

**CITY OF ROCK ISLAND
CITY COUNCIL MEETING**

City Hall

1528 Third Avenue, Rock Island IL

City Council Chambers, 3rd Floor

2/25/2019 - Minutes

1. Call to Order

Mayor Thoms called the meeting to order at 6:45 p.m. and welcomed everyone.

2. Roll Call

Mayor Thoms asked the City Clerk to call the roll.

Present: Mayor Mike Thoms, Alderman Dave Geenen, Alderman Ivory D. Clark, Alderman Virgil J. Mayberry, Alderman James Spurgetis, Alderman Stephen L. Tollenaer, and Alderman Dylan Parker

Absent: Alderman Joshua Schipp

Staff: City Manager Randy Tweet, City Attorney Dave Morrison, City Clerk Judith Gilbert, and other City staff

3. Pledge of Allegiance

Mayor Thoms led in the saying of the Pledge of Allegiance.

4. Moment of Silence

Mayor Thoms asked for a moment of silence. A moment of silence was observed.

5. Minutes of the February 11, 2019 meeting.

MOTION:

Alderman Spurgetis moved to approve the minutes as printed; Alderman Clark seconded.

VOTE:

Motion passed on a 6-0-1 voice vote. Aye: Geenen, Clark, Mayberry, Spurgetis, Tollenaer, and Parker. Nay: None. Absent: Schipp.

6. Minutes of the Executive Session of February 11, 2019.

MOTION:

Alderman Parker moved to approve the Executive Session minutes; Alderman Mayberry seconded.

VOTE:

Motion passed on a 6-0-1 voice vote. Aye: Geenen, Clark, Mayberry, Spurgetis, Tollenaer, and Parker. Nay: None. Absent: Schipp.

7. Update Rock Island by Mayor Thoms

Antique Spectacular Vintage Market – The annual Spring Antique Spectacular will be March 1 to 3, 2019 at the QCCA Expo Center, 2621 2nd Avenue in Rock Island. The event will feature antique dealers with unique merchandise from around the world. Shop for that timeless treasure. Admission is \$8.00 and good for admittance all three days. Parking is free. For more information visit WWW.ANTIQUESPECTACULAR.COM or call Kimberly Schilling (712) 324-9964.

Trivia Fun Friday – The Community Caring Conference is hosting a trivia night Friday, March 15 at the Church of Peace Fellowship Hall, 1114 12th Street, Rock Island. Doors open at 6:00 p.m. and game time will start at 7:00 p.m. The cost is just \$10 per person or \$80 for table of 8. For more information or to register, call the CCC at 309-721-7849 or email ROCKISLANDCCC@GMAIL.COM.

Tax Preparation Assistance - From now until April 13, 2019, MLK, Jr. Community Center will be a site for free tax preparation assistance for qualifying individuals and families. Walk-ins are welcome; no appointment is necessary at this site! Call (563) 355-9900 for more information about eligibility and services provided.

Mayor Thoms announced that Junior Achievement is looking for volunteer instructors to teach their programs in the Rock Island schools, first through sixth grades. Mayor Thoms serves on the Junior Achievement board.

Alderman Mayberry said the Rock Island High School girls basketball team has won the regional and sectional and they are playing the super-sectional tonight.

8. Proclamation declaring the week of March 3 through March 9, 2019 as Women in Construction Week.

Mayor Thoms read the proclamation. Julia Meyer, President of the local NAWIC Chapter, along with her daughter Londyn and NAWIC member Anita Hocker, accepted the proclamation. Ms. Meyer thanked the Mayor and Council for the proclamation. She spoke about the chapter's scholarship program and their partnering with local agencies Humility of Mary, Dress for Success, Winnie's Place, and the Iowa Women Lead Change Conference. Ms. Meyer announced NAWIC members will be serving a meal at Humility of Mary on Sunday, March 3. Pictures were taken with Mayor Thoms.

9. A Special Ordinance declaring 700 48-gallon refuse containers as surplus and allowing for disposal. (Second Reading)

Alderman Spurgetis moved to pass the ordinance; Alderman Clark seconded.

VOTE:

Motion passed on a 6-0-1 roll call vote. Aye: Geenen, Clark, Mayberry, Spurgetis, Tollenaer, and Parker. Nay: None. Absent: Schipp.

10. A Special Ordinance removing a one-way street for eastbound traffic on 25th Avenue between 9th and 11th Streets on school days between the hours of 7:15 a.m. and 8:15 a.m. and 2:30 p.m. and 3:30 p.m. (Second Reading)

Alderman Spurgetis moved to pass the ordinance; Alderman Parker seconded.

VOTE:

Motion passed on a 6-0-1 roll call vote. Aye: Geenen, Clark, Mayberry, Spurgetis, Tollenaer, and Parker. Nay: None. Absent: Schipp.

11. A Special Ordinance establishing a handicapped parking space at 726 24th Street. (Second Reading)

Alderman Parker moved to pass the ordinance; Alderman Geenen seconded.

VOTE:

Motion passed on a 6-0-1 roll call vote. Aye: Geenen, Clark, Mayberry, Spurgetis, Tollenaer, and Parker. Nay: None. Absent: Schipp.

12. A Special Ordinance establishing one (1) 4-hour parking space in front of 1625 2nd Avenue. (Second Reading)

Alderman Clark moved to pass the ordinance; Alderman Parker seconded.

VOTE:

Motion passed on a 6-0-1 roll call vote. Aye: Geenen, Clark, Mayberry, Spurgetis, Tollenaer, and Parker. Nay: None. Absent: Schipp.

13. A Special Ordinance establishing two (2) passenger loading zones in downtown Rock Island.

Alderman Parker moved to consider, suspend the rules, and pass the ordinance; Alderman Geenen seconded.

VOTE:

Motion passed on a 5-1-1 roll call vote. Aye: Geenen, Clark, Mayberry, Spurgetis, and Parker. Nay: Tollenaer. Absent: Schipp.

14. Report from the Finance Department regarding an adjustment to the CY 2018 Budget, recommending increasing the Water Fund by \$112,237.11 and the Wastewater Fund by \$56,610.03.

Note: This item was postponed from the February 11, 2019 Council meeting.

MOTION:

Alderman Tollenaer moved to approve the budget adjustment as recommended; Alderman Parker seconded.

VOTE:

Motion passed on a 6-0-1 roll call vote. Aye: Geenen, Clark, Mayberry, Spurgetis, Tollenaer, and Parker. Nay: None. Absent: Schipp.

15. Claims

- a. Report from the Human Resources Department regarding payment in the amount of \$19,766.00 to Broadspire of Atlanta, GA for a worker's compensation claim.
- b. Report from the Information Technology Department regarding payment in the amount of \$29,483.09 to Harris-Govern of Chicago, IL for the annual maintenance agreement for the GOVERN business licenses, permits, and inspection software for the year from April 1, 2019 through March 31, 2020.
- c. Report from the Public Works Department regarding payment #1 in the amount of \$50,750.00 to Environmental Dynamics International of Columbia, MO for the Wastewater Treatment Plant Aeration Diffuser Replacement/Cleaning Project for services provided during calendar year 2019 per the contract with AerationWorks.

MOTION:

Alderman Parker moved to accept the reports and authorize payment as recommended for Claims items a through c; Alderman Mayberry seconded.

Alderman Spurgetis asked if there was an increase over last year for Claims item b. Information Technology Director Tim Bain replied there is a small increase every year for software maintenance. Alderman Spurgetis asked that the amount of the increase be included in the reports in the future.

VOTE:

Motion passed on a 6-0-1 roll call vote. Aye: Geenen, Clark, Mayberry, Spurgetis, Tollenaer, and Parker. Nay: None. Absent: Schipp.

- d. Report from the Public Works Department regarding payment in the amount of \$13,934.20 to McCleary Excavating Co., Inc. of Blue Grass, IA for an emergency sanitary manhole replacement at 2704 38th Street.
- e. Report from the Public Works Department regarding payment #2 in the amount of \$302,639.74 to Valley Construction of Rock Island, IL for the 3rd Avenue Water Main Extension at 24th Street Project for services provided from May 26, 2018 through December 1, 2018.

Note: This item was postponed from the February 11, 2019 Council meeting.

- f. Report from the Public Works Department regarding payment #16 in the amount of \$681,327.00 to Civil Constructors, Inc. of East Moline, IL for the Water Filtration Facility

Project for services provided from December 21, 2018 through January 24, 2019.

Note: This item was postponed from the February 11, 2019 Council meeting.

MOTION:

Alderman Tollenaer moved to accept the reports and authorize payment as recommended for Claims items d through f; Alderman Clark seconded.

Alderman Parker recused himself from the vote due to the nature of his employment.

Alderman Mayberry stated that Claims item d was not just for a manhole cover replacement; it was for the work done around the site.

VOTE:

Motion passed on a 5-0-1 roll call vote. Aye: Geenen, Clark, Mayberry, Spurgetis, and Tollenaer. Nay: None. Absent: Schipp.

16. Claims for the weeks of February 8 through February 14 in the amount of \$752,880.13 and February 15 through February 21 in the amount of \$466,033.32; and payroll for the weeks of January 28, 2019 through February 10, 2019 in the amount of \$1,475,749.29.

MOTION:

Alderman Spurgetis moved to allow the claims and payroll; Alderman Mayberry seconded.

VOTE:

Motion passed on a 6-0-1 roll call vote. Aye: Geenen, Clark, Mayberry, Spurgetis, Tollenaer, and Parker. Nay: None. Absent: Schipp.

17. ACH payments for the month of January 2019 in the amount of \$2,388,906.06.

MOTION:

Alderman Parker moved to approve the ACH payments; Alderman Spurgetis seconded.

VOTE:

Motion passed on a 6-0-1 roll call vote. Aye: Geenen, Clark, Mayberry, Spurgetis, Tollenaer, and Parker. Nay: None. Absent: Schipp.

18. Purchase Card Claims for the period of December 27, 2018 through January 28, 2019 in the amount of \$72,746.30.

MOTION:

Alderman Tollenaer moved to approve the purchase card claims; Alderman Parker seconded.

VOTE:

Motion passed on a 6-0-1 roll call vote. Aye: Geenen, Clark, Mayberry, Spurgetis, Tollenaer, and Parker. Nay: None. Absent: Schipp.

19. Report from the Public Works Department regarding the emergency purchase of a replacement engine for #8898 (1999 International Roll-off Container Truck) from Thompson Truck and Trailer of Davenport, IA in the amount of \$17,989.79.

MOTION:

Alderman Tollenaer moved to approve the purchase as recommended; Alderman Parker seconded.

Alderman Spurgetis noted that there is a refundable core charge of almost \$4,700 which should result in a net charge of only \$13,300. Alderman Mayberry asked what a brand new truck would cost. Interim Public Works Director Mike Bartels stated that a new roll-off container truck could cost between \$170,000 and \$175,000.

VOTE:

Motion passed on a 6-0-1 roll call vote. Aye: Geenen, Clark, Mayberry, Spurgetis, Tollenaer, and Parker. Nay: None. Absent: Schipp.

20. Report from the Public Works Department regarding bids for the 2019 Brick Street Repair Program, recommending the bid be awarded to Centennial Contractors of the Quad Cities, Inc. of Moline, IL in the amount of \$76,123.70.

Note: This item was postponed from the February 11, 2019 Council meeting.

MOTION:

Alderman Spurgetis moved to award the bid as recommended and authorize the City Manager to execute the contract documents; Alderman Geenen seconded.

Alderman Spurgetis asked if there will be more addresses added to the list due to the weather. Mr. Bartels responded they can change locations on the list depending on severity, but they can't really add many more repairs because the repairs on the list match the cost of the contract. Alderman Parker asked if the department was still following the plan from 1980; Mr. Bartels replied yes. Mr. Bartels added they have always allocated \$80,000 to \$100,000 per year for the program. Alderman Mayberry asked for an estimate of how many miles of brick streets there still are in Rock Island. Mr. Bartels replied he did not have that information at hand, but he would get it to Alderman Mayberry.

Alderman Parker recused himself from the vote due to the nature of his employment.

VOTE:

Motion passed on a 5-0-1 roll call vote. Aye: Geenen, Clark, Mayberry, Spurgetis, and Tollenaer. Nay: None. Absent: Schipp.

21. Report from the Community and Economic Development Department regarding a Memorandum of Understanding with the Rock Island Housing Authority for the completion of Environmental Reviews.

MOTION:

Alderman Parker moved to approve the terms of the MOU as recommended and authorize the City Manager to execute the agreement subject to any minor City Attorney modifications; Alderman Clark seconded.

Alderman Parker asked for the background on the agenda item. Community and Economic Development Director Chandler Poole replied the City is trying to outline the responsibilities as the responsible entity for HUD funds at the federal level. The MOU lays out exactly what the City needs from the Housing Authority. City Attorney Dave Morrison said it memorializes what is already required.

VOTE:

Motion passed on a 6-0-1 roll call vote. Aye: Geenen, Clark, Mayberry, Spurgetis, Tollenaer, and Parker. Nay: None. Absent: Schipp.

22. Report from the Finance Department regarding an adjustment to the CY 2019 Budget, recommending increasing the General Fund (101) by \$65,972.09, the Community Economic Development Fund (207) by \$509,749.36, the MLK Community Center Operations Fund (211) by \$3,650.67, and the Park & Recreation Fund (555) by \$5,717.65 through a transfer from the Gaming Fund (223).

MOTION:

Alderman Tollenaer moved to approve the budget adjustment as recommended; Alderman Spurgetis seconded.

Alderman Mayberry asked if all of the money was from Gaming. Finance Director Stephanie Masson responded yes. Alderman Spurgetis asked Ms. Masson to explain the item to the audience. Ms. Masson stated that every year Council approves the use of Gaming Funds. She explained that when projects are not completed in a fiscal year or projects don't start and end in the same year, the money is returned to the Gaming Fund as part of the accounting process. Staff reviews all projects to see what still needs to be carried over into the next fiscal year; not everything is carried forward to be re-budgeted. Ms. Masson said the budget adjustment is for the completion of projects and the money is being transferred from Gaming back to the departments. She said \$145,000 remained in the Gaming Fund from projects that came in under budget; these will be used for the CY 2020 Budget.

VOTE:

Motion passed on a 6-0-1 roll call vote. Aye: Geenen, Clark, Mayberry, Spurgetis, Tollenaer, and Parker. Nay: None. Absent: Schipp.

23. Report from the Finance Department regarding an adjustment to the CY 2019 Budget, recommending increasing the Park & Recreation Fund (555) by \$500,000.00.

MOTION:

Alderman Geenen moved to approve the budget adjustment as recommended; Alderman Spurgetis seconded.

VOTE:

Motion passed on a 6-0-1 roll call vote. Aye: Geenen, Clark, Mayberry, Spurgetis, Tollenaer, and Parker. Nay: None. Absent: Schipp.

24. Report from the Community and Economic Development Department regarding a request from the Rock Island Academy for the vacation of public right-of-way of the 9th Avenue cul-de-sac extending west from the west property line of 1217 9th Avenue.

MOTION:

Alderman Clark moved to approve the request for vacation as recommended, subject to inclusion of easements for all MidAmerican Energy and City-owned utilities; and refer to the City Attorney for an ordinance; Alderman Spurgetis seconded.

VOTE:

Motion passed on a 6-0-1 roll call vote. Aye: Geenen, Clark, Mayberry, Spurgetis, Tollenaer, and Parker. Nay: None. Absent: Schipp.

25. Report from the Community and Economic Development Department regarding the review of a two-lot minor final plat of the Frankie Corner 1st Addition Subdivision located at 2604 and 2608 21st Avenue.

MOTION:

Alderman Parker moved to approve the final plat with variances as recommended, subject to obtaining all required signatures on subdivision plat certificates and conforming to requirements in the Zoning and Subdivision Ordinances; Alderman Tollenaer seconded.

Alderman Spurgetis asked if the building on the corner was the former Wells Market; Mayor Thoms responded yes.

VOTE:

Motion passed on a 6-0-1 roll call vote. Aye: Geenen, Clark, Mayberry, Spurgetis, Tollenaer, and Parker. Nay: None. Absent: Schipp.

26. Report from the Traffic Engineering Committee regarding a request from Michael Bartels for the removal of traffic signals at 17th Street and 5th Avenue and 18th Street and 4th Avenue and replaced with stop signs.

MOTION:

Alderman Parker moved to approve the request as recommended and refer to the City Attorney for an ordinance; Alderman Clark seconded.

VOTE:

Motion passed on a 6-0-1 roll call vote. Aye: Geenen, Clark, Mayberry, Spurgetis, Tollenaer, and Parker. Nay: None. Absent: Schipp.

27. Report from the City Clerk regarding a Plaza Activity / Event application from The Smoking Dog for an outdoor tented event for the annual Gamma Alpha Beta Fraternity Buckethead fundraiser benefitting Camp Kesem on Saturday, March 23, 2019 from 11:00 a.m. to 5:00 p.m.,

recommending approval of the permit fee waiver and the outdoor sale and consumption of alcohol.

MOTION:

Alderman Parker moved to approve the event and requests, subject to complying with all Plaza and liquor license regulations, contacting the Fire Department for fire and safety considerations, and subject to being shut down early if complaints are received as recommended; Alderman Tollenaer seconded.

Alderman Mayberry asked where Camp Kesem was. Alderman Geenen responded that Camp Kesem is a national camp for children who have been affected by cancer in their families. He said there is a local chapter at Augustana College and they take the kids to a camp in Des Moines.

Mayor Thoms announced Kyle from The Smoking Dog is in attendance. Mr. Born stated this is his third year of doing the fundraiser for Camp Kesem; they raise money for the local chapter and host the event on the Plaza.

Alderman Spurgetis asked the amount of the application fee and the amount of the event permit fee waiver; he noted the not-for-profit box was checked. City Clerk Gilbert responded that Mr. Born paid the for-profit fee of \$35; she said he mistakenly checked the not-for-profit box since it was a fundraiser. Ms. Gilbert said the amount of the event permit fee asking to be waived would be \$250 since The Smoking Dog is the sponsor and host even though it is a fundraiser for charity.

VOTE:

Motion passed on a 6-0-1 roll call vote. Aye: Geenen, Clark, Mayberry, Spurgetis, Tollenaer, and Parker. Nay: None. Absent: Schipp.

28. Report from the City Clerk regarding a request from Kavanaugh's Hilltop Tavern for an outdoor tented event with live music for the Saint Patrick's Day Parade weekend on Friday, March 15, 2019 from 3:00 p.m. to 11:00 p.m. and on Saturday, March 16, 2019 from noon until 11:30 p.m. at 1228 30th Street.

MOTION:

Alderman Parker moved to approve the event and requests, subject to complying with all liquor license regulations, contacting the Fire Department for fire and safety considerations, and subject to being shut down early if complaints are received as recommended; Alderman Clark seconded.

Alderman Parker asked about the requirement to contact the Fire Department. City Clerk Gilbert responded that requirement is customary when it is a tented event.

VOTE:

Motion passed on a 6-0-1 roll call vote. Aye: Geenen, Clark, Mayberry, Spurgetis, Tollenaer, and Parker. Nay: None. Absent: Schipp.

29. Other Business / Public Comment

OTHER BUSINESS

Alderman Tollenaer asked about the issue of the complaint about raunchy music from one of the bands that played at Kavanaugh's Hilltop Tavern in the past. City Manager Randy Tweet thought it was just a one-time occurrence. Mr. Tweet said that since the event approved tonight is a tented event, it should not be a problem because not much can be heard from the street. City Attorney Dave Morrison said Council can put in place time, place, and manner restrictions for public events, but not content-based restrictions. There would be difficulties with that type of restriction. He recommended someone speak with the owners.

Mayor Thoms informed Council and the audience about a new program started by Tim Ott called Catholic Care Packs. The program provides backpacks for the homeless filled with items they might need such as gloves, food, and a list of available resources for help. The backpacks are also available at the Rock Island Police Department with squad cars carrying them as well; recipients can take the backpack to the Fire Department for re-stocking. Local churches in Rock Island are assisting with the program. Donations can be made for the program by contacting Barb at Saint Pius Church. The program was started in November 2018.

Mayor Thoms announced he went to Washington D. C. recently with other Quad Cities leaders to lobby for the U.S. Department of Agriculture (USDA) to move employees to the Rock Island Arsenal. Mayor Thoms said 136 cities are vying for the opportunity. The USDA wants to complete the move of two divisions by September 2019. The Arsenal has office space ready complete with furnishings. The trip did not cost the City anything as Quad Cities First paid all expenses. Mayor Thoms said he would be returning to Washington D. C. next week with the Mississippi River Towns and Cities initiative.

Alderman Spurgetis wanted to commend the QCCA Expo for drawing thousands of people to Rock Island. He also congratulated the Finance Department for the award they received.

PUBLIC COMMENT

No one signed up to address Council to speak on a topic.

30. Executive Session:

5 ILCS 120/2 (c)(12) The establishment of reserves or settlement of claims as provided in the Local Governmental and Governmental Employees Tort Immunity Act, if otherwise the disposition of a claim or potential claim might be prejudiced, or the review or discussion of claims, loss or risk management information, records, data, advice or communications from or with respect to any insurer of the public body or any intergovernmental risk management association or self insurance pool of which the public body is a member.

5 ILCS 120/2 (c)(21) Discussion of minutes of meetings lawfully closed under this Act, whether for purposes of approval by the body of the minutes or semi-annual review of the minutes as mandated by Section 2.06.

5 ILCS 120/2 (c)(1) The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body (or legal counsel for the public body).

MOTION:

Alderman Parker moved to go into Executive Session for the exceptions cited; Alderman Spurgetis seconded.

VOTE:

Motion passed on a 6-0-1 roll call vote. Aye: Geenen, Clark, Mayberry, Spurgetis, Tollenaer, and Parker. Nay: None. Absent: Schipp.

31. Motion to Adjourn

MOTION:

Alderman Parker moved to adjourn; Alderman Clark seconded.

VOTE:

Motion passed on a 6-0-1 voice vote. Aye: Geenen, Clark, Mayberry, Spurgetis, Tollenaer, and Parker. Nay: None. Absent: Schipp.

The meeting adjourned at 8:46 p.m.

Judith H. Gilbert, City Clerk