

CITY OF ALTON  
ALTON CITY COUNCIL

April 8, 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.

Mayor Sandidge announced a moment of silence in honor of Russell Dunham, an Illinois native who was a Congressional Medal of Honor recipient.

At this time, Mayor Sandidge called upon Vicky Schiber, Associate Director Public Relations/City Council Liaison, to announce the winners of the essay contest for the City Council “mock meetings” to be held on April 15, 2009. The following winners were presented certificates: St. Mary’s School Students – Michele Bolling, Emily Brodz, Alex Hamberg, Nick Hicks, Brandon Sweeney, Kateri Vaughn, Kylee Velloff, Kelsey Walsh, Logan Wilken, Tanner Akers, Kelsey Cummingham, Brogan Fischer, Emily Gebben, Ashley Hentrich, Maggie Kelly, Hannah Walters, Erin Velloff; and Alton Middle School Student – Nick Bosoluke; and SS. Peter & Paul School Students – Claire Morrissey and Clair Visconti.

COUNCIL MINUTES, COMMUNICATIONS AND REPORT OF OFFICERS

The Clerk presented the following Council Meeting Minutes of March 25, 2009 and the following Communications: ConocoPhillips, re: Environmental Project Funding; Alton Regional Convention & Visitors Bureau, re: Tourism Progress Report – February, 2009; Illinois State Police, re: Forfeiture check and the following Report of Officers: Comptroller, re: Overtime Analysis for March, 2009; Department of Building and Zoning, re: Monthly Report for March, 2009; Animal Control Department, re: Monthly Report for March, 2009. Mr. Hanrahan made a motion, seconded by Mr. Ryan, 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 April 6, 2009; Resolution, re: Discount and Special Bills paid; Resolution, re: Install one handicapped parking space on the west side of the City-owned parking lot at Broadway and Easton; Resolution, re: Consider an ordinance concerning Home Rule Municipal Retailers and Service Occupation Taxes; Resolution, re: Lease Agreement between the City of Alton and Charles Rawlings and Pamela Rawlings for property located at 1321 E. Fifth Street; Resolution, re: That Cpl. Chris Belchik Memorial Expressway, FAU 8966 from East Broadway to IL 143 be improved under the Illinois Highway Code; Resolution, re: That \$123,096.00 be transferred from the line item 530-6917 (Treatment Plant Renewal and Replacement – Existing Cash) to the line item 2908-8220 (Treatment Plant Renewal and Replacement Contract Work); Amendment, re: That the amount of \$126,853.15 be transferred; Resolution, re: That Section 4-1-9 of the City Code be amended by the addition of paragraph E; Resolution, re: Demolition of 2 E. 12th and 1116 Harrison; Resolution, re: Lease Agreement between the City of Alton and James Elliott for property located in the 700 block Hampton Avenue; Resolution, re: That the City of Alton purchase only products and services that are made or performed in the USA whenever possible; Resolution, re: Easement from Barry and Connie L. Clayton; Resolution, re: Approve the Preliminary/Construction Engineering Services Agreement for MFT Funds between Sheppard, Morgan & Schwaab, Inc. and the City of Alton pertaining to the improvement of Fosterburg Road from 100 feet north of Stutz Lane north to Drexelius Road; Resolution, re: That Fosterburg Road, FAU 9002 from 100' north of Stutz Lane to Drexelius Road be improved under the Illinois Highway Code. 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 April 6, 2009, be allowed and payment be made for same. 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 one handicapped parking space be installed on the west side of the City owned parking lot at Broadway and Easton. 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 attached Ordinance Concerning Home Rule Municipal Retailers and Service Occupation Taxes 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 Mayor and appropriate City officials are hereby authorized and directed to execute a Lease Agreement by and between the City of Alton, Illinois, as Lessor, and Charles Rawlings and Pamela Rawlings, as Lessee, with regard to property located at 1321 E. Fifth Street, Alton, Illinois, upon the terms and conditions as set forth in the Lease Agreement which is attached hereto and made a part hereof. Mr. Brake made a motion, seconded by Mr. Maher, 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 following described street(s) be improved under the Illinois Highway Code:

<u>Name of Thoroughfare</u>	<u>Route</u>	<u>From</u>	<u>To</u>	
Cpl. Chris Belchik Memorial 143 Expressway	FAU8966	East Broadway		IL

BE IT FURTHER RESOLVED,

1. That the proposed improvement shall consist of the third and final phase of construction of the roadway project formerly known as Indiana Avenue. This project includes earthwork, storm sewers, curb and gutters, median, pavement construction, traffic signals, lighting and other miscellaneous items and shall be constructed with 4 lanes at 12 foot wide and be designated as Section 06-00208-02-RP.

2. That there is hereby appropriated the (additional  Yes  No) sum of One hundred thousand Dollars (\$100,000.00) for the improvement of said section from the municipality's allotment of Motor Fuel Tax funds.

3. That work shall be done by Contract; and

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit two certified copies of this resolution to the district office of the Department of Transportation. Mr. Brake made a motion, seconded by Mr. Maher, 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 amended resolution:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALTON, ILLINOIS, that \$126,853.15 be transferred from the line item 530-6917 (Treatment Plant Renewal and Replacement – Existing Cash) to the line item 2908-8220 (Treatment Plant Renewal and Replacement Contract Work) with regard to the current budget fiscal year to install a blower control system from the vendor, Illinois Electric Works, Granite City, Illinois without the necessity of bidding due to Illinois Electric Works being a sole source vendor for said system, to reduce electricity costs. Illinois Electric Works is the only locally, authorized dealer for Hoffman Blowers.

BE IT FURTHER RESOLVED, The Illinois Department of Commerce and Economic Opportunity will cover approximately half the cost with a rebate check 6 to 8 weeks after the project is completed. The payback period will be 18 months.

BE IT FURTHER RESOLVED, that Joel Schwaab be authorized and directed to sign all contracts and applications necessary to pursue and conclude the installation of said equipment and the related rebate assistance thru the State of 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:

Be it resolved by the City Council of the City of Alton that 4-1-9 of the City Code be amended by the addition of paragraph E to provide as follows:

“4-1-9 E. The owner, manager or operator of the establishment represents an unreasonable danger to the public health, safety or welfare of the public due to the past criminal or business activities of the owner, manager or operator of the proposed establishment after considering the particular nature or circumstances of the activities proposed to be conducted.”

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:

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:

2 E. 12th  
1116 Harrison

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 by the City Council of the City of Alton, Illinois, that the Mayor and appropriate City officials are hereby authorized and directed to execute a Lease Agreement by and between the City of Alton, Illinois, as Lessor, and James Elliott, as Lessee, with regard to Lots 1 and 3 in the 700 Block of Hampton Avenue, Alton, Illinois, upon the terms and conditions as set forth in the Lease Agreement which is attached hereto and made a part hereof. Mr. Fleming made a motion, seconded by Mr. Boulds, that said resolution be LAID OVER. The Chair so ordered.

Mr. Brake presented the following resolution:

WHEREAS, the economic downturn is having a critical impact on everyday Americans who are struggling to maintain or find jobs in an increasingly difficult environment; and

WHEREAS, those same Americans are the taxpayers that provide the revenue needed to operate essential government services; and

WHEREAS, Congress and President Obama are planning a taxpayer-sponsored economic recovery package that will provide billions of dollars to help economically devastated cities and states immediately provide jobs to millions of out-of-work Americans through considerable infrastructure rebuilding, green energy projects and other projects that will require manufactured components; and

WHEREAS, our taxpayer dollars should be spent to maximize the creation of American jobs and restoring the economic vitality of our communities; and

WHEREAS, any domestically produced products that are purchased with economic recovery plan monies will immediately help struggling American families and will help stabilize our greater economy; and

WHEREAS, any economic recovery plan spending should – to every extent possible – include a commitment from the City of Alton to buy materials, goods, and services for projects from companies that are produced within the United States, thus employing the very workers that pay the taxes for the economic recovery plan spending in the first place.

BE IT RESOLVED THAT, we the undersigned will work to maximize the creation of American jobs and restoring economic growth and opportunity by spending economic recovery plan funds on products and services that both create jobs and help keep Americans employed.

BE IT FURTHER RESOLVED THAT, we commit to purchasing only products and services that are made or performed in the United States of America whenever possible with any economic recovery monies provided to the City of Alton by the American taxpayers.

BE IT FURTHER RESOLVED THAT, as legislators of the City of Alton we commit to publish any requests to waive these procurement priorities so as to give American workers and producers the opportunity to identify and provide the American products and services that will maximize the success of our nation's economic recovery program. 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 Mayor and appropriate City officials are hereby authorized and directed to accept on behalf of the City of Alton the attached easement from Barry and Connie L. Clayton. 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 "Preliminary / Construction Engineering Services Agreement for

Motor Fuel Tax Funds” between Sheppard, Morgan & Schwaab, Inc. and the City of Alton, for engineering services pertaining to the improvement of Fosterburg Road from 100 feet north of Stutz Lane north to Drexelius Road, a copy of which is attached hereto, be and is hereby approved and the Mayor is authorized to execute the said agreement. Mr. Brake made a motion, seconded by Mr. Boulds, 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 following described street(s) be improved under the Illinois Highway Code:

<u>Name of Thoroughfare</u>	<u>Route</u>	<u>From</u>	<u>To</u>
Fosterburg Road	FAU 9002	100’ North of Stutz Lane	Drexelius Road

BE IT FURTHER RESOLVED,

1. That the proposed improvement shall consist of patching, resurfacing, culvert repair and other miscellaneous items of construction. The total length of improvements is 1210 feet and shall be constructed 20’ wide and be designated as Section 09-00218-05-RS.
2. That there is hereby appropriated the (additional Yes  No) sum of Seventy Five Thousand Dollars (\$75,000.00) for the improvement of said section from the municipality’s allotment of Motor Fuel Tax funds.
3. That work shall be done by Contract; and,

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit two certified copies of this resolution to the district office of the Department of Transportation. Mr. Brake made a motion, seconded by Mr. Boulds, 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

Mayor Pro Tem Hanrahan presented the following two (2) ordinances for first reading.

Ordinance No. 7129. An Ordinance amending Ordinance No. 3378, being the Traffic Code of the City of Alton with regard to the 30-minute parking restrictions on Easton Street south of Fourth Street.

Ordinance No. 7130. An Ordinance amending the Traffic Code of the City of Alton, Illinois, to eliminate the 5-minute parking limitation at 2336 State Street. Mr. Hanrahan made a motion, seconded by Mr. Maher, that the above and foregoing two (2) ordinances be LAID OVER. The Chair so ordered.

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

Ordinance No. 7131. An Ordinance concerning Home Rule Municipal Retailers and Service Occupation Taxes in the City of Alton. Mr. Hanrahan made a motion, seconded by Mr. Maher, 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, Fleming, Boulds,  
Mayor Sandidge – 8

NAYS: None – 0

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

Ordinance No. 7131. An Ordinance concerning Home Rule Municipal Retailers and Service Occupation Taxes in the City of Alton. Mr. Hanrahan made a motion, seconded by Mr. Maher, that said ordinance be adopted. 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. 7126. An Ordinance establishing an Amusement Tax. 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 RESOLUTIONS OF SPECIAL COMMITTEES

The Clerk presented the following Appearance Review Commission, re: Public Hearing Minutes of February 25, 2009 and the Tax Increment Financing – Joint Review Board (JRB), re: Public Hearing Minutes of March 31, 2009. Mr. Maher made a motion, seconded by Mr. Ryan, 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 three (3) reappointments:

Sue Weber to the Alton Beautification and Clean City Committee  
Joseph John Kelly, Jr. to the Civil Service Commission  
Stephanie J. Elliott to the Firemen's Pension Fund

Mr. Ryan made a motion, seconded by Mr. Hanrahan, that said three (3) reappointments 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 resolution:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALTON, ILLINOIS, that the attached Lease Agreement between the City of Alton and Russ Smith d/b/a Bossanova Lounge be and hereby is approved and the Mayor is authorized to execute the agreement. Mr. Ryan made a motion, seconded by Mr. Hanrahan, that said resolution be referred to the Committee of the Whole. The Chair so ordered.

Mr. Hanrahan presented the following resolution:

WHEREAS, C.L. Sheppard of Sheppard, Morgan & Schwaab, Inc., has completed an update analysis of the user charge system and user charges regarding the City's sanitary sewer system; and

WHEREAS, the result of the analysis of Mr. Sheppard indicates that revisions in the City of Alton user charges will be required to maintain the sanitary sewer system of the City of Alton.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALTON, ILLINOIS, that the attached Ordinance be considered. Mr. Hanrahan made a motion, seconded by Mr. Ryan, that said resolution be referred to the Committee of the Whole. The Chair so ordered.

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

1. 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:

915 E. 7th

2. BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALTON, ILLINOIS, that an Ordinance be considered establishing the requirement to pay prevailing wages as required by the State of Illinois.

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.

Mr. Boulds presented the following resolution:

BE IT RESOLVED, by the City Council of the City of Alton, Illinois, that the Mayor, Police Chief and other appropriate city officials are hereby authorized and directed to execute on behalf of the City of Alton the attached Agreement for the Provision of Supplemental Police Services with Alton Housing Authority, effective May 1, 2009. Mr. Boulds made a motion, seconded by Mr. Brake, that the Rules of the Council be Suspended in order to act upon said resolution. The motion passed by the following vote:

AYES: Ryan, Hanrahan, Maher, Martin, Brake, Fleming, Boulds,  
Mayor Sandidge – 8

NAYS: None – 0

Mr. Boulds made a motion, seconded by Mr. Fleming, that the above and foregoing resolution be approved. The motion passed by the following vote:

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

NAYS: None – 0

Mr. Boulds presented the following resolution:

BE IT RESOLVED BY THE CITY COUNCIL, CITY OF ALTON, ILLINOIS that the attached Ordinance No. 6261 be repealed pertaining to a handicapped parking space located at 558 Highland St. Mr. Boulds made a motion, seconded by Mrs. Martin, that the Rules of the Council be Suspended in order to act upon said resolution and to request the first and second readings of Ordinance No. 7132. The motion passed by the following vote;

AYES: Ryan, Hanrahan, Maher, Martin, Brake, Fleming, Boulds,  
Mayor Sandidge – 8

NAYS: None – 0

Mr. Boulds made a motion, seconded by Mrs. Martin, that the above and foregoing resolution be approved. The motion passed by the following vote:

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

NAYS: None – 0

Mr. Boulds presented the following ordinance for first reading.

Ordinance No. 7132. An Ordinance repealing Ordinance No. 6261, establishing one handicap parking space in front of 558 Highland.

Mr. Boulds presented the following ordinance for second reading.

Ordinance No. 7132. An Ordinance repealing Ordinance No. 6261, establishing one handicap parking space in front of 558 Highland. Mr. Boulds made a motion, seconded by Mrs. Martin, that said ordinance be adopted. The motion passed by the following vote:

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

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)