

**City Council of the City of Carbondale, Illinois**  
**Regular Meeting**  
**February 8, 2011**

The City Council of the City of Carbondale, Illinois, held a regular meeting on Tuesday, February 8, 2011, in City Council Chambers, 200 South Illinois Avenue. Following a meeting of the Local Liquor Control Commission, Mayor Brad Cole called the meeting to order at 7:09 p.m. with the following-named members of the City Council present/absent:

**1. Roll Call**

Present: Councilman Michael Neill, Councilman Joel Fritzler, Councilwoman Corene McDaniel, Councilman Chris Wissmann, Councilman Steven Haynes and Mayor Brad Cole

Absent: Councilwoman Mary Pohlmann

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, March 8, 2011.

Mayor Cole announced that City offices would be closed on Monday, February 21, for the Presidents Day holiday. All City refuse collection routes will be delayed one day that week.

**3. Citizen Comments and Questions**

There was no one present who indicated a desire to speak during this portion of the agenda.

**4. Public Hearings and Special Reports**

1. Public Hearing on the Proposed Vacation of a Portion of the North/South and East/West Alley Adjacent to 508 North Bridge Street

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 Agreements with Neuro Restorative and Jacob and Suzette Povolish, all held on January 18, 2011. Recommendation: Approve.
2. Warrant for Period Ended January 10, 2011, FY 2011, Warrant #1114. Recommendation: Approve in amount of \$1,904,596.69. (Exhibit A-2-8-11)
3. Acceptance of Minutes of Boards, Commissions and Committees: Recommendation: Accept Board of Fire and Police Commissioners of October 25, 2010 and Liquor Advisory Board of November 4, 2010.

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4. Appointments and Reappointments to Boards and Commissions. Recommendation: Concur in Mayor's recommended reappointment of Pat Justice to the Board of Fire and Police Commissioners through May 1, 2014; reappointment of Armen Asaturian, Mike Gullett and Bill West to the Electrical Commission through March 1, 2015; reappointment of Steve Payne as Ex-officio to the Liquor Advisory Board through May 1, 2014; reappointment of Jeffrey Rose to the Police Pension Fund Board of Trustees through May 1, 2013; reappointment of Ed Van Awken to the Preservation Commission through May 1, 2013; appointment of Scott Thorne to the Sustainability Commission to fill an unexpired term through May 1, 2012; and reappointment of John Stewardson to the Sustainability Commission through May 1, 2014.
5. Award of Purchase of Various Water Treatment Chemicals for FY 2012. Recommendation: Award the FY 2012 purchases of Liquid Alum to G.S. Robins & Company, St. Louis, Missouri, in the amount of \$0.1075 per pound; Caustic Soda to KA Steel Chemicals, Lemont, Illinois, in the amount of \$0.111 per pound; Chlorine to DPC Enterprises, Festus, Missouri, in the amount of \$0.2085 per pound; Fluoride to Pencco, Inc., San Felipe, Texas, in the amount of \$0.354 per pound; Ammonium Sulfate to General Chemical Corporation, Parsippany, New Jersey, in the amount of \$0.16 per pound; Potassium Permanganate to Marubeni Specialty Chemicals, Tampa, Florida, in the amount of \$2.19 per pound; and Powdered Activated Carbon to Envirogreen Chemicals, Gahanna, Ohio, in the amount of \$0.6175 per pound.
6. Ordinance Vacating a Portion of the North/South and East/West Alley adjacent to 508 North Bridge Street. Recommendation: Approve. (Ord. 2011-08; Exhibit B-2-8-11)
7. Removed from Consent.
8. Ordinance Authorizing the Execution of an Easement to South Highway Water District. Recommendation: Approve. (Ord. 2011-09; Exhibit C-2-8-11)
9. Resolution Establishing Fair Days for Carbondale Main Street Downtown Art and Wine Fairs on May 21 and October 1, 2011. Recommendation: Approve. (Res. 2011-R-04; Exhibit D-2-8-11)
10. Removed from Consent.
11. Ordinance Providing for Financing Improvements to the Northwest Wastewater Treatment Plant by Issuance of \$1,100,000 General Obligation Bonds, Series 2011, of the City of Carbondale. Recommendation: Approve. (Ord. 2011-10; Exhibit E-2-8-11)
12. Resolutions Authorizing the City Manager to Apply for Grants Through the Illinois Emergency Management Association for Hazardous Mitigation Grants for the Old Police Station Demolition and Piles Fork Creek Design. Recommendation: Approve two resolutions. (Res. 2011-R-08 and 2011-R-09 respectively; Exhibits F-2-8-11 and G-2-8-11 respectively)

The Mayor asked if anyone would like any items removed from the Consent Agenda. Councilman Fritzler removed Item 5.7. Councilman Haynes removed Item 5.10. There were no additional items 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, 5.8, 5.9, 5.11 and 5.12. VOTE: Ayes: M. Neill, J. Fritzler, C. McDaniel, C. Wissmann, S. Haynes and B. Cole. Nays: None. Motion declared carried.

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5.7 Authorization to Enter Into a Professional Services Agreement with Duncan Associates to Serve as the Consultant for the Zoning Ordinance Update

J. Fritzler moved, C. Wissmann seconded, that the Council approve the professional services agreement with Duncan Associates with the total fee for services not to exceed \$59,725. DISCUSSION: Jane Adams, 606 West Elm Street, and Donald Monty, 418 South Giant City Road, urged the Council to make sure that public input is solicited during all phases of this process. VOTE: Ayes: M. Neill, J. Fritzler, C. McDaniel, C. Wissmann, S. Haynes and B. Cole. Nays: None. Motion declared carried.

5.10 Resolution Authorizing the City Manager to Extend the Current Contract with Marion Pepsi-Cola Bottling Company

M. Neill moved, J. Fritzler seconded, that the Council approve a Resolution authorizing the City Manager to extend the current contract with Pepsi-Cola Bottling Company of Marion until March 31, 2025. DISCUSSION: Councilman Haynes asked questions related to the term of the agreement and the products offered by Pepsi. VOTE: Ayes: M. Neill, J. Fritzler, C. McDaniel, S. Haynes and B. Cole. Nays: C. Wissmann. Motion declared carried. (Res. 2011-R-10; Exhibit H-2-8-11)

**6. General Business**

1. Resolution Commending Danny R. Piquard for Service to the City of Carbondale

Following the reading of the resolution, C. McDaniel moved, J. Fritzler seconded, that the Council approve the Resolution commending Danny R. Piquard for Service to the City of Carbondale. VOTE: Ayes: M. Neill, J. Fritzler, C. McDaniel, C. Wissmann, S. Haynes and B. Cole. Nays: None. Motion declared carried. (Res. 2011-R-05; Exhibit I-2-8-11)

2. Resolution Commending Charles H. Vaught Jr. for Service to the City of Carbondale

Following the reading of the resolution, S. Haynes moved, C. Wissmann seconded, that the Council approve the Resolution commending Charles H. Vaught Jr. for Service to the City of Carbondale. VOTE: Ayes: M. Neill, J. Fritzler, C. McDaniel, C. Wissmann, S. Haynes and B. Cole. Nays: None. Motion declared carried. (Res. 2011-R-06; Exhibit J-2-8-11)

3. Resolution Commending Janet M. Vaught for Service to the City of Carbondale

Following the reading of the resolution, S. Haynes moved, C. McDaniel seconded, that the Council approve the Resolution commending Janet M. Vaught for Service to the City of Carbondale. VOTE: Ayes: M. Neill, J. Fritzler, C. McDaniel, C. Wissmann, S. Haynes and B. Cole. Nays: None. Motion declared carried. (Res. 2011-R-07; Exhibit K-2-8-11)

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### 4. Consideration of Community and Economic Development Organization Funding Requests

Persons speaking on behalf of the various agencies and organizations were: Randy Osborne, Executive Director, and Tina Carpenter, Program Director of the Boys and Girls Club; Nancy Stemper, Executive Director of Carbondale Community Arts; Meghan Cole, Executive Director of Carbondale Main Street; Mike Heath, Executive Director of Good Samaritan Ministries; Frank Mulholland, Executive Director of Jackson County Mass Transit District; Chris Walls, Executive Director of The Science Center; Henry Long, Executive Director of Senior Adult Services; Jean Alstat, Director of Youth Services for Southern Illinois Regional Social Services (Youth Services Program); Cathy McClanahan, Executive Director of The Women's Center; Debbie Moore, Executive Director of Carbondale Convention and Tourism Bureau; Margaret Nesbitt of the I Can Read program; and Abdul Haqq, Executive Director of Attucks Community Services Board.

There was no one present who indicated they wished to speak on behalf of Saluki Express, Sunset Concerts and Spirit of Attucks.

Councilman Haynes asked that further consideration be given to funding for the I Can Read Program and Attucks Community Services Board in the amounts provided in FY 2011. In response to Councilwoman McDaniel's request, Mayor Cole said that the owners of the Eurma C. Hayes Center will be asked to provide information on rent being charged to the two organizations.

The City staff's summary recommendation was: (1) the amount of direct financial assistance for contractual and social service providers for FY 2012 be \$204,295.00, the same as was approved in the FY 2011 budget; (2) the amount of rent subsidies for FY 2012 be \$9,770.00 for the Railroad Museum only; and (3) the amount of program grants for FY 2012 be \$317,500, the same as was provided in FY 2011.

Mayor Cole announced that without objection, the record will reflect Council consensus to move forward with the staff's recommendations as noted. There were no objections.

### 7. Council Comments

Councilman Wissmann announced the Boys and Girls Club fund raiser, "A Tribute to the Oscars", to be held on Thursday, February 24, at 6:00 p.m. at Copper Dragon.

### 8. Closed Meeting

J. Fritzler moved, C. Wissmann seconded, that the Council hold a closed meeting to conduct the semi-annual review of closed meeting minutes pursuant to 5 ILCS 120/2(c)(21). VOTE: Ayes: M. Neill, J. Fritzler, C. McDaniel, C. Wissmann, S. Haynes and B. Cole. Nays: None. Motion declared carried. Open session recessed at 9:17 p.m.

S. Haynes moved, C. McDaniel seconded, that the Council return to open session. VOTE: Ayes: M. Neill, J. Fritzler, C. McDaniel, C. Wissmann, S. Haynes and B. Cole. Nays: None. Motion declared carried. Open session resumed at 9:28 p.m.

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J. Fritzler moved, M. Neill seconded, that the Council (1) approve the minutes of the closed meetings held on July 20, August 3, September 7, November 9 and November 23, 2010; (2) declare that the need for confidentiality still exists for the minutes of closed meetings held on January 3, March 21 and December 19, 1995; April 16, June 18, July 30, August 20, October 29 and December 17, 1996; and January 21, March 4, April 25, May 20 and October 7, 1997; January 20, February 3, March 3, March 17, July 7, August 18, September 1, September 15, October 20, November 3, November 17 and December 15, 1998; January 19, February 16, March 2, May 4, July 27, September 7, September 21, and November 2, 1999; January 4, January 18, February 1, May 2, June 27, November 7 and November 21, 2000; January 2, January 16, May 1, May 22, July 24, September 18, October 2, November 6, and November 27, 2001; January 8, February 5, March 5, April 10, April 16, May 21, June 25, July 9, July 15, July 23, August 13, September 3, October 15, October 29, and November 19, 2002; January 7, February 18, March 4, March 18, April 30, May 13, June 17, July 8, July 22, August 12, 2003 and the unreleased portions of the minutes of September 16, October 21, November 4 and December 16, 2003; the closed meeting minutes of January 6, February 9, April 6, June 1 and November 9, 2004; January 11, March 1, March 29, April 13, April 19, May 3, June 7, June 21, July 5 and December 6, 2005; January 17, February 7, February 21, April 4, May 16, June 20, July 18, August 15, September 19 and December 19, 2006; January 16, February 6, March 6, March 20, June 5, June 27, October 16, November 6, November 20 and December 18, 2007; and February 12, March 31, April 21, May 6, May 12, July 8 and August 5, 2008; and January 13, March 3, April 9, July 21, August 18, September 1, October 6, November 3, 2009; and January 19, February 9, March 2, March 23, May 18, June 22, July 20, August 3, September 7, November 9 and November 23, 2010; and (3) in accordance with the Illinois Open Meetings Act, authorize the destruction of audiotapes of the closed meetings held on February 3, March 3, April 9, April 30 and July 21, 2009 (meetings which were held more than 18 months ago). VOTE: Ayes: M. Neill, J. Fritzler, C. McDaniel, S. Haynes and B. Cole. Nays: C. Wissmann. Motion declared carried.

**9. Adjournment**

There being no further business to come before the City Council, the meeting was declared adjourned at 9:29 p.m..

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Janet M. Vaught, City Clerk

Approved by the City Council on:

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