

**City Council of the City of Carbondale, Illinois**  
**Regular Meeting**  
**May 6, 2008**

The City Council of the City of Carbondale, Illinois, held a regular meeting on Tuesday, May 6, 2008, 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 City Council meeting to order at 7:09 p.m. with the following-named members of the City Council present/absent:

**1. Roll Call**

Present: Councilman Steven Haynes, Councilman Lance Jack, Councilman Joel Fritzler, Councilwoman Corene McDaniel, Councilwoman Mary Pohlmann, Councilman Chris Wissmann 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 proclaimed May 2008 as "Mental Health Month" and presented the proclamation to Karen Freitag of Southern Illinois Regional Social Services.

**3. Citizen Comments and Questions**

There was no one who indicated a desire to address the City Council during this portion of the agenda.

**4. Public Hearings and Special Reports**

1. Presentation of Mayoral Scholarship Awards, Outstanding Youth Awards and Youth Volunteer of the Year Award

Recipients of the Outstanding Youth Awards were Khrysta Dunkel of Carbondale Community High School and Alexander Lauren-Ho, James Brittan Emmons and Erik Rhys Anderson of Brehm Preparatory School.

Recipient of the Youth Volunteer of the Year award was Mason Smith of Carbondale Community High School.

Recipients of the Mayoral Scholarship Awards were Nina Okafor, Kristian Baldwin and Elan Owen of Carbondale Community High School.

2. Historic Preservation Award Presentation

The recipient of the 2008 Historic Preservation Award was Dan Terry and The Newell House for the preservation and recent renovation of the property located at 201 East Main Street.

## City Council of the City of Carbondale, Illinois - May 6, 2008

### 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 April 15, 2008 and the Special City Council meeting held on April 21, 2008.
2. Warrant. Recommendation: Approve Warrant #1034 for the period ended April 7, 2008, (FY 2008) in the amount of \$1,711,476.68. (Exhibit A-5-6-08)
3. Acceptance of Minutes of Boards, Commissions and Committees. Recommendation: Accept Board of Fire and Police Commissioners of March 24, 2008; Carbondale Information and Telecommunications Commission of March 24, 2008; Library Board of March 12, 2008; Liquor Advisory Board of March 5, 2008 and Zoning Board of Appeals of March 7, 2008.
4. Illinois Municipal League Legislative Bulletin 2008-08 and 2008-09. Recommendation: Accept and place on file.
5. Request to Initiate a Rezoning for a Portion of South Washington Street from R-3, High Density Residential, to BPR, Primary Business. Recommendation: Initiate the Public Hearing to consider the rezoning of the east side of South Washington Street, north of East College Street, from R-3, High Density Residential, to BPR, Primary Business.
6. Selection of Voting Delegate to the Sister Cities International Conference. Recommendation: Designate Mayor Brad Cole as Voting Delegate and endorse his candidacy for re-election to Board of Directors
7. Resolution authorizing the City Manager to execute a Highway Permit with the Illinois Department of Transportation (IDOT) and Resolution authorizing the City Manager to execute an Indemnity Agreement with EDR Carbondale LLC for the Construction, Maintenance and Operation of the US Route 51 Intersection with the South Illinois Avenue and Saluki Point Entrance Road. Recommendation: Approve. (Res. 2008-R-26 and 2008-R-27 respectively; Exhibits B-5-6-08 and C-5-6-08 respectively)
8. Resolution authorizing the City Manager to Execute an Agreement with the Humane Society of Southern Illinois, Inc.. Recommendation: Approve. (Res. 2008-R-28; Exhibit D-5-6-08)
9. Resolution approving the Final PUD Plan for the Pointe at SIU located at 900 East Park Street. Recommendation: Approve. (Res. 2008-R-29; Exhibit E-5-6-08)
10. Resolution approving a contract with Carbondale Main Street. Recommendation: Approve. (Res. 2008-R-30; Exhibit F-5-6-08)

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

C. Wissmann moved, C. McDaniel seconded, that the Council approve Consent Agenda Items 5.1 through 5.10. VOTE: Ayes: S. Haynes, L. Jack, J. Fritzler, C. McDaniel, M. Pohlmann, C. Wissmann and B. Cole. Nays: None. Motion declared carried.

### 6. General Business

1. Ordinance approving and Resolution denying Campus Colonial's request to rezone 608 South Forest from R-1-5, Low Density Residential, to R-2, Medium Density Residential

J. Fritzler moved, M. Pohlmann seconded, that the Council adopt the Resolution denying the request to rezone 608 South Forest from R-1-5, Low Density Residential,

**City Council of the City of Carbondale, Illinois - May 6, 2008**

to R-2, Medium Density Residential. DISCUSSION: Speaking in support of the rezoning were MaryAnne Chrisman and Bruce Chrisman of 180 Bear Lane, Carbondale. Speaking in opposition to the rezoning were Lilly Boruszkowski of 505 South James and Sandy Litecky of 603 West Walnut. Ms. Litecky, who is President of the Arbor District, also presented petitions signed by residents of the Arbor District in opposition to the rezoning. VOTE: Ayes: S. Haynes, L. Jack, J. Fritzler, C. McDaniel, M. Pohlmann and C. Wissmann. Nays: B. Cole. Motion declared carried. (Res. 2008-R-31; Exhibit G-5-6-08)

2. Resolution adopting a Moratorium on Medium and High Density Residential Developments in the City of Carbondale

S. Haynes moved, C. McDaniel seconded, that the Council approve a Resolution adopting a Moratorium on Medium and High Density Residential Developments in the City of Carbondale. DISCUSSION: Following Council discussion, persons who spoke on this issue were Charlie Howe, 848 East Pleasant Hill Road; Don Monty, 418 South Giant City Road; Jane Adams, 702 West Cherry; Bruce Chrisman, 180 Bear Road; and Elius Reed, 2012 South Illinois Avenue. VOTE: Ayes: S. Haynes, L. Jack, C. McDaniel and B. Cole. Nays: J. Fritzler, M. Pohlmann and C. Wissmann. Motion declared carried. (Res. 2008-R-32; Exhibit H-5-6-08)

3. Approval of a Budget Adjustment from the Water and Sewer Fund to Provide a Grant to the Carbondale Park District to Assist in Installing a Wastewater Detention System at the Life Community Center

C. Wissmann moved, L. Jack seconded, that the Council approve a Budget Adjustment transferring \$35,000 from the Water and Sewer Fund's Retained Earnings to the Water and Sewer Support Services Division for the purpose of providing the Carbondale Park District a grant to assist in installing a wastewater detention system at the Life Community Center and to authorize the City Manager to take the appropriate actions to implement the City Council's policy to assist the Carbondale Park District with the Life Community Center's wastewater detention project. DISCUSSION: Speaking on this issue were Genevieve Houghton, 710 North Oakland, and Sandy Litecky, 603 West Walnut. VOTE: Ayes: S. Haynes, L. Jack, C. McDaniel, M. Pohlmann, C. Wissmann and B. Cole. Nays: J. Fritzler. Motion declared carried.

4. Resolution authorizing the City Manager to Execute a Contract with Attucks Community Services, Inc.

C. McDaniel moved, S. Haynes seconded, that the Council adopt a Resolution authorizing the City Manager to execute a contract with Attucks Community Services, Inc., for the amount of \$54,641.00. DISCUSSION: Speaking on this issue was Don Monty, 418 South Giant City Road. VOTE: Ayes: S. Haynes, L. Jack, J. Fritzler, C. McDaniel, M. Pohlmann, C. Wissmann and B. Cole. Nays: None. Motion declared carried. (Res. 2008-R-33; Exhibit I-5-6-08)

**City Council of the City of Carbondale, Illinois - May 6, 2008**

5. Resolution Approving and Authorizing the Mayor to Execute an Agreement with Livingston Group LLC for Government Affairs Representation and Lobbying Service before the Federal Government

S. Haynes moved, C. McDaniel seconded, that the Council approve a Resolution approving an agreement with Livingston Group LLC for government affairs representation and lobbying services before the Federal government. VOTE: Ayes: S. Haynes, L. Jack, C. McDaniel and B. Cole. Nays: J. Fritzler, M. Pohlmann and C. Wissmann. Motion declared carried. (Res. 2008-R-34; Exhibit J-5-6-08)

7. **Council Comments**

Councilman Wissmann explained his “no” vote on item 6.2 by stating that he was going to introduce the idea of sending the moratorium to the Planning Commission or the Energy and Environmental Advisory Commission. He also noted that the City has been seeing requests to convert mobile home parks to PUDs which is a desirable change, adding that it might be worth looking at revising the moratorium to allow that type of high density construction.

Councilman Fritzler said the Energy and Environmental Advisory Commission would like to request the Council to encourage the United States Environmental Protection Agency and the Illinois Environmental Protection Agency to require Beazer East to install a fence around the property and warning signs as recommended by Hurst-Roche. Mayor Cole asked that the Chairman of the EEAC send a letter to him making that request.

8. **Closed Meeting**

S. Haynes moved, L. Jack 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, the purchase or lease of real property for use by the public body, the setting of a price for sale or lease of property owned by the public body, and litigation, when an action against, affecting or on behalf of the public body is probable or imminent or has been filed and is pending before the court pursuant to 5 ILCS 120/2(c)(1), (c)(5), (c)(6) and (c)(11). VOTE: Ayes: S. Haynes, L. Jack, J. Fritzler, C. McDaniel, M. Pohlmann, C. Wissmann and B. Cole. Nays: None. Motion declared carried. Open session recessed at 9:02 p.m..

C. Wissmann moved, M. Pohlmann seconded, that the Council return to open session. VOTE: Ayes: S. Haynes, L. Jack, J. Fritzler, C. McDaniel, M. Pohlmann, C. Wissmann and B. Cole. Nays: None. Motion declared carried. Open session resumed at 10:33 p.m..

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

9. **Adjournment**

There being no further business to come before the City Council, the meeting was declared adjourned at 10:34 p.m..

---

Janet M. Vaught, City Clerk

Approved by the City Council on

---