman Simon had questions about the increasing costs of the program and whether there will have to be cutbacks and/or reprioritizing. Mayor Cole noted that the program has been laid out in quadrants and this first section will be an indication of how the program is going to go. It will also present an opportunity to see how the costs may go up with the increase in oil prices. City Manager Doherty noted that the program is still about five months away from being finalized, adding that time will provide more information on what the future may hold. Councilman Fritzler asked if there will curb and gutters to support the asphalt so it doesn't crumble. City Manager Doherty said the program does not include curb and gutters but just the resurfacing itself and securing the edges in the best manner possible. He said these earliest projects will determine the best way to go about that. Councilman Fritzler asked if the program will address any storm drainage or flooding. City Manager said there is nothing to address the drainage reiterating that the program is solely resurfacing of these particular streets. He added that he does not believe the resurfacing will either worsen or improve the current drainage through open ditches. VOTE: Ayes: C. McDaniel, C. Wissmann, S. Haynes, L. Jack, S. Simon and B. Cole. Nays: J. Fritzler. Motion declared carried. (Res. 2005-R-70; Exhibit C-9-6-2005)

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5.4 Budget Adjustment transferring \$7,100 from Support Services to the Mayor and Council budget

C. McDaniel moved, S. Haynes seconded, that the Council approve a budget adjustment transferring \$7,100 from Support Services, 40010, Program Grants, to the Mayor and Council budget, 40000. DISCUSSION: Councilwoman Simon expressed concern about the amount being transferred for a credenza. Councilmen Fritzler and Wissmann agreed. Councilwoman McDaniel noted that the furniture will remain in the Mayor's Office after the current Mayor leaves office. VOTE: Ayes: C. McDaniel, S. Haynes, L. Jack and B. Cole. Nays: J. Fritzler, C. Wissmann and S. Simon. Motion declared carried.

### 6. General Business

1. Ordinance Amending Title Fourteen (14) and Title Two (2) of the Carbondale Revised Code as it relates to Gambling

S. Haynes moved, J. Fritzler seconded, that the Council approve the Ordinance Amending Title Fourteen (14) and Title Two (2) of the Carbondale Revised Code as it relates to Gambling. DISCUSSION: Councilman Wissmann noted that the ordinance is almost verbatim from State Statutes. He expressed concern with the inability to have poker games and suggested that our state legislators be contacted to try to reconcile this issue. Mayor Cole noted that the licensed liquor establishments will be notified about the change in the City Code. VOTE: Ayes: C. McDaniel, J. Fritzler, S. Haynes, L. Jack, S. Simon, B. Cole. Nays: C. Wissmann. Motion declared carried. (Ord. 2005-54; Exhibit D-9-6-05)

2. Ordinance approving William Gray's request to Rezone 98 Acres of Land located North of Parkwood Subdivision, from AG, General Agriculture, to RR, Rural Residential

S. Simon moved, C. McDaniel seconded, that the Council adopt the ordinance approving the request to rezone the approximately 98 acres of land located north of Parkwood Subdivision from AG, General Agriculture, to RR, Rural Residential. DISCUSSION: Speaking in opposition to the rezoning based on water pressure problems in the area and the increased traffic and safety issues were Abdo Soliman, Mike Baltz and Joe Naing. Mr. Baltz presented a letter in opposition that was signed by twenty residents of Parkwood Subdivision. Bob Eaton, District Engineer for South Highway Water District, noted the infrastructure improvements that had been done by the District which should alleviate the concerns of the subdivision. Applicant Bill Gray spoke in support of the rezoning and offered to answer questions. VOTE: Ayes: C. McDaniel, J. Fritzler and S. Simon. Nays: C. Wissmann, S. Haynes, L. Jack and B. Cole. Motion declared defeated.

### 7. Council Comments

Mayor Cole announced that the audio of City Council meetings is now available through the City's website, [www.ci.carbondale.il.us](http://www.ci.carbondale.il.us).

### 8. Adjournment

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There being no further business to come before the City Council, the meeting was declared adjourned at 8:16 p.m..

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Janet M. Vaught, City Clerk

Approved by the City Council on:

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