

CITY COUNCIL MINUTES
Tuesday, September 6, 2016

On Tuesday, September 6, 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 Jerry Dawson, Bill Faber, Chris Funk, Lisa Gregory, Pat McDaniel and Dana Ray. Seven members present; 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:

Russell Shulke read a statement regarding his concerns about the City Manager's authority to appoint and fire management personnel. Mr. Shulke thought the Police and Fire Departments should be governed by the City Council rather than the City Manager.

Edward Dawson thought the Council was going to consider the rezoning of Ash Avenue and Business Rt. 51, but he did not see the rezoning item on the agenda. Assistant City Manager Billy Tyus stated the petitioner requested the item be pulled from the agenda. The rezoning is not rescheduled at this time.

MetroDecatur Black Chamber of Commerce Chairman Pat West read a statement defining minorities. Ms. West stated that if the current Ordinance is to be changed, the MetroDecatur Black Chamber of Commerce strongly recommends the City Council commission a disparity study to determine further existence of disparity and narrowly tailored remedies. Ms. West requested Council help them understand what has changed in the bidding process.

MetroDecatur Black Chamber of Commerce Representative Tony Wilkins spoke about the importance of minority participation in City projects.

Charles Currie asked Council to keep the minority program together. He would like the City Council to adopt a principal where the State Motor Fuel Tax projects have to meet the same minority participation requirements as the City's.

MetroDecatur Black Chamber of Commerce President Wole Adeoye shared that the achievements that have been made with minority participation goals cannot afford to be rolled back. Mr. Adeoye stated that if nothing else, this Ordinance should be strengthened and made a great opportunity for all citizens.

The minutes of the August 29, 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 Jerry Dawson, Chris Funk, Lisa Gregory, Pat McDaniel, Dana Ray and Mayor Julie Moore Wolfe voted aye. Councilman Bill Faber abstained. Six ayes and one abstention. 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.

Proclamations and Recognitions:

Dove's Retired & Senior Volunteer Program Director Charlie Gillaspie read the proclamation for the Dove's Retired & Senior Volunteer Program's 40th Anniversary in serving the Decatur and Macon County area.

Jaci Osborne, with Decatur Sister Cities, read a proclamation declaring the month of September 2016 as the 50th Anniversary Celebration of the Sister Cities Friendship between City of Decatur and Tokorozawa, Japan.

2016-61 Ordinance Rezoning Property R-6 Multiple Dwelling District to M-1 Intense Commercial/Light Industrial District 1215, 1225, 1227 and 1234 West Cerro Gordo Street, was presented.

Councilman Jerry Dawson moved the Ordinance do pass; seconded by Councilwoman Dana Ray.

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

2016-62 Ordinance Amending City Code Chapter 52 – Alcoholic Liquor Sections 4,9,10, was presented.

Councilman Jerry Dawson moved the Ordinance do pass; seconded by Councilwoman Dana Ray.

City Manager Tim Gleason stated the proposed Ordinance would impact the Class P liquor licenses. There is a date attached in the Ordinance to the number of 30 licenses which includes all the current Class P liquor licenses and those that have made a request for a Class P liquor license. There is a date in the proposed Ordinance that drives where the City is currently at in Class P liquor licenses. The maximum Class P liquor licenses is actually 20 and that will be achieved through attrition. City Manager Tim Gleason explained another requirement of the proposed Ordinance is a distance

requirement of 1500 feet for new applicants to comply with in the future if the number of Class P liquor licenses drops below 20.

Councilman Chris Funk believed the Ordinance wasn't a good idea. He explained the City of Decatur thought gambling was okay and the City provided a license for gaming parlors and to now say Council doesn't want so many is bad policy. Councilman Chris Funk would not support the proposed Ordinance.

Councilman Bill Faber thought the item would be put forward and discussed with the community for their input. He rejected the idea of a piece meal approach to solving the problem. Councilman Bill Faber stated he would postpone this matter and have consultation with the community and Council and come up with an overview solution to the gaming problem.

Councilwoman Dana Ray said Council has been discussing video gaming for almost a year and her intent was to try to limit what was going to be taking place in the future. She was never for the video gaming but she was overruled when Council looked at gaming several years ago. Councilwoman Dana Ray looked at how Council could limit the number of new gaming parlors coming to the community and she thought the Ordinance was a good compromise and needed Council approval.

Russell Shulke commended the Council for moving forward with the Ordinance.

Gary Houk asked Council if the zoning requirements for gaming establishments would stay as B-2 Commercial. The zoning would remain the same other than the 1500 feet distance limitation.

Chris Johns stated he has two gaming establishments in the City and he hasn't received any complaints and he hasn't had any trouble at his establishments. He opposed limiting the number of gaming establishments.

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

Mayor Julie Moore Wolfe called for Other Business. Councilman Bill Faber reminded Council he had made a request that the Plan Commission meeting time be changed from 3:00 p.m. to a more convenient time for most of the citizens to attend and nothing had happened with his suggestion. There was no Council support voiced to address Councilman Faber's request to change the Plan Commission meeting time.

With no other business, Mayor Julie Moore Wolfe called to Recess to a Study Session for Bidding Process and Minority Business Enterprise Requirements for public works projects.

Councilman Jerry Dawson moved to recess to Study Session; seconded by Councilman Pat McDaniel.

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

Councilwoman Lisa Gregory clarified it was not her intent to change in any manner the Minority Business Enterprise (MBE) requirements on City projects. She had called for the Study Session because the Council was not clear as to the City's bidding process. Since that time the City Manager and City staff have shared the bidding process with each Council member. It was her intent to ensure the Council understood the process, the expectations, and provide consistency to the bidding process.

Public Works Director Rick Marley gave a Power Point presentation regarding the Local Motor Fuel Tax and State Motor Fuel Tax bidding procedures for public works projects and how the MBE requirements apply to each. Public Works Director Rick Marley responded to Council questions about the different classifications of minorities.

Charles Currie said the State has a Disadvantaged Business Enterprise (DBE) policy which encompasses women as a DBE. He suggested the City continue to use the MBE requirements and see if the City could find a way to encompass State Motor Fuel Tax money into the MBE participation goals projects.

City Manager Tim Gleason shared that the City of Peoria was one of the models used in developing the MBE. In June 2016 Public Works Director Rick Marley hosted a forum with U.S. Minority Contractors Association, Larry Bullock, out of Chicago. As a result of that meeting, the City is going to have a forum this fall to try and connect all of the entities related to minority participation so we can try and advance minority participation in the community. City Manager Tim Gleason shared the importance of a pre-bid meeting to communicate what a good faith effort is. City Manager Tim Gleason appreciated the opportunity to discuss the bidding process and the MBE requirements.

Councilman Pat McDaniel moved the regular Council meeting be adjourned; seconded by Councilman Jerry Dawson. Upon call of the roll, Councilmen Jerry Dawson, Bill Faber, Chris Funk, Lisa Gregory, Pat McDaniel, Dana Ray and Mayor Julie Moore Wolfe voted aye. Mayor Julie Moore Wolfe declared the Council meeting adjourned at 7:07 p.m.

Approved September 19, 2016
Debra G. Bright
City Clerk