

CITY OF ALTON  
ALTON CITY COUNCIL

December 10, 2008

A Regular Meeting of the City Council of the City of Alton, Illinois was held in the City Council Chambers, City Hall Building, Alton, Illinois at the hour of 7:30 p.m. on the above date.

The meeting was called to order by Mayor Pro Tem Hanrahan.

The Council Members present on call of the roll:

PRESENT: Ryan, Hanrahan, Maher, Martin, Brake, Fleming, Boulds – 7

ABSENT: None – 0

Mayor Pro Tem Hanrahan led the Pledge to the Flag.

At this time Mayor Pro Tem Hanrahan recognized members of the Illinois and Missouri chapters of Concerns of Police Survivors (COPS): Deputy Terry Roderick, ILCOPS Liaison Officer; Carrie Dorwart, ILCOPS, surviving spouse; Deborah Tatoian, MOCOPS, surviving spouse. This association presented Alton Police Chief, Chris Sullivan, and Pfc. David Penney with their glass Eternal Flame Award in appreciation of their efforts during the organization's "Rides to Remember" to Chicago in 2007-2008.

BID OPENING

The Clerk presented the Notice of Sale of Real Property owned by the City of Alton and an invitation to bid thereon for property located in the Mexico Neighborhood.

The Clerk stated that there was one proposal received.

The Mayor Pro Tem read the proposal which was submitted by ND Properties LLC on November 21, 2008 at 10:05 a.m.

Mr. Maher made a motion, seconded by Mr. Boulds, that the bid of \$100.00 per parcel from ND Properties LLC be accepted. The motion passed by the following vote:

AYES: Ryan, Hanrahan, Maher, Martin, Brake, Fleming, Boulds – 7

NAYS: None – 0

COUNCIL MINUTES

The Clerk presented the following Council Meeting Minutes of November 25, 2008. Mr. Maher made a motion, seconded by Mrs. Martin, that said Minutes be placed on file. The motion passed by the following vote:

AYES: Ryan, Hanrahan, Maher, Martin, Brake, Fleming, Boulds – 7

NAYS: None – 0

## COMMUNICATIONS AND REPORT OF OFFICERS

The Clerk presented the following Communications: Madison County Clerk, Mark A. Von Nida, re: 2008 Levy Confirmation for Alton Township and the following Report of Officers: Comptroller, re: Overtime Analysis for November, 2008; Department of Building and Zoning, re: Monthly Report for November, 2008; Animal Control Department, re: Monthly Reports for October, 2008 and November, 2008. Mr. Maher made a motion, seconded by Mr. Ryan, that said Communications and Report of Officers be placed on file. The motion passed by the following vote:

AYES: Ryan, Hanrahan, Maher, Martin, Brake, Fleming, Boulds – 7

NAYS: None – 0

## COMMITTEE REPORT

Mr. Brake presented the following Committee of the Whole Meeting Report for December 8, 2008; Resolution, re: Discount and Special Bills paid; Resolution, re: Demolition of 1005-1007 Alby Street; Resolution, re: Lease of two copy machines from Oce Imagistics; Resolution, re: Annual Tax Levy; Resolution, re: Repair of a Pump and Motor for the Wastewater Treatment Plant. Mr. Brake made a motion, seconded by Mr. Fleming, that said report be placed on file. The Chair so ordered.

Mr. Brake presented the City of Alton Report and Financial Statements ending March 31, 2008 from Scheffel and Company, P.C. Mr. Brake made a motion, seconded by Mr. Fleming, that said report be placed on file. The motion passed by the following vote:

AYES: Ryan, Hanrahan, Maher, Martin, Brake, Fleming, Boulds – 7

NAYS: None – 0

Mr. Brake presented the following resolution:

BE IT RESOLVED that the Discount and Special Bills Paid; also all Expenditure Detail Bills as listed in the Comptroller's report dated December 8, 2008, be allowed and payment be made for same. Mr. Brake made a motion, seconded by Mrs. Martin, that said resolution be approved. The motion passed by the following vote:

AYES: Ryan, Hanrahan, Maher, Martin, Brake, Fleming, Boulds – 7

NAYS: None – 0

Mr. Brake, presented the following resolution:

WHEREAS, it is necessary to effect the demolition of certain structures deemed unsafe under 65 ILCS 5/11-31-1, the owners of which have neglected or refuses to perform required demolition.

NOW, THEREFORE:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALTON, ILLINOIS, that its officials and agents are hereby authorized to pursue appropriate legal action against such properties in the Circuit Court as listed below:

1005-1007 Alby Street

Mr. Brake made a motion, seconded by Mr. Ryan, that said resolution be approved. The motion passed by the following vote:

AYES: Ryan, Hanrahan, Maher, Martin, Brake, Fleming, Boulds – 7

NAYS: None – 0

Mr. Brake presented the following resolution:

BE IT RESOLVED, by the City Council of the City of Alton, Illinois, that the lease of two copy machines from Oce Imagistics is hereby authorized for the City Clerk's Office and Building & Zoning Departments.

Funding General Fixed Asset Replacement Reserve

Mr. Brake made a motion, seconded by Mr. Fleming, that said resolution be approved. The motion passed by the following vote:

AYES: Ryan, Hanrahan, Maher, Martin, Brake, Fleming, Boulds – 7

NAYS: None – 0

Mr. Brake presented the following resolution:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALTON, ILLINOIS, that the attached ordinance providing for the annual tax levy upon the real estate situated within the corporate limits of the City of Alton, in the County of Madison, State of Illinois, subject to taxation for the fiscal year commencing on the 1st day of April, 2008, and ending on the 31st day of March, 2009 be considered. Mr. Brake made a motion, seconded by Mr. Ryan, that said resolution be approved. The motion passed by the following vote:

AYES: Ryan, Hanrahan, Maher, Martin, Brake, Fleming, Boulds – 7

NAYS: None – 0

Mr. Brake presented the following resolution:

BE IT RESOLVED, by the City Council of the City of Alton, Illinois, that the Repair of a Pump and Motor for the Waste Water Treatment Plant is hereby authorized.

Vendor: Progress Environmental  
Chesterfield, MO

Funding: Sewer Budget

Total Cost: \$3,425.00

Mr. Brake made a motion, seconded by Mr. Fleming, that said resolution be approved. The motion passed by the following vote:

AYES: Ryan, Hanrahan, Maher, Martin, Brake, Fleming, Boulds – 7  
NAYS: None – 0

### FIRST READING OF ORDINANCES

Acting Mayor Pro Tem Maher presented the following four (4) ordinances for first reading.

Ordinance No. 7113. An Ordinance further amending Ordinance Number 5018 to add the Alton Square Mall and the proposed Heritage Environmental Services Site in Roxana to the Riverbend Enterprise Zone.

Ordinance No. 7114. An Ordinance regulating nudity when applied in a sexually discriminatory manner

Ordinance No. 7115. An Ordinance establishing one handicap parking space in front of 615 Brookside Street, Alton, Illinois.

Ordinance No. 7116. An Ordinance providing for the annual Tax Levy upon the real estate situated within the corporate limits of the City of Alton, in the County of Madison, State of Illinois, subject to taxation for the fiscal year commencing on the 1st day of April, 2008, and ending on the 31st day of March, 2009.

Mr. Maher made a motion, seconded by Mr. Brake, that the above and foregoing four (4) ordinances be LAID OVER. The Chair so ordered.

### SECOND READING OF ORDINANCES

Acting Mayor Pro Tem Maher presented the following ordinance for second reading.

Ordinance No. 7109. An Ordinance providing a liquor license classification for Banquet Facilities. Mr. Maher made a motion, seconded by Mr. Ryan, that said ordinance be adopted. The motion passed by the following vote:

AYES: Ryan, Hanrahan, Maher, Martin, Brake, Fleming, Boulds – 7  
NAYS: None – 0

Acting Mayor Pro Tem Maher presented the following ordinance for second reading.

Ordinance No. 7110. An Ordinance amending the Traffic Code of the City of Alton, Illinois, with regard to parking on the north side of Russell Avenue. Mr. Maher made a motion, seconded by Mr. Ryan, that said ordinance be adopted. The motion passed by the following vote:

AYES: Ryan, Hanrahan, Maher, Martin, Brake, Fleming, Boulds – 7  
NAYS: None – 0

## REPORTS AND/OR RESOLUTIONS OF SPECIAL COMMITTEES

The Clerk presented the following Appearance Review Commission, re: Public Hearing Minutes of October 29, 2008 and November 12, 2008 and the Alton Plan Commission, re: Public Hearing Minutes of December 2, 2008. Mr. Maher made a motion, seconded by Mrs. Martin, that said minutes be placed on file. The motion passed by the following vote:

AYES: Ryan, Hanrahan, Maher, Martin, Brake, Fleming, Boulds – 7  
NAYS: None – 0

The Clerk presented the following resolution:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALTON, ILLINOIS, that a special use permit be granted on the property identified by permanent parcel numbers 23-2-08-07-17-303-001 and 23-2-08-07-18-301-006 commonly known as 1035 Washington Avenue, Alton, Illinois, (see attached legal) for the purpose of erecting a disguised telecommunication tower flag pole and equipment shelter in an R-1 Zoning District, BE AND HEREBY IS APPROVED. Mr. Maher made a motion, seconded by Mr. Brake, that said resolution be approved. The motion passed by the following vote:

AYES: Ryan, Hanrahan, Maher, Martin, Brake, Boulds – 6  
NAYS: Fleming – 1

## FIRST READING OF ORDINANCES

Acting Mayor Pro Tem Maher presented the following ordinance for first reading.

Ordinance No. 7117. An Ordinance granting a special use permit at 1035 Washington, Alton, Illinois for the installation of a “Telecommunications Facility, Disguised Support Structure”. Mr. Maher made a motion, seconded by Mr. Brake, that the Rules of the Council be Suspended in order to act upon said ordinance. The motion passed by the following vote:

AYES: Ryan, Hanrahan, Maher, Martin, Brake, Boulds – 6  
NAYS: Fleming – 1  
ABSENT: Mayor Sandidge – 1

Mr. Maher made a motion, seconded by Mr. Ryan, that Ordinance No. 7117 be presented for second reading.

Ordinance No. 7117. An Ordinance granting a special use permit at 1035 Washington, Alton, Illinois for the installation of a “Telecommunications Facility, Disguised Support Structure”. Mr. Maher made a motion, seconded by Mr. Brake, that said ordinance be adopted. The motion passed by the following vote:

AYES: Ryan, Hanrahan, Maher, Martin, Brake, Boulds – 6  
NAYS: Fleming - 1

COMMENTS OR RESOLUTIONS FROM THE COUNCIL

Mr. Ryan presented the following three (3) resolutions:

1. BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALTON, ILLINOIS, that officials of the Dept. of Development & Housing are hereby authorized to purchase property identified by Parcel Index Number(s): 23-2-07-11-13-303-022, commonly known as 1206 Coppinger Rd., with Community Development Block Grant funds at a cost not to exceed \$8,500.00.

2. BE IT RESOLVED, by the City Council of the City of Alton, Illinois, that there is hereby appropriated the sum of \$1,323,497.66 of Motor Fuel Tax funds for the purpose of maintaining streets and highways under the applicable provisions of the Illinois Highway Code from January 1, 2009 to December 31, 2009.

BE IT FURTHER RESOLVED, that only those streets, highways, and operations as listed and described on the approved Municipal Estimate of Maintenance Costs, including supplemental or revised estimates approved in connection with this resolution, are eligible for maintenance with Motor Fuel Tax funds during the period as specified above.

BE IT FURTHER RESOLVED, that the Clerk shall, as soon as practicable after the close of the period as given above, submit to the Department of Transportation, on forms furnished by said Department, a certified statement showing expenditures from and balances remaining in the account(s) for this period; and

BE IT FURTHER RESOLVED, that the Clerk shall immediately transmit two certified copies of this resolution to the district office of the Department of Transportation, at Collinsville, Illinois.

3. BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALTON, ILLINOIS, that the Maintenance Engineering Agreement between Sheppard, Morgan & Schwaab, Inc. and the City of Alton, for engineering services pertaining to the City of Alton's 2009 MFT Maintenance Program, a copy of which is attached hereto, be and is hereby approved and the Mayor is authorized to execute agreement.

Mr. Ryan made a motion, seconded by Mr. Mr. Maher, that the above and foregoing three (3) resolutions be referred to the Committee of the Whole. The Chair so ordered.

Mr. Maher presented the following two (2) resolutions:

1. WHEREAS, it is appropriate for the City of Alton in the performance of its municipal responsibilities to acquire the property commonly known as 410 Vine Street, Alton, Illinois; and

WHEREAS, the owner of said property commonly known as 410 Vine Street, Alton, Illinois, has offered to tender a deed to the City of Alton conveying her interest in said property to the City of Alton.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALTON, ILLINOIS, that the Mayor and appropriate City officials are hereby authorized and directed to accept on behalf of the City of Alton a deed in proper recordable form conveying the interest of the present owner of 410 Vine Street, Alton, Illinois, to the City of Alton, a municipal corporation, for and in furtherance of its municipal purposes.

2. BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALTON, ILLINOIS, that the Budget Ordinance of the City of Alton shall be amended so as to authorize the transfer of \$100,000.00 from the line item 530-6917 (Treatment Plant Renewal and Replace Existing Cash) to the line item 2908-8220 (Treatment Plant Renewal and Replacement Contract Work) with regard to the current budget fiscal year so as to provide funding for necessary repairs to the roof of the blower building and the filter building at the Sewage Treatment Plant.

Mr. Maher made a motion, seconded by Mr. Ryan, that the above and foregoing two (2) resolutions be referred to the Committee of the Whole. The Chair so ordered.

Mr. Brake presented the following two (2) resolutions:

1. BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALTON, ILLINOIS that an Ordinance establishing regulations pertaining to recreational vehicle parks shall be considered.

2. BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALTON, ILLINOIS, that an Ordinance concerning a Third Amendment to the Agreement between the City of Alton and Coyote Alton Mall, L.P., extending the deadline to terminate the Business District taxes imposed upon the Alton Square Business District under certain conditions be considered.

Mr. Brake made a motion, seconded by Mr. Fleming, that the above and foregoing two (2) resolutions be referred to the Committee of the Whole. The Chair so ordered.

Mr. Boulds presented the following resolution:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALTON, ILLINOIS, that the Fire Chief be and is hereby authorized to enter into an agreement with Alton Steel to provide a special rescue team, either on the scene or with the ability to be on the scene within four (4) minutes of notification of an emergency in compliance with OSHA 29CFR 1910.146. Mr. Boulds made a motion, seconded by Mr. Fleming, that said resolution be referred to the Committee of the Whole. The Chair so ordered

There being no further business to come before the Council at this time, Mr. Boulds made a motion, seconded by Mr. Fleming, that the meeting adjourn. The motion passed by the following vote:

AYES: Ryan, Hanrahan, Maher, Martin, Brake, Fleming, Boulds – 7

NAYS: None – 0

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Mary T. Boulds MMC  
City Clerk

(Seal of the City of Alton, Illinois)