

# Request for City Council Action

**Date:** June 25, 2013

<b>Agenda Section:</b> Consent Agenda  <b>No.</b> 5	<b>Originating Department:</b>  City Clerk's Office
<b>Item:</b> Acceptance of Minutes of Boards, Commissions and Committees  <b>No.</b> 5.4	<b>Approved:</b>

**Background:**

Attached for Council review and acceptance are minutes from the meetings of City boards, commissions and committees which have recently been sent to the City Clerk's Office.

**Recommended Action:**

The Council is requested to accept the following sets of minutes and place them on file:

Planning Commission – May 15, 2013

Public Library Board of Trustees – April 10 and May 8, 2013

Police Pension Board of Trustees – April 23, 2013

Human Relations Commission – May 6, 2013

Engineering Approval Obtained	Finance Approval Obtained	Legal Approval Obtained	Approval Obtained	Manager's Approval Obtained
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Council Action: Motion by \_\_\_\_\_ 2nd by \_\_\_\_\_ to \_\_\_\_\_



## MINUTES

**Carbondale Planning Commission**  
**Wednesday, May 15, 2013**  
**Room 108**  
**City Hall/Civic Center**  
**7:00 p.m.**

Mr. Grant called the meeting to order at 7:00 p.m.

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**Members Present:** Barke, Grant, Kang, Love, McClurg,  
Bradshaw (ex-officio)

**Members Absent:** Brazley, Hunsaker, Lilly

**Staff Present:** Wallace, Henry

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### **Approval of Minutes:**

Mr. Barke moved, seconded by Mr. Love, to approve the minutes of March 20, 2013. The motion to approve the minutes passed on a unanimous voice vote.

### **Report of Officers, Committees, Communications:**

Mr. Wallace welcomed Ms. Bradshaw as the new ex-officio member, and announced that Ms. Harvey's election to the City Council makes First Vice Chair Tom Grant the new Chair of the Planning Commission, as well as Mr. LaRue Love the new First Vice Chair.

### **Public Hearings:**

- A. **PC 14-01**, 7:00 p.m. The City of Carbondale is requesting to rezone property located at 150 North Oakland Avenue from PUD, Planned Unit Development, to R-1-8 and R-1-5, Low Density Residential District.

Mr. Grant declared Public Hearing PC 14-01 open and asked Mr. Wallace to read the legal notice.

Mr. Wallace read the legal notice.

Mr. Grant asked Ms. Henry to present the staff report.

Ms. Henry, Planner for the City of Carbondale, was sworn in and read parts A and B of the staff report. She stated staff had received two phone calls regarding this case.

Mr. Grant asked if there were any questions of the staff. He asked Ms. Henry to address the nature of the two phone calls she had received.

Ms. Henry stated that one was a nearby property owner who was confused about how the rezoning related to his property and the other was asking the general nature of the rezoning.

Mr. Grant asked Mr. Wallace if he wished to speak in representation of the City as the applicant.

Mr. Wallace stated that the staff report relates that the PUD has a 12-month deadline, which has been exceeded, therefore the City shall rezone the property to its original zoning district as required by regulations. He stated that the applicant that had the property zoned to PUD had conveyed that they are no longer interested in pursuing the project they had in mind for the subject property.

Mr. Grant asked if anyone would like to speak in favor of the application.

Mr. Adam Loos came forward and stated he was speaking on behalf of the Northwest Neighborhood Association, who had voted to support the rezoning back to Low Density Residential.

Mr. Grant asked if anyone would like to speak in opposition of the application.

There was no one.

Mr. Grant asked Ms. Henry to continue with the report.

Ms. Henry read parts C and D of the staff report with a recommendation to approve PC 14-01.

Mr. Grant asked if there were any questions of staff from Commissioners.

There were none.

Mr. Grant asked if there were questions from anyone to anyone.

There were none.

Mr. Grant closed the public hearing on PC 14-01 and asked for a motion on the findings of fact..

Mr. Barke moved, seconded by Mr. McClurg, that the Commission accept as findings of

fact Parts A and B of the staff report for PC 14-01, and that one person spoke in favor.

The motion passed on a unanimous voice vote.

Mr. Barke asked for a vote on the recommendation to the City Council.

Mr. Barke moved, seconded by Mr. Love, that the Commission recommend approval of PC 14-01 as presented by staff.

Roll Call Vote:

Yes - 5 (Barke, Grant, Kang, McClurg, Love)

No – 0

Mr. Grant stated that the motion passed and that this matter will be on the City Council agenda at their meeting on May 21, 2013.

## **5. Old Business**

None.

## **6. New Business**

### **A. Neighborhood Business Committee**

Mr. Grant asked to have on the next agenda to change the meeting time to 6:00 p.m.

Mr. Barke asked if staff would speak with City legal council to ascertain whether a case like this one can be automatic, in that the zoning would revert back to its original district designation rather than a public hearing being required. He explained that the way to do this would be that the final PUD not be approved until plans are submitted.

Mr. Wallace stated that State Statute clearly requires that a public hearing be held and notifications be sent, but that he would speak to the City Attorney.

Mr. Wallace addressed the Neighborhood Business Committee item, stating that City Council has adopted the Revised Title 15 with the Neighborhood Business District intact, but that he would like to ask for volunteer commissioners to work with staff to examine and possibly make some changes in the document.

Mr. Kang and Mr. Grant volunteered to work with staff on the committee.

Mr. Wallace stated he would put this item on the next agenda as well, to give absentee members an opportunity to participate if they wish to.

**B. The Commissioner, Spring 2013 Issue**

Commissioners were encouraged to read this issue.

**C. City Council Agendas of April 2, April 16, and May 7, 2013**

Ms. Bradshaw reviewed the agendas as related to Planning.

Mr. Wallace explained the annexation of Lakeland Hills Subdivision.

**7. Adjournment**

Mr. Grant adjourned the meeting at 7:28 p.m.

**Carbondale Public Library Board of Trustees**  
Wednesday, April 10, 2013  
4:30 p.m.

Meeting Room  
405 West Main St.  
Carbondale, IL 62901

## **MINUTES**

### **Call to order.**

The meeting was called to order at 4:30 pm

### **Roll call. Present:**

Roland Person, President (1)  
Barbara Levine, Vice President (1)  
Susan Tulis, Secretary  
Philip Brown (1)  
Joyce Hayes  
Don Prosser (2)  
Harriet Simon (2)  
Sharifa Stewart

### **Absent:**

Julian Pei (2)

The number following the Trustee's name indicates the number of absences this fiscal year.

### **Staff present:**

Diana Brawley Sussman, Library Director  
Christine Fine, Circulation and Finance Manager

### **Visitors present:**

Nine students present.

Introductions and audience to visitors. Visitors are asked to introduce themselves at this time and present any issues they wish to discuss. Visitors wishing to address specific agenda items will be granted two to five minutes at the discretion of the President, not to exceed a total of twenty minutes.

### **President's report.**

None. Newly appointed Trustee Sharifa Stewart took the oath of office, administered by Board President Roland Person.

### **Secretary's report.**

1. Approval of the March 13, 2013 minutes. Philip Brown made a motion to approve the minutes. Susan Tulis seconded. MOTION passed unanimously.

### **Correspondence and communications.**

Discussed list of property tax appeals from the Jackson County Board of Review. Shared pictures of programs from Children's Librarian, Pat Luebke. The board president and library director received notices from the Illinois State Library of our annual Per Capita Grant approval and our Live and Learn Construction Grant approval.

### **Financial report.**

1. Approval of bills payable, up to and including bills due April 16, 2012 to May 15, 2013. Don Prosser made a motion to approve payment of bills. Joyce Hayes seconded. MOTION passed unanimously.

2. Acceptance of the financial report for March 2013. Discussed the monthly financial report. We anticipate carrying over an estimated \$52,000 - \$62,000 to be expended in FY14 for the Live and Learn Construction

Grant 50% match, as well as the \$20,000 revenue withheld from the FY13 budget to build reserves. Barbara Levine made a motion to accept the financial report. Harriet Simon seconded. MOTION passed unanimously.

### **Librarian's report.**

1. Building and grounds. Approved final fiscal year maintenance projects, including tree trimming and removal, and asbestos abatement in the mechanical room of the Brush annex building.

2. Grants and awards:

-- The library's application for a Live and Learn Construction Grant was accepted. The grant will pay for replacement of entryway canopies, repair of the interior skylight, and new carpet in the public areas. The award is \$78,461 and requires a match of \$78,461, toward which the Friends of CPL will donate \$10,000. Work will begin in the fall.

-- The library won the American Library Association's Excellence in Library Programming Award for 11 Days for Compassion, which was completed in May 2012 in partnership with Nonviolent Carbondale and the Carbondale Human Relations Commission, with funding from a Building Common Ground grant awarded to the library by ALA and the Fetzer Institute. The honor really belongs to the entire community, as the project would have been impossible without the active contributions of dozens of organizations and individuals who took part in planning, promoting and hosting programs. The ALA award will be received at the ALA conference in June. It includes a \$5,000 reward, which the library will use for programs that further peace, compassion and civility in the community.

3. ILEAD USA. The Director is participating in this program as a mentor for a team of five librarians from Chicago Public Library who are working on a neighborhood storytelling project. The conference met in March and will meet again in June and October.

4. Discussed IHLS system board elections.

5. Discussed new Polaris circulation database, which went live on April 9<sup>th</sup>.

6. On March 21<sup>st</sup>, the library's digital literacy programs were featured in local press for the national launch of EveryoneOn.org (TV channels 3 and 6, with a follow-up story in the Southern Illinoisan).

7. The board congratulated the library director on her success with acquiring grants and awards, and noted that she has clearly been very busy.

### **Committee reports.**

1. Finance Committee meeting scheduled April 30, 10:00 am.

### **Unfinished business.**

None.

### **New business.**

None.

### **Other.**

Harriet Simon reported that the Friends have four new life members, sold about \$1000 in membership fees, and about \$4500 in books at the recent book sale.

Students in the audience asked several questions.

### **Adjournment.**

The meeting adjourned at 5:15 pm

Next Board Meetings for 2013 (all in Public Library meeting room, 4:30 p.m.): May 8, June 12, July 10, August 14, September 11, October 9, November 13, December 11.

**Carbondale Public Library Board of Trustees**  
Wednesday, May 8, 2013  
4:30 p.m.

Meeting Room  
405 West Main St.  
Carbondale, IL 62901

## **MINUTES**

### **Call to order.**

The meeting was called to order at 4:31 pm

### **Roll call. Present:**

Roland Person, President  
Barbara Levine, Vice President  
Susan Tulis, Secretary  
Philip Brown  
Joyce Hayes  
Don Prosser  
Harriet Simon  
Julian Pei

### **Absent:**

Sharifa Stewart (1)

The number following the Trustee's name indicates the number of absences this fiscal year.

### **Staff present:**

Diana Brawley Sussman, Library Director  
Christine Fine, Circulation and Finance Manager

### **Visitors present:**

None.

### **President's report.**

None.

### **Secretary's report.**

1. Approval of the April 10, 2013 minutes. Susan Tulis made a motion to approve the minutes. Harriet Simon seconded. MOTION passed unanimously.

### **Correspondence and communications.**

None.

### **Financial report.**

1. Approval of bills payable, up to and including bills due May 16, 2012 to June 15, 2013. Barbara Levine made a motion to pay bills payable. Susan Tulis seconded. MOTION passed unanimously.
2. Acceptance of the financial report for April 2013.

Christine Fine provided a balance sheet comparison from last year to this year. She will be working with the city to determine how to report our receivables, in terms of how to post entries for revenue expected, but not received. The director reported that after bills paid and reconciliation the library will have an estimated \$60,345.91 saved from the FY13 budget to put toward the FY14 construction grant match, and \$20,000 revenue withheld from the FY13 budget to put toward reserves. This almost exactly matches the estimated actual FY2013 savings submitted to the city as part of our FY14 budget, which was estimated at \$80,500 total. This will allow us to meet our \$78,461.00 construction grant match without depleting our reserves (\$68,461.00 library funds; \$10,000.00 from Friends). The board asked several questions about budget and finances. Julian Pei made a motion to accept the financial report. Susan Tulis seconded. MOTION passed unanimously.

**Carbondale Public Library Board of Trustees**

Wednesday, May 8, 2013

4:30 p.m.

Meeting Room

405 West Main St.

Carbondale, IL 62901

**MINUTES**

**Librarian's report.**

1. Building and grounds: The director reported that tree trimming and removal had been completed this month with work on 23 trees. The work was done by Yardshapes in partnership with Sam's tree service, which provides certified arborist services. They did a nice job at an affordable price (\$4,785). Asbestos abatement was completed in the mechanical room of the Brush building. The work was done by Roger Harsy. Some additional outdoor lighting, and interior fans, were installed by Korando Electric.

2. Other. The Evergreen Garden Club and Friends of the library won a Bright Spot Award from Keep Carbondale Beautiful thanks to their recent cooperative renovation of the Japanese Garden. The library staff toured the newly renovated St. Louis Public Library's central location for staff development and appreciation day. Roland Person asked the director to please tell the staff how much the board appreciates their reports. Harriet Simon mentioned that we have been in this building 30 years. Julian Pei pointed out the Carbondale Community Arts purchase of the old library building on Walnut.

**Committee reports.**

1. Approval of Finance Committee meeting minutes, April 30, 2013. Don Prosser made a motion to approve minutes. Barbara Levine seconded. MOTION passed unanimously.

**Unfinished business.**

1. Property tax abatement hearings. Julian Pei pointed out that over \$80,000 fewer taxes will be paid by Kohl's now as a result of the recently granted tax abatement on their property. Kohl's is just one example. He explained that the taxing bodies each have a levy of a specific amount of money. If you lower the assessed value of an entity in the community, the burden shifts to all of the other taxpayers. He said that some community comments in the paper were cheering on these corporations for attempting to lower their tax burden. Their enthusiasm is misguided, as the action of these corporations shifts the tax burden from the corporation to the homeowner. Often these corporations have been granted some initial tax relief for a number of years, for example through the Enterprise Zone, and when that relief expires, and their full taxes come due, they turn around and ask for their property value to be lowered so they won't have to pay their fair share for community services.

**New business.**

None.

**Other.**

Correct phone number for Joyce Hayes on trustee contact information sheet.

**Adjournment.**

adjourned: 5:15pm

Next Board Meetings for 2013 (all in Public Library meeting room, 4:30 p.m.): June 12, July 10, August 14, September 11, October 9, November 13, December 11.

**Respectfully submitted:**

Susan Tulis, Secretary

**Prepared by:** Diana Brawley Sussman, Library Director

**CITY OF CARBONDALE**  
**POLICE PENSION BOARD OF TRUSTEES**  
**MINUTES OF APRIL 23, 2013**  
**PRESENTED MAY 28, 2013**

**Call to Order:** Meeting called to order by Voss at 1:30 p.m.

**Members Present:** Mark Goddard, Marvin Voss, Tony Williams, Jeff Davis (in place of Don Ursini)

**Guests:** Scott Hendricks, Becky Applegate, Christal O'Guinn, Patrick Donnelly

**Absent:** Don Ursini

**Minutes of Previous Meeting:**

Motion made to accept the Minutes of April 23, 2013. (Goddard)(2<sup>nd</sup> Williams) Motion carried.

**A. Corrections:** None

**B. Omissions:** None

**Treasurer's Report:**

Becky presented the Treasurer Report. Motion made to accept the Treasurer's Report (Williams) (2<sup>nd</sup> Goddard). Motion carried.

**Unfinished Business:**

Rules and Regulations Manual – Goddard continues to work on proposed language changes to bring to an upcoming Board meeting. Voss had an addition for changes to the manual – Under minutes/meetings add: Any vote on money matters require a voice vote and so recorded in the minutes.

A competitive process is needed for hiring a consultant every 5 years.

An investment policy statement must be written and then reviewed yearly.

We are in compliance (Jason Perkins & Adam Boyd) with IDOI and we are to do nothing else until they do something.

**New Business:**

Motion to accept Chuck Shiplett as a retiree as of 5-2-13 with 30 years and 14 days (Goddard) (2<sup>nd</sup> Williams) Motion carried.

Motion to accept Don Priddy as a retiree as of 4-20-13 with 26 years and 4 days (Goddard) (2<sup>nd</sup> Williams) Motion carried.

Four new members' (Jeramie Stewart, Cloee Frank, Eric Keller, & Trey Harris) applications and medical backgrounds were submitted. Motion made to accept the new candidates into the Police Pension Fund (Goddard)(2<sup>nd</sup> Williams) Motion carried.

Motion to comply with current QDRO court order (Pete Emmett/Gwen Crawshaw [Emmett] - (Goddard) (2<sup>nd</sup> Williams) Roll call: Goddard, aye; Williams, aye; Voss, aye. Motion carried.

Patrick presented the Police Pension Fund Investment Review. Motion to allocate \$500,000 to put into Fund recommended by Patrick Donnelly and that Graystone Consulting allocate our monthly payroll each month beginning immediately back into the bank to cover payroll. As we get an increase in monthly pension, we will begin to allocate more money into that Fund.(Goddard) (2<sup>nd</sup> Williams) Roll call: Voss, aye; Goddard, aye; Williams, aye. Motion carried. Discussion - the Board will need to replace a Growth Manager.

**Open Floor Comments:** None

Motion to adjourn. (Goddard) (2<sup>nd</sup> Williams) Motion carried.

Respectfully Submitted,

Mark Goddard  
Carbondale Police Pension Board Secretary

MG/clo



**Commissioners Present:** Lauren Bonner, Jessica Bradshaw, Jeraldine Brown, Joseph Brown, Jovan Gathings, Sidney Logwood, Les O'Dell, Dora Weaver

**Commissioners Excused:** Peg Falcone

**Commissioners Absent:** Jerrold Hennrich, Blaine Tisdale

**Study Circle Staff Present:** Sarah Heyer

**Guests Present:** Carolin Harvey, Eric McMillan

**Staff Present:** Deborah McCoy, Lieutenant Mark Stearns

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### **Call to Order**

The meeting was called to order by Chair Bradshaw at 6:37 p.m.

### **Minutes**

Motion was made by Commissioner Logwood and seconded by Commissioner Joseph Brown to approve the minutes from the March 4, 2013 meeting, and notes from the April 1, 2013 meeting. Motion carried.

### **Announcements**

My 19, 2013 – Rock Hill Missionary Baptist Church's 142<sup>nd</sup> Anniversary, 3:00 p.m.

### **Public Comments**

None

### **Study Circles Report**

Coordinator Sarah Heyer reported the Housing and Neighborhood Group would meet on Wednesday, May 14, 2013, 5:00 p.m. at City Hall.

### **Non-Violent Carbondale Project Progress Report**

Chair Bradshaw reported that the group has not met lately. A \$5,000 grant was received by the Carbondale Public Library and Diana Brawley Sussman for 11 Days of Compassion. The Compassionate City campaign is on hold until the new City Council is in place.

May 6, 2013

## **Old Business**

Illinois Municipal Human Relations Association (IMHRA) Annual Conference was held on May 2, 2013, in Springfield, IL. Commissioner Logwood reported that the conference was very informative and addressed issues regarding migrant farm workers, Latino and African Americans forming coalitions to address common concerns, and the work being done at human relations agencies by employees who have not received proper training. Commissioner Joseph Brown spoke about the United African Organization, one of the most fastest growing, educated international groups in the U.S. He spoke about the need to have workshops on multiculturalism across cultures and the need for the grassroots community to be active. Commissioner Logwood distributed copies of an email from Mark Barthelemy, facilitator of the Commissioners Workshop (attached). He stated that the HRC must be empowered to address real issues such as the housing issue brought forth by Mr. Tankersley. There was much discussion about what is needed to move the HRC forward. Suggestion was made by Mr. McMillan that the discussion start with a review of the Bylaws and City Code. Motion was made by Commissioner Jeraldine Brown and seconded by Commissioner Joseph Brown that a meeting be held for the purpose of reviewing the Bylaws and strategize on ways to implement them more effectively. Motion carried.

May 13, 2013, was agreed upon as the follow-up meeting date.

Law Enforcement Reports – Motion was made by Commissioner O'Dell and seconded by Commissioner Logwood that HRC request from the Carbondale Police Department the report that the Bylaws indicate and use the wording outlined in that document. Motion carried.

HRC Responsibilities, Role, Charges – Commissioners agreed that the roles, responsibilities, and charges will be identified as strategies are identified with the review of the Bylaws.

Follow-Up: Mr. Tanksley and Ms. Iwant – No report.

Continuing the Dialogue – Discussion will continue at a later meeting.

## **New Business**

Mayor's E-Mail – The Mayor's e-mail was discussed (attached). Commissioners agreed that a formal letter will be sent to Council when strategies have been determined regarding the role of the Human Relations Commission.

Recommendation of New Chairman – Motion was made by Commissioner Weaver and seconded by Commissioner Jeraldine Brown that Commissioner Logwood be recommended to Mayor Fritzler.

**Next Meeting:** June 3, 2013

**Adjournment** - There being no further business, the meeting was adjourned.

Recorded by Deborah McCoy, \_\_\_\_\_

Subject: Review of Carbondale's Human Relations Commission Documents

Good morning, Reverend:

I took a look at the by-laws and ordinance you provided to me yesterday afternoon as our conference was ending. The ordinance and by-laws look very similar to what Decatur had prior to the community and members of our human relations commission demanding more authority for our commission. The Decatur commission at that time, like Carbondale's current commission, was largely an advisory board to the city council. Our commission's reports and recommendations tendered to the city council were read and considered by some council members but rarely, if ever, did the council comment on what the commission and commissioners had done or take a serious interest. The Illinois Department of Human Rights and the EEOC are both very fine organizations which I respect. However, due to budget concerns, their personnel have been reduced and overloaded with cases/charges to investigate which has continued to stockpile and accumulate from year-to-year. That means that the average complainant filing charges with either of those agencies is automatically asked to consent to a 300(+) day extension of time in which to allow the IDHR to investigate the charges. By statute, the IDHR already is allowed a 300 day period to investigate charges filed, so basically they are asking the complainants to give them roughly two years to investigate their charges. Since the IDHR does all the investigations for the EEOC, that means both agencies won't provide a decision to the complainant for a long time. The Decatur community would not accept that long a wait for their concerns to be addressed. They began to demand, as did the commissioners on our human relations commission (in the late 1990s), that the council grant the commission the authority to accept, investigate, mitigate, and-if necessary adjudicate allegations of unlawful discrimination within the corporate limits of the city of Decatur.

Honestly, I believe the city fathers here capitulated and granted the demands very reluctantly, but the public pressure and presence at council meetings was a formidable voice. The community and the commissioners cited the following reasons for the additional authority being granted to the commission:

1. The reality that unlawful discrimination exists within the city of Decatur and harms individuals in protected classes within the city, demands that the city council effectively and formidably address those issues to send a message to employers, lenders, real estate brokers, and owners of public places of accommodation, that the council does not, and will not, accept or tolerate discriminatory practices in the city.
2. The council cannot accept the fact that injustice toward members of protected classes is left to linger, fester, and languish, literally for years, in the minds and hearts of the complainants, while the overburdened state and federal governments process their charges. If the council is to show the community that it takes unlawful discrimination seriously and will not tolerate it within the corporate limits of the city, then they must establish their own legal process and procedures to expedite investigations and dispositions of complaints of unlawful discrimination as they arise from complainants.
3. The authority necessary to provide the commission with investigative and adjudicatory powers requires that the member of city staff assigned as a liaison between the commission and city government, be granted the authority to receive, investigate, mitigate, and file complaints and schedule public hearings on behalf of the commission, whenever a complainant comes forward with charges of unlawful discrimination.
4. For the public hearings to solicit the most honest, reliable and necessary evidence which would provide the commission with sufficient documentation and information to make an informed and credible decision as to whether or not unlawful discrimination did occur, the commission must have subpoena power included in their authority under city code.
5. For the commission to sufficiently address those instances when the evidence received during the public hearings constitutes unlawful discrimination, the commission must be given the authority under city code to:
  - a. Order the respondent to cease and desist from any further unlawful discriminatory practices; and
  - b. Order the respondent to take such actions as necessary to "make the complainant whole" which include but are not limited to:
    - i. Restore the complainant to employment by the respondent; or award the complainant a denied promotion; or order the complaint to be hired by the respondent if the discrimination occurred during the application process; and
    - ii. Pay the complainant for actual loss of wages which resulted from the act(s) of unlawful discrimination; and
    - iii. Award complainant the payment of all or a portion of the reasonable attorney fees incurred by the complainant in bringing the action against the respondent; and
    - iv. To order the respondent to reimburse the city of Decatur for all costs and fees associated with bringing the action before the Commission, including the costs of the public hearing (hearing officer fees (if any), and costs of the court reporter and transcripts of the hearing; and
    - v. Pay the complainant for actual damages and consequential damages which resulted from the act(s) of unlawful discrimination; and

- vi. Take such other steps as are necessary to "make the complainant whole" such as awarding interest on monetary damage awards and to award damages for "pain and suffering" of the complainant as deemed appropriate in accord with the evidence received during the public hearing.
- c. They may also require the respondent to report their compliance with each condition levied by the commission against them including allowing inspection and inquiry by the city liaison between the commission and the city council.

The council initially granted all of the requests except allowing the commission to have subpoena power for the hearings. However, under further pressure in the subsequent years, they eventually granted the subpoena power to the commission in 2003.

Only those of you serving on your commission can assess the climate of your community in Carbondale and determine if your commission's current role and authority is meaningful and effective in dealing with the concerns of your community. If it is not, then it may be something that the commissioners want to discuss and approach your city council about. If that be the case, of course, I doubt your concerns would be heard or seriously considered by the council unless the community is behind the commission and will make its desires known to the council.

I hope this is what you asked and expected of me. If you and your current fellow commissioners believe the existing ordinance and by-laws effectively address and serve the concerns of your community, then I think they are great and wish you and your fellow commissioners the best of luck in the future.

I've taken the liberty to attach Chapter 28 of the Decatur City Code which governs the authority and powers of our commission, as well as a copy of our commission's current by-laws. You may find them interesting and wish to share them with your fellow commissioners.

One last point, would you like for me to mail you the documentation which you asked me to review or just destroy it? I will retain it until I hear back from you.

Have a GREAT day and God Bless You!!

Mark D. Barthelemy

From: Joel Fritzler [jfritzler@ci.carbondale.il.us]

Sent: Sunday, April 07, 2013 5:38 PM

To: Jessica Bradshaw; Peg Falcone; Les O'Dell; Joseph Brown; 'Jerrold Hennrich'; Jeri Brown; Sidney Logwood; Blaine Tisdale

cc: Kevin Baity; Jody O'Guinn; Deb McCoy; Sarah Heyer; Jennifer Sorrell

Subject: HRC history and membership

Dear Members of the City of Carbondale's Human Relations Commission,

First and foremost, I want to thank you all again for your time and your willingness to serve on the HRC. Tomorrow (Apr. 8, 2003) marks the ten-year anniversary of the HRC and, I'm guessing that close to 100 residents have served on the commission since it was created. The HRC (and the Study Circles Program) has always been an active group that has assisted the City Council to make -some positive changes within Carbondale.

In the last few years, there has been a great deal of turnover of HRC members which means some historic and institutional knowledge may have been lost. Only two of the current eleven members have been with the HRC for more than a year and a half so, I want to remind everyone of the duties that were assigned to you via City Ordinance No. 2003-13. Your primary responsibility is to serve as an advisory body to the City Council on human relations. The HRC's other duties include: to study problems relating to relationships among individuals and groups of all kinds; to coordinate the establishment and maintenance of educational programs in the community designed to bring about better human relations; to promote mutual understanding and foster equality among all persons in the community; to institute and conduct educational and other programs to promote the equal rights and opportunities of all persons; to assist the general public in contacting the appropriate agency and/or person to file a complaint with the Illinois Human Rights Commission and/or the Equal Employment Opportunity Commission for alleged discrimination; to prepare an annual report; to make recommendations regarding positive human relations; and to receive report from law enforcement agencies regarding a summary of complaints and their disposition in order to monitor trends and problems.

I understand the topic of "subpoena power" has come up; as it has a few other times since 2003. Essentially, since the HRC has no accountability except to the City Council so, it would not be appropriate. If the HRC determines that there are issues that need to be addressed, you need to advise the City Council on your findings or direct the matter to the Illinois Human Rights Commission; which is better suited for violations of state or federal laws. However, as with the City's Liquor Advisory Board, Sustainability Commission, and Planning Commission, the HRC can request anyone to attend a meeting to respond to questions/concerns of the HRC but, as with the LAB, SC, and PC, the person(s) do not legally have to attend. Failing to attend though may lead to strained relations with the City Council and the City's staff.

One of the keys for the HRC to be successful is to have a good understanding of the Carbondale Police Department (CPO). After hearing some grumblings from a few City Council members about the CPO, I publicly encouraged all members of the council to go on a Friday or Saturday night ride-along with the police. I wasn't surprised to hear from council members that they had a better understanding of the CPO after their ride-along experience. So, I would strongly encourage each of you to schedule a Friday or Saturday night ride-along as soon as you can (preferably before SIU lets out for the summer) in order to gain some firsthand experience. If nothing else, you will find that our police officers are indeed human so, I would ask that you walk (but most likely ride) a few miles in their shoes. For the rest of my tenure as Mayor, future HRC members will have gone on a Friday or Saturday night ride-along before I will recommend them to the City Council for council consent.

Happy Anniversary and, again, thank you for serving Carbondale to make it a better place to live, work, and visit.

Joel Fritzler, Mayor