

The Rock Island City Council met in regular session at 6:45 p.m. in the Council Chambers of Rock Island City Hall. Present were Mayor Pro Tem Terry M.A. Brooks I, presiding, and Aldermen Dave Conroy, P.J. Foley, Stephen L. Tollenaer, Jason W. Jones, Joy Murphy and Charles O. Austin III. City Manager John Phillips was also present. Mayor Dennis E. Pauley was absent.

Introductory Proceedings

Mayor Pro Tem Brooks called the meeting to order and led in the Pledge of Allegiance to the Flag of the United States of America. Mayor Pro Tem Brooks gave the Invocation.

Agenda Item #5

Minutes of the Meeting of May 10, 2010.

A motion was made by Alderman Austin and seconded by Alderman Conroy to approve the Minutes of the Meeting of May 10, 2010 as printed. The motion carried by the following Aye and No vote; those voting Aye being Alderman Brooks, Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy and Alderman Austin; those voting No, none.

Agenda Item #6

Public Hearing on a request from Patrick Kennedy (Mi-Pa-Nora) for an amendment to a Special Use Permit previously approved for a retail consignment shop to now operate a retail and wholesale lighting business at 1821 29½ Street.

Mayor Pro Tem Brooks closed the regular meeting at 6:46 p.m. and opened a Public Hearing on a request from Patrick Kennedy (Mi-Pa-Nora) for an amendment to a Special Use Permit previously approved for a retail consignment shop to now operate a retail and wholesale lighting business at 1821 29½ Street.

Mr. Patrick Kennedy of 4413 6th Avenue stepped forward.

Mayor Pro Tem Brooks swore in Mr. Kennedy.

Mr. Kennedy stated that his business has been in Rock Island since 1943. Mr. Kennedy offered that the opportunity arose when a business near Hy-Vee became open at 29½ Street. It was noted that Mr. Kennedy was ready to scale down the business a little and utilize the upstairs area as the residence. Mr. Kennedy indicated that the wholesale part of the business is very small scale. Mr. Kennedy commented that there have been other businesses at this address. Mr. Kennedy stated that he is asking for a Special Use Permit to allow the retail and wholesale lighting business at 1821 29½ Street.

Alderman Austin commented that the business will have a much greater visibility at this address.

Alderman Conroy inquired as to whether Mr. Kennedy has seen and agreed to the stipulations that staff has recommended, which include; that the business be limited to two (2) resident

employees and one (1) non-resident employee; hours of operation shall be 9:00 a.m. to 6:00 p.m., Monday through Saturday; a minimum of six (6) off street parking spaces be provided; two lighted signs be allowed (a 5' x 8' attached sign on the north side of the structure and a 4' x 8' attached sign (with proposed approximate 33" x 26" extension) on the west side of the structure; and that the structure shall meet all applicable code requirements.

Mr. Kennedy responded yes.

Mayor Pro Tem Brooks inquired as to whether there was anyone who wished to speak in favor of the Special Use Permit application. No one stepped forward.

Mayor Pro Tem Brooks then inquired as to whether there was anyone who wished to speak in opposition to the Special Use Permit application. No one stepped forward.

With no persons present to speak in favor of, or in opposition to the Special Use Permit application, Mayor Pro Tem Brooks closed the Public Hearing and reconvened the regular meeting at 6:51 p.m.

It was moved by Alderman Conroy, seconded by Alderman Foley to approve the Special Use Permit as recommended, subject to the stipulations as stated in the report and refer to the City Attorney for an Ordinance. The motion carried by the following Aye and No vote: those voting Aye being Alderman Brooks, Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy and Alderman Austin; those voting No, none.

Agenda Item #7

A Special Ordinance declaring three (3) current City-owned Chevy S10 Pickups as surplus and allowing for disposal.

Alderman Jones moved and Alderman Foley 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 Brooks, Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy and Alderman Austin; those voting No, none.

Agenda Item #8

A Special Ordinance declaring the current City-owned 1997 Chevy C10 Pickup as surplus and allowing for disposal.

It was moved by Alderman Conroy, 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 Brooks, Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy and Alderman Austin; those voting No, none.

Agenda Item #9

A Special Ordinance establishing a traffic design plan for the Rock Island Center for Math and Science.

Alderman Murphy moved and Alderman Conroy seconded to consider, suspend the rules and pass the Ordinance.

Alderman Jones then made a motion to amend paragraph two (2) to designate the intersection of 21st Street and 17th Avenue as a four way stop, Alderman Austin seconded.

Alderman Jones stated that the reason for the amendment was because he misspoke last week when he made the motion for 22nd Street and it should be 21st Street.

The amendment to the motion reads as follows:

Alderman Jones moved and Alderman Austin seconded to amend paragraph two (2) to designate the intersection of 21st Street and 17th Avenue as a four way stop. The motion carried by the following Aye and No vote: those voting Aye being Alderman Brooks, Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Jones, Alderman Murphy and Alderman Austin; those voting No, none.

The main motion reads as follows:

Alderman Murphy moved and Alderman Conroy seconded to consider, suspend the rules and pass the Ordinance with the amendment to paragraph two (2) to designate the intersection of 21st Street and 17th Avenue as a four way stop. The motion carried by the following Aye and No vote: those voting Aye being Alderman Brooks, Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Jones, Alderman Murphy and Alderman Austin; those voting No, none.

Agenda Item #10

CLAIMS

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

- a. Report from the Administrative Services Department regarding payment in the amount of \$3,309.50 to Midland Paper for copier paper.
- a. Report from the Public Works Department regarding payment #1 in the amount of \$2,700.00 to Rock River Electric for services provided for the variable frequency drives for the Southwest Wastewater Treatment Plant. (126)
- b. Report from the Public Works Department regarding payment in the amount of \$2,722.83 to Langman Construction for an emergency water main repair at 1001 18th Avenue. (134)

- c. Report from the Public Works Department regarding payment #12 in the amount of \$772,350.61 to Williams/Valley Construction Management for services provided for the Schwiebert Riverfront Park - Bid Release 2 project. (135)
- d. Report from the Public Works Department regarding payment in the amount of \$7,462.75 to Langman Construction for services provided at 4105 23 Avenue for the 2010 Sewer Lateral Repair Program. (136)
- e. Report from the Public Works Department regarding payment #1 in the amount of \$33,772.50 to Valley Construction for services provided for the 14th Street resurfacing of 35th to 42nd Avenues, 40th Avenue and 14th Street to Watch Hill Road. (137)
- f. Report from the Public Works Department regarding payment #1 in the amount of \$126,205.20 to Walter D. Laud, Inc. for services provided for the 2010 PCC Street Patching project. (138)
- g. Report from the Public Works Department regarding payment in the amount of \$2,678.64 to DrinkerBiddle&Reath for services provided for the Pretreatment Program-NPDES Permit. (139)

Agenda Item #11

Claims for the weeks of May 7 through May 20 in the amount of \$1,640,675.90.

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

Agenda Item #12

Payroll for the weeks of May 3 through May 16 in the amount of \$1,226,566.48.

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

Agenda Item #13

Report from the Public Works Department regarding bids for the purchase of a 2010 Elgin Pelican Sweeper, recommending the bid be awarded to Key Equipment & Supply Company in the amount of \$159,185.00.

Alderwoman Murphy moved and Alderman Austin seconded to award the bid as recommended, approve purchase, declare the current 1995 Elgin Pelican Sweeper as surplus and authorize trade-in. The motion carried by the following Aye and No vote: those voting Aye being Alderman

Brooks, Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy and Alderman Austin; those voting No, none.

Agenda Item #14

Report from the Public Works Department regarding bids for Turkey Hollow Road resurfacing from Andalusia Road to the Rock Island city limits, recommending the bid be awarded to McCarthy Improvement, Inc. in the amount of \$683,999.79.

It was moved by Alderman Conroy, seconded by Alderman Foley to award the bid 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 Brooks, Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy and Alderman Austin; those voting No, none.

Agenda Item #15

Report from the Public Works Department regarding bids for 16th Avenue reconstruction from 22nd to 24th Streets, recommending the bid be awarded to Walter D. Laud, Inc. in the amount of \$196,820.65.

Alderman Jones moved and Alderman Conroy seconded to award the bid 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 Brooks, Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy and Alderman Austin; those voting No, none.

Agenda Item #16

Report from the Administrative Services Department regarding a proposed labor agreement between the City and the International Association of Fire Fighters (IAFF) for the period of March 22, 2010 through March 20, 2011.

It was moved by Alderwoman Murphy, seconded by Alderman Tollenaer 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 Brooks, Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy and Alderman Austin; those voting No, none.

Agenda Item #17

Report from the Police Department regarding a Memorandum of Understanding for the 2010 Justice Assistance Grant.

Alderman Austin moved and Alderwoman Murphy seconded to approve the Memorandum of Understanding as recommended and authorize the Mayor, City Clerk and City Attorney to execute the contract documents. The motion carried by the following Aye and No vote: those voting Aye being Alderman Brooks, Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy and Alderman Austin; those voting No, none.

Agenda Item #18

Report from the Public Works Department regarding an agreement with Howard R. Green Company in the amount of \$68,230.00 for engineering services for the replacement of the 14th Street Water Tower.

It was moved by Alderman Foley, seconded by Alderman Conroy 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 Brooks, Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy and Alderman Austin; those voting No, none.

Agenda Item #19

Report from the Community and Economic Development Department regarding a development agreement with Rock Island Economic Growth Corporation for the Jackson Square development project.

Alderman Jones moved and Alderwoman Murphy 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 Brooks, Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy and Alderman Austin; those voting No, none.

Agenda Item #20

Report from the Community and Economic Development Department regarding an easement agreement with Sunset Properties, L.L.C. relating to the implementation of the Long Term Control Plan.

It was moved by Alderwoman Murphy, seconded by Alderman Conroy to approve the agreement as recommended, authorize the City Manager to execute the contract documents and refer to the City Attorney for an Ordinance for the sale of property at the northwest corner of Mill Street and 13th Avenue. The motion carried by the following Aye and No vote: those voting Aye being Alderman Brooks, Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy and Alderman Austin; those voting No, none.

Agenda Item #21

Report from the Administrative Services Department regarding IMRF Benefit Protection Leave, recommending approval of a future payment in the estimated amount of \$11, 543.00 for the employer's share of IMRF for two (2) City employees being called to active military duty.

Alderwoman Murphy moved and Alderman Jones seconded to approve the employer's share of IMRF as recommended and authorize the City Clerk to complete IMRF form 6.32 certifying approval by the governing board. The motion carried by the following Aye and No vote: those voting Aye being Alderman Brooks, Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy and Alderman Austin; those voting No, none.

Agenda Item #22

Report from the Finance Department regarding adjustments to the Fiscal Year 2011 Budget, recommending an adjustment to the Park and Recreation Fund in the amount of \$2,131,391.00 and to the TIF #3 Fund in the amount of \$20,000.00.

It was moved by Alderman Tollenaer, seconded by Alderman Conroy to approve the budget adjustments as recommended. The motion carried by the following Aye and No vote: those voting Aye being Alderman Brooks, Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy and Alderman Austin; those voting No, none.

Agenda Item #23

Report from the Traffic Engineering Committee regarding a request to limit residential parking only on school days between 8:00 a.m. and 3:00 p.m. on 13th Street between 25th and 26th Avenues.

Alderman Foley moved and Alderman Conroy seconded to approve the request as recommended and refer to the City Attorney for an ordinance.

Discussion followed.

Alderman Foley stated that this is below Rocky just to the south and to the west and down the hill on 25th Avenue. Alderman Foley indicated that he asked for the request due to having a meeting with one of the neighbors that lives on 25th Avenue. It was noted that the resident would have people come to pick her up and they would not be able to park on 25th Avenue on Saturdays and Sundays without receiving a parking ticket. Alderman Foley stated that most of the streets near Rock Island High School are 8:00 a.m to 3:00 p.m. on school days and this is why the amendment was requested.

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

Agenda Item #24

Report from the Mayor regarding reappointments to the Rock Island Park and Recreation Board.

It was moved by Alderman Conroy, seconded by Alderwoman Murphy to approve the reappointments as recommended. The motion carried by the following Aye and No vote: those voting Aye being Alderman Brooks, Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy and Alderman Austin; those voting No, none

Fred Dasso and Moses Robinson were reappointed to the Rock Island Park and Recreation Board with terms to expire on April 30, 2013.

Agenda Item #25

Report from the City Clerk regarding a Resolution approving the full release of the listed Executive Session Minutes.

Alderman Austin moved and Alderman Conroy seconded to approve the full release of the listed Executive Session Minutes as recommended and adopt the Resolution. The motion carried by the following Aye and No vote: those voting Aye being Alderman Brooks, Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy and Alderman Austin; those voting No, none.

Agenda Item #26

Report from the City Clerk regarding a Plaza event application from Quad City Arts for their Metro Arts Summer Youth Employment Program to be held from June 14 through July 15, 2010.

It was moved by Alderman Conroy, seconded by Alderman Foley to approve the event application for the Metro Arts Program as recommended. The motion carried by the following Aye and No vote: those voting Aye being Alderman Brooks, Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy and Alderman Austin; those voting No, none.

Agenda Item #27

Items from the City Manager's Memorandum Packet.

Mr. Phillips inquired upon Finance Director Bill Scott to review some of the highlights of the April 2010 Management Report.

Mr. Scott stated that this is the first report for Fiscal Year 2011. Mr. Scott added that it is hard to draw any conclusion from the amount of data in the report. Mr. Scott offered that the City is still having some issues with the income tax, which will be monitored very closely. It was noted that the .50% increase in the local sales tax will become effective in July and after that, there should be some improvement in the local sales tax.

Mr. Scott commented on the prior fiscal year. Mr. Scott noted that a March report has not been provided yet because there are a lot of adjustments to be made for the fiscal year end. Mr. Scott referred to the Summary of Revenue, Expenditures and Fund Income page included in the report. It was noted that the General Fund shows a loss of \$697,943.00. Mr. Scott stated that this loss is due to a delay in the distribution of state shared revenue. Mr. Scott advised that the City has not received the monthly distributions of income tax for February, March, April and May, which is to be reported as Fiscal Year 2010 revenue and in a total amount of \$1,095,388.00. It was noted that if these revenues were received, it would offset that General Fund loss of approximately \$700,000.00. Mr. Scott explained that the rule is that to recognize the amounts as revenue, the City has to receive them within 60 days of the year's end (end of May). Mr. Scott pointed out that where the City will be for the end of Fiscal Year 2010 for the General Fund depends upon the state and the distribution of tax dollars to the City. It was noted that the amounts will be reported as a tax receivable if the City doesn't receive them, but they will not flow through the

income statement and they will be shown as deferred revenue. Mr. Scott stated that hopefully, the City will receive some payments before the end of this month.

Council discussed this issue as it relates to receiving several of the monthly state distributions and deficits as it relates to the General Fund.

Mr. Phillips advised that a report was included in the memo packet regarding the Neighborhood Partners School Community Task Force. Mr. Phillips stated that staff and Neighborhood Partners are currently working on the Francis Willard and Rock Island Academy travel plans.

City Manager John Phillips stated that included in the memo packet was information regarding the Buy Rock Island Marketing Plan.

Alderman Austin reminded everyone that there is only three (3) weeks left to nominate someone for Citizen of the Year. Alderman Austin stated that the categories include; Business, Professional, Organization, Education, Youth, City Employee and Individual. Alderman Austin offered that the last category is Honorary Citizen for a person that does not live in the City of Rock Island. Alderman Austin encouraged everyone to nominate someone that they feel deserves to win the award. It was noted that nomination forms are available in the City Clerk's office and at www.rigov.org.

Alderwoman Murphy reminded everyone to Shop Rock Island. Alderwoman Murphy stated that Gannon Pool and Spa is located at 4480 48th Avenue Court. Their summer hours are Monday through Friday from 9:00 a.m. to 6:00 p.m. and Saturday from 9:00 a.m. to 5:00 p.m. Alderwoman Murphy indicated that they sell in-ground, above-ground and saltwater pools, spas, saunas and steam rooms, fountains, waterfalls and supplies and chemicals. It was noted that Gannon Pool and Spa also provides a free water testing service.

Agenda Item #28

Other Business

Pastor Willie Jones of the People's Missionary Baptist Church located at 553 23rd Street stepped forward. Pastor Jones discussed funeral parking at the church. Pastor Jones noted that Council has given the church permission to park on the east and west sides of 23rd Street between 5th and 6th Avenues on Sundays and Wednesdays and other days for several special occasions. It was noted that these requests require a 15 day notice. Pastor Jones commented that they try to keep the requests down to a minimum. Pastor Jones indicated that funerals are not able to be regulated in regards to requesting permission for parking within a 15 day notice. It was noted that there is a funeral at the church on Saturday, May 29, 2010. Pastor Jones inquired upon Council if there was a possibility when having funerals that the church could work with someone to allow parking on 5th and 6th Avenues on 23rd Street.

City Manager Phillips stated that in this special case, it is a funeral; notice could not be given and it was not able to be put on the Agenda. Mr. Phillips advised that if there was a consensus among Council, staff would take care of it and not enforce the parking ban on that day.

Council discussed this issue and agreed to Mr. Phillips's suggestion. There was also a consensus among Council to look at amending the ordinance in regards to providing flexibility when dealing with this kind of situation.

Pastor Jones stated that he would notify each household in regards to the funeral on Saturday and the parking arrangements.

Mr. Phillips stated that the Police Department would be notified to not enforce the parking ban on Saturday, May 29, 2010.

Mayor Pro Tem Brooks inquired as to how long it would take to prepare an ordinance regarding this issue. City Manager Phillips indicated that it could be prepared for the next Council meeting.

Mr. Rick Hitchcock of 226 6th Street West in Andalusia stepped forward. Mr. Hitchcock stated that he is President of AFSCME Local 988, which consists of two (2) Chapters - A and B that represents approximately 140 City of Rock Island employees. Mr. Hitchcock offered that AFSCME members provide many services to the residents of Rock Island and support other City departments. Mr. Hitchcock discussed the type of services that AFSCME A and B provide to the City and residents. Mr. Hitchcock indicated that currently, AFSCME A and B are working under a contract extension since April 1, 2010 and the negotiating committee continues to work at a fair and equitable agreement with the City.

Mr. Hitchcock stated that committee members were enthusiastic in regards to an offer that was formulated by the federal mediator that was equal to what other bargaining units and Council had agreed upon. However, Mr. Hitchcock indicated that they were equally disappointed when committee members were told that Council rejected the mediator's proposal. Mr. Hitchcock commented that AFSCME A and B will try to continue to work towards an agreement that addresses the member's concerns as well as the City's concerns.

Agenda Item #29

Executive Session on Personnel.

A motion was made by Alderman Conroy, seconded by Alderman Brooks at 7:24 p.m. to recess to Executive Session on matters of Personnel. The motion carried on a roll call vote. Those voting Aye being Alderman Brooks, Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy and Alderman Austin; those voting No, none.

Agenda Item #30

Recess

Mayor Pro Tem Brooks reconvened the regular meeting at 7:35 p.m. A motion was made by Alderman Conroy and seconded by Alderman Foley to recess to Monday, June 7, 2010 at 5:00 p.m. The motion carried by the following Aye and No vote: those voting Aye being Alderman Brooks, Alderman Conroy, Alderman Foley, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy and Alderman Austin; those voting No, none.

**CITY OF ROCK ISLAND
CITY COUNCIL MEETING**

**May 24, 2010
MINUTES**

The meeting was recessed at 7:36 p.m.

Aleisha L. Patchin, City Clerk