

CITY COUNCIL MINUTES
Tuesday, September 8, 2020

On Tuesday, September 8, 2020, the City Council of the City of Decatur, Illinois, met in a Regular Meeting at 5:30 p.m., in the Decatur Civic Center Theater, One Gary K. Anderson Plaza, Decatur, Illinois.

Mayor Moore Wolfe presided, together with her being Council members Lisa Gregory, David Horn, Chuck Kuhle, and Pat McDaniel. Councilman Bill Faber participated through electronic attendance pursuant to the Open Meetings Act, 5 ILCS 120/7(e)(2) and a determination made by Mayor Julie Moore Wolfe that an in-person meeting of all members of the City Council is not practical or prudent because of the COVID-19 pandemic. Councilman Rodney Walker was absent. Mayor Moore Wolfe declared a quorum present.

City Manager Scot Wrighton attended the meeting as well.

Mayor Moore Wolfe led the Pledge of Allegiance.

With no Appearance of Citizens, Mayor Moore Wolfe called for Approval of the Minutes. The minutes of the August 17, 2020 City Council meeting were presented. Councilman Pat McDaniel moved the minutes be approved as written, seconded by Councilwoman Lisa Gregory and on call of the roll, Council members Lisa Gregory, David Horn, Chuck Kuhle, Pat McDaniel, Bill Faber and Mayor Moore Wolfe voted aye. Mayor Moore Wolfe declared the motion carried.

Mayor Moore Wolfe called for Unfinished Business.

2020-129 Ordinance Amending City Code Chapter 47 - Control of Animals, Fowl and Dogs, was presented. Councilman Pat McDaniel moved the Ordinance do pass, seconded by Councilwoman Lisa Gregory.

City Manager Wrighton gave a brief overview of the Ordinance.

Deputy City Manager Jon Kindseth answered questions from Council regarding restrictions to the Agriculture District compared to educational institutions.

Upon call of the roll, Council members Lisa Gregory, David Horn, Chuck Kuhle, Bill Faber and Mayor Moore Wolfe voted aye. Councilman Pat McDaniel voted nay. Mayor Moore Wolfe declared the motion carried.

Ordinance Annexing Territory Entirely Surrounded by the City Limits-N. Moffet Ave., W. Marietta St., N. Moffet Ln. AKA Moffet Ln., was presented. Councilman Pat McDaniel moved to remove the item from the table; seconded by Councilwoman Lisa Gregory.

Upon call of the roll, Council members Lisa Gregory, David Horn, Chuck Kuhle, Pat McDaniel, Bill Faber and Mayor Moore Wolfe voted aye. Mayor Moore Wolfe declared the motion carried.

Councilman Pat McDaniel moved the Ordinance do pass, seconded by Councilwoman Lisa Gregory.

City Manager Wrighton gave an overview of the Ordinance.

The following citizens appeared before Council and expressed their opposition against the proposed annexation: Adrienne Lynch, Megan Lynch, Gary Lynch, Shondra Lynch, Brian Kendall, David Trimby, Debbie Hammel, Chris Berndt, Laura Berndt, and Renee Summer.

City Manager Wrighton answered questions from Council and explained that if the proposed annexation passed, the only uses not allowed on the property would be open burning and discharge of firearms.

Planning and Development Manager Greg Crowe explained that the current uses on the property are legal non-conforming uses and the uses would run with the property and not with the owner.

Upon call of the roll, Council member David Horn aye. Council members Lisa Gregory, Chuck Kuhle, Pat McDaniel, and Mayor Moore Wolfe voted nay. Councilman Bill Faber was absent. Mayor Moore Wolfe declared the motion failed.

2020-130 Ordinance Rezoning Property from R-3 Single Family Residence and R-6 Multiple Dwelling District to B-1 Neighborhood Shopping District at 1326-1336 West Eldorado Street, was presented. Councilman Pat McDaniel moved to remove the item from the table; seconded by Councilwoman Lisa Gregory.

Upon call of the roll, Council members Lisa Gregory, David Horn, Chuck Kuhle, Pat McDaniel, and Mayor Moore Wolfe voted aye. Councilman Bill Faber was absent. Mayor Moore Wolfe declared the motion carried.

Councilman Pat McDaniel moved the Ordinance do pass, seconded by Councilwoman Lisa Gregory.

City Manager Wrighton gave an overview of the Ordinance.

Mr. Randy Waks spoke in support of the rezoning.

Council held a discussion on allowable uses in a B-1 District.

Planning and Development Manager Greg Crowe explained that the B-1 Neighborhood Shopping District is the most restrictive commercial district in the City Code and gave examples of uses allowed in the B-1 District.

Upon call of the roll, Council members Lisa Gregory, David Horn, Pat McDaniel, and Mayor Moore Wolfe voted aye. Council members Chuck Kuhle and Bill Faber voted nay. Mayor Moore Wolfe declared the motion carried.

Ordinance Rezoning Property from R-6 Multiple Dwelling District to B-1 Neighborhood Shopping District at 1308 West Eldorado Street, was presented. Councilman Pat McDaniel moved to remove the item from the table; seconded by Councilwoman Lisa Gregory.

Upon call of the roll, Council members Lisa Gregory, David Horn, Chuck Kuhle, Pat McDaniel, Bill Faber and Mayor Moore Wolfe voted aye. Mayor Moore Wolfe declared the motion carried.

Councilman Pat McDaniel moved the Ordinance do pass, seconded by Councilwoman Lisa Gregory.

City Manager Wrighton gave an overview of the Ordinance and answered questions from Council regarding uses allowed in a B-1 District.

Planning and Development Manager Greg Crowe explained that video gaming parlors would not be allowed in the B-1 District but restaurants with video gaming would be an allowable use.

Upon call of the roll, Council members David Horn, Chuck Kuhle, and Mayor Moore Wolfe voted aye. Council members Lisa Gregory, Pat McDaniel, and Bill Faber voted nay. Mayor Moore Wolfe declared the motion failed.

With no other Unfinished Business, Mayor Moore Wolfe called for New Business.

Mr. Tony Holly with the American Cancer Society presented a proclamation declaring September “Pediatric Cancer Care Month” in Decatur. Families honored the following children who recently passed away from cancer: Tanner Gillen, Silas Martin, Brody Hines, and Rogan Donoho.

2020-131 Ordinance Amending City Code Chapter 18 Finance Department, was presented. Councilman Pat McDaniel moved the Ordinance do pass, seconded by Councilwoman Lisa Gregory.

City Manager Wrighton gave an overview of the Ordinance.

Finance Director Gregg Zientara added that several different payment methods are offered by the city. Customers can pay by phone, in-person, online and at several authorized payment locations throughout the city.

Upon call of the roll, Council members Lisa Gregory, David Horn, Chuck Kuhle, Pat McDaniel, Bill Faber and Mayor Moore Wolfe voted aye. Mayor Moore Wolfe declared the motion carried.

R2020-113 Resolution Authorizing Leased Vehicle Transaction, was presented. Councilman Pat McDaniel moved the Resolution do pass, seconded by Councilwoman Lisa Gregory.

City Manager Wrighton gave an overview of the Resolution.

Upon call of the roll, Council members Lisa Gregory, David Horn, Chuck Kuhle, Pat McDaniel, Bill Faber and Mayor Moore Wolfe voted aye. Mayor Moore Wolfe declared the motion carried.

R2020-114 Resolution Authorizing the Expenditure of Funds for Purchase of Server Equipment from Dell Inc., was presented. Councilman Pat McDaniel moved the Resolution do pass, seconded by Councilwoman Lisa Gregory.

City Manager Wrighton gave an overview of the Resolution.

IT Director Jim Edwards added that the two data storage Resolutions were bid together to drive the costs down.

Upon call of the roll, Council members Lisa Gregory, David Horn, Chuck Kuhle, Pat McDaniel, Bill Faber and Mayor Moore Wolfe voted aye. Mayor Moore Wolfe declared the motion carried.

R2020-115 Resolution Authorizing the Expenditure of Funds for Purchase of Data Storage Equipment and Services from Presidio Networked Solutions Group, was presented. Councilman Pat McDaniel moved the Resolution do pass, seconded by Councilwoman Lisa Gregory.

Upon call of the roll, Council members Lisa Gregory, David Horn, Chuck Kuhle, Pat McDaniel, Bill Faber and Mayor Moore Wolfe voted aye. Mayor Moore Wolfe declared the motion carried.

R2020-116 Resolution Authorizing Renewal with Tyler Technologies, Inc. for Maintenance Support - Incode Court Case Management Suite, was presented. Councilman Pat McDaniel moved the Resolution do pass, seconded by Councilwoman Lisa Gregory.

IT Director Jim Edwards gave a brief overview of the Resolution.

Upon call of the roll, Council members Lisa Gregory, David Horn, Chuck Kuhle, Pat McDaniel, Bill Faber and Mayor Moore Wolfe voted aye. Mayor Moore Wolfe declared the motion carried.

R2020-117 Resolution Authorizing Payment to Presidio and CDW-G for Primary and Secondary Data Storage, was presented. Councilman Pat McDaniel moved the Resolution do pass, seconded by Councilwoman Lisa Gregory.

City Manager Wrighton gave an overview of the Resolution.

Council expressed their satisfaction with moving forward with the body worn cameras.

IT Director Jim Edwards noted that body worn camera video footage would not be retained any longer than 90 days unless the video footage is attached to a specific case.

Upon call of the roll, Council members Lisa Gregory, David Horn, Chuck Kuhle, Pat McDaniel, Bill Faber and Mayor Moore Wolfe voted aye. Mayor Moore Wolfe declared the motion carried.

R2020-118 Resolution Approving an Agreement with Clark Dietz Inc. to provide Professional Engineering Services to the City of Decatur, City Project 2020-06, was presented. Councilman Pat McDaniel moved the Resolution do pass, seconded by Councilwoman Lisa Gregory.

City Manager Wrighton gave an overview of the Resolution.

Council held a discussion on the type of work performed by Clark Dietz Inc.

Public Works Director Matt Newell summarized three major work tasks that Clark Dietz Inc. will be performing if the proposed Resolution is approved.

Upon call of the roll, Council members Lisa Gregory, Chuck Kuhle, Pat McDaniel, Bill Faber and Mayor Moore Wolfe voted aye. Council member David Horn voted nay. Mayor Moore Wolfe declared the motion carried.

R2020-119 Resolution Authorizing City of Decatur Supplement #1 to the Professional Engineering Services Agreement Between the City of Decatur and AECOM for Design Services for the Improvement of Brush College Road over Faries Parkway and the Norfolk Southern Railroad Tracks, City Project 2009-33 Section 09-00933-01-BR, was presented. Councilman Pat McDaniel moved the Resolution do pass, seconded by Councilwoman Lisa Gregory.

City Manager Wrighton gave an overview of the Resolution.

John Schwalbach with AECOM explained the challenges and reasons for the requested fee increase and answered questions from Council.

Public Works Director Matt Newell explained the state's willingness to provide the additional funding but finalizing the decision would likely take several months and the city does not want to delay the Spring project letting.

Upon call of the roll, Council members Lisa Gregory, David Horn, Chuck Kuhle, Pat McDaniel, and Mayor Moore Wolfe voted aye. Council member Bill Faber voted nay. Mayor Moore Wolfe declared the motion carried.

R2020-120 Resolution Authorizing Supplement #1 to the Preliminary Engineering Services Agreement for Federal Participation between the City of Decatur and AECOM Technical Services, Inc., was presented. Councilman Pat McDaniel moved the Resolution do pass, seconded by Councilwoman Lisa Gregory.

City Manager Wrighton gave an overview of the Resolution.

Upon call of the roll, Council members Lisa Gregory, David Horn, Chuck Kuhle, Pat McDaniel, Bill Faber and Mayor Moore Wolfe voted aye. Mayor Moore Wolfe declared the motion carried.

R2020-121 Resolution Accepting the Proposals from Burdick Plumbing & Heating Co, Inc. for COVID-19 Remedial Protection Measures, was presented. Councilman Pat McDaniel moved the Resolution do pass, seconded by Councilwoman Lisa Gregory.

Deputy City Manager Kindseth explained that city facilities have been retrofitted with touchless plumbing fixtures in an attempt to protect employees and citizens from potential exposure to COVID-19.

Upon call of the roll, Council members Lisa Gregory, David Horn, Chuck Kuhle, Pat McDaniel, Bill Faber and Mayor Moore Wolfe voted aye. Mayor Moore Wolfe declared the motion carried.

With no other New Business, Mayor Moore Wolfe called for Consent Calendar Items A. through H. and asked if any Council member wished to have an item removed from the Consent Calendar. Council member David Horn wished to remove Item G. from the Consent Agenda and Councilwoman Lisa Gregory wished to remove Item H. from the Consent Agenda. The Clerk read items A. through F.

Item A. Receiving and Filing of Minutes of Board and Commissions

Item B. R2020-122 Resolution Approving Appointment - Library Board of Trustees

Item C. 2020-132 Ordinance Granting an Expansion to Permanent Easement to Ameren Illinois Company PIN: 04-12-14-302-010

Item D. 2020-133 Ordinance Granting an Expansion to Permanent Easement to Ameren Illinois Company PIN: 04-12-22-253-003

Item E. 2020-134 Ordinance Authorizing the Installation of Stop Signs at the Intersection of Home Park Avenue and Ravina Park Road Facing Home Park Avenue

Item F. 2020-135 Ordinance Authorizing the Installation of Stop Signs at the Intersection of Home Park Avenue and West Division Street Facing West Division Street

Councilman Pat McDaniel moved Items A. through F. be approved by Omnibus Vote; seconded by Councilwoman Lisa Gregory, and on call of the roll, Council members Lisa Gregory, David Horn, Chuck Kuhle, Pat McDaniel, Bill Faber and Mayor Moore Wolfe voted aye. Mayor Moore Wolfe declared the motion carried.

R2020-123 Resolution Authorizing the Execution of an Agreement with the Norfolk Southern Railway Company for a Water Main Crossing, City Project 2020-10, was presented. Councilman Pat McDaniel moved the Resolution do pass, seconded by Councilwoman Lisa Gregory.

City Manager Wrighton answered questions from Council regarding the conditions in the agreement with Norfolk Southern.

Upon call of the roll, Council members Lisa Gregory, David Horn, Chuck Kuhle, Pat McDaniel, Bill Faber and Mayor Moore Wolfe voted aye. Mayor Moore Wolfe declared the motion carried.

R2020-124 Resolution Authorizing Change Order No. 1 to the Contract with Burdick Plumbing and Heating Company, Inc. for the 2020 Water Main Replacement Project, City Project 2020-10, was presented. Councilman Pat McDaniel moved the Resolution do pass, seconded by Councilwoman Lisa Gregory.

Upon call of the roll, Council members Lisa Gregory, David Horn, Chuck Kuhle, Pat McDaniel, Bill Faber and Mayor Moore Wolfe voted aye. Mayor Moore Wolfe declared the motion carried.

With no other New Business, Mayor Moore Wolfe called for Other Business.

Councilman Pat McDaniel announced that six (6) Class A and two (2) Class B liquor licenses are available to be issued to qualified candidates through a Liquor License Lottery.

With no Other Business, Mayor Moore Wolfe called for adjournment.

Councilman Pat McDaniel moved the Council meeting be adjourned; seconded by Councilwoman Lisa Gregory and on call of the roll, Council members Lisa Gregory, David Horn, Chuck Kuhle, Pat McDaniel, Bill Faber and Mayor Moore Wolfe voted aye. Mayor Moore Wolfe declared the motion carried.

Mayor Moore Wolfe declared the Council meeting adjourned at 7:50 p.m.

Approved September 21, 2020
Kim Althoff
City Clerk