

CITY OF ALTON  
ALTON CITY COUNCIL

June 9, 2010

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 Hoechst.

The Council Members present on call of the roll:

PRESENT: Ryan, McCahill, Velloff, Brake, Fleming, Boulds – 6

ABSENT: Martin - 1

Mayor Hoechst called upon Alderman McCahill to lead the Pledge to the Flag.

Mayor Hoechst recognized Dr. Sadiq Mohyuddin and presented a proclamation declaring June 9, 2010 to be “Oriental Garden Day” in the City of Alton, Illinois.

Dr. Mohyuddin took the floor and stated how he became involved with the Oriental Garden through the invitation of Dr. Gordon Moore. Dr. Mohyuddin gave a brief summary of his arrival in the United States and he credited his fellow colleagues, who encouraged him to give back to his community. Dr. Mohyuddin, also, introduced his wife and spoke about his three children, who were born in the City of Alton.

Dr. Noor Ahmed also took the floor and thanked the Mayor for his appreciation of recognizing the Oriental Garden with a special proclamation.

At this time, Mayor Hoechst made the following announcements:

Commendations to the Weed and Seed Strategy, Alton Police Department, Alton Parks and Recreation Department and everyone involved in the Slam Dunk for Youth Basketball Tournament on June 5, 2010 at James H. Killion Park at Salu.

Animal tags should have been renewed by June 1 and may be purchased in the City Treasurer’s Office.

Mayor Hoechst will deliver his State of the City address on Tuesday, June 22, 2010 at 6:30 p.m. at the Melvin Price Locks and Dam.

COUNCIL MINUTES, COMMUNICATIONS AND REPORT OF OFFICERS

The Clerk presented the following Council Meeting Minutes of May 26, 2010 and the following Communications: Illinois Department of Transportation, re: Approval of the agreement for preliminary engineering services with Planning Design Studio for the

Great Rivers Flood Memorial; Curry & Associates Engineers, re: Notice of Application for Permit to Manage Waste (LPC-PA16); Elijah P. Lovejoy Memorial, re: Newsletter for May, 2010; Allied Waste Services, re: Solid Waste and Recycling Volumes for April, 2010 and the following Report of Officers: Comptroller, re: Overtime Analysis for May, 2010; Department of Building and Zoning, re: Monthly Report for May, 2010; Animal Control Department, re: Monthly Report for May, 2010; Alton Fire Department, re: Estimated Fire Loss for May, 2010; Alton Fire Department, re: Monthly Fire Damage Report to Assessor's Office for May, 2010; Alton Fire Department, re: Largest Single Fire Loss for May, 2010. Mr. Fleming made a motion, seconded by Mr. Brake, that said Minutes, Communications and Report of Officers be placed on file. The motion passed by the following vote:

AYES: Ryan, McCahill, Velloff, Brake, Fleming, Boulds – 6  
NAYS: None – 0  
ABSENT: Martin – 1

### COMMITTEE REPORT

Chairman Ryan presented the following Committee of the Whole Meeting Report for June 7, 2010; Resolution, re: Discount and Special Bills paid; Resolution, re: Consider an ordinance to prohibit parking of tractor-trailers or trucks in excess of 10,000 pounds gross weight in the parking lots within or serving Riverfront Park; Resolution, re: Grant a variance to Alton Marketplace for the sale and distribution of alcoholic liquors at the Amphitheater for the Big Gig event on July 24, 2010; Resolution, re: Grant a variance to Alton Marketplace for the sale and distribution of alcoholic liquors at the Amphitheater for the Mississippi Earthtones Festival event on September 18, 2010; Resolution, re: Contract to purchase the properties known as the Millman Lumber Company and the Cornerstone Bank & Trust with funding to come from the TIF Project Account #1 (Riverfront); Resolution, re: Department of Development & Housing to purchase property known as 223 McClure Avenue. Mr. Ryan made a motion, seconded by Mr. Fleming, that said report be placed on file. The Chair so ordered.

Mr. Ryan 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 June 7, 2010, be allowed and payment be made for same. Mr. Ryan made a motion, seconded by Mr. Fleming, that said resolution be approved. The motion passed by the following vote:

AYES: Ryan, McCahill, Velloff, Brake, Fleming, Boulds – 6  
NAYS: None – 0  
ABSENT: Martin – 1

Mr. Ryan presented the following resolution:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALTON, ILLINOIS, that an Ordinance be considered to prohibit parking of tractor-trailers or trucks in excess of 10,000 pounds gross weight in the parking lots within or serving

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

AYES: Ryan, McCahill, Velloff, Brake, Fleming, Boulds – 6

NAYS: None – 0

ABSENT: Martin – 1

Mr. Ryan presented the following resolution:

WHEREAS, Alton Marketplace desires to hold a special event on July 24, 2010, at the Amphitheater, which event shall include the outdoor sale of food and alcoholic beverages for the Big Gig event: and

WHEREAS, the sale of alcoholic beverages on the City of Alton property, the Amphitheater, requires a variance from the Alton City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALTON, ILLINOIS, that the following special event be and is hereby approved pursuant to City of Alton Code 4-4-9 and a variance is hereby granted for sale and distribution of alcoholic liquors on public property:

Alton Marketplace shall be entitled to sell alcoholic liquor at the Amphitheater on July 24, 2010, for the Big Gig event to be held on that date.

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

AYES: Ryan, McCahill, Velloff, Brake, Fleming, Boulds – 6

NAYS: None – 0

ABSENT: Martin – 1

Mr. Ryan presented the following resolution:

WHEREAS, Alton Marketplace desires to hold a special event on September 18, 2010, at the Amphitheater, which event shall include the outdoor sale of food and alcoholic beverages for the Mississippi Earthtones Festival: and

WHEREAS, the sale of alcoholic beverages on the City of Alton property, the Amphitheater, requires a variance from the Alton City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALTON, ILLINOIS, that the following special event be and is hereby approved pursuant to City of Alton Code 4-4-9 and a variance is hereby granted for sale and distribution of alcoholic liquors on public property:

Alton Marketplace shall be entitled to sell alcoholic liquor at the Amphitheater on September 18, 2010, for the Mississippi Earthtones Festival to be held on that date.

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

AYES: Ryan, McCahill, Velloff, Brake, Fleming, Boulds – 6

NAYS: None – 0

ABSENT: Martin – 1

Mr. Ryan presented the following resolution:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALTON, ILLINOIS, that the Mayor be and is hereby authorized to execute a contract to purchase the properties known as the Millman Lumber Company property consisting of 5.18 acres and the Cornerstone Bank & Trust property consisting of 1.88 acres for the total price of \$1,300,000 with said funding coming from the TIF Project Account #1 (Riverfront). Mr. Ryan made a motion, seconded by Mr. Velloff, that said resolution be approved. The motion passed by the following vote:

AYES: Ryan, McCahill, Velloff, Brake, Fleming, Boulds – 6

NAYS: None – 0

ABSENT: Martin – 1

Mr. Ryan 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 purchase property identified by Parcel Index Number(s): 23-2-08-18-09-203-003, commonly known as 223 McClure Ave., with Community Development Block Grant funds at a cost not to exceed \$8,000.00. Mr. Ryan made a motion, seconded by Mr. Velloff, that said resolution be approved. The motion passed by the following vote:

AYES: Ryan, McCahill, Velloff, Brake, Fleming, Boulds – 6

NAYS: None – 0

ABSENT: Martin – 1

### FIRST READING OF ORDINANCES

Mayor Pro Tem Ryan presented the following three (3) ordinances for first reading.

Ordinance No. 7203. An Ordinance amending Ordinance 7072, authorizing permit parking for residents of Downtown Alton.

Ordinance No. 7204. An Ordinance concerning parking on the north side of Broadway in front of #10 East Broadway.

Ordinance No. 7205. An Ordinance granting a special use at 2404 Bloomer Drive for the installation of a cell tower.

Mr. Ryan made a motion, seconded by Mr. Boulds, that the above and foregoing three (3) ordinances be LAID OVER. The Chair so ordered.

## SECOND READING OF ORDINANCES

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

Ordinance No. 7196. An Ordinance making an annual Appropriation for the City of Alton, in the County of Madison, State of Illinois, for the fiscal year beginning April 1, 2010 and ending March 31, 2011. Mr. Ryan made a motion, seconded by Velloff, that said ordinance be adopted. The motion passed by the following vote:

AYES: Ryan, McCahill, Velloff, Brake, Fleming, Boulds – 6

NAYS: None – 0

ABSENT: Martin – 1

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

Ordinance No. 7200. An Ordinance ascertaining the prevailing rate of wages for laborers, workmen and mechanics employed on public works for the City of Alton, Illinois. Mr. Ryan made a motion, seconded by Mr. Boulds, that said ordinance be adopted. The motion passed by the following vote:

AYES: Ryan, McCahill, Velloff, Brake, Fleming, Boulds – 6

NAYS: None – 0

ABSENT: Martin – 1

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

Ordinance No. 7201. An Ordinance granting the renewal of a special use permit at 920 E. 5th Street, Alton, Illinois, for the installation of a “Telecommunications Facility, Disguised Support Structure”. Mr. Ryan made a motion, seconded by Mr. Velloff, that said ordinance be adopted. The motion passed by the following vote:

AYES: Ryan, McCahill, Velloff, Brake, Boulds – 5

NAYS: Fleming - 1

ABSENT: Martin – 1

## REPORTS AND/OR RESOLUTIONS OF SPECIAL COMMITTEES

The Clerk presented the following Appearance Review Commission, re: Public Hearing Minutes of May 5, 2010. Mr. Fleming made a motion, seconded by Mr. Ryan, that said minutes be placed on file. The motion passed by the following vote:

AYES: Ryan, McCahill, Velloff, Brake, Fleming, Boulds – 6

NAYS: None – 0

ABSENT: Martin – 1

## PUBLIC FORUM ADDRESSING CITY BUSINESS

Mayor Pro Tem Ryan presented the following three (3) requests for the floor from Phil Embree, Claudia L. Harju and Troy Vernatti. Mr. Ryan made a motion, seconded by Mr. Fleming, that said three (3) requests be approved. The motion passed by the following vote:

AYES: Ryan, McCahill, Velloff, Brake, Fleming, Boulds – 6  
NAYS: None – 0  
ABSENT: Martin – 1

Mr. Embree took the floor and spoke, re: Special use permit for B & B at 729 Linden.

Ms. Harju took the floor and spoke, re: Special use permit for 729 Linden – Residence and Bed & Breakfast.

Mr. Vernatti was not present to speak.

## COMMENTS OR RESOLUTIONS FROM THE COUNCIL

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

1. BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALTON, ILLINOIS, that the attached Ordinance Concerning City Code Clarification on Noise Ordinances be considered.
2. BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALTON, ILLINOIS, that the attached ordinance vacating a portion of Alton Street and a portion of Fifth Street be considered.

Mr. Ryan made a motion, seconded by Mr. Boulds, 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 resolution:

WHEREAS, the Greater Madison County Federation of Labor is sponsoring a Parade in the City of Alton which event constitutes a public purpose(s);

WHEREAS, this Parade will require the temporary closure of Illinois 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 Illinois Route 140 from Brown St. to College Ave. and from Washington Ave. to Clawson St. 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 August 28th, 2010.

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 Illinois Route 140 east on Brown Street to Clawson Street then north on Clawson Street to Illinois Route 140 (College Ave.) for north/east bound traffic and south on Clawson Street from Illinois Route 140 then west on Brown Street to Illinois Route 140 (Washington Ave.) for south/west bound 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 Greater Madison County Federation of Labor 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 Greater Madison County Federation of Labor 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 Greater Madison County Federation of Labor 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 \_\_\_\_\_, 2010 A.D.

\_\_\_\_\_  
\_\_\_\_\_  
MUNICIPAL CLERK

APPROVED by the Mayor of the City of Alton of this \_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ 2010 A.D.

ATTEST: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
MUNICIPAL CLERK

\_\_\_\_\_  
MAYOR

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

Mr. Fleming presented the following final plat from Sheppard, Morgan & Schwaab, Inc. on behalf of Enjoy Subdivision located along Homer M. Adams Parkway, south of N. Rodgers Avenue. Mr. Fleming made a motion, seconded by Mr. Boulds, that said plat be referred to the Plan Commission. The Chair so ordered.

Mr. Boulds presented the following resolution:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALTON, ILLINOIS, that a special use permit on the property identified by permanent parcel number 23-2-07-12-13-305-011, Section 12, Township 5 North, Range 10 West of the Third Principal Meridian, also known as 729 Linden, Alton, Illinois (legal attached), for a bed and breakfast, BE AND HEREBY IS APPROVED. Mr. Boulds made a motion, seconded by Mr. Velloff, 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. 7206. The motion passed by the following vote:

AYES: Ryan, McCahill, Velloff, Brake, Fleming, Boulds, Mayor Hoechst – 7

NAYS: None – 0

ABSENT: Martin – 1

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

AYES: Ryan, McCahill, Velloff, Brake, Fleming, Boulds – 6

NAYS: None – 0

ABSENT: Martin – 1

Mr. Boulds presented the following ordinance for first reading.

Ordinance No. 7206. An Ordinance granting a special use permit for a bed and breakfast at 729 Linden, Alton, Illinois.

Mr. Boulds presented the following ordinance for second reading.

Ordinance No. 7206. An Ordinance granting a special use permit for a bed and breakfast at 729 Linden, Alton, Illinois. Mr. Boulds made a motion, seconded by Mr. Velloff, that said ordinance be adopted. The motion passed by the following vote:

AYES: Ryan, McCahill, Velloff, Brake, Fleming, Boulds – 6

NAYS: None – 0

ABSENT: Martin – 1

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, McCahill, Velloff, Brake, Fleming, Boulds – 6

NAYS: None – 0

ABSENT: Martin – 1

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Mary T. Boulds MMC  
City Clerk

(Seal of the City of Alton, Illinois)