

City Council of the City of Carbondale, Illinois
Regular Meeting
January 18, 2011

The City Council of the City of Carbondale, Illinois, held a regular meeting on Tuesday, January 18, 2011, in City Council Chambers, 200 South 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 Steven Haynes, Councilman Michael Neill, 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 Allen D. Gill and various members of the City's administrative staff.

2. General Announcements and Proclamations

Mayor Cole announced that City offices were closed on Monday, January 17, for the Dr. Martin Luther King Jr. holiday. All City refuse collection routes will be delayed one day this week.

Mayor Cole announced that the City of Carbondale had received a continuation of the Illinois Housing Development Authority grant for the Homebuyer's Assistance Program. The City will receive \$336,000 over the next two fiscal years to offer forgivable loans in the maximum amount of \$40,000 per residence for the acquisition and rehabilitation of up to eight homes

Councilwoman Mary Pohlmann announced that the prior week she represented the City of Carbondale at a meeting of the Jackson County Board and accepted two national awards from the American Cancer Society related to citizen participation in the 2010 Relay for Life. One award was the Youth Involvement Award for which Carbondale received honorable mention. The second award was nationwide top ten per capita award, with Jackson County placing fifth in the nation in per capita donations in the 2010 Relay for Life.

3. Citizen Comments and Questions

Randy Osborne, Executive Director of the Boys and Girls Club, and Tina Carpenter, Program Director of the Club, issued an invitation to a Mayoral candidate forum sponsored by the Boys and Girls Club and the Rotary Club of Carbondale - Breakfast on February 3, 2011, from 7:00 to 9:00 p.m.. The forum is called "Voices of Our Community's Future." Questions may be addressed to Tina Carpenter.

Elius Reed, 1012 South Illinois Avenue, referenced a 1993 discussion by the City Council regarding the possibility of passing an ordinance encouraging the hiring of local labor in construction projects in the City. He asked if the City Council would once again consider passage of such an ordinance if it was placed on a Council agenda. Mayor Cole responded that the ordinance is not before the City Council at this time and he could not speak to that question. Mr. Reed also said he had heard that locations in Carbondale are being

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considered for development of a new Veterans Administration outpatient clinic and asked what locations are being considered. Mayor Cole suggested that Mr. Reed address his question to the Veterans Administration.

4. Public Hearings and Special Reports

1. Public Hearing on an Annexation Agreement with Neuro Restorative to Continue Providing Sewer Service for Property Located at 751 Wood Road

The minutes of this Public Hearing were transcribed separately.

2. Public Hearing on an Annexation Agreement with Jacob and Suzette Povolish for Property Located at 2534 New Era Road

The minutes of this Public Hearing were transcribed separately.

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 and the Public Hearings on the Proposed Annexation Agreement with Dean Amley and V.A. Beadle Trust, all held on December 21, 2010. Recommendation: Approve.
2. Warrant for Period Ended December 13, 2010, FY 2011, Warrant #1112. Recommendation: Approve in amount of \$3,490,265.68. (Exhibit A-1-18-11)
3. Warrant for Period Ended December 27, 2010, FY 2011, Warrant #1113. Recommendation: Approve in amount of \$1,753,240.41. (Exhibit B-1-18-11)
4. Acceptance of Minutes of Boards, Commissions and Committees: Recommendation: Accept Human Relations Commission of December 6, 2010; Planning Commission of December 15, 2010; and Preservation Commission of November 15, 2010.
5. Reappointments to Boards and Commissions. Recommendation: Concur in Mayor's recommended appointment of Lori Tian Sailiata to the Human Relations Commission through April 15, 2014; the reappointment of Jeri Brown, Sidney Logwood and Erin Dickson to the Human Relations Commission through April 15, 2014; the appointment of Jason Sigler, 1106 West Freeman to the Preservation Commission through October 31, 2013; and the appointment of Elaine M. Vitello to the Southern Illinois Airport Authority to fill an unexpired term ending May 1, 2011, and for a new term to extend through May 1, 2016.
6. Acceptance of 2010 Annual Report of the Board of Fire and Police Commissioners. Recommendation: Accept and place on file.
7. Removed from Consent.
8. Ordinance Authorizing the Execution of an Annexation Agreement with Neuro Restorative to Continue Providing Sewer Service for Property Located at 751 Wood Lane. Recommendation: Approve. (Ord. 2011-01; Exhibit C-1-18-11)
9. Award of Purchase of Radio Dispatch Stations for the Public Safety Center, CIP PB0201. Recommendation: Approve purchase of two Wright-Line dual console radio dispatch stations from Stiles Office Solutions, Inc, of Carbondale in the amount of \$38,621.36.

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10. Award of contract for Crab Orchard Water District Improvements, CIP WS0803. Recommendation: Award contract to J.M. Jones, Inc. of Thompsonville, Illinois, in the amount of \$116,087.55.
11. Resolution Accepting Grant from the Illinois Department of Commerce and Economic Opportunity for the Purchase of Alternative Fuel Vehicles. Recommendation: Approve. (Res. 2011-R-01; Exhibit D-1-18-11)
12. Removed from Consent.
13. Removed from Consent.
14. Award of Purchase of Public Safety Center Furniture (CIP PB0207). Recommendation: Award purchase to Stiles Office Solutions of Carbondale in the amount of \$201,997.40.

The Mayor asked if anyone would like any items removed from the Consent Agenda. Councilman Fritzler removed Item 5.13. Councilman Wissmann removed Item 5.7. Councilman Haynes removed Item 5.12. There were no additional items removed.

S. Haynes moved, C. McDaniel seconded, that the Council approve Consent Agenda Items 5.1, 5.2, 5.3, 5.4, 5.5, 5.6, 5.8, 5.9, 5.10, 5.11 and 5.14. VOTE: Ayes: S. Haynes, M. Neill, J. Fritzler, C. McDaniel, M. Pohlmann, C. Wissmann and B. Cole. Nays: None. Motion declared carried.

- 5.7 Ordinance authorizing the Execution of an Annexation Agreement Between the City and Jacob and Suzette Povolish and an Ordinance Approving the Annexation of Property Located at 2534 New Era Road

S. Haynes moved, C. Wissmann seconded, that the Council adopt the Ordinance authorizing the execution of an Annexation Agreement between the City of Carbondale and Jacob and Suzette Povolish and adopt the Ordinance approving the annexation of the property at 2534 New Era Road. DISCUSSION: City Manager Gill explained that the park is having problems with the Environmental Protection Agency in terms of the quality of treatment that is being provided in the waste stabilization pond. Although the pond could be repaired, it would be more desirable to eliminate such ponds, waste lagoons and septic systems because it would be better for groundwater and the community at large. As such, this would be an opportunity for the City to lend assistance to the mobile home park in return for becoming part of the City. VOTE: Ayes: S. Haynes, M. Neill, J. Fritzler, C. McDaniel, M. Pohlmann, C. Wissmann and B. Cole. Nays: None. Motion declared carried. (Ords. 2011-02 and 2011-03 respectively; Exhibits E-1-18-11 and F-1-18-11 respectively.)

- 5.12 Approval of the Selection of a Consultant to Update the Zoning Ordinance and Authorization for Staff to Enter into Contract Negotiations

S. Haynes moved, J. Fritzler seconded, that the Council approve Duncan Associates as the consulting firm to assist with the updating of the Zoning Ordinance and direct staff to negotiate a contract for future Council approval. DISCUSSION: In response to Councilman Haynes' inquiry, City Manager Gill explained the criteria for selecting the consultant and the reasons why the selection committee was recommending Duncan Associates. He also presented a timetable for completion of the work. VOTE: Ayes: S. Haynes, M. Neill, J. Fritzler, C. McDaniel, M. Pohlmann, C. Wissmann and B. Cole. Nays: None. Motion declared carried.

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5.13 Resolution and Ordinance Assisting With Renovations of Attucks School

C. McDaniel moved, M. Pohlmann seconded, that the Council adopt a Resolution accepting the Energy Efficiency Conservation Block Grant from the Illinois Department of Commerce and Economic Opportunity; Adopt an Ordinance amending Ordinance No. 2006-05 and setting forth the new base purchase price of the building; and commit funds from the Rental Properties Fund for the installation of the HVAC system and for the completion of the installation of windows and doors. DISCUSSION: Councilman Fritzler expressed concern about more City funds being contributed to the renovation of the building, adding that it was his understanding that the African American Museum would be raising the funds for renovation and that they had committed to having the funds raised and the building opened within five years. VOTE: Ayes: S. Haynes, M. Neill, J. Fritzler, C. McDaniel, M. Pohlmann, C. Wissmann and B. Cole. Nays: None. Motion declared carried. (Res. 2011-R-02 and Ord. 2011-04 respectively; Exhibits G-1-18-11 and H-1-18-11 respectively)

6. General Business

1. Resolution Approving and Resolution Denying Neuro Restorative's Request for a Special Use Permit to Allow a Group Home 1, Not in Compliance With Administrative Occupancy Permit Requirements Related to Spacing and/or Licensing in Subsection 15-2J-2C, in the RR, Rural Residential, District

Speaking in support of this rezoning request was Teri Hogan, Deputy State Director for Neuro Restorative, and Barry Spehn, 500 Charles Road #31. Speaking in opposition were Dave Bouhl, 182 Tecumseh Drive, who also presented a petition in opposition; Greg Wilkerson, 64 Tecumseh Drive; Chuck Korando, 127 Choctaw Drive; and Gretchen Wasson, 87 Choctaw Drive. Also speaking was Lance Jack, a member of the City's Planning Commission, who noted that the persons speaking tonight in opposition did not attend the Planning Commission meeting and that there was new information being presented at this Council meeting that was not presented at the Planning Commission meeting.

Following Council discussion, S. Haynes moved, C. McDaniel seconded, that the Council adopt the Resolution denying the request for a Special Use Permit allowing a Group Home I, not in compliance with administrative occupancy permit requirements related to spacing and/or licensing in Subsection 15-2J-2C (of the Zoning Ordinance) in the RR, Rural Residential, District. VOTE: Ayes: S. Haynes, M. Neill, J. Fritzler, M. Pohlmann and B. Cole. Nays: C. McDaniel and C. Wissmann. Motion declared carried. (Res. 2011-R-03; Exhibit I-1-18-11)

2. Ordinance Approving and Resolution Denying Lisa Thomas and Jessica Lagona's Request to Rezone Property Located at 1211 West Sycamore Street from R-1-15, Low Density Residential, to R-2, Medium Density Residential

Speaking in support of this request was Greg Holthaus, real estate agent for the applicants.

C. Wissmann moved, C. McDaniel seconded, that the Council adopt the Ordinance approving the request to rezone 1211 West Sycamore Street from R-1-15, Low Density Residential, to R-2, Medium Density Residential. VOTE: Ayes: S. Haynes, M. Neill, J. Fritzler, C. McDaniel, M. Pohlmann, C. Wissmann and B. Cole. Nays: None. Motion declared carried. (Ord. 2011-05; Exhibit J-1-18-11)

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3. Ordinance Providing for Two-Way Traffic on East College Street, Establishing Stop Signs on East College Street and Establishing “No Parking” on East College Street, Providing One-Way Traffic on South Graham and South Logan, and Establishing “Parking” on South Graham and South Logan

Citizens speaking on this item were Donald Monty, 418 South Giant City Road; Lance Jack, 1026 North Bridge Street; Nancy Cunningham, owner of property in the subject area; Ed Van Awken, 1009 West Sycamore; Montana Goodman, 412 East College; and Kevin Williams, owner of property in the subject area.

Following Council comments, J. Fritzler moved, C. Wissmann seconded, that the Council adopt an ordinance (1) converting College Street between Washington and Wall to two-way traffic with no parking on either side, effective May 15, 2011, after SIUC graduation, making College and Marion a four-way stop intersection, and adding a stop sign on eastbound College at Wall; (2) converting South Graham Street between Mill and College to one-way northbound, with parking allowed on the east side, effective May 15, 2011; (3) converting South Logan Street between Mill and College to one-way southbound, with parking allowed on the west side only, effective May 15, 2011; and (4) adding and removing stop signs as needed on the above streets; and, in addition, that curb cuts and driveway aprons be installed at no expense to property owners for 2002, 208, 300, 308 and 314 East College Street and that the City Manager be authorized to grant variances to College Street property owners to allow for rock surface parking and to allow for parking requirements to be met on adjacent lots if necessary, with the pavement variances be allowed for a period of three years. VOTE: Ayes: S. Haynes, M. Neill, J. Fritzler, C. McDaniel, M. Pohlmann, C. Wissmann and B. Cole. Nays: None. Motion declared carried. (Ord. 2011-06; Exhibit K-1-18-11)

4. Ordinance Authorizing the Mayor to Transfer City-Owned Residential Lots for Stabilization and Development of Neighborhoods and Amending Sections 1-13-8 of the Carbondale Revised Code

Speaking in opposition to this Ordinance was Donald Monty, 418 South Giant City Road. Following Council comments, S. Haynes moved, C. McDaniel seconded, that the Council adopt the Ordinance authorizing the Mayor to transfer City-owned residential lots for stabilization and development of neighborhoods and amending Section 1-13-8 of the Carbondale Revised Code. VOTE: Ayes: M. Neill, C. McDaniel, C. Wissmann and B. Cole. Nays: S. Haynes, J. Fritzler and M. Pohlmann. Motion declared carried. (Ord. 2011-07; Exhibit L-1-18-11)

5. Review of Community Investment Program Checklist Items for Proposed New Projects

There were no changes to the proposed Community Investment Program Checklist as presented by staff. Formal action on the Community Investment Program will be included as part of approval of the FY 2012 budget. There was no Council action taken at this meeting.

6. Review of Community Goals for the FY 2012 Budget

Council members made suggestions for amendments to the Community Goals. The suggested changes will be included the FY 2012 Budget to be adopted in April. There was no Council action taken at this meeting.

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7. Council Comments

There were no Council comments.

8. Adjournment

There being no further business to come before the City Council, the meeting was declared adjourned at 10:06 p.m..

Janet M. Vaught, City Clerk

Approved by the City Council on:
