

CITY OF ALTON
ALTON CITY COUNCIL

March 11, 2009

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 Sandidge.

The Council Members present on call of the roll:

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

ABSENT: None - 0

Mayor Sandidge led the Pledge to the Flag.

BID OPENING

The Mayor presented the Notice of Sale of Real Property owned by the City of Alton and invitation to bid thereon for property located at 225 Hamilton Street.

The Clerk stated that there were no proposals received.

Mr. Hanrahan made a motion, seconded by Mr. Maher, that the Notice of Sale of Real Property owned by the City of Alton be PLACED ON FILE. The motion passed by the following vote:

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

NAYS: None – 0

COUNCIL MINUTES, COMMUNICATIONS AND REPORT OF OFFICERS

The Clerk presented the following Council Meeting Minutes of February 25, 2009 and the following Communications: Madison County Government, Planning and Development Department, re: 1190100002 – Madison, Alton/Alton Municipal Landfill, Compliance File and the following Report of Officers: Alton Fire Department, re: Estimated Fire Loss for February, 2009; Alton Fire Department, re: Monthly Fire Damage Report to Assessor's Office for February, 2009; Department of Building and Zoning, re: Monthly Report for February, 2009; Animal Control Department, re: Monthly Report for February, 2009. Mr. Maher made a motion, seconded by Mr. Hanrahan, that said Minutes, 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 March 9, 2009; Resolution, re: Discount and Special Bills and Spencer T. Olin Community Golf Course Trust Fund Bills paid; Resolution, re: Consider an ordinance to establish an amusement tax; Resolution, re: That a limited rebate of a portion of the proposed amusement tax be paid to the developer of the new movie theater adjacent to Alton Square Mall; Resolution, re: Madison County Community Development be authorized to execute a Community Development Block Grant loan; Resolution, re: Demolition of certain nine (9) properties; Resolution, re: Consider an amendment to 4-4-4 (A) of the City Code pertaining to the liquor license to serve the Marina. Mr. Brake made a motion, seconded by Mr. Fleming, that said report be placed on file. The Chair so ordered.

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 March 9, 2009, be allowed and payment be made for same.

BE IT FURTHER RESOLVED that the City Treasurer is hereby authorized and directed to disburse from the Spencer T. Olin Community Golf Course Trust Fund an amount of \$12,866.95 for the following:

Turf Breeze	\$ 6,550.00
Wegman Electric	\$ 3,533.72
Sunbelt	\$ 2,680.69
Home Depot	<u>\$ 102.54</u>

Total Bill Listing \$12,866.95

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 Establishing an Amusement Tax 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 a limited rebate of a portion of the proposed amusement tax be paid to the developer of the new movie theater adjacent to the Alton Square Mall as recommended by the Director of Development and Housing of the City of Alton, Illinois. 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:

WHEREAS, the City of Alton desires to promote business development and the expansion of job creation opportunities; and

WHEREAS, the Alton Square Business District was instituted in an effort to revitalize Alton Square Mall and the adjoining commercial and retail corridor;

NOW THEREFORE, 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 execute a Community Development Block Grant loan, not to exceed \$350,000, in a form acceptable to officials of Madison County Community Development, for an economic development project located within the Alton Square Business District including development of a ten (10) screen movie theater complex. 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:

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:

1412 E. 4th
215 Brookside
4100 College
2438 Johnson
305 McClure
708 Mechanic

513 Mildred
2313 Salu
2739 Sanford

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:

Be it resolved that an amendment to 4-4-4 (A) of the City Code pertaining to the liquor license to serve the Marina of the City of Alton to satisfy the requests or requirements of the State of Illinois Liquor Control Commissioners be considered. Mr. Brake made a motion, seconded by Mr. Hanrahan, that said resolution be approved. The motion passed by the following vote:

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

SECOND READING OF ORDINANCES

Mayor Pro Tem Hanrahan presented the following ordinance for second reading.

Ordinance No. 7123. An Ordinance amending Section 9 of Chapter 10 of Title 4, of the City Code of Alton, Illinois by amending the number of pawnbrokers permitted in the City of Alton. Mr. Hanrahan 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 February 11, 2009. Mr. Brake 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 Alton Plan Commission, re: Public Hearing Minutes of March 3, 2009. Mr. Brake made a motion, seconded by Mr. Maher, 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

APPOINTMENTS

Mayor Sandidge presented the following reappointment of Kenny Grabner to the Building Board of Appeals. Mr. Ryan made a motion, seconded by Mr. Hanrahan, that said reappointment be approved. The motion passed by the following vote:

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

NAYS: None – 0

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 section three of Ordinance #7095 be amended by removing the last 30 minute parking space on the West side of Easton Street immediately south of its intersection with Fourth Street.
2. BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALTON, ILLINOIS, that Ordinance #5945 be repealed by removing the 15 minute parking in front of 2336 State Street, Alton, Illinois.
3. BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALTON, ILLINOIS, that the attached Lease Agreement between the City of Alton and Kafer Café, be and hereby is approved and the Mayor is authorized to execute the agreement. Mr. Ryan made a motion, seconded by Mr. Hanrahan, 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. BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALTON, ILLINOIS, that the Deputy Comptroller be and is hereby authorized to advertise for bids for material purchases and contract maintenance work for the City of Alton's 2009 MFT Maintenance Program.
2. BE IT RESOLVED by the City Council of the City of Alton, Illinois that said Council has examined the minutes of all closed executive sessions to the date hereof, not previously made public, and determines that there is no continuing need for confidentiality with respect to the minutes of those closed executive sessions occurring on:

December 13, 2006
December 20, 2006
July 11, 2007
July 25, 2007
September 26, 2007
October 10, 2007

November 14, 2007
January 9, 2008
February 13, 2008
February 27, 2008
March 26, 2008
April 9, 2008
May 14, 2008
June 11, 2008
September 24, 2008

There is no continuing need to protect the privacy of any individual or of any public interest and the said minutes are approved and shall be made available to the public within seven (7) days from the date of the adoption of this Resolution; and

BE IT FURTHER RESOLVED that the City Clerk is authorized to destroy the verbatim record of each of the above referenced executive sessions not less than eighteen months after the completion of each respective meeting recorded.

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

Mrs. Martin presented the following resolution:

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 execute the attached Agreement for Professional Services with Sheppard, Morgan, & Schwaab, Inc. for engineering services. Mrs. Martin made a motion, seconded by Mr. Brake, that said resolution be referred to the Committee of the Whole. The Chair so ordered.

Mr. Brake presented the following resolution:

WHEREAS, the Upper Alton Association Inc. is sponsoring a Memorial Day Parade in the City of Alton which event constitutes a public purpose(s);

WHEREAS, this Memorial Day Parade will require the temporary closure of IL Route 140, a State Highway in the City of Alton from Brown Street to College Ave. and from Washington Ave. to Clawson Street;

WHEREAS, Section 4-408 of the Illinois Highway Code authorizes the Department of Transportation to issue permits to local authorities to temporarily close portions of State Highways for such purposes.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Alton that permission to close off IL. Route 140 from Brown Street to College Ave. and from Washington Ave. to Clawson Street as above designated, be requested of the Department of Transportation.

BE IT FURTHER RESOLVED that this closure shall occur during the approximate time period between 10:00 A.M. and 11:30 A.M. on May 25, 2009.

BE IT FURTHER RESOLVED that traffic from that closed portion of highway shall be detoured over routes with an all weather surface that can accept the anticipated traffic, which will be maintained to the satisfaction of the Department and which is conspicuously marked for the benefit of traffic diverted from the State highway. (The parking of vehicles shall be prohibited on the detour routes to allow an uninterrupted flow of two-way traffic.)* The detour route shall be as follows: over marked routes under police supervision off IL. Route 140 east on Brown Street to Clawson Street then north on Clawson Street to IL. Route 140 (College Ave.) for north/eastbound traffic and south on Clawson Street from IL. Route 140 then west on Brown Street to IL. Route 140 (Washington Ave.) for south/westbound traffic.

*To be used when appropriate.

BE IT FURTHER RESOLVED, that the City of Alton assumes full responsibility for the direction, protection, and regulation of the traffic during the time the detour is in effect.

BE IT FURTHER RESOLVED, that Police officers or authorized flaggers shall at the expense of the City of Alton be positioned at each end of the closed section and at other points (such as intersections) as may be necessary to assist in directing traffic through the detour.

BE IT FURTHER RESOLVED, that Police officers, flaggers, and officials shall permit emergency vehicles in emergency situations to pass through the closed area as swiftly as is safe for all concerned.

BE IT FURTHER RESOLVED, that such signs, flags, barricades, etc..., shall be used by the Upper Alton Association Inc. as may be approved by the Illinois Department of Transportation. These items shall be provided by the City of Alton.

BE IT FURTHER RESOLVED, that the closure and detour shall be marked according to the Illinois Manual on Uniform Traffic Control Devices.

BE IT FURTHER RESOLVED, that an occasional break shall be made in the procession so that traffic may pass through. In any event, adequate provisions will be made for traffic on intersecting highways, pursuant to conditions noted above. (Note: This paragraph is applicable when the Resolution pertains to a Parade or when no detour is required.)

BE IT FURTHER RESOLVED, that the Upper Alton Association Inc. hereby agrees to assume all liabilities and pay all claims for any damage which shall be occasioned by the closing described above.

BE IT FURTHER RESOLVED, that the Upper Alton Association Inc. shall provide a comprehensive general liability insurance policy or an additional insured endorsement in the amount of \$100,000.00 per person and \$500,000.00 aggregate which has the Illinois Department of Transportation and its officials, employees, and agents as insureds and which protects them from all claims arising from the requested road closing.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Department of Transportation to serve as a formal request for the permission sought in this resolution and to operate as part of the conditions of said permission.

ADOPTED by the City Council of the City of Alton this _____ day of _____, 2009 A.D.

MUNICIPAL CLERK

APPROVED by the Mayor of the City of Alton of this ___ day of _____
_____ 2009 A.D.

ATTEST: _____

MUNICIPAL CLERK

MAYOR

Mr. Brake made a motion, seconded by Mr. Maher, that said resolution be referred to the Committee of the Whole. The Chair so ordered.

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

1. BE IT RESOLVED by the City Council of the City of Alton, Illinois, that under the Illinois-American Water Company Franchise Agreement with the City of Alton that a Fire Hydrant be installed at the following locations with specific locations to be determined by the Fire Chief:

1. Corner of Carroll and Beacon St.
2. Corner of Bond and William.

2. BE IT RESOLVED by the City Council of the City of Alton, Illinois allow the fire chief to apply for a 2009 Illinois Department of Public Health non-matching monetary EMS grant for the purchase of paramedic equipment.

Mr. Boulds 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.

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

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

NAYS: None – 0

Mary T. Boulds MMC
City Clerk

(Seal of the City of Alton, Illinois)