

Tuesday, April 23, 2024

Local Liquor Control Commission and Regular City Council Meeting April 23, 2024
City Council Chambers, Room 108
200 South Illinois Avenue
Carbondale, Illinois 62901
6:00 p.m.

1. Preliminaries to the Local Liquor Control Commission Meeting

Subject : 1.1 Roll Call
Meeting : Apr 23, 2024 - Local Liquor Control Commission and Regular City Council Meeting April 23, 2024
Type : Procedural

Public Content

2. Citizens' Comments for the Local Liquor Control Commission

Subject : 2.1 Citizen Comments for the Liquor Commission
Meeting : Apr 23, 2024 - Local Liquor Control Commission and Regular City Council Meeting April 23, 2024
Type :

Public Content

Citizens comments for the Local Liquor Control Commission

3. General Business of the Local Liquor Control Commission

Subject : 3.1 Local Liquor Control Commission Meeting Minutes from March 26, 2024
Meeting : Apr 23, 2024 - Local Liquor Control Commission and Regular City Council Meeting April 23, 2024
Type : Action
Recommended Action : Approve the minutes from the Local Liquor Control Commission meeting of March 26, 2024

Public Content

Originating Department:

File Attachments

[Local Liquor Control Commission Meeting Minutes 26 March 2024.pdf \(11 KB\)](#)

3. General Business of the Local Liquor Control Commission

Subject :	3.2 Hearing Officer's Report and Recommendation No: 2024-33
Meeting :	Apr 23, 2024 - Local Liquor Control Commission and Regular City Council Meeting April 23, 2024
Type :	Action, Reports
Recommended Action :	Accept recommendations from Hearing Officer

Public Content

Originating Department: Legal

Background: Officers with the Carbondale Police Department, utilizing an underage confidential informant, conducted a routine liquor compliance check at Levels Carbondale, LLC on January 26th, 2024. As part of this operation, an alcoholic beverage was purchased inside the establishment on concealed video by the informant in violation of the Carbondale Revised Code. The bartender identified on video was charged with an ordinance violation.

A complaint was filed with the Liquor Commission by the City Attorney's office. On March 18, 2024, the parties entered into a stipulation of facts. All relevant documents and evidence were submitted to the Hearing Officer for review and recommendation to the Liquor Commission. The Commission should accept, reject, or modify the Hearing Officer's Report and Recommendation in whole or in part.

Attached is the recommendation, signed stipulated agreement from Josh Edwards, and a proposed order. As this is the first violation for Levels under the ownership of Joshua Edwards, Staff's recommendation, per standard policy, is costs and a letter of reprimand. The recommendation from the hearing officer notes both a fine and a reprimand.

File Attachments

[Levels - Officer Return of Service of Citation & Notice 2024-04-23.pdf \(174 KB\)](#)

[Levels - Signed Stipulated Agreement 2024-04-23.pdf \(334 KB\)](#)

[Hearing Officer Report \(Levels\) 2024-04-23.pdf \(225 KB\)](#)

[2024 Levels Liquor License 2024-03-23.pdf \(623 KB\)](#)

4. Adjournment of the Local Liquor Control Commission

Subject :	4.1 Time of Adjournment for Local Liquor Control Commission
Meeting :	Apr 23, 2024 - Local Liquor Control Commission and Regular City Council Meeting April 23, 2024
Type :	Procedural

Public Content

5. Preliminaries to the City Council Meeting

Subject :	5.1 Roll Call
Meeting :	Apr 23, 2024 - Local Liquor Control Commission and Regular City Council Meeting April 23, 2024
Type :	Procedural

Public Content

5. Preliminaries to the City Council Meeting

Subject :	5.2 Citizens' Comments and Questions
Meeting :	Apr 23, 2024 - Local Liquor Control Commission and Regular City Council Meeting April 23, 2024
Type :	Procedural

Public Content

Citizens may address the City Council for up to four minutes on any agenda item. Public comments will be accepted for a maximum of 30 minutes per item. Those wishing to address the City Council should raise their hand to be recognized by the Mayor prior to approaching the podium. Speakers should provide their names for the minutes and end their comments when the four-minute time limit is announced. The Council may suspend or waive the speaker time limit with the consent of a majority of Council members present and are not required to respond to public remarks during the meeting.

5. Preliminaries to the City Council Meeting

Subject :	5.3 Council Comments, General Announcements, and Proclamations
Meeting :	Apr 23, 2024 - Local Liquor Control Commission and Regular City Council Meeting April 23, 2024
Type :	Procedural

Public Content

General Comments from the City Council and City Manager. Proclamations, Special Recognition, and Oaths of Office will periodically be administered at this time.

5. Preliminaries to the City Council Meeting

Subject :	5.4 Proclamations for Arbor Day, Destination Healthy Aging Caregiver Conference Day, National Crime Victims'
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Week, National Small Business Week

Meeting :

Apr 23, 2024 - Local Liquor Control Commission and Regular City Council Meeting April 23, 2024

Type :

Procedural

Public Content

Originating Department: Mayor's Office

Background:

Proclamation declaring April 26, 2024, as Arbor Day - A day for appreciating trees and promoting planting trees that will beautify and improve our environment.

Proclamation declaring April 23, 2024, as Destination Healthy Aging Caregiver Conference Day - A day of recognizing the importance of caregivers as they strive to create a more caring and compassionate community.

Proclamation declaring April 21 - 27, 2024, as National Crime Victims' Rights Week - A week to support community efforts to assist all victims of crime during this week and throughout the year.

Proclamation declaring April 28 - May 4, 2024, as National Small Business Week - A week to acknowledge the achievements made by small business owners and entrepreneurs in our community.

File Attachments

[Proclamation for Arbor Day, 2024-04-23.pdf \(713 KB\)](#)

[Proclamation for Destination Healthy Aging Caregiver Conference Day, 2024-04-23.pdf \(965 KB\)](#)

[Proclamation for National Crime Victims' Rights Week, 2024-04-23.pdf \(826 KB\)](#)

[Proclamation for National Small Business Week, 2024-04-23.pdf \(968 KB\)](#)

7. Consent Agenda of the City Council

Subject :

7.1 Approval of the Regular City Council Meeting Minutes of April 9, 2024

Meeting :

Apr 23, 2024 - Local Liquor Control Commission and Regular City Council Meeting April 23, 2024

Type :

Action (Consent)

Recommended Action :

Approve the Regular City Council Meeting Minutes of April 9, 2024.

Public Content

Originating Department: City Clerk's Office

Background:

File Attachments

7. Consent Agenda of the City Council

Subject :	7.2 Approval of Wells Fargo Warrant for the Period Ending 01/31/2024 FY 2024 Warrant # WF 01/2024 in the amount of \$130,686.15
Meeting :	Apr 23, 2024 - Local Liquor Control Commission and Regular City Council Meeting April 23, 2024
Type :	Action (Consent)
Recommended Action :	Accept the following report of payments made for the period ended: 01/31/2024 totaling \$130,686.15
Goals :	Goal #3: Demonstrate fiscal responsibility and transparency while providing high-quality City services

Public Content

Originating Department: Finance

Background:

File Attachments

[Wells Fargo 01-2024 2024-04-23.pdf \(202 KB\)](#)

7. Consent Agenda of the City Council

Subject :	7.3 Approval of Warrant for the Period Ending: 04/12 /2024 for the FY 2024 Warrant 1483 in the Total Amount of \$1,973,841.48
Meeting :	Apr 23, 2024 - Local Liquor Control Commission and Regular City Council Meeting April 23, 2024
Type :	Action (Consent)
Recommended Action :	Accept the following report of payments made for the period ended: 04/12/2024 totaling \$1,973,841.48
Goals :	Goal #3: Demonstrate fiscal responsibility and transparency while providing high-quality City services

Public Content

Originating Department: Finance

Background:

File Attachments

[Warrant 1483 2024-04-23.pdf \(309 KB\)](#)

7. Consent Agenda of the City Council

Subject :	7.4 Reappointment to Boards and Commissions
Meeting :	Apr 23, 2024 - Local Liquor Control Commission and Regular City Council Meeting April 23, 2024
Type :	Action (Consent)
Recommended Action :	Council is requested to concur with Mayor Harvey's recommended reappointment to Boards and Commissions.

Public Content

Originating Department: Mayor's Office

Background: Mayor Harvey recommends the following reappointment to Boards and Commissions:

Police Pension Board of Trustees: Reappointment of Jeffrey Davis to a term ending May 8, 2026.

7. Consent Agenda of the City Council

Subject :	7.5 Contract in the Amount of \$53,500 to McVicker Excavating, Inc., Herrin, IL, for the Demolition of Six Abandoned, Blighted Residential Structures, Bid as Various Residential Demolitions 2024, Round 1.
Meeting :	Apr 23, 2024 - Local Liquor Control Commission and Regular City Council Meeting April 23, 2024
Type :	Action (Consent)
Recommended Action :	Award the contract in the amount of \$53,500 to McVicker Excavating, Inc., Herrin IL, for the demolition of six abandoned, blighted residential structures, bid as Various Residential Demolitions 2024 Round 1.
Goals :	Goal #6: Enhance residential development/rehabilitation Goal #1: Provide a high quality-of-life and foster a sense of community for all residents

Public Content

Originating Department: Community Development

Background:

Staff from the City's Community Development and Economic Development Department applied for and was awarded a grant from the Illinois Housing Development Authority (IHDA) under the Illinois Strong Communities Program Round 2 in the amount of \$484,000 on September 22, 2023, to demolish abandoned, blighted residential structures. Initially, 19 structures were identified in the grant, with the potential for more to be addressed at a later time. As the structures are approved for demolition, bid, demolished, and contractors paid, IHDA will reimburse the City the funds expended for direct costs, as well as indirect expenses, such as title searches.

The first six structures in this bid were deemed to be the most critical in terms of neighborhood safety, duration of their abandonment, and prospects for being rehabilitated and used for residences. These addresses are 605 N. Marion Street, 400 E. Willow Street, 507 E. Birch Street, 318 E. Oak Street, 412 N. Marion Street, and 421 E. Sycamore Street. The structures, outbuildings, overgrowth, sidewalks, and driveways will be removed, and the lots neatly graded, seeded, and utilities marked. Bid documents were prepared using the standard City format for projects of this size. The bid was advertised on Saturday, March 16, 2024. Twelve (12) contractors were sent Invitation to Bids (see attached bid certificate), and five (5) purchased bid packages. Three bids were received and opened on April 16, 2024. The bids ranged from \$75,050 to \$53,500, with McVicker Excavating, Inc. of Herrin, IL, being the lowest bid at \$53,500 (see attached bid tab).

Staff recommends the award for the Various Residential Demolitions 2024 Round 1 to be given to McVicker Excavating, Inc., of Herrin, IL.

The contractor will have 60 days to complete the work once the contract is signed.

File Attachments

- [24-36 Certificate for BNS Demo Round 1 2024-04-23.pdf \(20 KB\)](#)
- [DE&I Bid Report Various Residential Demolitions 2024 Round 1.pdf \(534 KB\)](#)
- [Bid Tab BNS Demo Round 1 2024-04-23.pdf \(377 KB\)](#)

7. Consent Agenda of the City Council

Subject :	7.6 Purchase of Three (3) Police Vehicles from Vogler Ford, Carbondale, IL in the Amount of \$147,348 and an Ordinance Authorizing a Budget Adjustment to Increase the Police Department's FY24 Budget in the amount of \$147,350.
Meeting :	Apr 23, 2024 - Local Liquor Control Commission and Regular City Council Meeting April 23, 2024
Type :	Action (Consent)
Recommended Action :	Award the purchase of three (3) vehicles from Vogler Ford, Carbondale, IL in the amount of \$147,348 and approve an Ordinance authorizing a budget adjustment to increasing the Police Department's FY2024 budget in the amount of \$147,348.

Public Content

Originating Department: Police Department

Background:

Council approved funds in the FY2023 budget for the purchase of three (3) police vehicles. The order for the vehicles was placed in 2022. Shortages of materials and extended production times delayed delivery of the vehicles. Anticipated production dates continuously got pushed back by Ford over the two years. The funds are still designated for this purchase and there is more of an immediate need for the vehicles given the time it has taken to receive them. The vehicles will replace other cars that have already been decommissioned because of mechanical failures due to lengths of service, extended operating hours,

and high mileage. Furthermore, these vehicles will provide for reliable and safe police responses in the City and provide vehicles for officers that live in the City. Since these funds were approved in the FY2023 budget, they are not included in the Police Department FY 2024 budget requiring the budget adjustment.

Specifications for the police vehicles were prepared and the bid was advertised in the Southern Illinoisan on Saturday, August 6, 2022, made available on the City website, and sent to six (6) dealerships, as shown on the attached bid certificate.

One (1) bid was submitted on August 16, 2022. The lowest bid received that met the minimum specifications, as shown on the attached Bid Tabulation was from Vogler Ford, Carbondale, IL in the amount of \$163,254. Due to the lack of Hybrids available, Vogler Ford will provide the City with three (3) Ford Explorers in the amount of \$147,348. It is recommended that Vogler Ford, Carbondale, IL be awarded the bid.

File Attachments

- [23-11 Marked Hybrid Police Vehicles Certificate 2022-08-23.pdf \(16 KB\)](#)
- [23-11 Marked Hybrid Police Vehicles Bid Tab 2022-08-23.pdf \(17 KB\)](#)
- [Ordinance Authorizing a BA for the Purchase a Replacement of Four Patrol Vehicles Authorized in the FY2023 Budget 2024-04-23.pdf \(216 KB\)](#)
- [Exhibit A Budget Adjustment 2024-04-23.pdf \(15 KB\)](#)

7. Consent Agenda of the City Council

Subject :	7.7 Approval of Consent Agenda Items
Meeting :	Apr 23, 2024 - Local Liquor Control Commission and Regular City Council Meeting April 23, 2024
Type :	Action (Consent)
Recommended Action :	Approve all Consent Agenda items not pulled for separate consideration

Public Content

8. General Business of the City Council

Subject :	8.1 Ordinance Adopting the Operating Budget for the City of Carbondale and the Carbondale Public Library for FY 2025 and an Ordinance Adopting a Pay Plan for Non-Bargaining Unit Employees for FY 2025
Meeting :	Apr 23, 2024 - Local Liquor Control Commission and Regular City Council Meeting April 23, 2024
Type :	Action
Recommended Action :	1. Approve an Ordinance for the City of Carbondale and Carbondale Public Library Annual Operating Budget in the amount of \$87,335,071 for the Fiscal Year 2025, which includes the period from May 1, 2024, through April 30, 2025. 2. Approve an Ordinance adopting the pay plan for non-bargaining unit employees with a pay increase for FY 2025, which includes the period from May 1, 2024, and ends April 30, 2025.

Goals :

Goal #1: Provide a high quality-of-life and foster a sense of community for all residents
Goal #2: Establish programs, processes, and networks to address diversity, inclusion, equity, and justice
Goal #3: Demonstrate fiscal responsibility and transparency while providing high-quality City services
Goal #4: Encourage progressive economic development, tourism, arts, and entertainment
Goal #5: Provide high-quality City infrastructure
Goal #6: Enhance residential development/rehabilitation
Goal #7: Build on, expand, and develop new relationships with SIU and other regional entities
Goal #8: Use the downtown master plan as a guide to revitalize the City Center

Public Content

Originating Department: City Manager/Finance

Background:

The proposed FY 2025 Budget has been prepared to provide for public services that address the City's policies and goals and serve as a policy document, operations guide, financial plan, and communication device. The City Council received the proposed budget on March 26, 2024. As required by law, the proposed Budget was placed on file for public review at the Carbondale Public Library, the Finance Department, and the City Clerk's Office at City Hall as well as the City of Carbondale's Website (<http://www.explorecarbondale.com/277/Financial-Overview>) on March 26, 2024. The required public hearing on the proposed budget was held on April 9, 2024. Following the public hearing, the City Council reviewed and discussed the proposed budget. The proposed General Fund budget is presented with revenues in excess of expenditures by \$644. Excess revenues will be deposited into fund balances.

File Attachments

[Ordinance Adopting Budget for FY 2025 2024-04-23.pdf \(115 KB\)](#)
[FY 2025 Proposed Budget Exhibit A 2024-04-23.pdf \(9.197 KB\)](#)
[Ordinance Approving Non-Bargaining Unit Pay Plan for FY 2025 2024-04-23.pdf \(115 KB\)](#)
[FY 2025 Pay Plan Exhibit B 2024-04-23.pdf \(50 KB\)](#)

8. General Business of the City Council

Subject :	8.2 Resolution Authorizing the Interim City Manager to Execute Contracts with Community Agencies and Organizations
Meeting :	Apr 23, 2024 - Local Liquor Control Commission and Regular City Council Meeting April 23, 2024
Type :	Action
Recommended Action :	Adopt a Resolution authorizing the Interim City Manager to execute contracts with Community Agencies and Organizations

Public Content

Originating Department:

Background:

Funding for Community Agencies and Organizations is housed in the Community Services Department, Agencies & Organizations Division (40425); during the March 12, 2024, City Council meeting, the City Council considered each application and Staff's recommendation as it relates to the funding requests, and arrived at a consensus for funding (or not) of each request. As part of the discussion surrounding the funding of community agencies and organizations, some Councilmembers identified specific applications from which they wished to abstain, and there was also a request to separate funding designated for church- or religion-affiliated organizations from other organization funding requests.

The City Council can choose to adopt a Resolution authorizing the Interim City Manager to execute contracts with Community Agencies and Organizations as identified in the attached exhibit in one action or they can divide the question as they deem appropriate, allowing for abstention on specific funding contracts.

File Attachments

[Resolution Authorizing the Interim City Manager to Execute Contracts with Community Organizations.pdf \(143 KB\)](#)

8. General Business of the City Council

Subject :	8.3 Resolution Approving the Five-Year Community Investment Program for Fiscal Years 2025 through 2029
Meeting :	Apr 23, 2024 - Local Liquor Control Commission and Regular City Council Meeting April 23, 2024
Type :	Action
Recommended Action :	Adopt a Resolution approving the Five-Year Community Investment Program for Fiscal Years 2025 through 2029 in the amount of \$62,329,597.
Goals :	Goal #1: Provide a high quality-of-life and foster a sense of community for all residents Goal #2: Establish programs, processes, and networks to address diversity, inclusion, equity, and justice Goal #3: Demonstrate fiscal responsibility and transparency while providing high-quality City services Goal #4: Encourage progressive economic development, tourism, arts, and entertainment Goal #5: Provide high-quality City infrastructure Goal #6: Enhance residential development/rehabilitation Goal #7: Build on, expand, and develop new relationships with SIU and other regional entities Goal #8: Use the downtown master plan as a guide to revitalize the City Center

Public Content

Background:

The proposed Five-Year Community Investment Program (CIP) for Fiscal Years 2025 through 2029 has been prepared to address the City's policies and goals and serve as a policy document, operations guide, financial plan, and communication device. The City Council received the proposed CIP on March 26, 2024. As required by law, the proposed CIP was placed on file for public review at the Carbondale Public Library, the Finance Department, and the City Clerk's Office at City Hall as well as the City of Carbondale's Website (<http://www.explorecarbondale.com/277/Financial-Overview>) on March 26, 2024. The required public hearing on the proposed CIP was held on April 9, 2024. Following the public hearing, the City Council reviewed and discussed the proposed budget and CIP.

File Attachments

[Resolution Approving Five Year Community Investment Program 2024-04-23.pdf \(91 KB\)](#)
[FY2025 - FY2029 Community Investment Program Exhibit A 2024-04-03.pdf \(5,181 KB\)](#)

8. General Business of the City Council

Subject :	8.4 Contract for the Replacement of Metal Roofing at the City of Carbondales Cedar Lake Office to Clover Roofing of Murphysboro, Illinois in the Amount of \$26,845
Meeting :	Apr 23, 2024 - Local Liquor Control Commission and Regular City Council Meeting April 23, 2024
Type :	Action (Consent)
Recommended Action :	Award a Contract for the Replacement of Metal Roofing at the City of Carbondales Cedar Lake Office to Clover Roofing of Murphysboro, Illinois in the Amount of \$26,845
Goals :	Goal #5: Provide high-quality City infrastructure Goal #3: Demonstrate fiscal responsibility and transparency while providing high-quality City services

Public Content

Originating Department: Public Works - Utilities

Background: On March 26, 2024, the Carbondale City Council was asked to award Clover Roofing a contract to repair the roof at the Cedar Lake office. Due to the lack of bidders and the fact that the only bidder failed to comply with the City's DBE paperwork, Staff relied on a previous quote that had been received to make the repairs. The roof has not been replaced in several decades and has resulted in water intrusions within the office area. Lake Staff have observed water running out of electrical outlets and switches. As such, Staff should have recommended this as an emergency repair under 1-16-13(E)(3). Since Staff did this under the best interest provision of the code, it was required to be passed by a 2/3rds majority vote. The vote on March 26 was 4 to 3; therefore, the motion failed. Part of the reason for not voting to approve the contract was the desire of one or more council members to view the property. Attached are photos of the building and the roof.

The original bid was advertised in the *Southern Illinoisan* on Saturday, February 17, 2024, and the bid specifications were provided to six (6) firms as shown on the attached Certificate. Bids were received from one (1) firm for \$34,872, however, the bid was rejected due to incompleteness and did not meet minimum specifications. However, the City has a competitive quote from Clover Roofing for \$26,845, who did not bid.

Section 1-6-13-E-7 of the Carbondale Revised Code permits the City Council to forego the normal contract procedure for goods, services, or supplies when it is determined to be in the best interests of the city by a vote of two-thirds ($\frac{2}{3}$) of the council members present, but at least four (4) votes are required. (Ord. 2012-20). As such, Staff recommends that the City Council award a contract for the replacement of

metal roofing at the City of Carbondales Cedar Lake Office to Clover Roofing of Murphysboro, Illinois for \$26,845.

File Attachments

- [1705 Cedar Creek Road - Proposal.pdf \(908 KB\)](#)
- [24-35 Cedar Lake Office Roofing Bid Tab 2024-03-26.pdf \(21 KB\)](#)
- [24-35 Cedar Lake Office Roofing Certificate 2024-03-26.pdf \(16 KB\)](#)
- [DE&I Bid Report Cedar Lake Office Roofing.pdf \(522 KB\)](#)
- [20240403_135639.jpg \(3.854 KB\)](#)
- [20240403_135712.jpg \(4.203 KB\)](#)

Motion & Voting

Award a Contract for the Replacement of Metal Roofing at the City of Carbondales Cedar Lake Office to Clover Roofing of Murphysboro, Illinois in the Amount of \$26,845

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

9. Executive Session

Subject :	9.1 Executive Session to Discuss Collective Negotiating Matters Between the Public Body and Its Employees or Their Representatives, or Deliberations Concerning Salary Schedules for One or More Classes of Employees
Meeting :	Apr 23, 2024 - Local Liquor Control Commission and Regular City Council Meeting April 23, 2024
Type :	Action
Recommended Action :	Enter Into Executive Session to Discuss Collective Negotiating Matters Between the Public Body and Its Employees or Their Representatives, or Deliberations Concerning Salary Schedules for One or More Classes of Employees as Permitted by 5 ILCS 120/2(c)(2)

Public Content

Originating Department: City Clerk

Background:

Discussion by the public body in Executive Session of the below-listed exception is permitted by the Illinois Open Meetings Act (5 ILCS/120.) While no action is anticipated, if any action is taken as a result of the discussions held in the Executive Session, final action will be taken only upon return to open session and will be preceded by a public recital of the nature of the matter being considered and other information that will inform the public of the business being conducted.

5 ILCS 120/2(c)

(2) Collective negotiating matters between the public body and its employees or their representatives, or deliberations concerning salary schedules for one or more classes of employees.

9. Executive Session

Subject :	9.2 Return to Open Session
Meeting :	Apr 23, 2024 - Local Liquor Control Commission and Regular City Council Meeting April 23, 2024
Type :	Action
Recommended Action :	Return to Open Session

Public Content

Originating Department:

City Clerk's Office

10. Adjournment of the City Council Meeting

Subject :	10.1 Adjourn meeting
Meeting :	Apr 23, 2024 - Local Liquor Control Commission and Regular City Council Meeting April 23, 2024
Type :	Procedural

Public Content

The Mayor will declare the meeting adjourned.