

City Council of the City of Carbondale, Illinois
Regular Meeting of May 20, 2014

The City Council of the City of Carbondale, Illinois, held a regular meeting on Tuesday, May 20, 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 Corene McDaniel, Councilwoman Jessica Bradshaw, Councilwoman Carolin Harvey, Councilman Lance Jack, Councilman Lee Fronabarger, and Acting Mayor Monty

Absent: Councilwoman Jane Adams (excused)

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

City Manager Baity announced the closure of City Hall on Monday, May 26 for Memorial Day and noted refuse routes will be delayed by one day.

Councilman Fronabarger announced the Brown Bag Concert performers for the next two concerts which begin at noon on Wednesdays, as well as the next performer for the Friday Night Fair on May 23 to be held at the Town Square, and also the Gala of the Royal Horses to be held on May 31 at the SIU Arena.

Acting Mayor Monty announced Keep Carbondale Beautiful's Garden Tour to be held on June 1 and the annual Memorial Day Service to be held at Woodlawn Cemetery on Monday, May 26.

Acting Mayor Monty remarked on a recent visit from representatives of Carbondale's Sister City, Tainai City, which representatives are working with SIU for a "youth abroad program" and then displayed one of the ceremonial robes provided as a gift to the City. He then read a letter from the Mayor of Tainai City and noted it would be beneficial to look into sending Carbondale students to Tainai City as part of the exchange.

3. Citizens' Comments and Questions

Elaine Ramseyer, General Manager of the Longbranch Café and Bakery, spoke on behalf of the Historic Town Square Business Coalition and the Downtown Arts Coalition, requesting additional City support of the Friday Night Fairs. She asked that members of the Council and City Staff be available to the public at the Fairs. Acting Mayor Monty responded and thanked her for the invitation.

Barry Spehn, 500 Charles Road #31, noted that he would like an Ordinance passed where towing could only occur upon receipt of called-in requests by property owners or by the tenants of property owners. He suggested implementing his plan could result in an increase of towing fees and would require the tow company to document the calls received. He offered his time to review those calls. Mr. Spehn noted he would provide proposals from other cities.

4. Public Hearings and Special Reports

1. Public Hearing on the Proposed Sale of Real Estate in the 700 Block of South University Avenue

The minutes of the Public Hearing are transcribed separately.

5. Consent Agenda

1. Approval of Minutes for the Regular City Council Meeting Held on May 6, 2014. Recommendation: Approve.
2. Approval of Warrant for Period Ending: 04/28/2014 FY 2014 Warrant #1210 in the Amount of \$1,449,217.99. Recommendation: Approve Warrant #1210 for the Period Ending 04/28/2014 FY 2014 in the amount of \$1,449,217.99. (Exhibit A-05-20-2014)
3. Approval of Warrant for Period Ending 04/28/2014 FY 2015 Warrant #1211 in the amount of \$408,874.92. Recommendation: Approve Warrant #1211 in the amount of \$408,874.92. (Exhibit B-05-20-2014)
4. Acceptance of Minutes of Boards, Commissions, and Committees. Recommendation: Accept and place on file the approved meeting minutes from the Board of Fire and Police Commissioners from October 1, 2013.
5. Award of Purchase of MFT and Water and Sewer Maintenance Materials for FY 2015 to Beelman Logistics LLC, Marathon Petroleum, and Illini Asphalt in the total amount of \$96,861.10. Recommendation: That the purchase of MFT Maintenance Materials be conditionally awarded pending IDOT's concurrence to Beelman Logistic LLC for Groups A, C, E, and G, to Marathon Petroleum for Group F, and to Illini Asphalt for Group A. Further, to award the purchase of non-MFT maintenance materials to Beelman Logistics for Groups B and D.
6. Resolution Authorizing Application for Justice Assistance Grant for the Carbondale Police Department to Purchase Equipment in the Amount of \$21,933. Recommendation: Approve a Resolution authorizing the City Manager to apply for Justice Assistance Grant in the amount of \$21,933 and enter into a Memorandum of Understanding with Jackson County to serve as the applicant/fiscal agent for the joint funds. Further, to authorize the City Manager or his designee to execute such assurances, certifications, and other documents as may be needed to apply for and accept the grant. (Resolution 2014-R-24; Exhibit C-05-20-2014)
7. Pulled by L. Fronabarger.
8. Action on an application from Ameren Illinois for an Encroachment Permit to allow a fence on the unused portion of the West Chestnut Street right-of-way north of 335 North Illinois Avenue. Recommendation: Approve Ameren Illinois' request for an Encroachment Permit to allow the construction of a fence on the unused portion of the West Chestnut Street right-of-way north of 335 North Illinois Avenue.
9. Acceptance of 2013 Annual Report of the Board of Fire and Police Commissioners. Recommendation: Accept and place on file the 2013 Annual Report and Bylaws of the Board of Fire and Police Commissioners.
10. Acceptance of a Permanent Easement from William and Katherine Deutsch for Construction of a Waterline at 2155 Dogwood Road. Recommendation: Accept the permanent easement from William and Katherine Deutsch and authorize the City Clerk to have the easement recorded by the Jackson County Clerk and Recorder's Office.
11. Resolution Accepting the Conveyance of Real Estate in the 700 Block of South University Avenue from the Carolyn F. Donow Trust and Authorizing the City Manager to Enter into a Contract for the Sale of Real Estate with the Carolyn F. Donow Trust Conveying the Use of Parking Spaces and Dumpster Enclosure Adjacent to 715 South University Avenue. Recommendation: Accepting the Conveyance of Real Estate in the 700 Block of South University Avenue from the Carolyn F. Donow Trust and Authorizing the City manager to Enter into a Contract for the Sale of Real Estate with the Carolyn F. Donow Trust Conveying the Use of Parking Spaces and Dumpster Enclosure Adjacent to 715 South University Avenue. (Resolution 2014-R-25; Exhibit E-05-20-2014)

12. Resolution Authorizing the Mayor to Execute a Deed Conveying Property Commonly Known as 721 South University Avenue to Carbondale Flats, LLC for Redevelopment Purposes. Recommendation: Pass a Resolution Authorizing the Mayor to Execute a Deed Conveying Property Commonly Known as 721 South University Avenue. (Resolution 2014-R-26; Exhibit F-05-20-2014)

C Harvey moved, L. Fronabarger seconded, to 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 5.12. VOTE: Ayes: C. McDaniel, J. Bradshaw, C. Harvey, L. Jack, L. Fronabarger, and D. Monty. Nays: None. Motion declared carried.

- 5.7 Ordinance Amending Title Seventeen of the Carbondale Revised Code as it Relates to the Size of the Numerals Used to Identify a Building's Address

L. Fronabarger moved, J. Bradshaw seconded, to adopt the Ordinance amending Title Seventeen of the Code as it relates to the size of the numerals used to identify a building's address. DISCUSSION: Council comments regarding this item included a desire to develop an information program to help the citizens understand the importance of visible house numbers for emergency personnel, a question as to whether the numeral placement was required on the building structure itself or a mailbox, a preference to include within the amended Ordinance language regarding grandfathering in properties prior to the passage of the amendment, and how to address mailboxes not manufactured in such a way to accommodate 4" numbers. Development Services Director Chris Wallace, City Attorney Mike Kimmel, and City Manager Baity responded to the questions and comments. VOTE: Ayes: C. McDaniel, J. Bradshaw, C. Harvey, L. Jack, L. Fronabarger, and D. Monty. Nays: None. Motion declared carried. (Ordinance 2014-21; Exhibit D-05-20-2014)

6. General Business

1. Resolution Commending Assistant Fire Chief Gary C. Heern for Service to the City of Carbondale

L. Jack moved, C. McDaniel seconded, to approve a Resolution Commending Assistant Fire Chief Gary C. Heern for service to the City of Carbondale. DISCUSSION: None. VOTE: Ayes: C. McDaniel, J. Bradshaw, C. Harvey, L. Jack, L. Fronabarger, and D. Monty. Nays: None: Motion declared carried. (Resolution 2014-R-23; Exhibit G-05-20-2014)

2. Resolution Declaring Fair Days for the Carbondale Park District Sunset Concert Series

J. Bradshaw moved, L. Fronabarger seconded, to approve the Resolution declaring Fair Days for the Carbondale Park District for the 2014 Sunset Concert Series at Lenus Turley Park. DISCUSSION: C. McDaniel wished great success for the concerts and noted her personal reason for voting in opposition. J. Bradshaw noted that the concerts to be held on campus will not be in front of Shryock auditorium this year. City Manager Baity stated that the area in front of Shryock will be undergoing renovations and that an alternate location will be selected. D. Monty commented on the varying music genres at the Sunset Concerts. C. Harvey asked what research had been done to demonstrate that the concerts draw visitors to Carbondale and D. Monty responded that in his opinion, it was largely anecdotal. VOTE: Ayes: J. Bradshaw, C. Harvey, L. Fronabarger, and D. Monty. Nays: C. McDaniel. L. Jack abstained. Motion declared carried. (Resolution 2014-R-27; Exhibit H-05-20-2014)

3. Resolution to Suspend the Enforcement of Title Two, Chapter Five, Section 4A4 of the Carbondale Revised Code as it Relates to Halloween Restrictions in License Year 2014-2015

J. Bradshaw moved, C. Harvey seconded, to pass a Resolution suspending the enforcement of the Halloween week restrictions for License Year 2014-2015. DISCUSSION: D. Monty clarified a misunderstanding from the previous meeting regarding the Class B license held by Varsity Center for the Arts and suggested alternatives for addressing their license in the future. Elaine Ramseyer, 100 East Jackson Street, asked why these specific locations and no other establishments are affected by the Halloween restrictions. D. Monty responded to her query. VOTE: Ayes: C. McDaniel, J. Bradshaw, C. Harvey, L. Fronabarger, and D. Monty. Nays: None. L. Jack abstained. Motion declared carried. (Resolution 2014-R-28; Exhibit I-05-20-2014)

7. Council Comments

Councilman Fronabarger, Acting Mayor Monty, and City Manager Baity commented on Carbondale Tourism's new location and noted they would be holding an open house in the near future.

Councilman Jack suggested that the committee which select bands for the Sunset Concerts should consider incorporating local bands into the lineup. He stated it would benefit the local musicians and give them broader exposure.

Councilwoman Bradshaw commented on attending some of the various musical venues in Carbondale and that perhaps the Sunset Concerts could include some cross-promotion.

Acting Mayor Monty asked about a previous reduction in the number of concerts and the City Manager indicated that it had been due to a holiday.

Acting Mayor Monty commented on his participation at the National Train Day, noted that Station Carbondale's museum was open, and remarked on the attendance of the event. Further, he commented on the events of Bike to Work Week and expressed his appreciation of support from Staff and the Sustainability Commission, and the contributions of the Neighborhood Co-op and Phoenix Cycle.

Councilman Fronabarger asked about the date for an upcoming IDOT public hearing regarding the expansion of Route 13 and City Manager Baity noted it would be on May 29 at John A. Logan College. Acting Mayor Monty noted that he had previewed the proposal which is still at an early stage of development at a recent SIMPO meeting. He then stated that the public hearing will provide an opportunity for public input in the development.

Councilman Fronabarger requested a status update on a planned pedestrian crossing in front of the University Mall. City Manager Baity indicated that easements were being acquired from property owners.

City Manager Baity commented that the City would be conducting a Phase I Environmental study before the construction of the bicycle path along the railroad could begin.

Acting Mayor Monty commented that IDOT's planned pedestrian path on the west side of Carbondale had encountered some complications, but was still in the works.

8. Adjournment

There being no further business to come before the Council, the meeting was declared adjourned at 8:22 p.m.

Jennifer R. Sorrell, City Clerk

Approved by the City Council on:
