

City Council of the City of Carbondale, Illinois
Regular Meeting of June 11, 2013

Immediately following a meeting of the Local Liquor Control Commission, the City Council of the City of Carbondale, Illinois, held a regular meeting on Tuesday, June 11, 2013, in City Council Chambers, 200 South Illinois Avenue. Mayor Joel Fritzler called the meeting to order at 7:53 p.m. with the following members of the Council present/absent:

1. Roll Call

Present: Councilman Lance Jack, Councilman Lee Fronabarger, Councilwoman Jessica Bradshaw, Councilwoman Carolin Harvey, Councilman Donald Monty, Councilwoman Jane Adams, and Mayor Joel Fritzler

Absent: None

Also present were City Clerk Jennifer Sorrell, City Manager Kevin Baity, and various members of the City's administrative staff.

2. General Announcements and Proclamations

Mayor Fritzler announced a new Farmers' Market being held at the Carbondale Community High School.

Councilman Fronabarger announced some highlights of the Southern Illinois Music Festival.

Mayor Fritzler noted the start of the Sunset Concerts on Thursday.

Councilman Jack remarked that several downtown businesses plan additional festivities in conjunction with Sunset Concerts on Thursdays.

Councilwoman Adams remarked on Jackson County's interactive site which maps the county and indicates parcel ownership. She also noted that Solicitors are required to have a City permit.

Mayor Fritzler reminded the public that items placed in recycling bins are the property of the City, including aluminum cans.

Mayor Fritzler proclaimed Sunday, June 23, 2013, to be Tawl Paul Day, and called upon citizens to observe the day and celebrate his accomplishments

Mayor Fritzler proclaimed Wednesday, June 19, 2013, as Juneteenth, and encouraged citizens to pay tribute to the journey and embrace the future that unity brings. Ms. Zanetta McDaniel Coleman accepted the proclamation and shared the festivities planned in celebration of Juneteenth.

Don Ursini and Jeff Davis presented the Government Finance Officers Association Award to Mayor Fritzler. Mr. Ursini and Mr. Davis commented that this award would not be possible without the efforts of the Staff and auditors and thanked them for their hard work.

3. Citizens' Comments and Questions

Angie Kuehl, 9899 Old Highway 13, Murphysboro, thanked the Mayor for calling attention to the new Carbondale Farmers' Market at Carbondale High School, noting the grand opening would take place on Saturday, June 15.

Elius Reed, 2012 South Illinois Avenue, Carbondale, questioned the City Manager about citizen access to the former Koppers site, State and Federal funding of the Solar Farm construction at the site, construction noise, and if fish at Crab Orchard Lake may have been affected by chemical runoff from the former Koppers site. City Manager Baity responded to Mr. Reed.

4. Public Hearings and Special Reports

None

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 June 11, 2013. Pulled from the Agenda to be considered on June 25, 2013.
2. Warrant for Period Ended May 13, 2013, FY 2013, Warrant #1182 in the amount of \$1,180,155.72. Recommendation: Approve in the amount of \$1,180,155.72. (Exhibit A-06-11-2013)
3. Warrant for Period Ended May 13, 2013, FY 2014, Warrant #1183 in the amount of \$1,229,106.54. Recommendation: Approve in the amount of \$1,229,106.54. (Exhibit B-06-11-2013)
4. Acceptance of Minutes of Boards, Commissions, and Committees. Recommendation: Accept the approved minutes of the Preservation Commission from April 15, 2013, Sustainability Commission from March 21, 2013, and Liquor Advisory Board from April 4, 2013.
5. Award of Purchase of a Vehicle for the Central Lab. Recommendation: Declare the trade-in vehicle as surplus and award the purchase of one 2013 Transit Connect Van to Vogler Ford in the amount of \$20,263.00.
6. Award of Purchase of Vehicles for the Fire Department. Recommendation: Declare the trade-in vehicle as surplus property and award the purchase of a 2014 Ford Expedition in the amount of \$29,626.00 and a 2014 Ford Escape in the amount of \$19,149.00 to Vogler Ford.
7. Ordinance Annexing Property Located at 154 Bobette Lane in the Lakeland Hills Subdivision. Recommendation: Adopt the Ordinance annexing the property located at 154 Bobette Lane. (Ordinance 2013-23; Exhibit C-06-11-2013)
8. Ordinance Annexing Property Located at 2622, 2646 and 2688 New Era Road. Recommendation: Adopt the Ordinance annexing properties located on New Era Road. (Ordinance 2013-24; Exhibit D-06-11-2013)
9. Authorization for the City Manager to Execute an Engagement Letter with Kerber, Eck & Braeckel for the City's FY 2013 Audit. Recommendation: Approve and authorize the City Manager to execute the engagement letter with Kerber, Eck & Braeckel for the FY 2013 audit services.
10. Award of a Permanent Easement. Recommendation: Accept the permanent easement from Dean and Mary Ann Bush and authorize the City Clerk to have the easement recorded by the Jackson County Clerk and Recorder's Office.

C. Harvey moved, L. Fronabarger seconded, to approve Consent Agenda items 5.2, 5.3, 5.4, 5.5, 5.6, 5.7, 5.8, 5.9 and 5.10. VOTE: Ayes: L. Jack, L. Fronabarger, J. Bradshaw, C. Harvey, D. Monty, J. Adams, and J. Fritzler. Nays: None. Motion declared carried.

6. General Business

- 6.1 Resolution Approving and a Resolution Denying Peter and Rebecca Pirmann's Request for a Special Use Permit to Construct Three Duplexes on Property Located at 407, 411, and 415 North Beadle Drive.

L. Fronabarger moved, D. Monty seconded, to adopt a Resolution approving Peter and Rebecca Pirmann's request for a Special Use Permit to construct three duplexes in the PA, Professional Administrative Office, district. D. Monty commented on the zoning history of the addresses. J. Adams noted her faith in the developers and commented on her concern that vinyl siding not be used for the construction of the duplexes. MOTION TO AMEND: J. Adams moved, J. Bradshaw seconded, that the siding on the duplexes shall be consistent with adjacent buildings, which are brick or wood, and that vinyl siding not be permitted. J. Fritzler, City Manager K. Baity, and J. Adams each commented on the restrictions requested by the motion to amend. Peter Pirmann, 85 Irish Rose Lane, noted the intent to use brick or wood, but suggested that the motion would be micro-managing and creating an unfair limitation. He also commented on other buildings in the neighborhood having vinyl siding. Eugenia Pulitz, 600 North Beadle Drive, remarked on her concern over the development and requested that it be limited as to the density allowed. VOTE ON AMENDMENT: Ayes: L. Fronabarger, J. Bradshaw, J. Adams. Nays: L. Jack, C. Harvey, D. Monty, and J. Fritzler. Motion to amend does not carry. VOTE ON ORIGINAL MOTION: Ayes: L. Jack, L. Fronabarger, J. Bradshaw, C. Harvey, D. Monty, J. Adams, and J. Fritzler. Nays: None. Motion declared carried. (Res. 2013-R-31; Exhibit E-06-11-2013)

- 6.2 Resolution Approving a Redevelopment Agreement Using Tax Increment Financing at 709 South Illinois Avenue

C. Harvey moved, J. Adams seconded, to approve a Resolution authorizing the City Manager to enter into an economic development tax increment financing agreement with Dr. Pradeep Reddy for the property located at 709 South Illinois Avenue. DISCUSSION: None. VOTE: Ayes: L. Jack, L. Fronabarger, J. Bradshaw, C. Harvey, D. Monty, J. Adams, and J. Fritzler. Nays: None. Motion declared carried. (Res. 2013-R-32; Exhibit F-06-11-2013)

- 6.3 Resolution Approving a Redevelopment Agreement Using Tax Increment Financing at 901 South Illinois Avenue

D. Monty moved, C. Harvey seconded, to approve a Resolution authorizing the City Manager to enter into an economic development tax increment financing agreement with Laura Harbaugh for the property located at 901 South Illinois Avenue. DISCUSSION: None. VOTE: Ayes: L. Jack, L. Fronabarger, J. Bradshaw, C. Harvey, D. Monty, J. Adams, and J. Fritzler. Nays: None. Motion declared carried. (Res. 2013-R-33; Exhibit G-06-11-2013)

- 6.4 Ordinance Amending Title One (1) of the Carbondale Revised Code as it Relates to the Listing of Council Members

D. Monty moved, L. Jack seconded, to approve an Ordinance amending Title One (1) of the Carbondale Revised Code as it relates to the listing of City Council Members. DISCUSSION: None. VOTE: Ayes: L. Jack, L. Fronabarger, J. Bradshaw, C. Harvey, D. Monty, J. Adams, and J. Fritzler. Nays: None. Motion declared carried. (Ord. 2013-25; Exhibit H-06-11-2013)

7. Council Comments

L. Fronabarger asked about the remaining number of parcels to be annexed in the Lakeland Hills Subdivision. D. Monty and City Manager Baity commented in response.

D. Monty noted the reason for the permanent easement granted by Dean and Mary Ann Bush.

J. Adams suggested including fiduciary responsibility and emergency preparedness on the agenda for the Council Retreat to occur at a later date. Ms. Adams, first specifically remarked on citations issued to property owners with tree stumps, and then commented on the need to not only ensure consistent and equal enforcement of City Codes, but also incorporating communication with those affected by changes in the Code.

D. Monty recommended first identifying those sections in the Code which have been amended, setting a timetable for their enforcement, and using cautious implementation of the changes.

J. Fritzler commented that the Code, like the Comprehensive Plan, were living and changing documents. Mr. Fritzler identified a number of stumps in Carbondale and his experiences following the May 8 storm.

J. Adams noted her support for the tree stump removal requirement. She suggested that Council instruct Staff on setting priorities in enforcement and communicating with the public to minimize the appearance of bias in applying enforcement.

J. Fritzler indicated that the Council Members would soon be contacted in order to schedule the Council Retreat.

J. Fritzler stated that the City would be hosting the fireworks at the Carbondale Superblock for the 4th of July. He noted that the size of the display would be in part dependent on donations received.

8. Closed Meeting

8.1 Closed Meeting to Discuss the Salary Schedule for One or More Classes of Employees

Item removed from Agenda.

9. Adjournment

There being no further business to come before the Council, the meeting was declared adjourned at 9:16 p.m.

Jennifer R. Sorrell, City Clerk

Approved by the City Council on:
