

# THE CITY COUNCIL

## OFFICIAL PROCEEDINGS

### REGULAR MEETING

Quincy, Illinois, September 3, 2013

Monday, being a legal holiday, the regular meeting of the City Council was held this day at 7:30 p.m. with Mayor Kyle A. Moore presiding.

The following members were physically present:

Ald. Goehl, Mann, Duesterhaus, Bauer, Holbrook, Havermale, Farha, Rein, Lepper, Musolino, Brink, Heinecke, Holtschlag. 13.

Absent: Ald. Sassen. 1.

Ald. Farha moved Alderman Sassen be excused from this meeting. Motion carried.

### MINUTES AMENDED

Ald. Goehl moved the minutes be amended under Resolution #5 to read 6th & Jersey instead of 5th & Jersey, seconded by Ald. Mann. Motion carried.

The minutes of the regular meeting of the City Council held August 26, 2013 were approved, as amended, on a motion of Ald. Duesterhaus. Motion carried.

### The City Clerk presented and read the following:

#### PETITIONS

By the Disabled American Veterans of Quincy, IL requesting to hold a "Forget-Me-Not" Fund Drive on September 6th and 7th at various locations in Quincy

Ald. Havermale moved the prayer of the petition be granted. Motion carried.

By The Scoreboard, 234 S. 8th, requesting permission to waive Section 18.039(4) (Permitting open liquor to leave licensed premises) on September 21st from 9:00 a.m. to 1:00 a.m. in their North Parking Lot for their 1 year anniversary. They will have both ends of the parking lot fenced off with only one way in and out of the building to the parking lot. There will be live music outside on the parking lot.

Ald. Holtschlag moved the prayer of the petition be granted and the proper authorities notified. Motion carried.

By the Adams County United Way Campaign Committee asking permission to conduct "Spare Change For The United Way" on Friday, September 13th from 7:30 – 9:00 a.m. and 4:00 - 5:30 p.m. standing in the street at the intersections of 24th & Harrison and 18th & State.

Ald. Farha moved the prayer of the petition be granted and the proper authorities notified. Motion carried.

By the Adams County United Way Team requesting permission to conduct a raffle and have the bond requirement waived from now until September 20th. The City Clerk recommends approval of the permit.

Ald. Holtschlag moved the prayer of the petition be granted. Motion carried.

By the Quincy Medical Group requesting that the petition submitted August 19th for the "Patient Appreciation Day" scheduled for October 26th be changed to October 19th including a 5K Run/Walk in honor of Katie Lenz called "The Pray Out Loud" run. The run will start at 10:30 a.m. at 11th & Hampshire going east to 20th Street, south on 20th to Jersey Street, east to York Street, west to East Ave., then west on Grove Ave., south to Kentucky, going west to 9th, then north to Maine and east on Maine to 11th Street.

Ald. Holtschlag moved the petition be tabled one week. Motion carried.

The revocable permit for encroachment of city right-of-way by Walter Inman, 2115 East Wilmar Dr., requesting permission to place a decorative landscaping wall in front of his property at 2115 East Wilmar Drive subject to three conditions was tabled for one week by Ald. Rein.

#### Request to Speak

Written request to speak under suspended rules by Walter Inman, 2115 E. Wilmar Dr. regarding revocable permit at 2115 East Wilmar Dr. The petitioner withdrew his request to speak.

Ald. Lepper moved to receive and file a petition to keep the wall at 2115 E. Wilmar Dr., seconded by Ald. Rein. Motion carried.

Ald. Lepper moved to amend the revocable permit by adding a fourth condition stating “To indemnify the city against liability arising or resulting from the retaining wall”, seconded by Ald. Rein. Motion carried.

Ald. Lepper moved the prayer of the petition be granted, as amended, seconded by Ald. Rein. Motion carried.

### **MONTHLY REPORTS**

The monthly reports of the City Clerk, the City Comptroller, and the City Treasurer for the month of August, 2013; and the July, 2013 monthly report of the Inspection Department and the Police Department were ordered received and filed on a motion of Ald. Havermale. Motion carried.

### **CHIEF OF POLICE REPORT ON ANIMAL CONTROL COMMISSION RECOMMENDATIONS**

Chief Copley submitted a detailed report responding to the recommendations recently made by the Animal Control Commission. His report covered each of the four points: Cat Tag License Fee; Temporary Permits Required to Sell or Give Away Animals; the Trap, Neuter, Release Program; and Filling the Vacancy of the Second Animal Control Officer and his recommendations and support on each.

Ald. Bauer moved the report be received and filed. Motion carried.

### **LETTER OF APPEAL**

By Dr. Kirk G. Gribler, 1806 Chestnut, requesting to appeal the Zoning Board of Appeals decision to deny a variance at 1806 Chestnut.

### **Request to Speak**

Written request to speak by Robert Gervasi, 1810 Chestnut, asking the Council to uphold the ZBA’s ruling denying the variance request.

### **Rules Suspended**

Ald. Duesterhaus moved the rules be suspended at this time to hear from Dr. Gervasi and to add Mr. Gribler as a speaker, seconded by Ald. Bauer. Motion carried.

Robert Gervasi, 1810 Chestnut, asked the council to uphold the ZBA ruling. Ald. Bauer suggested considering a compromise. Dr. Gribler’s request was in two parts. One was to add a roof structure to property line and the second part was height of fence from 6’ to 8’ at the property line. Dr. Gervasi stated they are willing to go along with the second part of the request to vary the height of the fence from 6’ to 8’ at the property line. He asked the council to approve the amended compromise.

Dr. Gribler, 1806 Chestnut, stated four weeks ago they filed a variance with ZBA, who recently denied their request to build an 8’ fence on the north and east side of their patio. The entire length in question would be about 34’. Also denied, to cover the new patio with a new roof. Gribler stated this variance proposal was just to help the sound containment. They felt an 8’ fence and new metal roof to meet existing roof would be more aesthetically pleasing. Gribler stated they are simply trying to make the place look appealing.

Ald. Duesterhaus moved the rules be resumed.

Ald. Duesterhaus moved to amend the ZBA report to reflect approval of the requested 8’ fence, which can be on the property line, seconded by Ald. Bauer. Motion carried.

Ald. Duesterhaus moved the report be received, as amended, and an ordinance drafted, seconded by Ald. Bauer. Motion carried.

### **MAYOR’S APPOINTMENT**

By Mayor Kyle A. Moore making the appointment of Melanie Allen to the Building Commission.

Ald. Farha moved for the confirmation of the appointment. Motion carried.

### **RESOLUTION**

WHEREAS, City Council had authorized the purchase of a new backup generator for City Hall, which is scheduled to arrive around September 13, 2013; and

WHEREAS, in order to get the new generator functional, a new gas line needs to be run from the City Hall basement into the Police Garage; and

WHEREAS, the City is currently operating on a portable generator; and

WHEREAS, the City did seek quotes from five (5) commercial companies capable of running this gas line; and  
NOW, THEREFORE, BE IT RESOLVED BY CITY COUNCIL the Interim Director of Purchasing recommend to the Mayor and City Council that the quote from Sparrow Heating and Plumbing, Inc of Quincy, Illinois in the amount of \$6,000.00 be accepted for the installation of gas line for the new backup generator.

Jim Murphy  
Interim Director of Purchasing

Ald. Farha moved for the adoption of the resolution, seconded by Ald. Rein, and on the roll call each of the 13 Alderman voted yea, with 1 absent. Motion carried.

### **RESOLUTION**

WHEREAS, Illinois' income tax has been levied at a non-graduated rate since its inception in 1969; and  
WHEREAS, the current flat rate structure is guaranteed by Article IX §3 of the Constitution of the State of Illinois; and  
WHEREAS, Illinois' current flat tax rate provides a more predictable, sustainable, and enticing climate for businesses and individuals alike; and

WHEREAS, the Constitution allows the State to raise and lower tax rates on both individuals and corporations to meet the changing revenue needs of the State; and

WHEREAS, Illinois individual income tax payers saw their taxes rise from 3% in 2010 to 5% in 2011 and corporate income tax payers saw their taxes rise from 4.8% to 7%; and

WHEREAS, states with lower tax burdens, lower marginal tax rates, and less progressivity have more robust economies, with strong incentives to live, work, and start new businesses; and

WHEREAS, sound tax policy should reward work effort, saving, investment, risk-taking, and entrepreneurship to promote self-sustaining prosperity; and

WHEREAS, an efficient tax system does the least to distort the distribution of resources in the economy and does little to alter consumer or investor attitudes; and

WHEREAS, a flat system of taxation does the least to distort the economy; and

WHEREAS, a flat tax system provides some certainty to all taxpayers that they will be treated as fairly as their neighbor when it comes to the shared sacrifice of taxation; therefore, be it

RESOLVED, by Quincy City Council, that we state our belief that the Illinois Constitution should not be amended to permit a graduated income tax; and be it further

RESOLVED, that suitable copies of this resolution be delivered to all Illinois constitutional officers, the Speaker and Minority Leader of the Illinois House of Representatives, the President and Minority Leader of the Illinois Senate and all members of the Illinois Legislative Delegation.

Ald. Rein moved for the adoption of the resolution, seconded by Ald. Farha, and on the roll call the following vote resulted: Yeas: Ald. Goehl, Mann, Holbrook, Havermale, Farha, Rein, Lepper, Musolino, Brink, Heinecke, Holtschlag. 11. Nays: Ald. Duesterhaus, Bauer. 2. Absent: Ald. Sassen. 1. Motion carried.

### **RESOLUTION**

Resolution authorizing lease of Airport Restaurant Facility to Roy Noble d/b/a Blue Skys Family Restaurant.

Ald. Duesterhaus moved the resolution be referred to the Aeronautic Committee and to report back next week, seconded by Ald. Heinecke. Motion carried.

### **ORDINANCE**

Second presentation of an ordinance entitled: An Ordinance Amending Article V (Parking Rules) Of Chapter 20 (Traffic And Vehicles) Of The Municipal Code Of The City Of Quincy Of 1980. (Added vehicle language)

### **ORDINANCE**

Second presentation of an ordinance entitled: An Ordinance Amending The District Map Which Is Made A Part Of Section 20.102 Of The Municipal Code Of The City Of Quincy Of 1980. (R1C to C2, 1612 North 24th)

### **ORDINANCE**

Second presentation of an ordinance entitled: An Ordinance Amending The District Map Which Is Made A Part Of Section 20.102 Of The Municipal Code Of The City Of Quincy Of 1980. (RU1 to R1A, known as Ridgeview Estates)

### **ORDINANCE**

Second presentation of an ordinance entitled: An Ordinance Granting A Special Use Permit For A Planned Development. (1739 Oak)

**ORDINANCE**

First presentation of an ordinance entitled: An Ordinance Granting Variations From Zoning Regulations. (339 S. 4th, Use smooth metal siding on façade and waive requirement that the south façade be visually subdivided into proportional bays)

Ald. Holtschlag moved the ordinance be read by its title, seconded by Ald. Heinecke. Motion carried.

The City Clerk read the ordinance by its title.

Ald. Holtschlag moved the requirements of Section 2.207 of the Code of the City of Quincy be waived and the ordinance adopted, seconded by Ald. Heinecke, and on the roll call each of the 13 Aldermen voted yea, with 1 absent.

The Chair, Mayor Kyle A. Moore, declared the motion carried and the ordinance adopted.

**REPORT OF FINANCE COMMITTEE**

Quincy, Illinois, September 3, 2013

	Transfers	Expenditures	Payroll 9/06/13
City Hall.....		2,568.11	797.94
Planning & Dev .....	26,000.00		
9-1-1.....	4,500.00		
Transit Loan.....	52,000.00		
Airport.....	17,000.00		
Central Services.....	45,000.00		
Building Maintenance.....		791.33	
Legal Department .....		118.72	
IT Department.....		1,239.83	
Police Department.....		5,809.87	
Fire Department .....		7,269.67	
Engineering .....		813.88	
Eng-Amtrak Station .....		75.18	
Eng-Landfill.....		36,181.15	
Eng-Street Lights & Signs.....		2,105.88	
Tax Distribution.....		41,563.38	
<b>GENERAL FUND SUBTOTAL.....</b>	<b>144,500.00</b>	<b>98,537.00</b>	<b>797.94</b>
Planning and Devel.....		556.80	
911 System.....		948.80	
Housing Resource Fund.....		800.00	
911 Surcharge Fund.....		3,137.07	
Police Donations Fund.....		549.06	
Federal Forfeiture Fund .....		1,279.00	
Crime Lab Fund.....		790.00	
Police DUI Fund .....		889.39	
Transit Fund.....		2,403.43	28,884.83
Capital Projects Fund.....		59,323.83	
Special Capital Funds .....		50.00	
Water Fund			
Utilities Dept.....		56.18	16,654.77
Central Services.....		177.49	14,991.22
Sewer Fund			
Central Services.....		2,121.63	11,079.76
Utilities Dept.....		59,839.33	7,055.04
Quincy Regional Airport Fund.....		1,836.02	2,767.11
Regional Training Facility.....		138.51	
Central Garage .....		14,420.32	9,520.48
Central Services Fund.....		39,361.31	23,746.31
Self Insurance .....		3,215.58	1,183.92
Health Insurance Fund.....		263.90	
Unemployment Comp Fund .....		8,839.00	

CBD Revolving Loan .....		-21,500.00	
Neighborhood Housing RLF .....		13,190.00	
Sister City Commission Fund.....		1,000.00	
Quincy City Tree Board .....		675.00	
<b>BANK 01 TOTALS .....</b>	<b>144,500.00</b>	<b>292,898.65</b>	<b>116,681.38</b>
Motor Fuel Tax .....		598.00	
HUD Grant Fund .....		1,648.59	
<b>ALL FUND TOTALS.....</b>	<b>144,500.00</b>	<b>295,145.24</b>	<b>116,681.38</b>

Michael Farha  
Steve Duesterhaus  
Jack Holtschlag  
Paul Havermale  
**Finance Committee**

Ald. Farha, seconded by Ald. Holtschlag, moved the reports be received and vouchers be issued for the various amounts and on the roll call each of the 13 Aldermen voted yea, with 1 absent. Motion carried.

**MOTIONS**

Ald. Bauer referred to the Traffic Commission the parking ordinance on “Blocking driveways” for a better definition. Motion carried.

Ald. Musolino referred to the Engineering Department a handicap sign to be placed at 626 S. 15th. Motion carried.

Ald. Musolino referred to the Traffic Commission to the study of traffic flow on 8th between Van Buren and Jackson. Motion carried.

Ald. Brink moved to close 9th, Jackson to Van Buren, on the following Fridays: September 6th, 13th, 20th, October 4th and 11th at 4:00 p.m. for the QND home football games. Motion carried.

Ald. Heinecke moved to close 9th, south of Kentucky, the alleys for Meals and Wheels on October 9th from 8:00 a.m. to 4:00 p.m. with barricades. Motion carried.

Ald. Holtschlag referred to the Traffic Commission the painting of QND on the streets, Jackson, 8th to 12th. Motion carried.

Ald. Holtschlag moved to close the alley, 7th to 8th, on September 7th from 8:00 a.m. to midnight between Monroe and Adams. Motion carried.

The City Council adjourned at 8:08 p.m. on a motion of Ald. Havermale. Motion carried.

**JENNY HAYDEN, CMC**  
City Clerk





