Local Liquor Control Commission and Regular City Council Meeting June 25, 2024 (Tuesday, June 25, 2024)
Generated by Jennifer R Sorrell on Wednesday, June 26, 2024

Councilmembers present
Councilmember LaCaje Hill, Councilmember Clare Killman, Councilmember Adam Loos, Councilmember Nancy Maxwell, Councilmember Ginger Rye Sanders, Councilmember Jeff Doherty, and Mayor Carolin Harvey

Meeting called to order at 6:00 PM

Note from Clerk: The Local Liquor Control Commission meeting was rescheduled at the request of the applicant.

1. Preliminaries to the Local Liquor Control Commission Meeting
Procedural: 1.1 **Roll Call**

2. Citizens' Comments for the Local Liquor Control Commission

3. General Business of the Local Liquor Control Commission
Action: 3.1 **Minutes of the Local Liquor Control Commission Meeting of May 14, 2024**

4. Adjournment of the Local Liquor Control Commission
Procedural: 4.1 **Time of Adjournment for Local Liquor Control Commission**

5. Preliminaries to the City Council Meeting
Procedural: 5.1 **Roll Call**

Procedural: 5.2 **Citizens' Comments and Questions**
Individuals addressing the City Council included James Cooper Jr., Jarius Harvey, Jason Bischoff, Macklen Makhloghi, Jonathan Caraker, Connor Sullivan, and Mahar Abou Jabar.

Procedural: 5.3 **Council Comments, General Announcements, and Proclamations**
Councilmember Rye-Sanders commented that the Peace Resolution is being delayed, but it will proceed; and expressed hope for some resolution to this matter so that we can move forward.

Councilmember Killman noted that a neutral resolution has been drafted, a win for all, that a legal review is ongoing, and offered to share the document with others.

Councilmember Hill asked that the resolution come forward sooner than the 90 days, noted that the community has been heard.

Councilmember Maxwell agreed with prior Council comments.

Councilmember Loos remarked on the conduct of the meeting, disagreed with certain comments by Councilmembers, remarked on the Open Meetings Act as it relates to public comments and the amendment of the rules for said comments.

Councilmember Doherty extended an apology to city employees Sharonda Cawthon, Christi Green, and Robert Hardin for not coming to their defense when treated unfairly from the Council dais.

Mayor Harvey noted that meetings should be conducted with respect for all and in accordance with guidelines.

6. Public Hearings and Special Reports

7. Consent Agenda of the City Council
Action (Consent): 7.1 **Regular and Special City Council Meeting Minutes from June 11, 2024** Resolution: Approve the minutes from the Regular and Special City Council meeting of June 11, 2024
Pulled by G. Rye-Sanders

Action (Consent): 7.2 **Approval of Warrant for the Period Ending: 06/07/2024 for the FY 2024 and FY 2025 Warrant 1487 in the Total Amount of $2,476,952.09**
Resolution: Accept the following report of payments made for the period ended: 06/07/2024 totaling $2,476,952.09 *(Exhibit A-06-25-2024)*

Action (Consent): 7.3 **Approval of Wells Fargo Warrant for the Period Ending 04/30/2024 FY 2024 Warrant # WF 04/2024 in the amount of $161,127.80**
Resolution: Accept the following report of payments made for the period ended: 04/30/2024 totaling $161,127.80 *(Exhibit B-06-25-2024)*

Action (Consent): 7.4 **Resolution Authorizing the City of Carbondale to Obtain a Permit from the Department of Transportation of the State of Illinois**
Resolution: Approve a Resolution Authorizing the City of Carbondale to Obtain a Permit from the Department of Transportation of the State of Illinois *(Resolution 2024-R-43; Exhibit C-06-25-2024)*

Action: 7.5 **Resolution Authorizing the Interim City Manager to Submit an Application for the Illinois Department of Transportation's Highway Safety Improvement Program Grant in the Amount of $1,989,700**
Pulled by G. Rye-Sanders

Action (Consent): 7.6 **Appointment and Reappointments to Boards and Commissions**
Resolution: Council is requested to concur with Mayor Harvey's recommended appointment and reappointments to Boards and Commissions

Action (Consent): 7.7 **Resolution Authorizing the Interim City Manager to Enter a Professional Services Agreement with Consulting Firm Planning NEXT to Facilitate the Update of the Comprehensive Plan for 2025**
Resolution: Adopt a Resolution Authorizing the Interim City Manager to Enter a Professional Services Agreement with Consulting Firm Planning NEXT to Facilitate the Update of the Comprehensive Plan for 2025. *(Resolution 2024-R-45; Exhibit E-06-25-2024)*

Action (Consent): 7.8 **Approval of Consent Agenda Items**
Resolution: Approve all Consent Agenda items not pulled for separate consideration

Johnathan Caraker inquired if the warrants were loans and if it was possible to change banks.
Jason Bischoff asked for the definition of Interim.
Jarius Harvey asked about the form of payment to Wells Fargo.

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

Motion by LaCaje Hill, second by Clare Killman.
Final Resolution: Motion Carries
Yea: LaCaje Hill, Clare Killman, Adam Loos, Nancy Maxwell, Ginger Rye Sanders, Jeff Doherty, Carolin Harvey

7.1 **Regular and Special City Council Meeting Minutes from June 11, 2024** Resolution: Approve the minutes from the Regular and Special City Council meeting of June 11, 2024

The agenda item was pulled in order to take separate votes on the two sets of minutes.

MOTION: Divide the question
Motion by Ginger Rye Sanders, second by Nancy Maxwell
Yea: LaCaje Hill, Clare Killman, Adam Loos, Nancy Maxwell, Ginger Rye Sanders, Jeff Doherty
Nay: Carolin Harvey

MOTION: Approve the minutes from the regular City Council meeting of June 11
Motion by LaCaje Hill, second by Jeff Doherty
Yea: LaCaje Hill, Clare Killman, Adam Loos, Nancy Maxwell, Ginger Rye Sanders, Jeff Doherty, Carolin Harvey

Jarius Harvey noted that the ordinances requires the votes to be either aye and nay or yea and nay.

MOTION: Approve the minutes from the Special City Council meeting of June 11
Motion by LaCaje Hill, second by Clare Killman
Yea: LaCaje Hill, Clare Killman, Adam Loos, Jeff Doherty, Carolin Harvey
Nay: Nancy Maxwell, Ginger Rye Sanders

Action: 7.5 **Resolution Authorizing the Interim City Manager to Submit an Application for the Illinois Department of Transportation's Highway Safety Improvement Program Grant in the Amount of $1,989,700**
Council comments and questions included that the area identified in the traffic study needs to be expanded; that the area identified is not as underserved as other areas; asked about how the funding control with SIMPO worked; noted opposition to the right-turn-only improvement; and suggested that the design come to the Council.

MOTION: Adopt a Resolution Authorizing the Interim City Manager to Submit an Application for the Illinois Department of Transportation's Highway Safety Improvement Program Grant in the Amount of $1,989,700.

Motion by Adam Loos, second by Clare Killman.
Final Resolution: Motion Carries
Yea: LaCaje Hill, Clare Killman, Adam Loos, Nancy Maxwell, Jeff Doherty, Carolin Harvey
Nay: Ginger Rye Sanders *(Resolution 2024-R-44; Exhibit D-06-25-2024)*

8. General Business of the City Council
Action: 8.1 **Award of Contract for Washington Street Concert Venue (CIP NO. PB2001) to Fager-McGee Commercial Construction, Inc. Murphysboro, Illinois, in the Amount of $3,372,000, and approve a Budget Adjustment Ordinance of Option 1 or Option 2 included below.**

City Council commented on the awarding of the contract to Fager McGee, the lack of diversity at the SIMMS project, commented on the bid tab, those entities who did bid, and being the best option of those who bid, questioned the wisdom of the project, talked about the competitive bidding process and when it is an appropriate time to make changes to the bidding process and reviewed the specifics of the bid tab for the benefit of the public.

The Council noted that the other question to consider is from where the overage will come and the usage of TIF funds versus the Local Improvement Fund.

City Councilmembers then asked Mr. Fager about the process for hiring, whether there was an incentive to travel, inquired about the subcontractor process, what would happen if a non-union worker wanted to bid, whether there was a difference between commercial and residential hiring processes, asked if there has been contact with the unions about their recruitment for apprenticeship programs, commented on the use of "good faith efforts", remarked on standards moving forward, revisited a prior request to address all of the DEI issues on a future agenda, requested that all parties involved bringing solutions forward on how to achieve the goals, which request received support from other Councilmembers. It was noted that the Diversity and Compliance Officer is doing her job and described her efforts. Further, it was noted that Fager McGee did not already get this job and efforts should be taken to strike comments of that nature in the future.

Chastity Mays suggested emphasizing local hiring requirements for future bids and asked who is holding contractors accountable.

Darren Fager of Fager McGee noted that everyone hired is a union contractor and that they are limited to only hiring union contractors. Further, he responded to questions and commented on the current process and ongoing outreach.

MOTION: Award of Contract for Washington Street Concert Venue (CIP NO. PB2001) to Fager-McGee Commercial Construction, Inc. Murphysboro, Illinois, in the Amount of $3,372,000, and approve a Budget Adjustment Ordinance of Option 1

Motion by Adam Loos, second by LaCaje Hill.

Final Resolution: Motion Carries
Yea: LaCaje Hill, Clare Killman, Adam Loos, Nancy Maxwell, Jeff Doherty, Carolin Harvey
Nay: Ginger Rye Sanders *(Ordinance 2024-16; Exhibit F-06-25-2024)*

Action: 8.2 **Resolution Authorizing the Mayor to Execute an Agreement with CPS HR Consulting for the Purpose of Conducting a Nationwide City Manager Search**

Council members individually noted whether they were or were not in favor of the recommended firm, noted the criteria to look for when selecting a recruitment firm, and compared GovHR and CPS HR Consulting.

Jarius Harvey noted that Council should have received information about prior contracts from predecessors.

MOTION: Adopt the Resolution authorizing the Mayor to execute a professional services agreement with CPS HR Consulting for the purpose of conducting a nationwide search for the next City Manager

Motion by Ginger Rye Sanders, second by Nancy Maxwell.
Final Resolution: Motion Carries
Yea: LaCaje Hill, Clare Killman, Adam Loos, Nancy Maxwell, Ginger Rye Sanders
Nay: Jeff Doherty, Carolin Harvey *(Resolution 2024-R-46; Exhibit G-06-25-2024)*

Action, Discussion: 8.3 **Approval of a Funding Request from the Boys and Girls Club of Southern Illinois in the Amount of $50,000 and an Ordinance increasing the budget for the Agencies and Organization Division of the General Fund**

Councilmembers provided details about the rationale for their votes; the issues with the former Executive Director not facing accountability; the need for a new location and concern about who will pay for it; compared after-school programming by the Boys and Girls Club (BGC) and District 95; a suggestion that Council consider how and to what extent we fund childcare in Carbondale; noted that when BGC closed, other organizations began after school services; suggested that it is unfair to fund BGC, when other programs do not receive such funding; expressing interest in investigating other child care options; whether there would be a way to recoup funding if they do not open in August; inquired question about the timeline; asked what grade levels would be served and expressed concern about middle-school youth being left out; asked about the contributions from the national organization; shared personal experience with BGC; and commented on other organizations who operated without requesting funding; .

Dr. Glenn Poshard and Kathleen Fralish responded to questions from the City Council.

Chastity Mays asked the City Council to carefully consider funding, noting that other organizations stepped up when they closed.

Randy Osborn commented on his prior service as BGC Executive Director; applauded the city for their historical funding commitment; and remarked on the impact and abilities of the BGC.

MOTION: Approve the funding request from the Boys and Girls Club of Southern Illinois in the amount of $50,000 and an Ordinance increasing the budget for the Agencies and Organizations Division of the General Fund;

Motion by Jeff Doherty, second by Clare Killman.
Final Resolution: Motion Carries
Yea: LaCaje Hill, Clare Killman, Jeff Doherty, Carolin Harvey
Nay: Adam Loos, Nancy Maxwell, Ginger Rye Sanders *(Ordinance 2024-17; Exhibit H-06-25-2024)*

9. Executive Session
Action: 9.1 **Enter into Executive Session to Discuss Pending or Imminent Litigation**

MOTION: Enter Into Executive Session to Discuss Pending or Imminent Litigation as Permitted by the Illinois Open Meetings Act 5 ILCS 120/2(c)(11)

Motion by Jeff Doherty, second by Clare Killman.
Final Resolution: Motion Carries
Yea: LaCaje Hill, Clare Killman, Adam Loos, Nancy Maxwell, Ginger Rye Sanders, Jeff Doherty, Carolin Harvey *Open Session recessed at 8:37 p.m.*
Action: 9.2 **Return to Open Session**

MOTION: Return to Open Session

Motion by Adam Loos, second by LaCaje Hill.
Final Resolution: Motion Carries
Yea: LaCaje Hill, Clare Killman, Adam Loos, Nancy Maxwell, Ginger Rye Sanders, Jeff Doherty, Carolin Harvey *(Open Session resumed at 9:29 p.m.)*

10. Adjournment of the City Council Meeting
Procedural: 10.1 **Adjourn meeting**

There being no further business to come before the City Council, the meeting was declared adjourned at 9:29 p.m.

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Jennifer R. Sorrell, City Clerk — Date