

**CITY OF ROCK ISLAND
CITY COUNCIL MEETING**

**June 3, 2013
MINUTES**

The Rock Island City Council met in Study Session at 5:30 pm in City Council Chambers at Rock Island City Hall. Present were Mayor Dennis E. Pauley presiding, and Aldermen David Conroy, P.J. Foley, Stephen L. Tollenaer, Kate Hotle, Joy Murphy, Charles O. Austin III and Ivory D. Clark. Also present were City Manager Thomas Thomas, Community and Economic Development Director Jeff Eder, Finance Director Cynthia Parchert, other City staff and City Attorney Ted Kutsunis.

At this time, various staff and others left Council Chambers and returned after the Executive Session concluded.

EXECUTIVE SESSION

A motion was made by Alderman Murphy and seconded by Alderman Clark to recess to Executive Session on matters of Personnel, Property Acquisition and Litigation. The motion carried on a roll call vote. Those voting Aye being; Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Hotle, Alderman Murphy, Alderman Austin and Alderman Clark; those voting No, none. The meeting was recessed at 5:31 pm.

Mayor Pauley reconvened the regular meeting at 6:40 pm.

ADJOURNMENT

A motion made by Alderman Foley and seconded by Alderman Hotle to adjourn the meeting carried by the following Aye and No vote. Those voting Aye being; Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Hotle, Alderman Murphy, Alderman Austin and Alderman Clark; those voting No, none. The meeting was adjourned at 6:41 pm.

Aleisha L. Patchin, City Clerk

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Rock Island City Council met in regular session at 6:45 pm in Council Chambers of Rock Island City Hall. Present were Mayor Dennis E. Pauley presiding, and Aldermen David Conroy, P.J. Foley, Stephen L. Tollenaer, Kate Hotle, Joy Murphy, Charles O. Austin III and Ivory D. Clark. Also present were City Manager Thomas Thomas and City Attorney Ted Kutsunis.

Introductory Proceedings

Mayor Pauley called the meeting to order and led in the Pledge of Allegiance. Alderman Foley gave the Invocation.

Agenda Item #5

Minutes of the meeting of May 20, 2013.

A motion was made by Alderman Austin and seconded by Alderman Murphy to approve the minutes of the meeting of May 20, 2013 as printed. The motion carried by the following Aye and No vote; those voting Aye being; Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Hotle, Alderman Murphy, Alderman Austin and Alderman Clark; those voting No, none.

Agenda Item #6

Update Rock Island by Mayor Pauley.

Mayor Pauley advised that Mardi Gras in The District returns for another year of fun on Friday, June 7 at 5:00 pm and Saturday, June 8, 2013 at 4:00 pm. The Mayor added that Gumbo Ya Ya is held on the Great River Plaza on 2nd Avenue between 17th and 19th Streets in Downtown Rock Island. It was noted that admission is \$9.00 for a one-night ticket; \$14.00 for a two-night ticket and children 12 and under are free. Mayor Pauley advised that the festival features two nights of Zydeco, blues, jazz and funk musical styles. Cajun style food, street performers, vendors and beads add to the mix for a two night Mardi Gras Party. It was noted that for more information, call (309) 788-6311 or visit www.gumboyaafestival.com and www.ridistrict.com.

Mayor Pauley stated to come and celebrate with us the start of summer break with a day of fun-filled games and activities. On June 4th from 12:00 pm to 5:00 pm join us for the Whitewater Junction Back to Pool Splash. The Mayor added that regular admission rates apply. It was noted to call (309) 732-7946 for more information.

Mayor Pauley advised that City Manager Thomas Thomas has named Randy Tweet as the new Public Works Director for the City of Rock Island. Mayor Pauley indicated that Randy began his career with the City of Rock Island in 2000 as the Information Management Project Manager. He later served as the Technical Services Manager and then as the Street Maintenance Superintendent. Mayor Pauley stated that since the departure of the previous Public Works Director, Randy has been serving as the Interim Public Works Director. Mayor Pauley added that Randy assumed his new duties on Monday, May 27, 2013. Please welcome Randy in his new role.

Mayor Pauley stated that if the high cost of gas lately has you rethinking summer travel plans, Have Book Will Travel is the way to go for family entertainment. The Mayor added that the Rock Island Public Library will offer more than 100 free events and summer reading contests for children, teens and adults starting Monday, June 3rd. It was noted that all events are free and open to the public. Mayor Pauley stated that the full list of programs is available on the Summer at your Library menu at www.rockislandlibrary.org, as well as in the Summer Events brochure and calendars available at all Rock Island Libraries. It was noted that for more news about Rock Island Public Library events, call 309-732-7323 (READ) or follow the Rock Island Library on Facebook and Twitter.

Mayor Pauley advised that the Rock Island Library will be offering historic cemetery tours on June 10th at 7:00 pm at Chippiannock Cemetery in Rock Island, and June 17th at 7:00 pm at Riverside Cemetery, Moline. Mayor Pauley stated to explore the fascinating history at two of the Quad Cities' oldest cemeteries. Registration requested but not required: Call (309) 732-7341. Mayor Pauley stated that also available anytime, are self-guided Chippiannock Cemetery tours at 2901 12th Street, Rock Island. For more information about the self guided tour call (309) 788-6622.

Agenda Item #7

A Special Ordinance providing for the donation of property at 606, 608, 614 and 618 10th Street to Rock Island Economic Growth Corporation.

A motion was made by Alderman Murphy and seconded by Alderman Hotle to consider, suspend the rules and pass the ordinance. The motion carried by the following Aye and No vote; those voting Aye being; Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Hotle, Alderman Murphy, Alderman Austin and Alderman Clark; those voting No, none.

Agenda Item #8

A Special Ordinance providing for the sale of City owned property at the former trailer court site at the intersection of 11th Street and Blackhawk Road and the properties at 4700 11th Street and 4422 9th Street to 11th Street Partners, LLC.

It was moved by Alderman Foley and seconded by Alderman Murphy to consider, suspend the rules and pass the ordinance. The motion carried by the following Aye and No vote; those voting Aye being; Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Hotle, Alderman Murphy, Alderman Austin and Alderman Clark; those voting No, none.

Agenda Item #9

A Special Ordinance providing for the donation of property at the City parking lot located near 1st Avenue and 20th Street, parcel 09-6413 to Rock Island Economic Growth Corporation.

A motion was made by Alderman Conroy and seconded by Alderman Foley to consider, suspend the rules and pass the ordinance. The motion carried by the following Aye and No vote; those voting Aye being; Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Hotle, Alderman Murphy, Alderman Austin and Alderman Clark; those voting No, none.

Agenda Item #10
CLAIMS

It was moved by Alderman Austin and seconded by Alderman Murphy to accept the following reports and authorize payments as recommended. The motion carried by the following Aye and No vote; those voting Aye being; Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Hotle, Alderman Murphy, Alderman Austin and Alderman Clark; those voting No, none.

- a. Report from the Human Resources Department regarding payment in the amount of \$2,500.00 to Victor Cardoso for General Liability claim.
- b. Report from the Human Resources Department regarding payment in the amount of \$8,088.90 to Kutsunis and Weng P.C. for legal services rendered for the month of May 2013.
- c. Report from the Public Works Department regarding payment #3 in the amount of \$130,288.11 to Valley Construction for services provided for the 11th Street Sidewalk Reconstruction project.
- d. Report from the Public Works Department regarding payment #1 in the amount of \$28,101.00 to Walter D. Laud for services provided for the Velie Drive Subgrade Stabilization project.
- e. Report from the Public Works Department regarding payment #1 in the amount of \$57,216.79 to Walter D. Laud for services provided for the 6th Avenue Reconstruction: 31st Street to 32nd Street project.

Agenda Item #11

Claims for the weeks of May 17 through May 23 in the amount of \$399,985.96 and May 24 through May 30 in the amount of \$547,058.19.

Alderman Hotle moved and Alderman Foley seconded to allow the claims. The motion carried by the following Aye and No vote; those voting Aye being; Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Hotle, Alderman Murphy, Alderman Austin and Alderman Clark; those voting No, none.

Agenda Item #12

Payroll for the weeks of May 13 through May 26 in the amount of \$1,329,913.74.

It was moved by Alderman Conroy and seconded by Alderman Murphy to allow the payroll. The motion carried by the following Aye and No vote; those voting Aye being; Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Hotle, Alderman Murphy, Alderman Austin and Alderman Clark; those voting No, none.

Agenda Item #13

Report from the Public Works Department regarding the State Contract purchase of one (1) 2013 Ford E250 Cargo Van from Landmark Ford, Inc. in the amount of \$22,343.00.

Alderman Foley moved and Alderman Hotle seconded to approve the purchase as recommended and refer to the City Attorney for an ordinance declaring the vehicle being replaced as surplus.

Discussion followed. Alderman Murphy inquired as to what happens to the vehicles that are declared as surplus.

Public Works Director Randy Tweet stated that the City auctions the vehicles.

Alderman Murphy inquired as to whether the auctions are open to the public.

Mr. Tweet stated yes. Mr. Tweet added that the vehicles have been taken to the auction lot as well as auctioned on City property.

After discussion, the motion carried by the following Aye and No vote; those voting Aye being; Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Hotle, Alderman Murphy, Alderman Austin and Alderman Clark; those voting No, none.

Agenda Item #14

Report from the Police Department regarding agreements with Coplogic for the purchase and maintenance of Field Training Officer software in the total amount of \$10,500.00.

It was moved by Alderman Murphy and seconded by Alderman Hotle to approve the agreements as recommended and authorize the City Manager to execute the contract documents. The motion carried by the following Aye and No vote; those voting Aye being; Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Hotle, Alderman Murphy, Alderman Austin and Alderman Clark; those voting No, none.

Agenda Item #15

Report from the Community and Economic Development Department regarding a proposal from Quad City Arts for participation in the 2013 Sculpture in the District Program in the amount of \$7,000.00.

Alderman Hotle moved and Alderman Foley seconded to approve the proposal as recommended and authorize the City Manager to execute the contract documents. The motion carried by the following Aye and No vote; those voting Aye being; Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Hotle, Alderman Murphy, Alderman Austin and Alderman Clark; those voting No, none.

Agenda Item #16

Report from the Public Works Department regarding agreements with Milo McCowan for the purpose of the City assuming ownership of an existing private storm sewer and a

permanent easement granting the City the right to access and maintain the storm sewer at 4209 28th Avenue.

It was moved by Alderman Austin and seconded by Alderman Conroy for purposes of discussion to approve the agreements as recommended and authorize the City Manager to execute the contract documents.

Discussion followed. Alderman Austin stated that this was a sewer that was put in by the developer decades ago in order to make the area more developable. Alderman Austin added that the sinking area in Mr. McCowan's front yard is very pronounced. Alderman Austin indicated that the sewer that is there runs under Mr. McCowan's front yard as well as underneath the driveway and/or garage. Alderman Austin stated that the easement being discussed is in no way related to the existing problematic section.

Alderman Austin inquired upon Public Works Director Randy Tweet as to whether the City is taking over something that is legally required for the City to do and what are the plans and associated costs.

Mr. Tweet stated that this is a unique situation; typically, we see a situation where there is a storm sewer and someone has tied into it illegally or it was done a long time ago and who knows if they had permission or not. Mr. Tweet stated that in this case, there is some sewer that looks like it is private and there is some that looks like it is the City's sewer. Mr. Tweet added that when the street was put in about 50 or 60 years ago, the City tied into it. Mr. Tweet stated that at the point, the City unofficially took responsibility for it and now we are trying to make it official.

Alderman Tollenaer commented that this has been an issue for over six years. Council further discussed this issue. Mr. Tweet and Council discussed the cost component.

City Manager Thomas stated that it is in the best interest of the City to take possession and control of the storm sewer.

After more discussion, the motion carried by the following Aye and No vote; those voting Aye being; Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Hotle, Alderman Murphy, Alderman Austin and Alderman Clark; those voting No, none.

Agenda Item #17

Report from the Public Works Department regarding an Adopt-A-Highway agreement with Michael Carton to adopt 92nd Avenue from Ridgewood Road to 14th Street West.

Alderman Conroy moved and Alderman Foley seconded to approve the agreement as recommended and authorize the City Manager to execute the contract documents. The motion carried by the following Aye and No vote; those voting Aye being; Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Hotle, Alderman Murphy, Alderman Austin and Alderman Clark; those voting No, none.

Agenda Item #18

Report from the Community and Economic Development Department regarding a lease termination agreement with the owner of the Boost Mobile franchise in the amount of \$65,000.00.

It was moved by Alderman Murphy and seconded by Alderman Hotle to approve the agreement as recommended and authorize the City Manager to execute the contract documents. The motion carried by the following Aye and No vote; those voting Aye being; Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Hotle, Alderman Murphy, Alderman Austin and Alderman Clark; those voting No, none.

Agenda Item #19

Report from the Board of Local Improvements regarding a Special Assessment Ordinance for improvements to 23rd Avenue from 12th Street to 17th Street, recommending that the amount assessed against the property owners be limited to no more than 5% of the estimated construction cost of the project.

Alderman Foley moved and Alderman Austin seconded to approve the assessed limited amount of no more than 5% as recommended and consider the ordinance.

Discussion Followed. Alderman Conroy stated that this should be a standard practice as far as how much the City limits to homeowners.

Alderman Austin stated that he wouldn't do that. Alderman Austin pointed out that this is such a unique situation with the school generating such a high percentage of traffic on a lot of occasions.

Alderman Foley indicated that when Rocky sends buses or vans etc.; they send them up 25th Avenue over 12th Street and up 23rd Avenue.

Council further discussed this item.

After discussion, the motion carried by the following Aye and No vote; those voting Aye being; Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Hotle, Alderman Murphy, Alderman Austin and Alderman Clark; those voting No, none.

Note: The second reading will be held on Monday, June 10, 2013.

Agenda Item #20

Report from the Board of Local Improvements regarding a Special Assessment Ordinance for improvements to 37th Avenue from 30th Street to 32nd Street.

It was moved by Alderman Austin and seconded by Alderman Foley to consider, suspend the rules and pass the ordinance. The motion carried by the following Aye and No vote; those voting Aye being; Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Hotle, Alderman Murphy, Alderman Austin and Alderman Clark; those voting No, none.

Agenda Item #21

Report from the Board of Local Improvements regarding a Special Assessment Ordinance for improvements to 20th Avenue from 32nd Street to 34th Street.

Alderman Murphy moved and Alderman Hotle seconded to consider, suspend the rules and pass the ordinance. The motion carried by the following Aye and No vote; those voting Aye being; Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Hotle, Alderman Murphy, Alderman Austin and Alderman Clark; those voting No, none.

Agenda Item #22

Report from the Human Resources Department regarding deferred compensation for Parks and Recreation Director William Nelson, recommending to approve the retroactive deferred compensation benefit and the employer pays future IMRF pension liability in the total amount of \$60,400.29 and pay 5% deferred compensation in Mr. Nelson's future bi-weekly checks.

It was moved by Alderman Hotle and seconded by Alderman Clark to approve the deferred compensation as recommended. The motion carried by the following Aye and No vote; those voting Aye being; Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Hotle, Alderman Murphy, Alderman Austin and Alderman Clark; those voting No, none.

Agenda Item #23

Report from the Finance Department regarding an adjustment to the Fiscal Year 2014 Budget, recommending increasing the General Fund in the amount of \$30,240.04, the Community and Economic Development Fund in the amount of \$94,794.03 and the Capital Improvements Fund in the amount of \$358,045.71 through a transfer from the Gaming Fund.

Alderman Murphy moved and Alderman Hotle seconded to approve the budget adjustment as recommended.

Discussion followed. Alderman Austin advised that he wanted everyone to understand that this is money that was budgeted last year that did not get spent. Alderman Austin stated that it is just taking money and moving it from last year's unspent money to this year's money so that the City can spend it.

After discussion, the motion carried by the following Aye and No vote; those voting Aye being; Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Hotle, Alderman Murphy, Alderman Austin and Alderman Clark; those voting No, none.

Agenda Item #24

Report from the Community and Economic Development Department regarding the Embassy Square project, recommending a budget adjustment in the North 11th Street TIF and payment in the amount of \$68,808.00 to support the site preparation, landscaping, and new sign expenses at 2365 11th Street.

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It was moved by Alderman Foley and seconded by Alderman Murphy to defer Agenda Item #24. The motion carried by the following Aye and No vote; those voting Aye being; Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Hotle, Alderman Murphy, Alderman Austin and Alderman Clark; those voting No, none.

Mayor Pauley inquired upon City Attorney Kutsunis as to whether a date was needed to defer this item in order to bring it back to Council.

City Attorney Kutsunis stated no.

Mayor Pauley advised that when somebody brings this item back, it will be back on the table.

Agenda Item #25

Report from the Community and Economic Development Department regarding payment in the amount of \$48,755.00 to Missman, Inc. for additional services performed as it relates to the North West Quadrant I-280 and IL 92 project.

Alderman Conroy moved and Alderman Foley seconded to approve the payment for additional services as recommended. The motion carried by the following Aye and No vote; those voting Aye being; Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Hotle, Alderman Murphy, Alderman Austin and Alderman Clark; those voting No, none.

Agenda Item #26

Report from the Community and Economic Development Department regarding payment in the amount of \$20,173.00 to Floyd Mansberger as it relates to the unexpected costs incurred associated with the phase I archaeological survey for the Blackhawk Commons site.

It was moved by Alderman Clark and seconded by Alderman Murphy to approve the payment as recommended. The motion carried by the following Aye and No vote; those voting Aye being; Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Hotle, Alderman Murphy, Alderman Austin and Alderman Clark; those voting No, none.

Agenda Item #27

Report from the Community and Economic Development Department regarding a proposal from Quad City Arts for the 2013 Metro Arts Summer Youth Employment Program.

Alderman Hotle moved and Alderman Tollenaer seconded to approve the proposal as recommended and authorize support of the program in the amount of \$10,000.00.

Discussion followed. Alderman Austin inquired upon Jessi Black, Community Arts Director of Quad City Arts located at 1715 2nd Avenue to explain what can be expected for the citizens to enjoy beyond the end of the summer.

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Ms. Black stated that the program this year will not be producing any permanent public art in Rock Island. Ms. Black added that the students will be performing at sites in Rock Island. Ms. Black advised that the show choir group will be performing at the Martin Luther King Center and possibly at the YWCA. Ms. Black added that the mixed media group will be working at the DeSoto Arts building and producing permanent art work but not public. Ms. Black further discussed the program.

After discussion, the motion carried by the following Aye and No vote; those voting Aye being; Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Hotle, Alderman Murphy, Alderman Austin and Alderman Clark; those voting No, none.

Agenda Item #28
Other Business.

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

Alderman Foley stated that he along with representatives from the Spring Forward Learning Center and Church of Peace went on a trip to Colorado recently for the National League of Cities grant through the Walmart Foundation to learn about nutritious meals for underserved children in our cities. Alderman Foley added that they were one of eight cities taken out to Colorado for a two day conference. Alderman Foley indicated that they were asked to move forward with an application to the National League of Cities for next year for sponsoring more afterschool programs in Rock Island and to help support more nutritious meals for our children. Alderman Foley added that this is something they look forward to applying for in the near future.

Alderman Hotle encouraged everyone to go to the Gumbo Ya Ya event this weekend. Alderman Hotle added that it is a good event to support in Rock Island and The District. Alderman Hotle added that this event is a lot of fun.

Alderman Murphy reminded everyone to shop Rock Island. Alderman Murphy stated that on June 20th or June 21st, Family Dollar will be opening their new store in Rock Island in the old Aldi's building located at 38th Street and 18th Avenue. Alderman Murphy encouraged everyone to show support for this new store by stopping at Family Dollar when it opens. Alderman Murphy encouraged everyone to shop local.

Agenda Item #29

Executive Session on Personnel, Property Acquisition and Litigation.

A motion was made by Alderman Foley and seconded by Alderman Murphy at 7:15 pm to recess to Executive Session on matters of Personnel, Property Acquisition and Litigation. The motion carried on a roll call vote. Those voting Aye being; Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Hotle, Alderman Murphy, Alderman Austin and Alderman Clark; those voting No, none.

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Agenda Item #30

Recess

Mayor Pauley reconvened the regular meeting at 7:38 pm. A motion was made by Alderman Murphy and seconded by Alderman Austin to recess to 5:30 pm, Monday, June 10, 2013. The motion carried by the following Aye and No vote: those voting Aye being; Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Hotle, Alderman Murphy, Alderman Austin and Alderman Clark; those voting No, none.

The meeting was recessed at 7:39 pm.

Aleisha L. Patchin, City Clerk