

**City Council of the City of Carbondale, Illinois
Regular Meeting of January 28, 2014**

The City Council of the City of Carbondale, Illinois, held a regular meeting on Tuesday, January 28, 2014, in City Council Chambers, 200 South Illinois Avenue. Mayor Joel Fritzler called the meeting to order at 7:01 p.m. with the following members of the Council present/absent:

1. Roll Call

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

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

Councilman Fronabarger announced a Night at the Oscars by the Southern Illinois Symphony Orchestra on February 4, the Taste of Chocolate fundraiser by the Women's Center at the Civic Center on February 7, and the arrival of 575 high-achieving high school students for the Chancellor and University Excellence Scholarship interviews during the weekend of February 7-8.

Councilwoman Adams announced the "Taste of the Grain" fundraiser for the Irish Festival on Saturday, February 1, at Copper Dragon.

City Manager Baity announced that on January 17, the City was notified that it was awarded \$168,000 through the Single-Family Owner-Occupied Rehabilitation grant from the IHDA. Applications for rehabilitation will be taken in late spring/early summer.

Mayor Fritzler, Councilman Monty, and Councilman Jack co-announced a benefit for Alice Ward. Additional details will be provided at a later time.

Mayor Fritzler announced the Saluki Softball team would have a fundraiser dinner on Friday, January 31, at Copper Dragon.

Mayor Fritzler declared that every December 16 will be known as Magnolia Bates' Day in Carbondale and encouraged citizens to celebrate her life.

Mayor Fritzler awarded a Certificate of Appreciation to Shirley Booker Dillinger for her 20 years of service on the Preservation Commission.

Mayor Fritzler proclaimed February 9, 2014, as Robbie Stokes' Day and encouraged the music community and citizens to celebrate his accomplishments. Mr. Stokes accepted the proclamation and shared a few words of his personal history.

1. Presentation of a Plaque Commending Mayor Joel Fritzler for Service to the City of Carbondale

Following the reading of a Resolution Commending Mayor Joel Fritzler for his Service to the City of Carbondale, which Resolution will be adopted at the meeting of February 11, 2014, the City Council presented a plaque commending the Mayor for his service.

3. Citizens' Comments and Questions

Thomas Esposito, 1205 West Hill Street, asked the City Manager about the lack of response to Mr. Esposito's request initially voiced at a City Council meeting in November 2013. City Manager Baity and Mayor Fritzler responded to Mr. Esposito's questions. Mr. Esposito then suggested utilizing motion detectors on street lights to reduce the energy consumed in street lighting. City Manager Baity and Mayor Fritzler responded.

Barry Spehn, 500 Charles Road, commented on the Council not pursuing a towing matter he had previously raised. Mr. Spehn asked about compensation for service on City commissions.

Dr. M. Stalls, 407 North Robert A. Stalls Avenue, asked if the City had a rule or policy which indicates that taxis and public conveyances have to provide receipts. City Manager Baity responded. Dr. Stalls commented on experiences where individuals were denied receipts and recommended that Council consider modifying City policies to require taxis and conveyances to provide receipts.

Judy Cunningham, 509 North Oakland, offered copies of New York City's rules and regulations, which would include such receipts.

4. Public Hearings and Special Reports

Doug Reichl of Tartan Realty Group and Michael Fitzgerald of OKW Architects presented an extensive report on their proposed mixed-use development downtown at the current location of 710 Bookstore. Following the report, Councilmembers questioned the developers about LEED certification for the property, including space for young professionals, flexibility for retail spaces, the visibility of the roadway by those exiting the parking, the process for soliciting/accommodating local retail businesses, the flexibility of the plan to meet the local interests, if a green roof was included in the plan, price ranges, and sufficiency of parking, including off-site parking, for residents and retail.

Judy Cunningham commented on a possible nickname for the project based on the current project name.

Adrian Miller, 500 Saluki Boulevard, remarked that the project would be great for the community.

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 January 7, 2014. Recommendation: Approve.
2. Approval of Warrant for Period Ended 12/23/13 FY 2014 Warrant # 1201 in the Amount of \$1,891,122.09. Recommendation: Approve in the amount of \$1,891,122.09. (Exhibit A-01-28-2014)
3. Warrant for Period Ended 01/06/2014 FY 2014 Warrant # 1202 in the Amount of \$954,305.53. Recommendation: Approve in the amount of \$954,305.53. (Exhibit B-01-28-2014)
4. Acceptance of Minutes of Boards, Commissions, and Committees. Recommendation: Accept the approved minutes of the Preservation Commission of November 18, 2013.
5. Appointments and Reappointments to Boards and Commissions. Recommendation: Concur with the Mayor's recommended appointment to the Planning Commission

of Adam Loos to a term expiring January 31, 2016 and Catherine Field to a term expiring January 31, 2018, and the reappointment of Craig Anz to a term ending January 31, 2018; and the appointment of Deidra Davis to the Sustainability Commission to a term expiring May 1, 2016.

6. Resolution Authorizing the City Manager to Submit an application for the 2014 Safe Routes to School Program. Recommendation: Adopt a Resolution authorizing the submission of an application for funding in the amount of \$118,750 to the 2014 Safe Routes to School Program. (Resolution 2014-R-2; Exhibit C-01-28-2014)

C. Harvey moved, J. Adams seconded, to approve Consent Agenda items 5.1, 5.2, 5.3, 5.4, 5.5 and 5.6. VOTE: Ayes: J. Bradshaw, C. Harvey, D. Monty, J. Adams, L. Jack, L. Fronabarger, and J. Fritzler. Nays: None. Motion declared carried.

6. General Business

1. Resolution Amending Resolution 2007-R-22 Establishing a Policy for the Creation of an Economic Development Incentive Program for New Automotive, Motorcycle, or All-terrain Vehicle Franchise Dealerships

L. Jack moved, C. Harvey seconded, to amend Resolution 2007-R-22 increasing the six month time period to 12 months and adding motorcycle and all-terrain vehicle dealerships as eligible franchises. DISCUSSION: None. VOTE: Ayes: J. Bradshaw, C. Harvey, D. Monty, J. Adams, L. Jack, L. Fronabarger, and J. Fritzler. Nays: None. Motion declared carried. (Resolution 2014-R-3; Exhibit D-01-28-2014)

2. Resolution Authorizing the City Manager to Execute an Agreement with Ward Chrysler Center

L. Fronabarger moved, J. Adams seconded, to approve a Resolution authorizing the City Manager to execute an agreement with Ward Chrysler Center. DISCUSSION: D. Monty noted that Ward Chrysler Center would be acquiring a Jeep franchise. J. Adams requested clarification that although the contract indicates that the franchise must remain for at least 3 years, if that was from the date of signing or three years after the first year. K. Baity responded. J. Bradshaw commented that the incentive would have to be repaid in the event of early closure. VOTE: Ayes: J. Bradshaw, C. Harvey, D. Monty, J. Adams, L. Jack, L. Fronabarger, and J. Fritzler. Nays: None. Motion declared carried. (Resolution 2014-R-4; Exhibit E-01-28-2014)

3. Establishment of Procedures for Filling the Vacancy on the Carbondale City Council Upon Councilman Monty Resigning His City Council Seat

J. Fritzler commented on the terms “Interim” and “Acting” Mayor. D. Monty noted that while statutorily speaking, he was authorized to select a person to fill the upcoming vacancy; he felt this important decision should involve the entire Council. Mr. Monty then reviewed his proposal and timetable, asked at what point the candidate names should be made public, and City Council commented on the drafted proposal presented to them by Councilman Monty. Council questions and comments included the following: appreciation for a collaborative process; whether references would be required and in what format; concern about sufficiency of time to receive references in a letter format; the due date for the applications; what the process would be for public comments on applicants; whether there would be a verification process to ensure that applicants meet the criteria; questions regarding the notification process and if applicants would be able to make a statement; and whether the opinions in

favor or against applicants were subject to the Freedom of Information Act.

Dr. M. Stalls suggested that Council might consider allowing nominations of potential candidates, eliminating some of the detailed items required of applicants, standardizing the process for filling vacancies in the future, and agreed with utilizing a standard set of questions for each applicant.

7. Council Comments

Councilwoman Adams asked that Staff bring back a recommendation to the City Council as to whether or not taxicab receipts should be required.

Councilwoman Bradshaw suggested that once the new Councilmember is seated, it might be a good time to hold another Council retreat.

Councilman Jack added further details on the benefit concert for Alice Ward at the Civic Center on February 21 at 6:30 p.m.

Councilwoman Harvey extended her thanks to Mayor Fritzler for his service to the City.

Councilman Monty noted the considerable effort, time, and dedication in serving as the Mayor and remarked on Mayor Fritzler's exertions.

Mayor Fritzler itemized some of the meetings on the schedule of the Mayor and noted that his term has been both interesting and challenging. Mayor Fritzler expressed the honor he felt in serving as Mayor of Carbondale.

8. Closed Meeting to Discuss the Sale, Purchase, or Lease of Real Property and the Setting of a Price for Sale or Lease of Real Property

C. Harvey moved, J. Bradshaw seconded, that the City Council hold a Closed Meeting to discuss 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)(5) and (c)(6). VOTE: Ayes: L. Fronabarger, J. Bradshaw, C. Harvey, D. Monty, J. Adams, L. Jack, and J. Fritzler. Nays: None. Motion declared carried. Open session recessed at 9:33 p.m.

J. Bradshaw moved, J. Adams seconded, to return to open session. VOTE: Ayes: L. Fronabarger, J. Bradshaw, C. Harvey, D. Monty, J. Adams, L. Jack, and J. Fritzler. Nays: None. Motion declared carried. Open session resumed at 10:31 p.m.

9. Adjournment

There being no further business to come before the Council, the meeting was declared adjourned at 10:31 p.m.

Jennifer R. Sorrell, City Clerk

Approved by the City Council on:
