

City Council of the City of Carbondale, Illinois
Regular Meeting
December 16, 2008

The City Council of the City of Carbondale, Illinois, held a regular meeting on Tuesday, December 16, 2008, 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 Chris Wissmann, Councilman Steven Haynes, Councilman Lance Jack, Councilman Joel Fritzler, Councilwoman Corene McDaniel, Councilwoman Mary Pohlmann and Mayor Brad Cole

Absent: None

Also present were City Clerk Janet M. Vaught, City Manager Allen D. Gill and various members of the City's administrative staff.

2. General Announcements and Proclamations

Mayor Cole announced that the next City Council meeting would be held on Tuesday, January 13, 2009.

Mayor Cole announced that City Hall offices will be closed beginning at noon on Wednesday, December 24, and all day on Thursday, December 25, for the Christmas Holiday. Thursday's refuse collection route will be pushed back to Friday. Also, City Hall offices will be closed on Thursday, January 1, for the New Years Day holiday. Thursday's refuse collection route will be pushed back to Friday.

3. Citizen Comments and Questions

Elius Reed, 2012 South Illinois Avenue, presented a statement regarding the review process and the changes made to the City's Affirmative Action Plan.

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 of the Regular City Council meeting held on December 2, 2008. Recommendation: Approve.
2. Warrant. Recommendation: Approve Warrant #1052 for the period ended November 17, 2008, (FY 2009) in the amount of \$1,140,346.54. (Exhibit A-12-16-08)
3. Acceptance of Minutes of Boards, Commissions and Committees. Recommendation: Accept Library Board of Trustees of October 8; Housing Study Committee of November 6 and November 13; Human Relations Commission of November 3; Liquor Advisory Board of November 6; Planning Commission of November 19 and Zoning Board of Appeals of June 25, 2008.

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4. Award of Contract for Johnson Avenue Water Main Replacement (Chautauqua to Walkup), CIP No. WS0902. Recommendation: Award to Dean Bush Construction Company of Carbondale for \$104,682.97.
5. Ordinance Authorizing the City Manager to Execute a Farming Lease with Eric Shields for the Northwest and Southeast Wastewater Treatment Plants and the Bicentennial Industrial Park. Recommendation: Approve. (Ord. 2008-50 ; Exhibit B-12-16-08)
6. Ordinance Approving the Rezoning of Michael Shanahan's property at 430 South Giant City Road from AG, General Agriculture, to R-1-15, Low Density Residential. Recommendation: Approve. (Ord. 2008- 51; Exhibit C-12-16-08)
7. Resolution Authorizing the City Manager to Submit an Application to AmeriCorps for Expansion of the Recycling Program. Recommendation: Approve Resolution and authorize City Manager to enter into an Agreement with AmeriCorps in an amount not to exceed \$5,350 if the City is selected as a host site. (Res. 2008-R-87 ; Exhibit D-12-16-08)
8. Resolution Authorizing the Release of the Charles Brook Subdivision Agreement. Recommendation: Approve. (Res. 2008-R-88 ; Exhibit E-12-16-08)
9. Ordinance Accepting Frontage Road located in Sunny Acres North 2nd Plat. Recommendation: Approve. (Ord. 2008-52 ; Exhibit F-12-16-08)

Mayor Cole asked if any Council members would like any items removed from the Consent Agenda. There were no items removed.

M. Pohlmann moved, C. Wissmann seconded, that the Council approve all items listed on the Consent Agenda. VOTE: Ayes: C. Wissmann, S. Haynes, L. Jack, J. Fritzler, C. McDaniel, M. Pohlmann and B. Cole. Nays: None. Motion declared carried.

6. General Business

1. Resolution Commending Police Chief Robert Ledbetter for Service to the City

C. Wissmann moved, J. Fritzler seconded, that the Council approve a Resolution commending Police Chief Robert Ledbetter for Service to the City of Carbondale. VOTE: Ayes: C. Wissmann, S. Haynes, L. Jack, J. Fritzler, C. McDaniel, M. Pohlmann and B. Cole. Nays: None. Motion declared carried. (Res. 2008-R-86; Exhibit G-12-16-08)

2. Ordinances Abating 2008 Tax Levies for General Obligation Bonds

S. Haynes moved, M. Pohlmann seconded, that the Council approve the Ordinance Abating the 2008 Property Taxes for \$4,255,000 General Obligation Refunding Bonds, Series 2003; the Ordinance abating the 2008 Property Taxes for the \$6,185,000 General Obligation Refunding Bonds, Series 2005; and the Ordinance Abating the 2008 Property Taxes for \$5,690,000 General Obligation Bonds, Series 2006. VOTE: Ayes: C. Wissmann, S. Haynes, L. Jack, J. Fritzler, C. McDaniel, M. Pohlmann and B. Cole. Nays: None. Motion declared carried. (Ord. Nos. 2008-53, 2008-54 and 2008-55 respectively; Exhibits H-12-16-08, I-12-16-08 and J-12-16-08 respectively).

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3. Ordinance Establishing the 2008 Tax Levy for the Downtown Special Service Area Number One

S. Haynes moved, C. McDaniel seconded, that the Council approve the Ordinance adopting the 2008 Tax Levy in the amount of \$40,000 for the Downtown Special Service Area Number One. VOTE: Ayes: C. Wissmann, S. Haynes, L. Jack, J. Fritzler, C. McDaniel, M. Pohlmann and B. Cole. Nays: None. Motion declared carried. (Ord. 2008-56 ; Exhibit K-12-16-08)

4. Ordinance Adopting the 2008 Property Tax Levy

C. McDaniel moved, C. Wissmann seconded, that the Council approve the Ordinance Adopting the 2008 Tax Levy in the amount of \$774,094. VOTE: Ayes: C. Wissmann, S. Haynes, L. Jack, J. Fritzler, C. McDaniel, M. Pohlmann and B. Cole. Nays: None. Motion declared carried. (Ord. 2008-57 ; Exhibit L-12-16-08)

5. Resolution Approving Agreements and/or Authorizing Legal Action to Demolish Dangerous and Unsafe Structures at 201 North Washington and 204 East Jackson Street

Citizens speaking on this issue were Evelyn Koine, Chair of the City of Carbondale Preservation Commission, Larue Love, Sr., of the Tuscan Lodge and Fred Derosiers, a co-owner of the property.

J. Fritzler moved, M. Pohlmann seconded, that the Council approve the Resolution Authorizing the City Manager to execute Agreements to Demolish with Tuscan Lodge #44 and Mr. Fred Desrosiers and/or authorize legal action as may be required to initiate a cause of action for the demolition of unsafe structures located at 201 North Washington Street and 204 East Jackson Street. VOTE: Ayes: C. Wissmann, S. Haynes, L. Jack, J. Fritzler, M. Pohlmann and B. Cole. Nays: C. McDaniel. Motion declared carried. (Res. 2008-R-89 ; Exhibit M-12-16-08)

7. **Council Comments**

Mayor Cole cautioned everyone to drive safety because of the icy conditions on the roads.

8. **Closed Meeting**

C. Wissmann moved, J. Fritzler seconded, that the Council hold a Closed Meeting to discuss the appointment, employment, compensation, discipline, performance or dismissal of specific employees of the public body pursuant to 5 ILCS 120/2(c)(1). VOTE: Ayes: C. Wissmann, S. Haynes, L. Jack, J. Fritzler, C. McDaniel, M. Pohlmann and B. Cole. Nays: None. Motion declared carried. Open session recessed at 8:15 p.m..

M. Pohlmann moved, C. McDaniel seconded, that the Council return to open session. VOTE: Ayes: C. Wissmann, S. Haynes, L. Jack, J. Fritzler, C. McDaniel, M. Pohlmann and B. Cole. Nays: None. Motion declared carried. Open session resumed at 9:31 p.m..

There was no formal action taken as a result of the Closed Meeting.

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9. Adjournment

There being no further business to come before the City Council, the meeting was declared adjourned at 9:33 p.m..

Janet M. Vaught, City Clerk

Approved by the City Council on
