

City Council of the City of Carbondale, Illinois
Regular Meeting of December 16, 2014

The City Council of the City of Carbondale, Illinois, held a regular meeting on Tuesday, December 16, 2014, in City Council Chambers, 200 South Illinois Avenue. Acting Mayor Donald Monty 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 Lance Jack, Councilwoman Jane Adams, Councilman Lee Fronabarger, Councilwoman Corene McDaniel, 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

Councilman Fronabarger wished the citizens of Carbondale a happy holiday and prosperous New Year.

City Manager Baity announced the second meeting for Brightfields at 7:00 p.m. on Thursday at the Eurma C. Hayes Center.

Mayor Monty reminded citizens that the holidays will push back refuse routes by one day.

Councilwoman Harvey invited the Council and citizens to the I Can Read positive incentive program on Saturday, December 20, at the Carbondale Middle School.

3. Citizens' Comments and Questions

Mike Henry, 1210 W. Hill Avenue, commented on the State of the City Address and encouraged citizens to review those reports on the City's website.

M Stalls, 407 N. Robert A. Stalls Avenue, requested an update on the requirement for taxicab receipts and indicated that the repairs to Gum Street were deficient. City Manager Baity responded to Ms. Stalls.

4. Public Hearings and Special Reports

1. Downtown Master Plan Advisory Committee

Meghan Cole, Vice Chair of the Downtown Master Plan Advisory Committee, provided a presentation which provided an overview of the final report of the findings for the Downtown Advisory Committee.

Councilman Fronabarger asked the inclusion of all emails received from the public within the report and noted the absence of emails which he had submitted. Ms. Cole responded to his comments. Mayor Monty indicated that formal acceptance of the report would probably occur at another meeting.

2. Stars On Main by Carbondale Community Arts

Nancy Stemper, Executive Director of the Carbondale Community Arts, and Marie Bukowski,

Secretary of the CCA and member of the Downtown Advisory Committee, gave a presentation on renewing the placement of sidewalk mosaics known as Stars on Main and sought confirmation of the City Council's interest in renewing the Stars on Main public art project.

City Council questions and comments were responded to by Ms. Stemper. Additional specifics will be provided to the Council at a later date.

5. Consent Agenda

1. Approval of Minutes for the Regular City Council Meeting Held on December 2, 2014. Recommendation: Approve.
2. Approval of Warrant for Period Ending 11/24/2014 FY 2015 Warrant # 1229 in the Amount of \$3,964,083.18. Recommendation: Approve Warrant #1229. (Exhibit A-12-16-2014)
3. Approval of Warrant for Period Ending 10/31/2014 FY 2015 Warrant # WF10/2014 in the Amount of \$141,355.95. Recommendation: Approve Warrant # WF10/2014. (Exhibit B-12-16-2014)
4. Acceptance of Minutes of Boards, Commissions, and Committees. Recommendation: Accept and file the approved meeting minutes of the Foreign Fire Insurance Board of August 14, 2014.
5. Ordinance Authorizing the City Manager to Enter into the First Addendum to the Mutual Aid Box Alarm System Intergovernmental Agreement. Recommendation: Adopt an Ordinance Authorizing the City Manager to Enter into the First Addendum to the Mutual Aid Box Alarm System Intergovernmental Agreement. (Ordinance 2014-51; Exhibit C-12-16-2014)
6. Pulled by C. McDaniel
7. Pulled by L. Fronabarger
8. Appointment to Boards and Commissions. Recommendation: Concur with the Mayor's recommended appointment of David Cisco to fill an unexpired term on the Liquor Advisory Board ending May 1, 2015.
9. Resolution Approving a Redevelopment Agreement Using Tax Increment Financing at 518 South Illinois Avenue. Recommendation: Approve a Resolution Authorizing the City Manager to Enter into an Economic Development Tax Increment Financing Agreement with Srinivas Gundala d/b/a SSST, LLC, for the property located at 518 South Illinois Avenue. (Resolution 2014-R-49; Exhibit E-12-16-2014)

L. Jack moved, J. Adams seconded, to approve Consent Agenda Items 5.1, 5.2, 5.3, 5.4, 5.5, 5.8, and 5.9. VOTE: Ayes: J. Bradshaw, C. Harvey, L. Jack, J. Adams, L. Fronabarger, C. McDaniel, and D. Monty. Nays: None. Motion declared carried.

5.6 Ordinance Approving a Text Amendment Increasing the Amount of Chicken Coop Licenses Within the City Limits from Twenty (20) to Thirty (30).

J. Adams moved, J. Bradshaw seconded, to adopt an Ordinance increasing the Chicken Coop Licenses within City limits from twenty (20) to thirty (30). DISCUSSION: D. Monty detailed those problems which had been reported to the City. L. Fronabarger and D. Monty remarked on the beginnings of the chicken coop program and the citizen interest in keeping chickens. C. McDaniel noted her reason behind pulling the item from the consent agenda.

M. Stalls asked about the recommendation for increasing licenses by ten (10) and indicated she was not in favor of the increase.

VOTE: Ayes: J. Bradshaw, C. Harvey, L. Jack, J. Adams, L. Fronabarger, and D. Monty. Nays: C. McDaniel. Motion declared carried. (Ordinance 2014-52; Exhibit D-12-16-2014)

5.7 Award of Contract for the NWWWTP Final Clarifier Renovations (CIP WW1004) to KCI Construction Company of St. Louis, Missouri, in the amount of \$925,000. Recommendation: Award the Contract for the Northwest Wastewater Treatment Plant Final Clarifier Renovations (WW1004) to KCI Construction Company.

L. Fronabarger moved, C. Harvey seconded, to award the contract for the Northwest Wastewater Treatment Plant Final Clarifier Renovations to KCI Construction Company. DISCUSSION: L. Fronabarger asked about utilizing the local bid preference and amending the local bid preference Ordinance. VOTE: Ayes: J. Bradshaw, C. Harvey, L. Jack, J. Adams, L. Fronabarger, C. McDaniel, and D. Monty. Nays: None. Motion declared carried.

6. General Business

1. Ordinance Adopting the 2014 Property Tax Levy

The City Council discussed a document which compared the tax per \$100 of equalized assessed value of property levied by various municipalities.

J. Adams moved to divide the question in order to take up the issue of the City tax and the Library tax separately.

Tax Levy for the Carbondale Public Library

J. Adams moved, L. Fronabarger seconded, to adopt an Ordinance for the 2014 Tax Levy in the amount of \$1,001,892 for Library Purposes.

VOTE: Ayes: J. Bradshaw, C. Harvey, L. Jack, J. Adams, L. Fronabarger, C. McDaniel, and D. Monty. Nays: None. Motion declared carried. (Ordinance 2014-53; Exhibit F-12-16-2014)

Tax Levy for City Government Purposes

L. Jack moved, C. McDaniel seconded, to approve an Ordinance Adopting the 2014 Tax Levy for City purposes.

DISCUSSION: L. Jack and J. Adams provided explanation for their votes on this matter.

M. Stalls urged the City Council to not pass a property tax increase. Rebel Pinkston, 1230 West Schwartz Street, shared an observation about the future if a cut of \$174,000 could not be made now.

VOTE: Ayes: J. Bradshaw, C. Harvey, L. Jack, C. McDaniel, and D. Monty. Nays: J. Adams and L. Fronabarger. Motion declared carried. (Ordinance 2014-54; Exhibit G-12-16-2014)

2. Ordinances Abating the 2014 Tax Levy for General Obligation Bonds

J. Adams moved, C. McDaniel seconded, to approve Ordinances Abating the 2014 Debt Service Tax Levy for the 2006, 2010A, 2010B, 2011, and 2013 General Obligation Bonds. DISCUSSION: None. VOTE: Ayes: J. Bradshaw, C. Harvey, L. Jack, J. Adams, L. Fronabarger, C. McDaniel, and D. Monty. Nays: None. Motion declared carried. (Ordinances 2014-55, 56, 57, 58, 59, 60; Exhibits H, I, J, K, L, M-12-16-2014)

3. Ordinance Establishing the 2014 Tax Levy for the Downtown Special Service Area Number One

J. Bradshaw moved, L. Fronabarger seconded, to approve the Ordinance Adopting the 2014 Tax Levy in the amount of \$41,168 for the Downtown Special Service Area Number One.

DISCUSSION: C. McDaniel asked if businesses in the surrounding area had been notified of this item. K. Baity and D. Monty responded. VOTE: Ayes: J. Bradshaw, C. Harvey, L. Jack, J. Adams, L. Fronabarger, C. McDaniel, and D. Monty. Nays: None. Motion declared carried. (Ordinance 2014-61; Exhibit N-12-16-2014)

4. Ordinance Amending Title Two (2) of the Carbondale Revised Code as it Pertains to Class B Liquor Licenses

L. Fronabarger moved, C. McDaniel seconded, to adopt an Ordinance increasing the cap on Class B licenses from 16 to 20.

Public Response in Favor of or Opposition to Increasing or Removing the Cap on Class B licenses and Creation of Class B3 for Video Gaming

Adam Loos, 512 West Pecan, supported the elimination of the cap on B licenses and setting location restrictions on B3 licenses if they should be created.

Sally Carter, Carbondale, owner of Hangar 9, noted the history of why the caps were instituted and indicated her opposition to removing the license cap.

M. Stalls indicated her opposition to raising the cap and allowing stand-alone gaming establishments. She suggested inviting social service agencies to address gambling and alcohol addiction issues.

Mike Henry indicated his opposition to video gaming in the City.

Navreet Kang, 613 South Terrace Drive, supported the removal of the cap on B licenses once the B3 license is created.

Lance Jack, 1023 North Bridge, supported the removal of the cap on Class B licenses, commented on problems created by having the cap in place, and changing the perception of the bar classification. He also indicated he did not support limiting video gaming.

D. Gorton, 606 West Elm Street, indicated that the Downtown Advisory Committee did not consider support or opposition to the issue of caps specifically, but did support opening up business opportunity in the downtown without constraints.

The City Council members provided their own opinions relating to the support of or opposition to increasing or removing the cap on Class B licenses, as well as the creation of a Class B3 license and whether to regulate video gaming establishments. The matter of creating a video gaming license will be reviewed by Staff and brought back at a future date.

VOTE: Ayes: J. Bradshaw, C. Harvey, J. Adams, L. Fronabarger, and D. Monty. Nays: C. McDaniel. L. Jack abstained. Motion declared carried. (Ordinance 2014-62; Exhibit O-12-16-2014)

5. Discussion and Direction of Next Steps in the Creation of a Downtown Master Plan

The City Council deliberated the three options and one alternate option presented for use in the selection of a professional consultant in preparation for the final Downtown Master Plan. Factors taken into consideration included time to complete the project, the original charge for the Downtown Advisory Committee and their findings compiled in an Interim Report, changes to the Request for Qualifications from May 2014 until now, input from Public Works Director Sean Henry and Economic Developer Coordinator Gary Williams, input from Downtown Advisory Committee (DAC) members Meghan Cole and D. Gorton, and resources available in the development and implementation of the plan.

After lengthy deliberation, the City Council determined that in addition to the consultant review committee, the DAC Executive Committee and two members from the City Council would assist in updating the Request for Qualifications.

J. Bradshaw moved, C. Harvey seconded, to have the consultant review committee, members of the DAC Executive Committee, and two members of the City Council update the RFQ to be submitted with the Interim Report from the Downtown Advisory Committee to the five firms selected by the consultant review committee in June 2014. VOTE: Ayes: J. Bradshaw, C. Harvey, L. Jack, J. Adams, L. Fronabarger, C. McDaniel, and D. Monty. Nays: None. Motion declared carried.

C. Harvey moved, L. Fronabarger seconded, to appoint Councilman Fronabarger and Acting Mayor Monty as the two members of the City Council who will assist in the refinement of the Request for Qualifications. VOTE: Ayes: J. Bradshaw, C. Harvey, L. Jack, J. Adams, L. Fronabarger, C. McDaniel, and D. Monty. Nays: None. Motion declared carried.

7. Council Comments

Councilman Jack commented on the success of the Lights Fantastic parade and suggested that additional temporary trashcans need to be placed for these events. He noted that on prior occasions he had received notification that when handing out flyers to people, if those flyers become a litter problem, he as a business owner would be held responsible and that same responsibility needs to be made clear to participants in the parade who choose to pass out flyers.

Councilwoman Bradshaw commented that as a follow-up to the tax levy agenda items, the Council needs to have a retreat to discuss budget and financial issues. City Manager Baity indicated that he and Finance Staff would be selecting dates for holding that retreat.

Councilwoman Adams commented on the receipt of a newsletter which included an interesting article on stormwater management and the regulations which are being put into place.

Councilman Jack requested that a list of five or six dates for the City Council retreat be included in the next Council packet.

Acting Mayor Monty commented on the City Council candidates in the audience and noted that the meetings give a preview of issues that they will face if elected. He also stated that it would benefit the citizens of Carbondale if candidates provided specifics when campaigning as to where they would cut the budget or eliminate waste.

8. Adjournment

There being no further business to come before the Council, the meeting was declared adjourned at 10:41 p.m.

Approved by the City Council on:

Jennifer R. Sorrell, City Clerk