

City Council of the City of Carbondale, Illinois
Regular Meeting
April 15, 2008

The City Council of the City of Carbondale, Illinois, held a regular meeting on Tuesday, April 15, 2008, in City Council Chambers of the Carbondale Civic Center, 200 S. Illinois Avenue. Mayor Brad Cole called the City Council meeting to order at 7:00 p.m. with the following-named members of the City Council present/absent:

1. Roll Call

Present: Councilman Chris Wissmann, Councilman Joel Fritzler, Councilwoman Corene McDaniel, Councilwoman Mary Pohlmann and Mayor Brad Cole

Absent: Councilman Steven Haynes and Councilman Lance Jack

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

Councilwoman Pohlmann announced that April 16 is National Health Care Decisions Day. She encouraged everyone to discuss end-of-life issues with their family and physicians. Further information on medical advance directives may be found at www.nationalhealthcaredecisionsday.org or through the Illinois State Medical Society website www.isms.org.

Mayor Cole administered Oaths of Office to new Carbondale Patrol Officers Baltazar Roman, Blake Quinn and Timothy McVey.

3. Citizen Comments and Questions

Kristy Hamilton and Derrick Williams of the SIU Student Health Center announced upcoming events scheduled for the Health Center and at other locations on the SIU campus.

4. Public Hearings and Special Reports

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 March 31 and the Regular City Council meeting and Public Hearing on the FY 2009 Budget, both held on April 1, 2008.
2. Warrant. Recommendation: Approve Warrant #1033 for the period ended March 24, 2008, (FY 2008) in the amount of \$1,044,513.30. (Exhibit A-4-15-08)
3. Acceptance of Minutes of Boards, Commissions and Committees. Recommendation: Accept Energy and Environmental Advisory Commission of October 18, 2007; Human

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Relations Commission of March 23, 2008, and Planning Commission of March 19, 2008.

4. Illinois Municipal League Legislative Bulletin 2008-07. Recommendation: Accept and place on file.
5. Resolutions Authorizing the City Manager to Submit Applications to the Illinois Department of Transportation for the Illinois Transportation Enhancement Grant and the Illinois Green Streets Initiative Grant. Recommendation: Approve. (Res. 2008-R-17 and 2008-R-18 respectively; Exhibits B-4-15-08 and C-4-15-08 respectively)
6. Resolution Approving Bond Volume Cap Allocation for the 2008 Qualified Mortgage Bond Program. Recommendation: Approve. (Res. 2008-R-19; Exhibit D-4-15-08)
7. Removed from Consent.
8. Removed from Consent.
9. Award of purchase of Various Water Treatment Chemicals for FY 2009. Recommendation: Award FY 2009 purchases of liquor alum to G.S. Robins and Company of St. Louis for \$25,125.00; caustic soda to Vertex Chemical Corporation of St. Louis for \$62,500.00; chlorine to Brenntag Mid-South of Calvert City, Kentucky, for \$24,550.00; fluoride to Solvay Fluorides of Houston for \$12,625.00; and powdered activated carbon to NORIT Americas Inc. of Marshall, Texas for \$21,600.00.
10. Revision to City Council Meeting Schedule. Recommendation: Change June 17, 2008, meeting to June 10, 2008.
11. Ordinance approving the City of Carbondale's request to amend the zoning ordinance text relative to the FF, Flood Fringe and FW, Flood Way, Districts to comply with the regulations of the National Flood Insurance Program. Recommendation: Approve. (Ord. 2008-13; Exhibit E-4-15-08)
12. Resolution appropriating Motor Fuel Tax Funds for the FY 2009 Program for Maintenance of Streets and Alleys. Recommendation: Approve. (Res. 2008-R-20; Exhibit F-4-15-08)
13. Ordinance authorizing a Budget Adjustment to Increase the Overall Waterworks and Sewerage Fiscal Year 2008 Budget for the Northwest Wastewater Treatment Plant and Water Distribution Divisions and a Budget Adjustment to Transfer Funds from the Water Treatment Plant Division to the Sewer Distribution Division. Recommendation: Approve. (Ord. 2008-14; Exhibit G-4-15-08)
14. Ordinance authorizing Budget Adjustments to increase the FY 2008 Eurma C. Hayes Child Care Budget and the General Fund Budget. Recommendation: Approve. (Ord. 2008-15; Exhibit H-4-15-08)
15. Ordinance authorizing a Budget Adjustment to Increase the Overall FY 2008 Budget to Record the Dissolution of the Railroad Fund. Recommendation: Approve. (Ord. 2008-16; Exhibit I-4-15-08)
16. Removed from Consent.
17. Resolution approving Refuse and Recycling Rates. Recommendation: Approve. (Res. 2008-R-21; Exhibit J-4-15-08)

Mayor Cole asked if any Council members would like any items removed from the Consent Agenda. Councilman Fritzler asked that Items 5.7, 5.8 and 5.16 be removed.

C. Wissmann moved, J. Fritzler seconded, that the Council approve Consent Agenda Items 5.1, 5.2, 5.3, 5.4, 5.5, 5.6, 5.9, 5.10, 5.11, 5.12, 5.13, 5.14, 5.15 and 5.16 VOTE: Ayes: C. Wissmann, J. Fritzler, C. McDaniel, M. Pohlmann and B. Cole. Nays: None. Motion declared carried.

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5.7 Authorization for the City Manager to execute Engagement Letters with Kerber, Eck and Braeckel for the City's FY 2008 Audit

C. Wissmann moved, C. McDaniel seconded, that the Council approve and authorize the City Manager to execute the Engagement Letters with Kerber, Eck and Braeckel for the FY 2008 audit services. DISCUSSION: Councilman Fritzler suggested that the audit be put out for bid the next year. Councilman Wissmann agreed. City Manager Doherty noted Requests for Proposals could be distributed next year. VOTE: Ayes: C. Wissmann, J. Fritzler, C. McDaniel, M. Pohlmann and B. Cole. Nays: None. Motion declared carried.

5.8 Resolution authorizing the City Manager to execute Contracts with Community Organizations

C. McDaniel moved, J. Fritzler seconded, that the Council adopt the Resolution authorizing the City Manager to enter into contracts with community organizations for the amounts shown in the Request for Council Action sheet. DISCUSSION: Councilman Fritzler noted that three years ago the City purchased the former Attucks School and the City was due a status report on fund raising by the African-American Museum of Southern Illinois. City Manager Doherty said he is awaiting a report from the African American Museum which will be shared with the Council upon receipt. VOTE: Ayes: C. Wissmann, J. Fritzler, C. McDaniel, M. Pohlmann and B. Cole. Nays: None. Motion declared carried. (Res. 2008-R-22; Exhibit K-4-15-08)

5.16 Resolution authorizing the City Manager to execute an Agreement with Southern Illinois University for Bus Service

C. Wissmann moved, J. Fritzler seconded, that the Council approve a Resolution authorizing the City Manager to execute a Cooperative Agreement between the City of Carbondale and Southern Illinois University Carbondale for bus service. DISCUSSION: Councilman Fritzler suggested that smaller busses be used during the break service. City Manager Doherty noted that the contract for bus service is between SIUC and Beck Bus but the City does have representatives on the Advisory Committee and can pass along the suggestion. VOTE: Ayes: C. Wissmann, J. Fritzler, C. McDaniel, M. Pohlmann and B. Cole. Nays: None. Motion declared carried. (Res. 2008-R-23; Exhibit L-4-15-08)

6. General Business

1. Resolution accepting a Grant from the Illinois Housing Development Authority for the Single Family Owner-Occupied Rehabilitation Program and Authorizing the Execution of Grant Documents

M. Pohlmann moved, C. Wissmann seconded, that the Council approve a Resolution accepting the HOME Single Family Owner-Occupied Rehabilitation Grant from the Illinois Housing Development Authority and authorizing the Execution of the grant documents. VOTE: Ayes: C. Wissmann, J. Fritzler, C. McDaniel, M. Pohlmann and B. Cole. Nays: None. Motion declared carried. (Res. 2008-R-24; Exhibit M-4-15-08)

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2. Ordinance approving the FY 2009 Budget and Resolution approving the Five-Year Community Investment Program

C. Wissmann moved, C. McDaniel seconded, that the Council adopt an ordinance for the City of Carbondale Annual Operating Budget in the amount of \$42,020,389 and the Carbondale Public Library Budget in the amount of \$880,508 for Fiscal Year 2009, which includes the period from May 1, 2008 to April 30, 2009, and adopt a Resolution approving the Five-Year Community Investment Program for Fiscal Years 2009 through 2013 in the amount of \$30,379,537.

DISCUSSION ON MAIN MOTION: Councilman Fritzler suggested a friendly amendment to the motion to reduce the budget in the amount of \$60,000 for government affairs representation by the Livingston Group. The friendly amendment was not accepted.

MOTION TO AMEND MAIN MOTION: J. Fritzler moved, M. Pohlmann seconded, that the motion to approve the budget be amended with the exclusion of funds for the Livingston Group in the amount of \$60,000. DISCUSSION: Councilman Wissmann indicated agreement with Councilman Fritzler's concern about the Livingston Group and suggested that a report be sent to the Council at the next meeting with details on how much has been paid to Livingston Group over the last two years, how much money they have brought to the City over the last two years and how close they have come to paying for themselves and then make the final determination at the next meeting. Councilwoman Pohlmann said she would have preferred to pull from consideration this line item, adding that she is also concerned about this continued expenditure of \$60,000. She said she recalled this same discussion last year at which time it was requested that a report be presented, but the Council has not yet received a report. She also noted that she had requested activity reports but with the exception of a few, she has not seen activity reports. Mayor Cole noted that the contract will have to be brought back for approval by the Council and suggested that the budget be approved at this meeting with the understanding that the Council will have to approve the contract before it is executed. If the contract is not approved, the funding would not be awarded. In response to Councilwoman McDaniel's inquiry, Mayor Cole said the contract would be brought back at the May 6 Council meeting. VOTE ON MOTION TO AMEND MAIN MOTION: Ayes: J. Fritzler and M. Pohlmann. Nays: C. Wissmann, C. McDaniel and B. Cole. Motion declared defeated.

MAIN MOTION: that the Council adopt an ordinance for the City of Carbondale Annual Operating Budget in the amount of \$42,020,389 and the Carbondale Public Library Budget in the amount of \$880,508 for Fiscal Year 2009, which includes the period from May 1, 2008 to April 30, 2009, and adopt a Resolution approving the Five-Year Community Investment Program for Fiscal Years 2009 through 2013 in the amount of \$30,379,537. VOTE ON MAIN MOTION: Ayes: C. Wissmann, C. McDaniel and B. Cole. Nays: J. Fritzler and M. Pohlmann. Motion declared carried. (Ord. 2008-17; Exhibit N-4-15-08 and Res. 2008-R-25; Exhibit O-4-15-08 respectively)

3. Ordinance Adopting the Pay Plan for Non-Bargaining Unit Employees in FY 2009

J. Fritzler moved, C. McDaniel seconded, that the Council approve an Ordinance Adopting a Pay Plan for Non-Bargaining Unit Employees for Fiscal Year 2009. VOTE: Ayes: C. Wissmann, J. Fritzler, C. McDaniel, M. Pohlmann and B. Cole. Nays: None. Motion declared carried. (Ord. 2008-18; Exhibit P-4-15-08)

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7. Council Comments

With respect to his vote on amending the budget, Councilman Wissmann said his thought was to avoid budgetary and legislative whiplash and noted that when the Council reconvenes in three weeks it will have the opportunity to review the Livingston Group's contract and how much money the City has netted through their efforts. He said if it appears they have not come pretty close to what they have been paid he will vote against extending the contract.

Councilwoman McDaniel thanked the City Council for its support of funding for the Attucks Community Services Board, adding that the services are needed for the children of the community.

8. Adjournment

There being no further business to come before the City Council, the meeting was declared adjourned at 7:30 p.m..

Janet M. Vaught, City Clerk

Approved by the City Council on
