

**City Council of the City of Carbondale, Illinois**  
**Regular Meeting of February 11, 2014**

The City Council of the City of Carbondale, Illinois, held a regular meeting on Tuesday, February 11, 2014, in City Council Chambers, 200 South Illinois Avenue. Acting Mayor Donald Monty called the meeting to order at 7:00 p.m. with the following members of the Council present/absent:

**1. Roll Call**

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

Absent: None

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

**2. General Announcements and Proclamations**

Acting Mayor Monty's announcements included recognition of Black History month and International Week at the University.

Acting Mayor Monty announced a benefit for Alice Ward on February 21 at the Civic Center from 6:30 – 8:00 p.m. and also noted the City's solicitation of applications to fill the vacancy on the City Council with a due date of February 14, 2014 at noon.

City Manager Baity announced the offices of City Hall would be closed on Monday, February 17, and that the refuse routes would be delayed.

Acting Mayor Monty proclaimed February as Black History month in the City of Carbondale and encouraged citizens and educators to respectfully recognize the month with appropriate ceremonies, programs, and activities. The proclamation was accepted by Ms. Zenetta McDaniel Coleman, president of the African-American Museum of Southern Illinois, who thanked the City for its support of the museum, noted activities occurring during the month, and encouraged citizens to continue celebrating the contributions of African-Americans in the United States beyond the month of February.

**3. Citizens' Comments and Questions**

None

**4. Public Hearings and Special Reports**

1. City of Carbondale Response to Questions Posed on December 3, 2013 by the Concerned Citizens of Carbondale Regarding the Application for a Special Use Permit by Brightfields Development, LLC for Property Located at 1555 North Marion Street

C. Harvey moved, J. Adams seconded, to accept and place on file the City of Carbondale's response to questions posed on December 3, 2013 by the Concerned Citizens of Carbondale regarding the application for a Special Use Permit by Brightfields Development, LLC for property located at 1555 North Marion Street. DISCUSSION: L. Fronabarger asked if the answers could be made available at the Carbondale Public Library. VOTE: Ayes: C. Harvey, J. Adams, L. Jack, L. Fronabarger, J. Bradshaw, and D. Monty. Nays: None: Motion declared carried.

## 5. Consent Agenda

Presented for Council approval on the Consent Agenda were the following items and corresponding recommendations:

1. Approval of Minutes of the Special City Council Meeting Held on January 21, 2014 and the Regular City Council Meeting Held on January 28, 2014. Recommendation: Approve.
2. Approval of Warrant for Period Ended 01/20/2014 FY 2014 Warrant # 1203 in the Amount of \$1,890,334.83. Recommendation: Approve in the amount of \$1,890,334.83. (Exhibit A-02-11-2014)
3. Warrant for Period Ended 12/31/2013 FY 2014 Warrant # WF12/2013 in the Amount of \$125,736.59. Recommendation: Approve in the amount of \$125,736.59. (Exhibit B-02-11-2014)
4. Acceptance of Minutes of Boards, Commissions, and Committees. Recommendation: Accept the approved minutes of the Human Relations Commission of January 13, 2014 and the Zoning Board of Appeals of August 14, 2013.
5. Pulled by L. Fronabarger
6. Resolution Authorizing the City Manager to Enter into a Water Purchase Agreement with Devil's Kitchen Water District. Recommendation: Adopt a Resolution authorizing the City Manager to enter into a Water Purchase Agreement with Devil's Kitchen Water District and to concur with Staff's recommendation to prepare the FY 2015 CIP to include funds to cover the additional costs to update the waterline. (Resolution 2014-R-6; Exhibit C-02-11-2014)

J. Adams moved, C. Harvey seconded, to approve Consent Agenda items 5.1, 5.2, 5.3, 5.4, and 5.6. VOTE: Ayes: C. Harvey, J. Adams, L. Jack, L. Fronabarger, J. Bradshaw and D. Monty. Nays: None. Motion declared carried.

### 5.5 Award of Purchase of Various Water Treatment Chemicals for FY 2015

L. Fronabarger moved, C. Harvey seconded, to award the purchase of the following water treatment plant chemicals to the respective low bidders for FY 2015 purchases: Liquid Alum to Brenntag Mid-South in the amount of \$0.126 per pound; Ammonium Sulfate to General Chemical Performance in the amount of \$0.2025 per pound; Anionic Polymer to SNF Polydyne in the amount of \$1.85 per pound; Carbon to Brenntag Mid-South in the amount of \$0.605 per pound; Cationic Polymer to Brenntag Mid-South in the amount of \$0.57 per pound; Caustic Soda to Brenntag Mid-South in the amount of \$0.129 per pound; Chlorine to Brenntag Mid-South in the amount of \$0.179 per pound; Fluoride to Key Chemical in the amount of \$0.2545 per pound; Potassium Permanganate to Hawkins Inc. in the amount of \$2.30 per pound; and Sodium Thiosulfate to Brenntag Mid-South in the amount of \$0.29 per pound. DISCUSSION: L. Fronabarger asked if a local bidder preference was applicable to an in-state company versus an out-of-state company. VOTE: Ayes: C. Harvey, J. Adams, L. Jack, L. Fronabarger, J. Bradshaw, and D. Monty. Nays: None. Motion declared carried.

## 6. General Business

1. Resolution Commending Mayor Joel Fritzler for Service to the City of Carbondale

C. Harvey moved, J. Bradshaw seconded, to approve a Resolution commending Mayor Joel Fritzler for his service to the City of Carbondale. DISCUSSION: None. Ayes: C. Harvey, J.

Adams, L. Jack, L. Fronabarger, J. Bradshaw and D. Monty. Nays: None. Motion declared carried. (Resolution 2014-R-5; Exhibit D-02-11-2014)

2. Ordinances Adopting Right-of-Way Protection, Cable/Video Service Provider Fee and PEG Access Support Fee, and Cable/Video Customer Service Standards and Protection

C. Harvey moved, L. Jack seconded, to adopt the Right-of-Way Construction Ordinance, the Cable/Video Service Provider Fee and PEG Access Support Fee Ordinance, and the Cable & Video Customer Protection Ordinance. DISCUSSION: Questions and comments from the Council included enforceability of service standards with the proposed ordinance, allowable penalties for performance deficiencies, the possibility for additional fees which might be charged to the provider, and recouping some of the costs associated with reviewing placement of utilities in the right-of-ways. Assistant City Attorney Jamie Snyder addressed the questions from the City Council. VOTE: Ayes: C. Harvey, J. Adams, L. Jack, L. Fronabarger, J. Bradshaw and D. Monty. Nays: None. Motion declared carried. (Ordinances 2014-1, 2014-2, 2014-3; Exhibits E-02-11-2014, F-02-11-2014, and G-02-11-2014)

3. Ordinance Amending Title Nine “Transportation” of the Carbondale Revised Code as It Relates to Taxicabs

Item pulled from the Agenda. Acting Mayor Monty noted the requirement to provide receipts is currently in the City Code and remarked that the proposed Ordinance will require further review.

4. Discussion of FY 2015 Projected General Fund Revenues

The report presented by the City Manager offered three options to increase revenues including increasing the home rule sales tax rate, increasing the hotel/motel tax rate, and increasing fees for services, licenses, etc. Alternatively, the Council may choose to balance shortfalls by reducing expenditures.

The City Council discussion of the report presented by the City Manager included generating greater efficiencies with newer software in the near future, considering a larger vision for the City and funding of community investment projects, exploring alternative revenue sources, questions about the sales tax reporting periods and comparison of the City’s hotel/motel tax rates to other communities, the ability of Council to respond to increases in labor costs, what can be done to improve the local economy, attracting economic development to draw in a greater number of businesses, students, and residents, helping the university to improve enrollment, pushing for changes in the restrictions placed on businesses to increase business development, and the need for public input as to whether taxes and fees should be increased or if services should be decreased.

Finance Director Don Ursini reported on the findings from the actuary regarding pension funds and responded to related questions from the City Council. City Manager Baity responded to a query regarding the future for internet sales tax and also commented on worst case scenario cuts. Carbondale Tourism Director Cinnamon Smith and City Manager Baity provided input on the impact of a hotel/motel tax increase. Accounting Manager Jeff Davis commented on the budget calendar and document.

Specific recommendations from City Council members included: Joining with other municipalities in the hiring of a consultant to locate software which will streamline functions

and reduce employee costs, planning for a Council retreat upon appointment of a new Councilmember, increasing hotel/motel tax fees, comparing current fees to those of other communities, utilizing a combination of decreasing total expenditures with an increase of revenues, both increasing sales tax and not increasing the sales tax, demonstrating the effects of a worst case scenario that additional cuts would cause, giving consideration to alternative taxes, and bringing back additional information regarding the General Fund at the City Council meeting on March 4, 2014.

*A short break was observed at 9:15 p.m.*

#### 5. Discussion of Pre-applications Received From Community Agencies and Organizations

The City Council requested responses from representatives of specific organizations. Those organizations and representatives were Ramona Girtman and John Shadowens of The H Group, Cathy McClanahan from The Women's Center, Margaret Nesbitt of I Can Read of Southern Illinois, Cinnamon Wheelers-Smith of Carbondale Tourism, and Graydon Burchfield of Jackson County Mass Transit District.

J. Adams noted that the request from Varsity Center for the Arts was actually two separate requests. L. Fronabarger asked about receipt of ridership data from Saluki Express. J. Bradshaw asked for clarification as to why some organizations were not funded.

Corene McDaniel of the Eurma C. Hayes Center, Abdul Haqq of Attucks Community Service Board, Sorrel Kunath of Common Greens, Dollean York-Anderson of Family Advocacy Services, Delores Smith of Spirit of Attucks, and Meghan Cole of Carbondale Main Street spoke on behalf of their organizations and asked questions of the City Manager.

After offering their own individual comments and questions, the consensus of the City Council was to request full applications from each community agency and organization.

#### 7. Council Comments

Councilman Fronabarger commented on the length of the Acting Mayor's first meeting.

Acting Mayor Monty commented on the lack of snow and ice removal from the sidewalks. He noted an email he received by a parent of an SIU student regarding the snow and ice removal, the need to review the snow plowing regimen, and the need for increased efforts by the business community.

#### 8. Closed Meeting to Review and Discuss the Non-Union Pay Plan; the Sale, Purchase, or Lease of Real Property; and the Setting of a Price for Sale or Lease of Real Property

L. Fronabarger moved, J. Adams seconded, that the City Council hold a Closed Meeting to review and discuss the Non-bargaining Unit pay plan; the sale, purchase, or lease of real property, and the setting of a price for sale or lease of real property pursuant to 5 ILCS 120/2(c)(2), (c)(5), and (c)(6). VOTE: Ayes: C. Harvey, J. Adams, L. Jack, L. Fronabarger, J. Bradshaw and D. Monty. Nays: None. Motion declared carried. Open session recessed at 11:10 p.m.

C. Harvey moved, J. Bradshaw seconded, to return to open session. VOTE: Ayes: C. Harvey, J. Adams, L. Jack, L. Fronabarger, J. Bradshaw and D. Monty. Nays: None. Motion declared

carried. Open session resumed at 12:24 a.m.

**9. Adjournment**

There being no further business to come before the Council, the meeting was declared adjourned at 12:25 a.m.

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**Jennifer R. Sorrell, City Clerk**

**Approved by the City Council on:**

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