

**CITY OF ROCK ISLAND  
CITY COUNCIL MEETING**

**November 7, 2011  
MINUTES**

The Rock Island City Council met in Study Session at 6:00 pm in City Council Chambers at Rock Island City Hall. Present were Mayor Dennis E. Pauley presiding, and Aldermen Stephen L. Tollenaer, Jason W. Jones, Joy Murphy, Charles O. Austin III, Terry M.A. Brooks I and David Conroy. Also present were City Manager Thomas Thomas, Public Works Director Bob Hawes, Administrative Services Director John Thorson, Fire Chief Jim Fobert, Police Chief Scott Harris, other City staff and City Attorney Ted Kutsunis. Alderman P.J. Foley was absent.

**EXECUTIVE SESSION**

A motion was made by Alderman Foley and seconded by Alderman Conroy to recess to Executive Session on matters of Personnel. The motion carried on a roll call vote. Those voting Aye being, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy, Alderman Austin, Alderman Brooks and Alderman Conroy; those voting No, none. The meeting was recessed at 6:01pm.

Mayor Pauley reconvened the regular meeting at 6:19 pm.

**ADJOURNMENT**

A motion made by Alderman Jones and seconded by Alderwoman Murphy to adjourn the meeting carried by the following Aye and No vote. Those voting Aye being, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy, Alderman Austin, Alderman Brooks and Alderman Conroy; those voting No, none. The meeting was adjourned at 6:20 pm.

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Aleisha L. Patchin, City Clerk

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 Stephen L. Tollenaer, Jason W. Jones, Joy Murphy, Charles O. Austin III, Terry M.A. Brooks I, David Conroy and P. J. Foley. Also present was City Manager Thomas Thomas.

### **Introductory Proceedings**

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

Agenda Item #5

#### **Minutes of the Meeting of October 24, 2011.**

A motion was made by Alderman Jones and seconded by Alderman Conroy to approve the Minutes of the Meeting of October 24, 2011. The motion carried by the following Aye and No vote; those voting Aye being, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy, Alderman Austin, Alderman Brooks, Alderman Conroy and Alderman Foley; those voting No, none.

Agenda Item #6

#### **Update Rock Island by Mayor Pauley.**

Mayor Pauley stated that the City of Rock Island facilities will be open on Veteran's Day, November 11<sup>th</sup>. It was noted that refuse, recycling and yard waste will be collected as normal.

Mayor Pauley advised that the first nationwide test of the Emergency Alert System (EAS) will take place on Wednesday, November 9, 2011 at 1:00 pm. The Mayor added that it will be conducted by the U.S. Department of Homeland Security's Federal Emergency Management Agency (FEMA) and the Federal Communications Commission (FCC). It was noted that this test may last up to three and a half minutes.

Mayor Pauley indicated that the EAS is a national alert and warning system, which enables the President of the United States to address the public during emergencies. It was noted that local and State EAS systems are tested regularly; however there has never been a single nationwide test. Mayor Pauley offered that this alert will include broadcast radio and television stations, cable television, satellite radio and television services and wireline video service.

The Mayor advised that during the November 9<sup>th</sup> test, the public will hear an audio message stating "This is a test," which will be the same for radio and television. Mayor Pauley stated that the City encourages you to share this information with family, friends, neighbors, and co-workers to reduce the potential for increased calls to local police and fire departments or to 911. It was noted that this event should serve as a reminder that everyone should establish an emergency plan and preparedness kit for themselves and their families. Mayor Pauley advised that for information on how to prepare and stay informed in the case of an actual emergency can be found at [www.Ready.gov](http://www.Ready.gov).

Mayor Pauley stated that Police Chief Scott D. Harris urges motorists to take certain precautions in an attempt to reduce the number of vehicle thefts as well as thefts from vehicles during this time of year. It was noted that with the onset of colder temperatures, motorists are likely to start warming up their vehicles before driving. Mayor Pauley indicated that while this may be more comfortable at the start of the trip, an unattended running motor vehicle is an open invitation for criminals to take the vehicle. It was noted that while letting an unattended vehicle run on the street is prohibited, many still continue this practice. However, if it is necessary to pre-heat a vehicle, make every effort to keep the vehicle in sight while it is running.

Mayor Pauley stated that another precaution vehicle owners may take is to install vehicle alarms and remote starters, which often stop the engine unless the ignition key is used. It was noted that while this will not guarantee a vehicle will not be stolen, it greatly reduces the likelihood.

Mayor Pauley advised that residents are asked to report the activation of an audible alarm to police immediately. It was noted that most thefts are crimes of opportunity. Mayor Pauley stated that reducing the opportunity and joining with law enforcement efforts by reporting suspicious activity immediately can have a big impact on those incidents.

Mayor Pauley advised that there's something for everyone on your list at the 4<sup>th</sup> annual Holiday Market at Hauberg Civic Center on Saturday, November 12<sup>th</sup> from 9:00 am to 2:00 pm. Mayor Pauley stated that everyone can shop for loved ones in a comfortable, beautiful setting with plenty of close parking. It was noted that unique gifts and stocking stuffers can be found in an array of prices for family, friends, coworkers, party hostess, hair dresser, Secret Santa and yourself.

Mayor Pauley indicated that Hauberg Civic Center is located at 1300 24<sup>th</sup> Street in Rock Island. It was noted that children under 18 must be accompanied by an adult. The Mayor advised that vendor space is available for this Rock Island Parks & Recreation event; please call (309) 732-2132 by November 8<sup>th</sup>.

Agenda Item #7

**A Special Ordinance amending a Special Ordinance granting a Special Use Permit at 3204 27<sup>th</sup> Avenue.**

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

Agenda Item #8

**A Special Ordinance vacating a dead-end segment of 22<sup>nd</sup> Avenue east of 46<sup>th</sup> Street.**

It was moved by Alderman Conroy and seconded by Alderman Foley to consider, suspend the rules and pass the ordinance.

Discussion followed.

Alderman Austin stated that when this item was presented last Monday, Alderwoman Murphy had asked about the cost of recording and who would be responsible for it. Alderman Austin added that it was stated that the City would be responsible for the costs. Alderman Austin advised that it would make sense that the property owners that benefit from the action should be the ones to pay for the costs, which are minimal.

Alderman Austin then moved to amend the ordinance to add to section two that all costs for recording should be paid by the beneficiary landowners to the transaction, Alderwoman Murphy seconded. The motion carried by the following Aye and No vote: those voting Aye being, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy, Alderman Austin, Alderman Brooks, Alderman Conroy and Alderman Foley; those voting No, none.

Alderman Conroy advised that since the City is moving in that direction, the Policy should be changed.

After discussion, the original amended motion reads as follows:

It was moved by Alderman Conroy and seconded by Alderman Foley to consider, suspend the rules and pass the ordinance with the addition in section two that all costs for recording should be paid by the beneficiary landowners to the transaction. The motion carried by the following Aye and No vote: those voting Aye being, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy, Alderman Austin, Alderman Brooks, Alderman Conroy and Alderman Foley; those voting No, none.

Agenda Item #9

**A Special Ordinance amending Chapter 14, Article II, Section 14-20, Paragraph (7) of the Code of Ordinances regarding gifting of liquor for private rentals.**

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

Agenda Item #10

**CLAIMS**

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

- a. Report from the Public Works Department regarding payment #3 and final in the amount of \$115,017.13 to Centennial Contractors of the Quad Cities, Inc. for services provided for the 34<sup>th</sup> Avenue Court Reconstruction East of 12<sup>th</sup> Street project. (303)

- b. Report from the Public Works Department regarding payment #13 in the amount of \$4,668.00 to the Treasurer of the State of Illinois for the City's share of the IL 92 resurfacing from 38<sup>th</sup> Street to the Moline border project. (304)
- c. Report from the Public Works Department regarding payment #4 and final in the amount of \$77,959.90 to Walter D. Laud, Inc. for services provided for the 25<sup>th</sup> Avenue Reconstruction from 17<sup>th</sup> Street to 24<sup>th</sup> Street project. (305)
- d. Report from the Public Works Department regarding payment #11 in the amount of \$109,111.82 to General Constructors, Inc. for services provided for the Public Works Department Street Garage project. (306)
- e. Report from the Public Works Department regarding payment #1 in the amount of \$24,286.01 to National Power Rodding Corp. for services provided for the 2011 Sewer Cleaning and Televising project. (307)
- f. Report from the Public Works Department regarding payment #1 in the amount of \$59,766.92 to Walter D. Laud, Inc. for services provided for the 25<sup>th</sup> Street Reconstruction from 4<sup>th</sup> Avenue to 5<sup>th</sup> Avenue project. (309)

Agenda Item #11

**Claims for the weeks of October 21 through October 27 in the amount of \$649,069.83, and October 28 through November 3 in the amount of \$560,034.20.**

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

Agenda Item #12

**Payroll for the weeks of October 17 through October 30 in the amount of \$1,231,733.90.**

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

Agenda Item #13

**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 21, 2011 through March 30, 2014.**

Alderman Jones moved and Alderman Conroy 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 Tollenaer,

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

Agenda Item #14

**Report from the Police Department regarding a Dry Cleaning contract with Burke Cleaners, Inc., recommending a one year renewal expiring December 31, 2012 at the prices quoted in the existing contract.**

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

Agenda Item #15

**Report from the Community and Economic Development Department regarding a contract with EnviroNet, Inc. for an environmental assessment of Parking Lot C in the amount of \$30,000.00 to be paid from Downtown TIF funds.**

Alderman Jones moved and Alderwoman Murphy seconded to approve the contract as recommended, authorize the City Manager to execute the contract documents and authorize staff to enroll the site in IEPA's Site Remediation Program.

Discussion followed. Alderman Tollenaer inquired as to why this item does not differ from Blackhawk Road and 11<sup>th</sup> Street when the City was looking for underground storage tanks.

Special Projects Manager Sally Heffernan stated that when there is a City owned site in which the City may want to sell or lease for long term for development, the City wants to make sure that the site doesn't have any environmental issues. Ms. Heffernan added that if there are issues, and when the developer goes to obtain financing for that site, that will be the first question that the bank or financing authority will ask.

Ms. Heffernan explained that what is usually done first is a phase one environmental, which is a background check of what was there and what kind of business operated on the site. It was noted that in this particular case, there were three potentially contaminating types of operations on that site. Ms. Heffernan added that whenever there are issues, the environmental consultant has to list those as potentials for contamination and when they do that, the only way that they can be discarded is to do some intrusive investigation at the site to make sure there is nothing left that would cause a problem in the future.

Alderman Tollenaer inquired as to why not let the IEPA spend the money to find out if the site is contaminated or needs remediation.

Ms. Heffernan responded that the problem is financing and further explained the process. Ms. Heffernan offered that minimal evasive testing of the site could be done, but if there is a problem, it would be backed up, put in the SRP program and it would need to start over.

After more discussion regarding contamination, Alderman Tollenaer moved to table Agenda Item #15 and Alderman Brooks seconded. The motion carried by the following Aye and No vote: those voting Aye being, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy, Alderman Austin, Alderman Brooks, Alderman Conroy and Alderman Foley; those voting No, none.

Mayor Pauley inquired as to how long to table this item. Alderman Tollenaer stated indefinitely until Council has a Study Session on it.

Alderman Foley inquired as to whether a Study Session could be held next week on this item.

City Manager Thomas advised that he would look at available dates and try to schedule it.

Agenda Item #16

**Report from the Community and Economic Development Department regarding a Memorandum of Understanding with the RiverStone Group, Inc. and Rock Island Boatworks, Inc. for a market analysis and development feasibility study.**

It was moved by Alderman Tollenaer and seconded by Alderwoman Murphy to approve the memorandum of understanding as recommended and authorize the City Manager to execute the documents. The motion carried by the following Aye and No vote: those voting Aye being, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy, Alderman Austin, Alderman Brooks, Alderman Conroy and Alderman Foley; those voting No, none.

Agenda Item #17

**Report from the Public Works Department regarding a request for qualifications, recommending the selection of Utility Service Company to provide long-term repair and maintenance services for the water tower at 16<sup>th</sup> Avenue and 24<sup>th</sup> Street.**

Alderman Conroy moved and Alderwoman Murphy seconded to approve the selection of Utility Service Company as recommended and authorize the Public Works Department to negotiate a service agreement. The motion carried by the following Aye and No vote: those voting Aye being, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy, Alderman Austin, Alderman Brooks, Alderman Conroy and Alderman Foley; those voting No, none.

Agenda Item #18

**Report from the Community and Economic Development Department regarding a request from the City for rezoning from a B-1 (neighborhood business) district to an R-3 (one and two family residence) district for seven parcels located in the neighborhood adjacent to 9<sup>th</sup> Street and 10<sup>th</sup> Avenue.**

It was moved by Alderman Tollenaer and seconded by Alderwoman Murphy to approve the rezoning as recommended and refer to the City Attorney for an ordinance.

Discussion followed. Alderman Brooks inquired upon Planning and Redevelopment Administrator Alan Carmen as to whether this is the Vesey property, and whether or not a

decision has been made on what she will do with the property and has this item been discussed with Ms. Vesey.

Mr. Carmen stated that it was the Vesey property and Ms. Vesey was at the Planning Commission meeting last week. Mr. Carmen advised that they are still trying to find a commercial use for this property. Mr. Carmen noted that it may be some type of retail activity on the ground floor and possibly some type of small meeting space or a small banquet facility on the second floor. Mr. Carmen added that they can pursue this with the zoning change because they are grandfathered in.

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

Agenda Item #19

**Report from the Community and Economic Development Department regarding a request from the City to vacate the northern 10 foot segment of an approximate 20 foot wide east/west alley west of 9<sup>th</sup> Street at 10<sup>th</sup> Avenue.**

Alderman Austin moved and Alderwoman Murphy seconded to approve the vacation as recommended and refer to the City Attorney for an ordinance. The motion carried by the following Aye and No vote: those voting Aye being, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy, Alderman Austin, Alderman Brooks, Alderman Conroy and Alderman Foley; those voting No, none.

Agenda Item #20

**Report from the Community and Economic Development Department regarding a request from the City and Habitat for Humanity to dedicate the north 10 feet of the parcel located at 1004 9<sup>th</sup> Street (owned by Habitat) to be incorporated with 10 feet of existing alley public right-of-way to create a new 20 foot wide east/west alley west of 9<sup>th</sup> Street at 10<sup>th</sup> Avenue.**

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

Agenda Item #21

**Report from the Community and Economic Development Department regarding the adoption of the 2009 International Building Code with amendments, the 2009 International Existing Building Code, the 2009 International Residential Code with amendments, the current Illinois Plumbing Code with amendments and the 2008 National Electrical Code with amendments.**

**CITY OF ROCK ISLAND  
CITY COUNCIL MEETING**

**November 7, 2011  
MINUTES**

Alderman Conroy moved and Alderman Austin seconded to adopt the codes with amendments as recommended and refer to the City Attorney for an ordinance. The motion carried with the majority vote of six (6) Ayes and one (1) Alderman voting No.

Agenda Item #22

**Items from the City Manager's Memorandum Packet.**

City Manager Thomas advised that all of the information was sent to Council in advance due to the packet being so thick. Mr. Thomas stated that if Council has any comments on the information to please contact him and he will review the information with them.

Alderwoman Murphy reminded everyone to Shop Rock Island. Alderwoman Murphy stated that Barkan's Clothing store in Rock Island has been in business for 65 years and is the oldest retailer in Rock Island. Alderwoman Murphy encouraged everyone to stop by Barkan's to shop and to congratulate them for being in business for 65 years.

Agenda Item #23

**Other Business**

None.

Agenda Item #24

**Executive Session on Personnel.**

The Executive Session on Personnel was held prior to the regular meeting.

Agenda Item #25

**Recess**

A motion was made by Alderman Foley and seconded by Alderwoman Murphy to recess to Monday, November 14, 2011 at 6:00 p.m. The motion carried by the following Aye and No vote: those voting Aye being, Alderman Tollenaer, Alderman Jones, Alderwoman Murphy, Alderman Austin, Alderman Brooks, Alderman Conroy and Alderman Foley; those voting No, none.

The meeting was recessed at 7:11 p.m.

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Aleisha L. Patchin, City Clerk