

Regular City Council Meeting June 14, 2022 (Tuesday, June 14, 2022)

Generated by Jennifer R Sorrell on Wednesday, June 15, 2022

Council Members present

Councilmember Jeff Doherty, Councilmember Lee Fronabarger, Councilmember Tom Grant, Councilmember Carolin Harvey, Councilmember Adam Loos, Councilmember Ginger Rye Sanders, and Mayor John M Henry

Meeting called to order at 6:00 PM

1. Preliminaries to the City Council Meeting

Procedural: 1.1 Roll Call

A retirement resolution was presented to Kenneth Edwards prior to Council action began. Mayor Henry recognized Human Resources Director Tara Brown's birthday.

Procedural: 1.2 Citizens' Comments and Questions

Dawn Adams remarked on threatening content during citizen comments at the previous City Council meeting and responded to the general nature of those remarks. Further, she requested that Mayor Henry retract a statement and speak out against threats of violence.

Cassandra Coffee shared her online findings regarding a citizen commenter at the previous meeting, noted her opposition to the meeting minutes of May 24, in that they lacked the names of certain citizen commenters and the specific comments made by Mayor Henry, and expressed concern about the potential violence between protestors towards those seeking services at the clinic.

Isaac Ludington, president of Saluki Rainbow Network, spoke about the benefits that the Choices clinic could provide for queer students on campus.

Tish Turl spoke in support of Choices clinic, itemizing additional services provided in addition to abortion, responded to remarks made at the previous meeting, including those by Mayor Henry during the meeting and a radio show.

Jyotsna Kapur encouraged the Council to not focus solely on abortion services, but reproductive justice; she spoke at length about justice, those who are impacted most, reproductive rights, and societal responsibility.

Adam Turl noted that this clinic would be the furthest south in the event *Roe v Wade* is overturned. He urged the protection of reproductive, civil, and healthcare rights, and indicated why these rights are under threat. Further, he responded to remarks Mayor Henry made during a radio show.

Mississippi (no last name given) shared her abortion story and stated reasons why she felt it important to share that story.

Deborah Butan chastised the Mayor for comments at the previous meeting and noted that elections were upcoming.

Victor Ludwig indicated that the public wanted the Council to express support for the clinic, services, preservation of rights, and enforcing a noise ordinance, noting how this will reflect upon Carbondale.

Joss noted the importance of services and treatment the clinic would provide and chided Mayor Henry for his remarks.

Procedural: 1.3 Council Comments, General Announcements, and Proclamations

Mayor Henry responded to the citizens' comments, expressed his apology, and noted his support for the clinic being here.

Councilmember Grant shared his viewpoints regarding rights, religion, and the clinic. He noted the Civic Center is a cooling center and urged safety in the heat.

Councilmember Loos noted his appreciation for the citizens who commented standing up for people's rights as well largely being from Carbondale.

Councilmember Fronabarger shared early voting details for the June Primary.

Councilmember Harvey reminded the public of Carbondale's Juneteenth celebration and events going on throughout the week.

Councilmember Rye Sanders invited community members to join in the Juneteenth events and that Narcan education will be occurring at the block party on Friday.

Councilmember Doherty remarked on the nature of citizen comments, noted that Choices will be a legal business, and the City will protect their right to operate as a legal business.

Procedural: 1.4 Proclamations for Juneteenth, Feed My Sheep Day, and Role Playing Game Day

Mayor Henry proclaimed Sunday, June 19, 2022, as Juneteenth in the City of Carbondale, and encouraged citizens to pay tribute to the journey, embrace the past, as well as the future, that unity, respect, and appreciation brings. Corene McDaniel accepted the proclamation as President of the African American Museum of Southern Illinois.

Mayor Henry proclaimed Saturday, June 25, 2022, as Feed My Sheep Day in the City of Carbondale, and encouraged citizens to join in supporting the Feed My Sheep Community Kitchen with monetary and food donations. Delores Penn and Pastor Chambers accepted the Feed My Sheep Day proclamation on behalf of the Bethel AME Church.

Mayor Henry proclaimed June 25, 2022, as Role Playing Game Day in the City of Carbondale,

and encouraged citizens to observe this occasion by supporting appropriate activities. Scott Thorne owner of Castle Perilous accepted the Role Playing Game Day proclamation.

2. Public Hearings and Special Reports

Reports: 2.1 Presentation from Moran Economic Development on the Final Draft Amended Project Area Redevelopment Plan for Tax Increment Financing District #2

Jared from Moran Economic Development presented updates on the TIF #2 Amendment process; the topics covered included the findings of the eligibility study, redevelopment plan, and housing impact study. He detailed the next steps in the process.

Councilmembers inquired about specific parcels on the maps, plans for addressing antiquated platting areas, concern about combining lots and the need for an overlay district

A member of the Arbor District noted that details about what the district would like to see could be obtained by email and requested clarification of how the TIF would function should improvements be made.

Joshua Liechty noted that the block on which he lives would meet the qualifications for inclusion and asked about the process for expanding the district in the future.

Discussion, Information, Reports: 2.2 Report on Tax Revenue Provided via Home Rule Status

Council inquired about what specific activities the City would no longer be able to perform and what changes would occur, requested a fully detailed list of those changes, noted improvements and benefits which home rule has provided, noted that the authority could be used or misused, the importance of citizen involvement, the importance of the question to go before the citizens, remarked on the regulatory and revenue impacts, asked about the options available for a future election should Home Rule not pass as well as what would happen in the interim, noted that replacing decision makers as opposed to revoking home rule authority was an option, noted the cities in southern Illinois which have home rule authority, inquired about what the Councilmembers can and cannot do for or against the referendum, and asked about the overall loss to the budget. There was back and forth discussion about use or misuse of Home Rule authority.

City Manager Williams and City Attorney Snyder itemized some of those changes and possible detriments to the community. Finance Director Davis noted the overall loss of approximately nineteen million dollars to the budget.

3. Consent Agenda of the City Council

Action (Consent): 3.1 **Approval of the Regular City Council Meeting Minutes from May 24, 2022** Resolution: Approve the Regular City Council Meeting Minutes from May 24, 2022

Action (Consent): 3.2 **Resolution Commending Kenneth Edwards for Service to the City of Carbondale** Resolution: Approve the Resolution commending Kenneth Edwards for service to the City of Carbondale (*Resolution 2022-R-26; Exhibit A-06-14-2022*)

Action (Consent): **3.3 Resolution Authorizing the City Manager to Execute an Engagement Letter with Kerber, Eck, & Braeckel for the City's FY 2022 Audit**

Resolution: Adopt the Resolution authorizing the City Manager to execute the Engagement Letters with Kerber, Eck, & Braeckel for FY 2022 audit services (*Resolution 2022-R-27; Exhibit B-06-14-2022*)

Action: **3.4 Award Purchase of Motor Fuel Tax Materials for FY2023**

Resolution: Conditionally Award the purchase of MFT Maintenance Materials pending IDOT's concurrence to: Section 23-00000-01-GM Groups A,C,E and G to Beelman Logistic LLC of East St Louis, IL, in the amount of \$28,034 and Group F to Illini Asphalt of Benton, IL, in the amount of \$16,500;It is further requested that the purchase of Non-MFT Maintenance Materials be awarded to Beelman Logistics LLC, East St Louis, IL, for Groups B and D in the amount of \$31,340.

Pulled by G. Rye-Sanders

Action (Consent): **3.5 Award of Contract to Hutchison Engineering, Inc in the Amount of \$53,042.60 for Phase III/Construction Inspection for the Northwest Bike Trail from Oakland Ave to New Era Rd. (CIP OS1704)**

Resolution: Award a Contract to Hutchison Engineering Inc in the amount of \$53,042.60 for Phase III/Construction Inspection for the Northwest Bike Trail from Oakland Ave to New Era Rd.

Action (Consent): **3.6 Award of Contract to Hutchison Engineering, Inc. in the Amount of \$125,942.15 for Phase III Engineering/ Construction Inspection Services for the New Era Road Reconstruction Project (CIP ST1901)**

Resolution: Award of Contract with Hutchison Engineering Inc. in the Amount of \$125,942.15 for Phase III Engineering/ Construction Inspection Services for the New Era Road Reconstruction Glenn Road to Airport Road

Action: **3.8 Resolution Authorizing the City Manager to Enter into a Contract to Purchase Real Estate at 1501 West Main Street Carbondale to Expand Turley Park**

Adopt a Resolution to Authorize the City Manager to Enter into a Contract to Purchase Real Estate at 1501 West Main Street to expand Turley Park.

Pulled by J. Doherty

Action (Consent): **3.9 Ordinance Fixing a Time and Place for a Public Hearing in Connection with Proposed Amendments to the Redevelopment Plan for Redevelopment Project Area Number Two of the City of Carbondale**

Resolution: Approve an Approve an Ordinance Fixing a Time and Place for a Public Hearing in Connection with Proposed Amendments to the Redevelopment Plan for Carbondale TIF #2 (*Ordinance 2022-22; Exhibit D-06-14-2022*)

Action (Consent): 3.10 **Resolution Authorizing the City Manager to Submit a Grant Application for the Illinois Department of Transportation's Highway Safety Improvement Program in the Amount of \$2,043,455**

Resolution: Adopt a Resolution authorizing the City Manager to submit a grant application for the Illinois Department of Transportation's Highway Safety Improvement Program in the amount of \$2,043,455. (*Resolution 2022-R-29; Exhibit E-06-14-2022*)

Action (Consent): 3.11 **Resolution Authorizing the City Manager to Enter into a Service Agreement with VeoRide Micromobility Rental Service**

Resolution: Adopt a Resolution Authorizing the City Manager to Enter into a Service Agreement with VeoRide Micromobility Rental Service (*Resolution 2022-R-30; Exhibit F-06-14-2022*)

Action (Consent): 3.12 **Approval of Consent Agenda Items**

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

There were comments on item 3.8 noting the control of Turley Park by the City of Carbondale as opposed to the Park District, noting the collaboration between SIU and the City on 3.11, and questions about items 3.5 and 3.6 as to whether the two contracts were bid and how the company was selected.

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

Motion by Lee Fronabarger, second by Carolin Harvey.

Final Resolution: Motion Carries

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

Action: 3.4 **Award Purchase of Motor Fuel Tax Materials for FY2023**

There was discussion about incorrect contact information for certain suppliers on the listing of eligible companies and that some suppliers did not receive the information in question. There were questions about whether this contract met MBE requirements, but the MBE plan does not usually address supplier/material contracts.

Keith Hindman requested further details about what the materials include.

MOTION: Conditionally Award the purchase of MFT Maintenance Materials pending IDOT's concurrence to: Section 23-00000-01-GM Groups A,C,E and G to Beelman Logistic LLC of East St Louis, IL, in the amount of \$28,034 and Group F to Illini Asphalt of Benton, IL, in the amount of \$16,500; AND award the purchase of Non-MFT Maintenance Materials be awarded to Beelman Logistics LLC, East St Louis, IL, for Groups B and D in the amount of \$31,340.

Motion by Jeff Doherty, second by Carolin Harvey.

Final Resolution: Motion Carries

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

Action: 3.8 Resolution Authorizing the City Manager to Enter into a Contract to Purchase Real Estate at 1501 West Main Street Carbondale to Expand Turley Park

MOTION: Adopt a Resolution to Authorize the City Manager to Enter into a Contract to Purchase Real Estate at 1501 West Main Street to expand Turley Park.

Motion by Jeff Doherty, second by Adam Loos.

Final Resolution: Motion Carries

Yea: Jeff Doherty, Lee Fronabarger, Tom Grant, Carolin Harvey, Adam Loos, Ginger Rye Sanders, John M Henry (*Resolution 2022-R-28; Exhibit C-06-14-2022*)

4. General Business of the City Council

Action: 4.1 Resolution Providing for and Requiring the Submission of a Binding Public Question Concerning the Home Rule Authority of the City of Carbondale

The City Attorney noted that both Freeport and Collinsville have considered additional language to clarify the question Councilmembers recommended bring back the Resolution to a future meeting with the addition of clarifying language approved by the City Attorney's Office.

Don Monty encouraged concise and simple language for the clarifying language for the ballot. He noted the number of communities which adopted home rule because they saw the merit of such authority.

Action: 4.2 City Council Discussion and Direction on the Establishment of a Community Housing Trust with a Resolution Authorizing the City Manager to Establish a 501 (C)(3) Corporation for Such Purpose

There was discussion and questions about what the duties would entail, who would decide the membership of the board, what the goals of the trust would be, the types of homes which might be acquired, concerns about the currently drafted bylaws, asked about the filing of the articles of incorporation, a suggestion of including representatives from all four quadrants of the city, support for establishing the trust, remarked on the possible activities of such a trust, who the initial three members would be, an understanding that the first members would be two councilmembers and one staff member for the purpose of forming the corporation and full members would be determined later. Councilmembers Harvey, Rye-Sanders, and Loos volunteered for the role; the members would be determined by drawing lots.

Don Monty noted this type of entity being raised decades ago, noted the advantages including accepting contributions, encouraged council to adopt the resolution, and recommended the inclusion of someone in real estate and/or finance.

Isaac Ludington asked if this may be something to provide housing to SIU students or if this geared towards community members.

MOTION: Adopt a Resolution authorizing the City Manager to Establish a New 501 (C)(3) Corporation to Establish a Community Housing Trust

Motion by Adam Loos, second by Tom Grant.

Final Resolution: Motion Carries

Yea: Jeff Doherty, Lee Fronabarger, Tom Grant, Carolin Harvey, Adam Loos, Ginger Rye Sanders, John M Henry (*Resolution 2022-R-31; Exhibit G-06-14-2022*)

5. Executive Session

Action: 5.1 **Executive Session to Discuss the Setting of a Price for the Sale or Lease of Property Owned by the Public Body**

MOTION: Enter into an Executive Session to discuss the setting of a price for the sale or lease of property owned by the public body as permitted under the Illinois Open Meetings Act 5 ILCS 120/2(c)(6) and (c)(11) pending or imminent litigation

Motion by Tom Grant, second by Jeff Doherty.

Final Resolution: Motion Carries

Yea: Jeff Doherty, Lee Fronabarger, Tom Grant, Carolin Harvey, Adam Loos, Ginger Rye Sanders, John M Henry *Open session recessed at 9:07 p.m.*

Action: 5.2 **Return to Open Session**

MOTION: Return to the Open Session

Motion by Adam Loos, second by Tom Grant.

Final Resolution: Motion Carries

Yea: Jeff Doherty, Lee Fronabarger, Tom Grant, Carolin Harvey, Adam Loos, Ginger Rye Sanders, John M Henry *Open session resumed at 9:56 p.m.*

6. Adjournment of the City Council Meeting

Procedural: 6.1 **Adjourn meeting**

There being no further business to come before the public body, the meeting was declared adjourned at 9:57 p.m.

Jennifer R. Sorrell, City Clerk

Date