

City Council of the City of Carbondale, Illinois
Regular Meeting of February 23, 2016

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, February 23, 2016 in City Council Chambers, 200 South Illinois Avenue. Mayor Henry called the meeting to order at 7:25 p.m. with the following members of the Council present/absent:

1. Roll Call

Present: Councilman Navreet Kang, Councilwoman Jessica Bradshaw, Councilwoman Carolin Harvey, Councilman Lee Fronabarger, Councilman Tom Grant, Councilman Adam Loos, and Mayor John M. Henry

Absent: None

Also present were City Clerk Jennifer Sorrell, Interim City Manager Gary Williams, and various members of the City's administrative staff.

2. General Announcements and Proclamations

City Clerk Sorrell announced that the Illinois Department of Human Rights has requested Mayor Henry's participation in an initiative to study and develop recommendations regarding best practices to prevent discrimination and promote diversity in employment, housing, public accommodation, financial credit, education, criminal justice, and civic engagement. The findings of the study will result in the delivery of a comprehensive report to the Governor.

Councilman Fronabarger announced that Saturday will be the last men's basketball game of the season and encouraged everyone to attend and cheer on the Salukis.

3. Citizens' Comments and Questions

Rodney Morris, 521 Knight Street, asked for an update on the City's responses to the questions submitted from the Concerned Citizens of Carbondale regarding the Brightfields project.

Margaret Nesbitt, 216 E. James and Thelma Walker Avenue, invited the Council and citizens to attend a Black History month celebration on Thursday, February 25, at the Eurma C. Hayes Center.

4. Public Hearings and Special Reports

Downtown Advisory Committee Update

Jack Langowski, Chairman of the Downtown Advisory Committee (DAC), provided an update on the progress of the Downtown Master Plan, the planned distribution of a draft of the plan, upcoming DAC meetings, and plans for a public hearing on the draft plan.

5. Consent Agenda

1. Approval of minutes from the City Council Retreats of January 6 and 7, 2016, and the Regular City Council Meeting of February 9, 2016. Recommendation: Approve.
2. Warrant for the Period Ending 02/01/2016 FY 2016 Warrant # 1264 in the amount of \$1,811,929.42. Recommendation: Approve Warrant #1264. (Exhibit A-02-23-2016)
3. Acceptance of Minutes of Boards, Commissions, and Committees. Recommendation: Accept and place on file the minutes of the Liquor Advisory Board from December 3, 2015 and the Police Pension Board from January 25, 2016.
4. Award of Purchase of Various Water Treatment Chemicals for FY 2017. Recommendation:

Award the purchase of water treatment plant chemicals to the respective lowest qualified bidders for FY 2017 purchases.

5. Pulled by T. Grant
6. Pulled by Sandy Litecky from the audience
7. Resolution authorizing the City Manager to execute an Engineering Agreement with Kaskaskia Engineering Group, LLC in the amount of \$23,000 for Grant Application Preparation for the Multimodal Transportation Center (SP1002). Recommendation: Approve the Resolution authorizing the City Manager to execute an agreement with Kaskaskia Engineering Group, LLC. (Resolution 2016-R-08; Exhibit D-02-23-2016)

MOTION: A. Loos moved, L. Fronabarger seconded, to approve Consent Agenda Items 5.1, 5.2, 5.3, 5.4, and 5.7. VOTE: Ayes: N. Kang, J. Bradshaw, C. Harvey, L. Fronabarger, T. Grant, A. Loos, and J. Henry. Nays: None. Motion declared carried.

5.5 Resolution Approving a request by Fox Creek and Associates, LLC for a Special Use Permit to construct three duplexes in the PA, Professional Administrative Office District located at 1100 and 1110 Black Diamond Drive

MOTION: A. Loos moved, C. Harvey seconded, to approve a Resolution approving a Special Use Permit for Fox Creek and Associates, LLC.

DISCUSSION: Councilman Grant conveyed concerns relayed to him by a resident pertaining to traffic and an interest in seeing a privacy wall built along the subdivision.

Rolf Schilling, serving in the capacity as a consultant for the owner, responded to the matter of traffic concerns by comparing the road to other roads in Carbondale, commented on the benefits of the development, and the reason for the request for the Special Use. Mr. Schilling responded to Council inquiries.

Gregory Veach, 2905 West Striegel, reaffirmed the concern about traffic and pointed out a drainage issue due to the parcel in question. He asked the Council to modify the approval to condition it upon placement of two duplexes or to require that the third duplex face in the same direction as the other two.

VOTE: Ayes: N. Kang, J. Bradshaw, C. Harvey, L. Fronabarger, T. Grant, A. Loos, and J. Henry. Nays: None. Motion declared carried. (Resolution 2016-R-07; Exhibit B-02-23-2016)

5.6 Ordinance accepting a seized vehicle for the Police Department and approving a Budget Adjustment to increase the Police Department's FY 2016 Budget

MOTION: N. Kang moved, T. Grant seconded, to approve an Ordinance accepting the vehicle and approving a budget adjustment for the Police Department's FY 2016 Budget. DISCUSSION: Sandy Litecky, 603 West Walnut Street, noted she wished to clarify the budget increase was an accounting matter only.

VOTE: Ayes: N. Kang, J. Bradshaw, C. Harvey, L. Fronabarger, T. Grant, A. Loos, and J. Henry. Nays: None. Motion declared carried. (Ordinance 2016-11; Exhibit C-02-23-2016)

6. General Business

1. Ordinance amending Title 5 of the Carbondale Revised Code to add a section "D" for Food Trucks

Councilmembers expressed their opinions and concerns regarding the operation of food trucks in certain

areas delineated in some of the maps, shared feedback that they received from the public, offered suggestions for modifications to the language and maps, and asked for clarification of provisions in the proposed language.

Curran Bishop, 105 West Willow Street, expressed his favor for the item and noted that as a customer, he would be looking for a very different experience from a food truck than a traditional restaurant.

Chief Grubbs responded to Council inquiry regarding the potential impact on policing efforts from the operation of food trucks in the early morning hours.

MOTION: A. Loos moved to approve the Ordinance amending Title 5 of the Carbondale Revised Code to add a section “D” for Food trucks. N. Kang seconded the motion with a request to amend the motion to include a tiered fee for residents and non-residents. The mover, Councilman Loos, declined the suggestion for an amendment to the motion.

MOTION: A. Loos moved, J. Bradshaw seconded, to approve the Ordinance amending Title 5 of the Carbondale Revised Code to add a section “D” for Food Trucks. VOTE: Ayes: N. Kang, J. Bradshaw, C. Harvey, T. Grant, A. Loos, and J. Henry. Nays: L. Fronabarger. Motion declared carried. (Ordinance 2016-12; Exhibit E-02-23-2016)

2. Ordinance amending Title 18, Chapter 16 of the Carbondale Revised Code to regulate the use of golf carts on public streets in the City of Carbondale

The Council requested a few points of clarification and expressed their general approval of this item.

Gary Austin, 3035 West Alveria, thanked the City Council for considering this item.

MOTION: T. Grant moved, L. Fronabarger, to approve an Ordinance amending Title Eighteen, Chapter 16, of the Carbondale Revised Code to regulate the use of golf carts on public streets in the City of Carbondale. VOTE: Ayes: N. Kang, J. Bradshaw, C. Harvey, L. Fronabarger, T. Grant, A. Loos, and J. Henry. Nays: None. Motion declared carried. (Ordinance 2016-13; Exhibit F-02-23-2016)

3. Council discussion regarding a boundary agreement with the City of Murphysboro and discussion regarding Southern Illinois Airport annexation agreement

The discussion regarding the Southern Illinois Airport was pulled and will be brought back at a later date.

Council questions and comments included how far south the boundary would run, remarks about the former formal agreement and “gentlemen’s agreement”, observations about the respective cities’ population growth, concern about the boundary line moving towards Carbondale, the progress made in ten years of negotiations, taking a broader look at the prospects for Carbondale’s ability for expansion in all directions, the term of the proposed agreement, the use of and infill of flood plain, as well as individual remarks in favor of or in opposition to the current draft of the agreement.

Don Monty, 418 South Giant City Road, offered a historical perspective on the boundary issue between Carbondale and Murphysboro. He indicated that the proposed boundary agreement seemed reasonable as a practical matter and given the broad historical context. Mr. Monty went on to comment on the Southern Illinois Airport property which is supported by property taxes paid by residents of both cities.

Will Stephens, Mayor of Murphysboro, commented on his desire to see intergovernmental cooperation, and offered some explanation regarding the delineation of specific parcels and the placement of the proposed boundary line.

7. Council Comments

Councilman Loos responded to Councilwoman Bradshaw’s remarks.

Councilman Kang announced that the Kiwanis Pancake Day will be on Saturday, February 27.

Councilwoman Bradshaw called attention to the earlier Consent Agenda item pertaining to the application for a TIGER Grant to be used for the future multi-modal transportation.

Councilman Fronabarger noted the cooperation received from Murphysboro.

8. Closed Meeting to discuss the purchase or lease of real property and the setting of a price for the sale or lease of real property

MOTION: T. Grant moved, L. Fronabarger seconded, to hold a Closed Meeting to discuss the purchase or lease of real property and the setting of a price for the sale or lease of real property. Discussion of these matters is permitted under 5 ILCS 120/2(c)(5) and (c)(6) of the Illinois Open Meetings Act. VOTE: Ayes: N. Kang, J. Bradshaw, C. Harvey, L. Fronabarger, T. Grant, A. Loos, and J. Henry. Nays: None. Motion declared carried. Open session recessed at 9:22 p.m.

MOTION: C. Harvey moved, T. Grant seconded, to return to open session. VOTE: Ayes: N. Kang, J. Bradshaw, C. Harvey, L. Fronabarger, T. Grant, A. Loos, and J. Henry. Nays: None. Motion declared carried. Open session resumed at 10:01 p.m.

9. Adjournment

There being no further business to come before the City Council, the meeting was declared adjourned at 10:01 p.m.

Jennifer R. Sorrell, City Clerk

Approved by the City Council on:
