

## **Regular City Council Meeting March 28, 2023 (Tuesday, March 28, 2023)**

*Generated by Jennifer R Sorrell on Wednesday, March 29, 2023*

### **Councilmembers present**

Councilmember Jeff Doherty, Councilmember Lee Fronabarger, Councilmember Tom Grant, Councilmember Adam Loos, Councilmember Ginger Rye Sanders, and Mayor Pro Tempore Carolin Harvey

### **Councilmembers absent**

Mayor John M. Henry

Meeting called to order at 6:00 p.m.

### **1. Preliminaries to the City Council Meeting**

#### **Procedural: 1.1 Roll Call**

#### **Procedural: 1.2 Citizens' Comments and Questions**

Citizens addressing the City Council during Citizens' Comments were Chastity Mays, James Cooper, Jr., John Lenzini, Elius Reed, and Mary Elizabeth Hamilton.

#### **Procedural: 1.3 Council Comments, General Announcements, and Proclamations**

Councilmember Rye-Sanders extended an invitation to the public to attend the Boys to Men Forum for a community discussion on violence at the Eurma C. Hayes Center on Thursday.

Councilmember Fronabarger announced Early Voting dates and the hours which polls will be open on Election Day. He asked Council for their consent to present the key to the City to Bob Odenkirk.

Mayor Pro Tempore Harvey announced that Sarah Collins Rudolph will speak and hold a book signing at the Morris Public Library on Wednesday.

#### **Procedural: 1.4 Proclamation For Mayors' Monarch Pledge Day**

Mayor Pro Tempore Harvey proclaimed March 28, 2023, as Mayors' Monarch Pledge Day in the City of Carbondale and encouraged citizens to take meaningful action to protect all pollinators, including the monarch butterfly.

#### **Procedural: 1.5 Proclamation for the Week of the Young Child**

Mayor Pro Tempore Harvey proclaimed the week of April 1-7, 2023, as the Week of the Young Child and encouraged citizens to support efforts that increase children and families' access to quality early childhood education.

Yolanda Dean accepted the Proclamation for the Week of the Young Child.

#### **Procedural: 1.6 Proclamation for Bob Odenkirk Day**

Mayor Pro Tempore Harvey proclaimed April 3, 2023, as Bob Odenkirk Day in the City of Carbondale.

## 2. Public Hearings and Special Reports

### 3. Consent Agenda of the City Council

Action (Consent): 3.1 **Regular City Council Meeting Minutes from March 14, 2023**

Resolution: Approve the minutes from the regular City Council meeting of March 14, 2023

Action (Consent): 3.2 **Approval of Warrant for the Period Ending: 03/17/2023 for the FY 2023 Warrant 1455 in the Total Amount of \$953,180.57**

Resolution: Accept the following report of payments made for the period ended: 03/17/2023 totaling \$953,180.57 (*Exhibit A-03-28-2023*)

Action (Consent): 3.3 **Acceptance of Approved Meeting Minutes from Boards, Commissions, and Committees**

Resolution: Accept the approved meeting minutes from Boards, Commissions, and Committees and place them on file.

Action (Consent): 3.4 **Accept and Approve the Bylaws of the Sustainability Commission**

Resolution: Approve the amended bylaws of the Sustainability Commission

Action (Consent): 3.5 **Appointments and Reappointments to Boards and Commissions**

Resolution: Council is requested to concur with Mayor Pro Tempore Harvey's recommended appointments and reappointments to Boards and Commissions

Action (Consent): 3.6 **Resolution to Adopt Mayors' Monarch Pledge**

Resolution: Approve the Mayor's Monarch Pledge Resolution (*Resolution 2023-R-23; Exhibit B-03-28-2023*)

Action (Consent): 3.7 **Award the Purchase for a Fire Gear Washer/Extractor and Gear Dryer to Dinges Fire Company of Amboy, Illinois in the Amount of \$19,715**

Resolution: Award the Purchase for a Fire Gear Washer/Extractor and Gear Dryer to Dinges Fire Company of Amboy, Illinois in the Amount of \$19,715

Action (Consent): 3.8 **Ordinance Authorizing a Budget Adjustment to Increase the FY 2023 Budgeted Expenditures for the Purchase of Fire/Emergency Management Communication Equipment Authorized by the City Council**

Resolution: Approve an Ordinance authorizing a Budget Adjustment to increase the FY 2023 Budgeted Expenditures for the purchase of Fire/Emergency Management communication equipment authorized by the City Council in the amount of \$110,204 (*Ordinance 2023-09; Exhibit C-03-28-2023*)

Action (Consent): 3.9 **Resolution Authorizing the City Manager to Enter into a Professional Services Agreement with Holcomb Foundation Engineering of Carbondale, Illinois to Perform Construction Materials Testing at the Southern Illinois Multimodal Station**

Resolution: Approve a resolution authorizing the City Manager to enter into a professional services agreement with Holcomb Foundation Engineering to perform construction materials testing at the SIMMS project. (*Resolution 2023-R-24; Exhibit D-03-28-2023*)

Action (Consent): 3.10 **Resolution Authorizing the City Manager to Enter into a Professional Services Agreement with Bacon Farmer Workman of Paducah, Kentucky to Perform Steel Testing at the Southern Illinois Multimodal Station**

Resolution: Approve a resolution authorizing the City Manager to enter into a professional services agreement with Bacon Farmer Workman to perform steel testing at the SIMMS project. (*Resolution 2023-R-25; Exhibit E-03-28-2023*)

Action (Consent): 3.11 **Approve the Purchase of Various Water Treatment Chemicals for FY 2024**

Resolution: Award the Purchase of Various Water Treatment Chemicals for FY 2024 to the Lowest Qualified Bidders as follows: 1. Liquid Alum to Chemstream, Inc. in the amount of \$0.125 per pound (estimated cost of \$87,500); 2. Ammonium Sulfate to Hawkins, Inc. in the amount of \$0.2135 per pound (estimated cost of \$17,080); 3. Anionic Polymer to SNF Polydyne Inc. in the amount of \$2.52 per pound (estimated cost of \$6,300); 4. Carbon to Carbon Activated Corp. in the amount of \$1.01 per pound (estimated cost of \$25,250); 5. Cationic Polymer to SNF Polydyne Inc. in the amount of \$1.11 per pound (estimated cost of \$44,400); 6. Caustic Soda to TR International, Inc. in the amount of \$0.2675 per pound (estimated cost of \$133,750); 7. Chlorine to Brenntag Southeast, Inc. in the amount of \$1.146 per pound (estimated cost of \$80,220); 8. Fluoride to Chemstream, Inc. in the amount of \$0.30 per pound (estimated cost of \$12,000).

Action (Consent): 3.12 **Approve the Purchase of a GMC Sierra 2024 3/4 Ton Crew-Cab 4WD Pickup Truck from Auffenberg of Carbondale in the Amount of \$51,000 with a trade in allowance of \$2,000 for a total of \$49,000; and, Adopt a Resolution Declaring a 2001 Dodge Ram 2500 Pickup as Surplus**

Resolution: Approve the Purchase of One GMC Sierra 2024 3/4 Ton Crew-Cab 4WD Pickup Truck from Auffenberg of Carbondale in the Amount of \$49,000 and Adopt a Resolution Declaring a 2001 Dodge Ram 2500 Pickup (VIN#3B7KC26Z31M534626) as Surplus for a Trade-In Allowance of \$2,000.00 (*Resolution 2023-R-26; Exhibit F-03-28-2023*)

Action (Consent): 3.13 **A Resolution Approving the Final Plat of the Minor Subdivision and Subdivision Agreement at 4175 Boskydell Road**

Resolution: Move to Adopt A Resolution Approving the Final Plat of the Minor Subdivision and Subdivision Agreement at 4175 Boskydell Road (*Resolution 2023-R-27; Exhibit G-03-28-2023*)

Action (Consent): 3.15 **Approval of Consent Agenda Items**

Resolution: Approve all Consent Agenda items not pulled for separate consideration

Question on Agenda Item 3.5 - Appointments and Reappointments to Boards and Commissions – Councilmember Rye-Sanders asked why she had not been placed on any Board or Commission.  
Question on Agenda Item 3.7 - asked about why Dinges Fire Company submitted three bids and about the recommended bid.

Question on Agenda Item 3.14 - asked for additional details to explain the recommended cost reduction changes.

Elius Reed asked about the possible placement of a Mantra Con Office in the Multimodal Station.

MOTION: Approve all Consent Agenda items not pulled for separate consideration

Motion by Jeff Doherty, second by Ginger Rye Sanders.

Final Resolution: Motion Carries

Yea: Jeff Doherty, Lee Fronabarger, Tom Grant, Adam Loos, Ginger Rye Sanders, Carolin Harvey

#### 4. General Business of the City Council

Action: 4.1 **Approve a Resolution Authorizing the City Manager to Enter into a Municipal Electric Aggregation Services Agreement with Satori Enterprises, LLC d/b/a Southern Illinois Aggregation Partnership; and to Appoint Satori Enterprises, LLC as Power of Attorney to Execute a Power Supply Agreement on Behalf of the City of Carbondale**

Council questions and comments clarified that this was a voluntary transfer of electricity providers for residents and small businesses that are currently Ameren customers. They asked about how notification will occur, asked what role the City will take in explaining to citizens what options are available, how citizens without internet access will receive notice, how citizens can choose to opt out of the transfer, and how this will affect residents which have solar arrays. Further, they asked what other municipalities participate in the aggregation program, shared a constituent question about why the option isn't to opt-in versus opt-out, noted that there will be no door-to-door solicitation for this program, asked if the City itself has entered in the municipal aggregation program, inquired about AGE's approach to incorporating green energy, and the ability of residents to opt-in after the initial opt-out period.

Jordan Haarman of AGE explained that eligible residents and businesses would receive an opt-out letter from the winning supplier and responded to the City Council's questions.

MOTION: Approve a Resolution Authorizing the City Manager to Enter into a Municipal Electric Aggregation Services Agreement with Satori Enterprises, LLC d/b/a Southern Illinois Aggregation Partnership; and to Appoint Satori Enterprises, LLC as Power of Attorney to Execute a Power Supply Agreement on behalf of the City of Carbondale.

Motion by Adam Loos, second by Lee Fronabarger.

Final Resolution: Motion Carries

Yea: Jeff Doherty, Lee Fronabarger, Tom Grant, Adam Loos, Ginger Rye Sanders, Carolin Harvey (*Resolution 2023-R-28; Exhibit H-03-28-2023*)

Action: 4.2 **An Ordinance Approving, and a Resolution Denying, a Text Amendment to Title 15 of the Carbondale Revised Code Creating a Retail Revitalization Overlay District and Defining Overlay Districts**

Council comments and questions thanked staff for work on this redevelopment tool, suggested extending it to the secondary business district, encouraged moving toward form base versus use base, asked a question about the significance of highlighted information in the Exhibit, if the

addition of religious institutions as a permitted use create a complication for restaurants that might want to serve alcohol, and how a conflict between the base district and overlay would be resolved.

Don Monty asked a theoretical question as it would apply in the BPL.

MOTION: Adopt An Ordinance Approving a Text Amendment to Title 15 of the Carbondale Revised Code Creating a Retail Revitalization Overlay District and Defining Overlay Districts.

Motion by Jeff Doherty, second by Tom Grant.

Final Resolution: Motion Carries

Yea: Jeff Doherty, Lee Fronabarger, Tom Grant, Adam Loos, Ginger Rye Sanders, Carolin Harvey (*Ordinance 2023-10; Exhibit I-03-28-2023*)

## 5. Executive Session

### 5.1 Action: **Vote to Enter into Executive Session**

The City Council is asked to enter into an Executive Session to discuss the appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body and the purchase or lease of real property for the use of the public body, including meetings held for the purpose of discussing whether a particular parcel should be acquired, as permitted by the Illinois Open Meetings Act, 5 ILCS 120/2(c)(1) and (c)(5).

Motion by Adam Loos, second by Tom Grant.

Final Resolution: Motion Carries.

Yea: Jeff Doherty, Lee Fronabarger, Tom Grant, Adam Loos, Ginger Rye Sanders, Carolin Harvey  
*Open session recessed at 7:06 p.m.*

### 5.2 **Motion to Reenter Open Session**

The City Council is asked to return to Open Session.

Motion by Jeff Doherty, second by Tom Grant.

Final Motion: Motion Carries.

Yea: Jeff Doherty, Lee Fronabarger, Tom Grant, Adam Loos, Ginger Rye Sanders, Carolin Harvey  
*Open session resumed at 7:36 p.m.*

## 6. Adjournment of the City Council Meeting

### Procedural: 6.1 **Adjourn meeting**

There being no further business to come before the Council, the meeting was declared adjourned at 7:36 p.m.

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Jennifer R. Sorrell, City Clerk

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Date