

CITY COUNCIL MINUTES
Monday, September 19, 2016

On Monday, September 19, 2016, the City Council of the City of Decatur, Illinois, met in Regular Meeting at 5:30 p.m., in the Council Chambers, One Gary K. Anderson Plaza, Decatur, Illinois.

Mayor Julie Moore Wolfe presided, together with her being Councilmen Bill Faber, Chris Funk, Lisa Gregory, Pat McDaniel and Jerry Dawson. Councilwoman Dana Ray was absent. Six members present and one member absent. Mayor Julie Moore Wolfe declared a quorum present.

City Manager Tim Gleason attended the meeting as well.

Mayor Julie Moore Wolfe led the Pledge of Allegiance to the Flag.

This being the time for Appearance of Citizens, the following citizens appeared:

Greater Decatur Black Chamber of Commerce Chairman Jacob Jenkins requested that the late Sheriff Roger Walker, Jr. be added to the Wall of Honor at the Civic Center.

James Taylor would also like Sheriff Roger Walker, Jr. added to the Wall of Honor at the Civic Center and he would like to see more African American Policemen and Firemen in Macon County.

Russell Shulke read a statement regarding the Decatur Public Library building maintenance and the Lake Decatur dredging project cost.

The minutes of the September 6, 2016 City Council meeting were presented. Councilman Jerry Dawson moved the minutes be approved as written; seconded by Councilman Pat McDaniel, and on call of the roll, Councilmen Bill Faber, Chris Funk, Lisa Gregory, Pat McDaniel, Jerry Dawson and Mayor Julie Moore Wolfe voted aye. Mayor Julie Moore Wolfe declared the motion carried.

This being the time set aside for Unfinished Business and there being none, Mayor Julie Moore Wolfe called for New Business.

2016-63 Ordinance Amending City Code Chapter 73, was presented.

Councilman Pat McDaniel moved the Ordinance do pass; seconded by Councilman Jerry Dawson.

Councilman Jerry Dawson understands why staff wants this Ordinance. It is a national trend that we can't do anything about. He personally did not agree with it.

Councilman Chris Funk asked if all Staff or Law Enforcement Staff recommended the amendment to the Ordinance. Police Chief Jim Getz said Law Enforcement made the recommendation. Ten (10) grams or less of cannabis is now a civil violation and they are keeping it at civil violation level with the City Ordinance. Councilman Chris Funk asked about the conflict with State and Federal regulations. Police Chief Jim Getz said it is still a Federal violation to have possession of cannabis, but the Federal government is not going to come here and arrest or prosecute on the possession of cannabis in Decatur.

Upon call of the roll, Councilmen Bill Faber, Chris Funk, Lisa Gregory, Pat McDaniel and Mayor Julie Moore Wolfe voted aye. Councilman Jerry Dawson present. Five ayes and one abstention. Mayor Julie Moore Wolfe declared the motion carried.

2016-64 Ordinance Amending City Code Chapter 34 Traffic and Parking, was presented.

Councilman Jerry Dawson moved the Ordinance do pass; seconded by Councilman Pat McDaniel.

Upon call of the roll, Councilmen Bill Faber, Chris Funk, Lisa Gregory, Pat McDaniel, Jerry Dawson and Mayor Julie Moore Wolfe voted aye. Mayor Julie Moore Wolfe declared the motion carried.

2016-65 Ordinance Rezoning Property from R-1 Single Family Residence District to B-2 Commercial District – 4967 E. Lost Bridge Road, was presented.

Councilman Jerry Dawson moved the Ordinance do pass; seconded by Councilman Pat McDaniel.

Councilman Bill Faber asked who the developer or petitioner was requesting the rezoning. Project Manager Mary Cave with Chastain and Associates stated the developer is R & H Development which is owned by Tony Romano. Councilman Bill Faber asked what the proposed project was. Mayor Julie Moore Wolfe explained there wasn't a project description; it was just changing the zoning. Councilman Bill Faber would like an idea why the change should be made to help Council make the decision. Mrs. Cave stated the request is being made in order to accommodate future commercial development at the corner.

Upon call of the roll, Councilmen Bill Faber, Chris Funk, Lisa Gregory, Pat McDaniel, Jerry Dawson and Mayor Julie Moore Wolfe voted aye. Mayor Julie Moore Wolfe declared the motion carried.

R2016-105 Resolution Accepting Bid of King Lar Company, for Training Tower Door and Stair Project, Decatur Fire Department, was presented.

Councilman Jerry Dawson moved the Resolution do pass; seconded by Councilwoman Lisa Gregory.

Upon call of the roll, Councilmen Bill Faber, Chris Funk, Lisa Gregory, Pat McDaniel, Jerry Dawson and Mayor Julie Moore Wolfe voted aye. Mayor Julie Moore Wolfe declared the motion carried.

R2016-106 Resolution Authorizing Change Order No. 1 to the Agreement with Carl Walker, Inc. to Design the Improvements to Parking Garages B & C City Project 2015-03, was presented.

Councilman Jerry Dawson moved the Resolution do pass; seconded by Councilman Pat McDaniel.

Mayor Julie Moore Wolfe stated there is a lot of work coming up in the future on the Parking Garages and she asked if there was a revenue stream in the future. City Manager Tim Gleason explained that a majority of the Parking Garages are tied up in agreements that do not offer much revenue in exchange for the repairs and maintenance that is required. Councilman Bill Faber asked if Garage B is being used exclusively for ADM employees, if so, the City in effect subsidizes for the garage space for the agreement which is not favorable in producing revenue for the City. City Manager Tim Gleason said he did not know what the history was. He did not know what the trades off were prior to today, but if we look simply at the costs for the parking deck for the repair and maintenance, it is something he had concerns about. Councilman Bill Faber said he didn't know either what the trades offs were and that is why he would like to know what those reasons were for not producing revenue for the City. Councilman Chris Funk asked what the terms of the agreement were. City Manager Tim Gleason will get that information for Council. Councilman Bill Faber asked if there was any thought by City Staff to enter into renegotiations. City Manager Tim Gleason said the first step is trying to understand what the history is and regardless a discussion with ADM is probably forthcoming.

Russell Shulke explained the vacated library building on North and Franklin was vacant for many years and ADM took that off the City's hands.

Upon call of the roll, Councilmen Bill Faber, Chris Funk, Lisa Gregory, Pat McDaniel, Jerry Dawson and Mayor Julie Moore Wolfe voted aye. Mayor Julie Moore Wolfe declared the motion carried.

R2016-107 Resolution Authorizing the Bid of Wm. Nobbe Co., Waterloo, IL, for the Purchase of Two (2) 2016 Global M3, Three-Wheel configuration sweepers, was presented.

Councilman Jerry Dawson moved the Resolution do pass; seconded by Councilman Pat McDaniel.

Upon call of the roll, Councilmen Bill Faber, Chris Funk, Lisa Gregory, Pat McDaniel, Jerry Dawson and Mayor Julie Moore Wolfe voted aye. Mayor Julie Moore Wolfe declared the motion carried.

R2016-108 Resolution Authorizing Agreement with Critchelow Logging Company for Tree Removal from City Property and Sharing of Timber Sales Proceeds, was presented.

Councilman Jerry Dawson moved the Resolution do pass; seconded by Councilman Pat McDaniel.

Councilman Bill Faber did not find any written references in his packet of materials and he wanted to be sure this was the right decision for our community now and future generations to come.

Upon call of the roll, Councilmen Chris Funk, Lisa Gregory, Pat McDaniel, Jerry Dawson and Mayor Julie Moore Wolfe voted aye. Councilman Bill Faber voted nay. Five ayes and one nay. Mayor Julie Moore Wolfe declared the motion carried.

R2016-109 Resolution Authorizing Acceptance of the Proposal for Liability Insurance Coverage with Lancer Insurance Company and Admiral Insurance Company, was presented.

Councilman Jerry Dawson moved the Resolution do pass; seconded by Councilman Pat McDaniel.

Councilman Chris Funk asked if this was a fully insured plan and the City bears no risk of loss. He asked if the City ever considered self-insuring for this risk. Finance Director Gregg Zientara said Transit Insurance is tough to come by. The City has had Transit Insurance with Lancer and Admiral for several years now. There has been limited claims. The City had gone out and tried to secure competitive quotes and didn't receive any.

Upon call of the roll, Councilmen Bill Faber, Chris Funk, Lisa Gregory, Pat McDaniel, Jerry Dawson and Mayor Julie Moore Wolfe voted aye. Mayor Julie Moore Wolfe declared the motion carried.

R2016-110 Resolution Authorizing City Manager to Execute Insurance Coverage for Property, Liability and Workers Compensation for the City of Decatur for the Policy Period October 1, 2016 to October 1, 2017, was presented.

Councilman Jerry Dawson moved the Resolution do pass; seconded by Councilwoman Lisa Gregory.

Upon call of the roll, Councilmen Bill Faber, Chris Funk, Lisa Gregory, Pat McDaniel, Jerry Dawson and Mayor Julie Moore Wolfe voted aye. Mayor Julie Moore Wolfe declared the motion carried.

Mayor Julie Moore Wolfe called for Consent Calendar Items A through C and asked if any Council member wished to have an item removed from Consent Calendar. Councilman Pat McDaniel asked to have Item B removed from the Consent Calendar. The Clerk read Items A and C:

- A. Receiving and Filing of Minutes of Boards and Commissions
- C. R2016-111 Resolution Approving Appointment – Plan Commission

Councilman Jerry Dawson motioned to approve the items as presented, seconded by Councilman Pat McDaniel.

Upon call of the roll, Councilmen Bill Faber, Chris Funk, Lisa Gregory, Pat McDaniel, Jerry Dawson and Mayor Julie Moore Wolfe voted aye. Mayor Julie Moore Wolfe declared the motion carried.

Item B., 2016-66 Ordinance Authorizing Consumption of Alcoholic Liquor on Public Rights-of-Ways – Decatur Area Arts Council Brew Ha Ha, was presented.

Councilman Jerry Dawson motioned to approve the items as presented, seconded by Councilman Pat McDaniel.

Councilman Pat McDaniel explained he pulled the item because it was awfully close to the event. He felt the paperwork needed to be done a couple of weeks before the event.

Upon call of the roll, Councilmen Bill Faber, Chris Funk, Lisa Gregory, Pat McDaniel, Jerry Dawson and Mayor Julie Moore Wolfe voted aye. Mayor Julie Moore Wolfe declared the motion carried.

Mayor Julie Moore Wolfe called for Other Business. Councilwoman Lisa Gregory said Council was addressed earlier this evening about the Wall of Fame and it comes with a tone that maybe Council doesn't want to see Sheriff Walker on the wall downstairs and she just want to be very clear that this is not at all the case. It seems that there is not an understanding about what the process is for the Wall of Fame. Councilwoman Lisa Gregory suggested having the process listed on the City's website so everybody knows what that process is. Councilwoman Lisa Gregory also spoke about Senator Rose's press conference held recently in Decatur. She found a chart he had very interesting about companies that are working towards the production of new technologies and renewable fuel and energy that would have the ability to create 20,000 jobs. Decatur needs jobs and businesses to locate here. She hoped that when the

project moved forward, Decatur would be at the table when it came to luring companies to our City.

Councilman Jerry Dawson agreed with Councilwoman Lisa Gregory that Sheriff Roger Walker, Jr. would be most fitting to be on the Wall of Fame.

Councilman Bill Faber asked to have the Plan Commission meeting time put on the Council Agenda. Mayor explained there had been no previous support by Council to have it on the agenda. Councilman Pat McDaniel said it is hard to get citizens to serve on Boards and Commissions. Council might want to look at changing the Boards and Commissions meeting times.

With no other business, Mayor Julie Moore Wolfe called to Recess to a Study Session for Treasurer's Financial Report.

Councilman Jerry Dawson moved to recess to Study Session; seconded by Councilwoman Lisa Gregory.

Upon call of the roll, Councilmen Bill Faber, Chris Funk, Lisa Gregory, Pat McDaniel, Jerry Dawson and Mayor Julie Moore Wolfe voted aye. Mayor Julie Moore Wolfe declared the motion carried.

Finance Director Gregg Zientara presented the Financial Report through the end of August 2016 and provided Council information regarding internet sales tax. The City does not get any benefit from internet sales. City Manager Tim Gleason and Finance Director Gregg Zientara responded to Council members questions regarding budget preparation for next year and hiring freezes.

Councilman Pat McDaniel moved the regular Council meeting be adjourned; seconded by Councilman Jerry Dawson. Upon call of the roll, Councilmen Bill Faber, Chris Funk, Lisa Gregory, Pat McDaniel, Jerry Dawson and Mayor Julie Moore Wolfe voted aye. Mayor Julie Moore Wolfe declared the Council meeting adjourned at 6:34 p.m.

Approved October 3, 2016
Debra G. Bright
City Clerk