



**Tuesday, September 5, 2017
5:30 PM**

CITY COUNCIL AGENDA

I. Call to Order

1. Roll Call
2. Pledge of Allegiance

II. Appearance of Citizens

Policy relative to Appearance of Citizens:

A 15 minute time period is provided for citizens to appear and express their views before the City Council. Each citizen who appears will be limited to 3 minutes. No immediate response will be given by City Council or City staff members. Citizens are to give their documents to the Police Officer for distribution to the Council.

III. Approval of Minutes

Approval of Minutes of August 21, 2017 City Council Meeting

IV. Unfinished Business

V. New Business

1. Proclamations and Recognitions
2. Ordinance Rezoning Property R-1 Single Family Residence District to R-3 Single Family Residence District 800 Block of East Grove Road
3. Ordinance Rezoning Property B-2 Commercial District to M-1 Intense Commercial/Light Industrial District 1325, 1375 and 1395 North 22nd Street & 1370 and 1395 North 21st Street
4. Ordinance Rezoning Property R-3 Single Family Residence District and B-1 Neighborhood Shopping District to M-1 Intense Commercial/Light Industrial District 2628 and 2670 East Garfield Avenue
5. Resolution Accepting the Bid and Authorizing the Execution of a Contract with Kinney Contractors, Inc. for CDBG Sidewalk Improvement Project, City Project 2017-21
6. Resolution Accepting the Bid and Authorizing the Execution of a Contract with Kinney Contractors, Inc. for Decatur Public Transit System (DPTS) Concrete Bus Shelter Pad Improvement Project, City Project 2017-17
7. Resolution to Appropriate Motor Fuel Tax Funds for Purchase of LED Traffic Signal Modules by Municipality under Illinois Highway Code, City Project 2017-14
8. Resolution Accepting the Bid and Authorizing the Execution of a Contract with Traffic Control Corporation for the Purchase of Traffic Signal

Modules, City Project 2017-14

9. Consent Calendar: Items listed under the Consent Calendar are considered to be routine and will be enacted by one motion and one vote. If separate action is desired on any item, it will be removed from the Consent Calendar and considered separately.
 - A. Resolution Approving Reappointment - Police Pension Fund Board of Trustees
 - B. Resolution Approving Appointment - Library Board of Trustees

VI. Other Business

VII. Recess to Closed Executive Session

1. Open Meetings Act, Section 2, (c) (5) for the Purchase or Lease of Real Property for the Use of the Public Body, Including Meetings Held for the Purpose of Discussing Whether a Particular Parcel Should be Acquired
2. Open Meetings Act, Section 2, (c) (2) Collective Negotiating Matters Between the Public Body and its Employees or Their Representatives, or Deliberations Concerning Salary Schedules for One or More Classes of Employees

VIII. Adjournment

CITY COUNCIL MINUTES
Monday, August 21, 2017

On Monday, August 21, 2017, 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, David Horn, Charles Kuhle, Pat McDaniel and Dana Ray. Councilwoman Lisa Gregory 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:

Decatur Township Road Commissioner Gary Brennan stated the City is trying to borrow millions of dollars for an overpass near Brush College Road and Faries Park where some of the property is not in the City of Decatur.

Melody Arnold, representing the Decatur Audubon Society and Community Environmental Council, shared concerns they had about the logging contract with Critchelow Logging Company. Ms. Arnold provided the Council with foresting handouts.

John O'Brien expressed support for the City to avail itself of a forester.

The minutes of the August 7, 2017 City Council meeting were presented. Councilman Pat McDaniel moved the minutes be approved as written; seconded by Councilwoman Dana Ray, and on call of the roll, Councilmen Bill Faber, David Horn, Charles Kuhle, Pat McDaniel, Dana Ray 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.

R2017-42 Ordinance Annexing Territory – 2302 North Captain Lane, was presented.

Councilwoman Dana Ray moved the Ordinance do pass; seconded by Councilman Pat McDaniel.

Gary Brennan shared that he did not oppose the annexation in the Wilcox Addition. Mr. Brennan stated this will make 10 houses in the Wilcox Addition annexed into the City and he has yet to see a snow plow, pot holes fixed or any mowing done until a month ago. It took over four

years to get the City to mow out there. He said since the City is annexing this he going to figure out how much he spent in maintaining Elizabeth and Division Streets and he will be presenting the City with a bill.

Councilman Charles Kuhle asked if there were any houses in the township that used City roads. Mr. Brennan stated he didn't know.

Councilman David Horn asked if that property currently were to have an emergency call, would it be City Police and Fire that would respond. City Manager Tim Gleason stated yes, the public safety response time is a component in the annexation consideration.

Upon call of the roll, Councilmen Bill Faber, David Horn, Charles Kuhle, Pat McDaniel, Dana Ray and Mayor Julie Moore Wolfe voted aye. Mayor Julie Moore Wolfe declared the motion carried.

R2017-101 Resolution Authorizing Intergovernmental Agreement Regarding Vehicles manufactured by Pierce Manufacturing, Inc., was presented.

Councilwoman Dana Ray moved the Resolution do pass; seconded by Councilman Pat McDaniel.

Councilman David Horn asked if there were other companies that manufacturer fire apparatus other than Pierce. City Manager Tim Gleason stated there were, but the satisfaction level is very high with Pierce.

Upon call of the roll, Councilmen Bill Faber, David Horn, Charles Kuhle, Pat McDaniel, Dana Ray and Mayor Julie Moore Wolfe voted aye. Mayor Julie Moore Wolfe declared the motion carried.

R2017-102 Resolution Authorizing Renewal Tyler Technologies, Inc. Maintenance Support Incode Court Case Management Suite, was presented.

Councilwoman Dana Ray moved the Resolution do pass; seconded by Councilman Pat McDaniel.

Councilman Charles Kuhle asked how often the City shops these contracts. City Manager Tim Gleason explained that the City has had a long standing relationship with Tyler Technologies. The City has had this discussion internally and at this point the City is satisfied with continuing their relationship with Tyler with the Council's recommendation.

Upon call of the roll, Councilmen Bill Faber, David Horn, Charles Kuhle, Pat McDaniel, Dana Ray 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 E and asked if any Council member wished to have an item removed from Consent Calendar. Council did not request to have any items removed. The Clerk read Items A – E:

- A. Receiving and Filing of Minutes of Boards and Commissions
- B. R2017-103 Resolution Approving Appointment – Civil Service Commission
- C. R2017-104 Resolution Approving Reappointment – Civil Service Commission
- D. R2017-105 Resolution Approving Reappointment – Decatur Housing Authority
- E. R2017-106 Resolution Approving Appointment – Decatur Metropolitan Exposition Auditorium and Office Building Authority (Civic Center Board)

Councilman Pat McDaniel moved Items A through E be approved by Omnibus Vote; seconded by Councilwoman Dana Ray, and on call of the roll, Councilmen Bill Faber, David Horn, Charles Kuhle, Pat McDaniel, Dana Ray and Mayor Julie Moore Wolfe voted aye. Mayor Julie Moore Wolfe declared the motion carried.

Mayor Julie Moore Wolfe called for Other Business. Councilman Bill Faber read a statement about the Decatur Park District's decision to close Scovill Golf Course. Councilman Bill Faber read the closing of Scovill Golf Course stands as a clear mark of the continued decline of our community.

Councilman David Horn thanked the Decatur Audubon Society, Community Environmental Council, and individuals present at the Council meeting for their strong opposition to logging. Councilman David Horn said the citizens of Decatur have an opportunity to create a vision for our forest lands.

With no other business, Mayor Julie Moore Wolfe called to Recess to Study Session for:

- Treasurer's Financial Report
- Distracted Driving – Council Follow-up Discussion
- 130 N. Franklin Street – Annex Update

Councilman Pat McDaniel moved to recess to Study Session; seconded by Councilwoman Dana Ray.

Upon call of the roll, Bill Faber, David Horn, Charles Kuhle, Pat McDaniel, Dana Ray and Mayor Julie Moore Wolfe voted aye. Mayor Julie Moore Wolfe declared the motion carried.

Finance Director Gregg Zientara gave the City's Financial Report. City Manager Tim Gleason and Finance Director Gregg Zientara responded to Council members questions regarding the budget.

Chief of Police James Getz provided a handout on distracted driving. He stated he wanted to give the Council information to help them make a decision on whether increased fines by City Ordinance will stop distracted driving behavior. Chief Getz went over the distracted driving handout. Council members shared their concerns about distracted driving and the importance of

police enforcement. Councilmen Bill Faber, David Horn, Charles Kuhle, Dana Ray and Mayor Julie Moore Wolfe were not in favor of raising the fines. Councilman Pat McDaniel was in favor of increasing the fines. Councilman Pat McDaniel thought if the City raised the fines it would make an impact on motorists' behavior. Mayor Julie Moore Wolfe and Councilwoman Dana Ray shared that education is a big component of this issue. Mayor Julie Moore Wolfe commended Councilman Pat McDaniel for bringing up this very important issue and she also commended the Decatur Police for the very good job they do to make our streets as safe as they possibly can.

City Manager Tim Gleason provided a presentation on the Decatur Public Library Annex. He explained the City promised the Library Board that the library parking lot would be paved earlier this year and the parking lot has been paved adequately. The reason there is not a finished and improved parking lot is if the decision of the Council is to bring down the Library Annex it would not be prudent to pave the parking lot prior to possible demolition of the Annex. City Manager Tim Gleason provided a Power Point presentation of photos of the Library Annex. The Annex contains black mold from the leaking roof. The City has concerns about the HVAC system, fire prevention sprinkler system, elevator, and the building mechanical system. The City is looking to Council for direction as to whether to demolish or rehabilitate the Library Annex. Mayor Julie Moore Wolfe asked if the building was taken down to the brick would it be usable or not. City Manager Tim Gleason stated it is a solid building. Councilman Charles Kuhle asked if the Library Board had any ideas for the Annex. Library Board President Mark Sorensen stated they had no uses for the Annex for library activity. Mayor Julie Moore Wolfe asked if the Board had any preference on what happens to the Annex. Mr. Sorensen stated the Board would like a decision on this and anything else related to the building. Mayor Julie Moore Wolfe requested a solid look at how much this was going to cost. She believed the direction from Council was, unless someone comes forward in the next couple of weeks to take this building over, they are leaning towards taking the building down.

Councilwoman Dana Ray moved the regular Council meeting be adjourned; seconded by Councilman Charles Kuhle. Councilmen Bill Faber, David Horn, Charles Kuhle, Pat McDaniel, Dana Ray and Mayor Julie Moore Wolfe voted aye. Mayor Julie Moore Wolfe declared the Council meeting adjourned at 7:20 p.m.

Approved _____
Debra G. Bright
City Clerk

Development Services

DATE: 8/25/2017

MEMO: No. 17-20

TO: Honorable Mayor Julie Moore Wolfe and City Council

FROM: Tim Gleason, City Manager
Billy Tyus, Deputy City Manager
Suzan Stickle, Senior Planner

SUBJECT:

Rezone in the 800 Block of East Grove Road from R-1 Single Family Residence District to R-3 Single Family Residence District

SUMMARY RECOMMENDATION:

Staff recommends approval of the rezoning to R-3 Single Family Residence District. The City Plan Commission voted 7-0-1 to recommend approval of this petition at the August 3, 2017 meeting; the minutes of the meeting are attached.

BACKGROUND:

The subject site is approximately 2.54 acres and is located in the 800 Block of East Grove Road and is currently undeveloped.

The petitioner owns adjacent property to the northeast of subject site where there is a single family residence. This adjacent property which has been developed with a single family residential structure is zoned R-3 Single Family Residence District.

The petitioner proposes to rezone from R-1 Single Family Residence District to R-3 Single Family Residence District in order to create a one (1) lot subdivision with the property their single family residential structure is located. Rezoning the subject site from R-1 Single Family Residence District to R-3 Single Family Residence District would allow for all those uses permitted in the R-3 Single Family Residence District.

The surrounding zoning includes R-3 Single Family Residence District to the north and east and R-1 Single Family Residence District to the west and east. The property to the south is located in Macon County. The Macon County and Decatur Comprehensive Plan shows this area as Residential-Low Density. The permitted uses in the R-3 Single Family Residence District are compatible with Residential-Low Density as shown in the Comprehensive Plan. The proposed zoning is compatible with adjacent zoning and uses in all directions.

The proposed rezoning of the subject site should have no adverse effect on the adjacent properties or the City as a whole.

POTENTIAL OBJECTIONS: There were no known objectors at the Plan Commission Meeting.

INPUT FROM OTHER SOURCES:

The petition has been reviewed by the City's Technical Review Committee; Planning, Engineering and Fire.

STAFF REFERENCE: Any additional questions may be forwarded to Suzan Stickle at 424-2786 or at [sstickle@decaturil.gov](mailto:ssstickle@decaturil.gov).

BUDGET/TIME IMPLICATIONS: None

ATTACHMENTS:

Description	Type
Ordinance	Ordinance
Supporting Documentation	Backup Material

ORDINANCE NO. _____

**ORDINANCE REZONING PROPERTY
R-1 SINGLE FAMILY RESIDENCE DISTRICT TO
R-3 SINGLE FAMILY RESIDENCE DISTRICT
- 800 BLOCK OF EAST GROVE ROAD -**

WHEREAS, on the 3rd day of August, 2017, upon due notice, the Decatur City Plan Commission held a public hearing upon the petition of Isaac and Mattie Canaday, to rezone premises legally described as:

The West 200 feet of the East 530 feet of the Southeast Quarter (SE1/4) of the Southwest Quarter (SW1/4) of the Southeast Quarter (SE1/4) of Section 26, Township 16 North, Range 2 East of the 3rd P.M., except the South 200 feet of the East 100 feet of said tract. Situated in Macon County, Illinois,

from R-1 Single Family Residence District to R-3 Single Family Residence District; and,

WHEREAS, the Decatur City Plan Commission recommended that the prayer of said petition be granted.

NOW, THEREFORE, BE IT ORDAINED, BY THE CITY COUNCIL OF THE CITY OF DECATUR, ILLINOIS:

Section 1. That the recommendation of the Decatur City Plan Commission be, and the same is hereby, received, placed on file and approved.

Section 2. That said described premises be, and they are hereby, rezoned from R-1 Single Family Residence District to R-3 Single Family Residence District.

Section 3. That the Districts herein mentioned are those districts set forth and defined in Ordinance No. 3512 of the City of Decatur, Illinois, commonly known as the Zoning Ordinance, and all the provisions, regulations, restrictions and requirements therein set forth shall apply to the premises described herein.

Section 4. That the zoning of said premises as set out herein shall be shown and verified on the Zoning District Map as in such Ordinance No. 3512 provided and said District be, and it is hereby, amended and changed as herein set forth.

PRESENTED, PASSED, APPROVED AND RECORDED this 5th day of September, 2017.

DANA M. RAY, MAYOR PRO TEMPORE

ATTEST:

CITY CLERK

STAFF REPORT
Decatur City Plan Commission

COMMON NAME: 800 Block of East Grove Road

GENERAL INFORMATION

Hearing Date August 3, 2017
Calendar No. 17-26
Property Location 800 Block of East Grove Road
Requested Action Rezoning from R-1 Single Family Residence District to R-3 Single Family Residence District
Petitioner Isaac and Mattie Canaday
Representative Mat Cox

LAND USE AND ZONING

<i>Direction</i>	<i>Existing Land Use</i>	<i>Zoning</i>	<i>Comprehensive Plan</i>
Subject Property	Undeveloped	R-1	Residential-Low Density
North	Single Family Residential	R-3	Residential-Low Density
South	Undeveloped	County	Residential-Low Density
East	Single Family Residential	R-3, R-1	Residential-Low Density
West	Single Family Residential	R-1	Residential-Low Density

BACKGROUND

1. The subject site is approximately 2.54 acres and is located in the 800 Block of East Grove Road and is currently undeveloped.
2. The petitioner owns adjacent property to the northeast of subject site where there is a single family residence. This adjacent property which has been developed with a single family residential structure is zoned R-3 Single Family Residence District.

PROJECT DESCRIPTION

1. The petitioner proposes to rezone from R-1 Single Family Residence District to R-3 Single Family Residence District in order to create a one (1) lot subdivision with the property their single family residential structure is located. Rezoning the subject site from R-1 Single Family Residence District to R-3 Single Family Residence District would allow for all those uses permitted in the R-3 Single Family Residence District.

STAFF ANALYSIS

1. The surrounding zoning includes R-3 Single Family Residence District to the north and east and R-1 Single Family Residence District to the west and east. The property to the south is located in Macon County. The Macon County and Decatur Comprehensive Plan shows this area as Residential-Low Density. The permitted uses in the R-3 Single Family Residence District are compatible with Residential-Low Density as shown in the Comprehensive Plan. The proposed zoning is compatible with adjacent zoning and uses in all directions.

2. The proposed rezoning of the subject site should have no adverse effect on the adjacent properties or the City as a whole.

STAFF RECOMMENDATION

1. Staff recommends approval of the rezoning.

PLAN COMMISSION ACTION

1. Section XXIX. of the City of Decatur Zoning Ordinance requires the Plan Commission to hold a public hearing on a rezoning request, and then forward its report and recommendation to the City Council for final approval. A motion to forward Calendar Number 17-26 to the City Council with a recommendation for approval is suggested.

The above report constitutes the testimony and recommendation of the Planning and Sustainability Division, Department of Planning and Building Services, City of Decatur.

Suzan Stickle
Senior Planner

ATTACHMENTS

1. Petition
2. Site Map



City of Decatur, Illinois

PETITION FOR REZONING

Petition before the Mayor, City Council and Members of the Plan Commission of Decatur, Illinois

Economic and Urban Development Department

One Gary K. Anderson Plaza

Decatur, Illinois 62523-1196

424-2793

FAX 424-2728

Please Type

SECTION ONE: PETITIONER / OWNER / REPRESENTATIVE INFORMATION

Petitioner	Isaac & Mattie Canaday				
Address	2683 Bayshore Heights Drive				
City	Decatur	State	IL	Zip	62521
Telephone	217-972-6637	Fax		E-mail	isaac.canaday@gmail.c
Property Owner	Isaac & Mattie Canaday				
Address	2683 Bayshore Heights Drive				
City	Decatur	State	IL	Zip	62521
Telephone	217-972-6637	Fax		E-mail	isaac.canaday@gmail.c
Representative	Survey Solutions, LLC - Robert M. Cox, PLS				
Address	132 South Water Street, Suite 638				
City	Decatur	State	IL	Zip	62523
Telephone	217-521-0612	Fax		E-mail	surveysolutionsllc@yah

SECTION TWO: SITE INFORMATION

Street Address	Vacant Land					
Legal Description	The West 200 feet of the East 530 feet of the Southeast Quarter (SE1/4) of the Southwest Quarter (SW1/4) of the Southeast Quarter (SE1/4) of Section 26, Township 16 North, Range 2 East of the 3rd P.M., except the South 200 feet of the East 100 feet of said tract. Situated in Macon County, Illinois.					
Present Zoning	☒ R-1	☐ R-2	☐ R-3	☐ R-5	☐ R-6	Is this property a Planned Unit Development?
	☐ B-1	☐ B-2	☐ B-3	☐ B-4	☐ O-1	☐ YES Approval Date: _____
	☐ M-1	☐ M-2	☐ M-3	☐ PMR-1		☒ NO
Please list all improvements on the site:						
Size of Tract	2.54	☐ SF	☒ AC			

SECTION THREE: REQUESTED ACTION

Rezone Property To:	☐ R-1	☐ R-2	☒ R-3	☐ R-5	☐ R-6	Will this property be a Planned Unit Development?
	☐ B-1	☐ B-2	☐ B-3	☐ B-4	☐ O-1	☐ YES
	☐ M-1	☐ M-2	☐ M-3	☐ PMR-1		☒ NO
Other:						

Section Three Continued

Purpose Please state the purpose of the proposed rezoning.

Petitioner(s) requesting rezoning for the purpose of the vacant land to be combined by a Minor Subdivision with Petitioner(s) primary residence - Lot 82 Bayshore Heights Addition.

SECTION FOUR: JUSTIFICATION

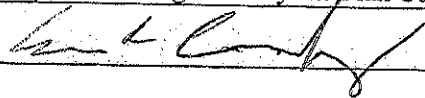
The petitioner submits to the City Plan Commission and City Council the following facts (additional pages may be attached):

The above described property abuts and lies South of Petitioner(s) primary residence - Lot 82 of Bayshore Heights Addition which is zoned R3. The above described property is bounded on the East by Forrest Green Addition (1575/220) - R3. The above described property is bounded on the North by Bayshore Heights Addition (1832/53) - R3.

SECTION FIVE: CERTIFICATION

To be placed on the agenda of the regular meeting on the first Thursday of the month at 3:00 PM in the City Council Chambers, petition must be received on the first Thursday of the preceding month. Failure of the petitioner or the petitioner's representative to attend the Plan Commission hearing may result in items being tabled. Incomplete or erroneous petitions may delay items being heard by the Plan Commission.

**Petitioner's
Signature**



Date

6/8/17

NOTES:

1. Please forward this completed form and attachments to the Economic and Urban Development Department, Third Floor, Decatur Civic Center. Please make checks payable to the City of Decatur. See Schedule "A" for fees.
2. Signature of this petition grants permission to City staff to place a sign, indicating a request for zoning action, on the subject property at least 10 days prior to the Decatur City Plan Commission hearing. Said sign will be removed within 15 days of final action by City Council.
3. In the event a petition for rezoning is denied by the Council, another petition for a change to the same district shall not be filed within a period of one year from the date of denial, except upon the initiation of the City Council or the City Plan Commission after showing a change of circumstances which would warrant a renewal.
4. All petitions before the Decatur City Plan Commission are reviewed through the Development Technical Review (DTR) Process. Please consult the DTR Brochure for information related to this process.

Rev. 2 - 4/01

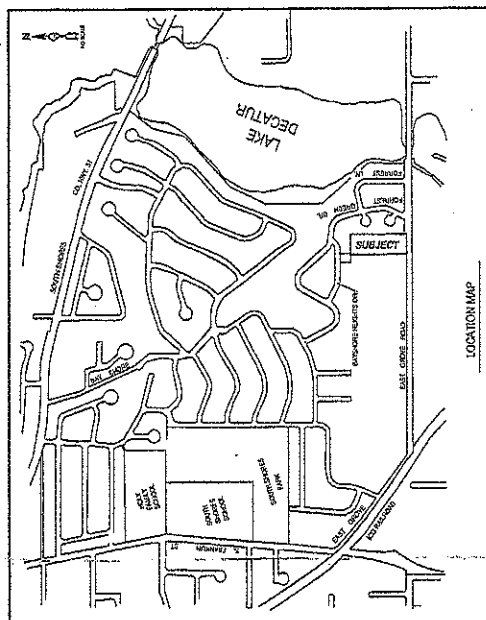
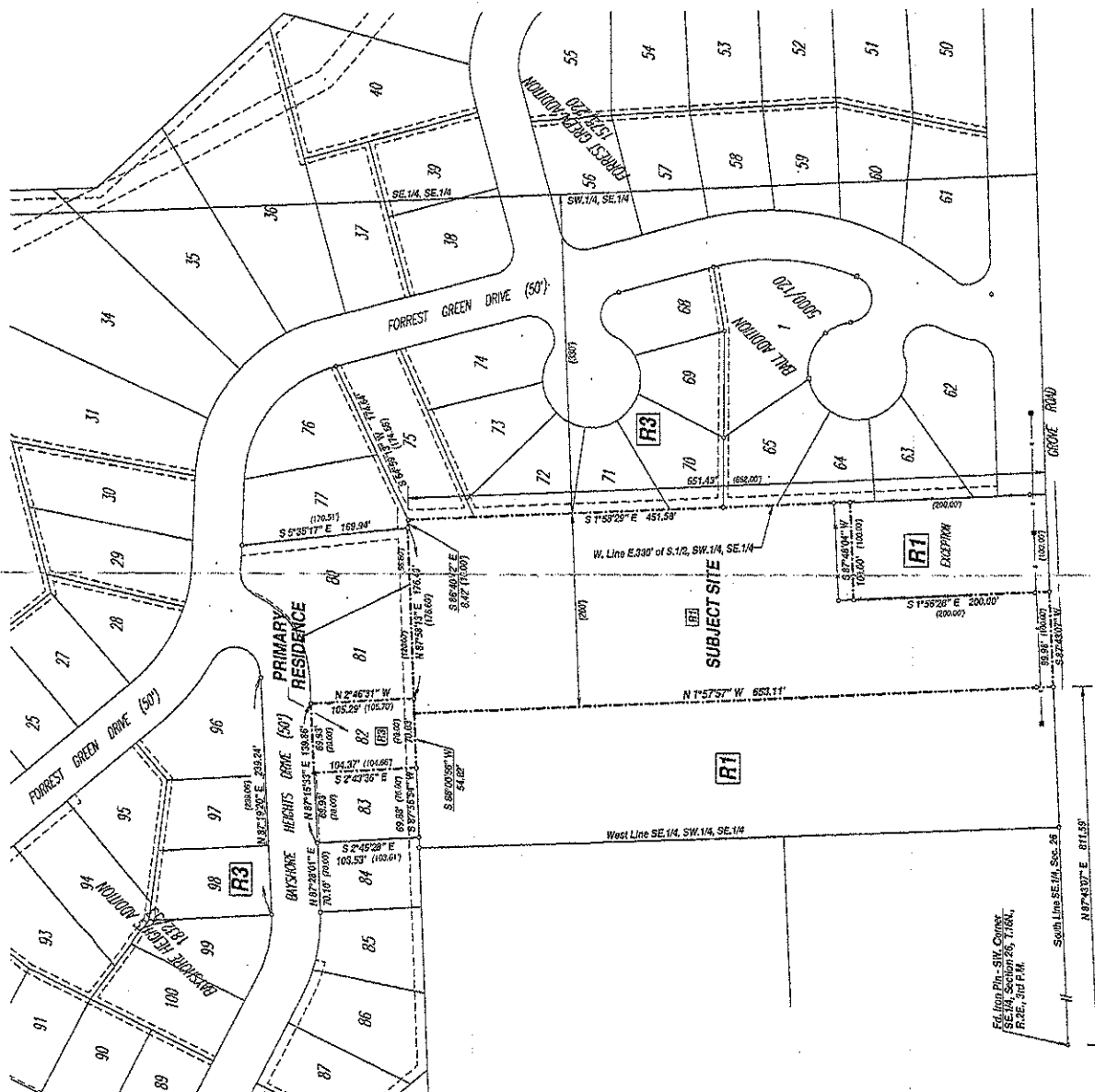
OFFICE USE ONLY

Date Filed

By

PETITION FOR REZONING PETITION

The West 200 feet of the East 500 feet of the Southeast Quarter (SE 1/4) of the Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4) of Section 26, Township 16 North, Range 2 East of the 3rd P.M., except the South 200 feet of the East 100 feet of said tract. Situated in Mason County, Illinois.



Legend

Legend
Scale: 1" = 80'
○ = Iron Pipe or Pin
From Prev. Surveys
● = 5/8" Iron Pin Set
This Survey
100.00' = Measured Dimension
100.00' = Record Dimension
--- = Existing Easement

— 200 —

Scale in Feet

Surveyor's Certificate

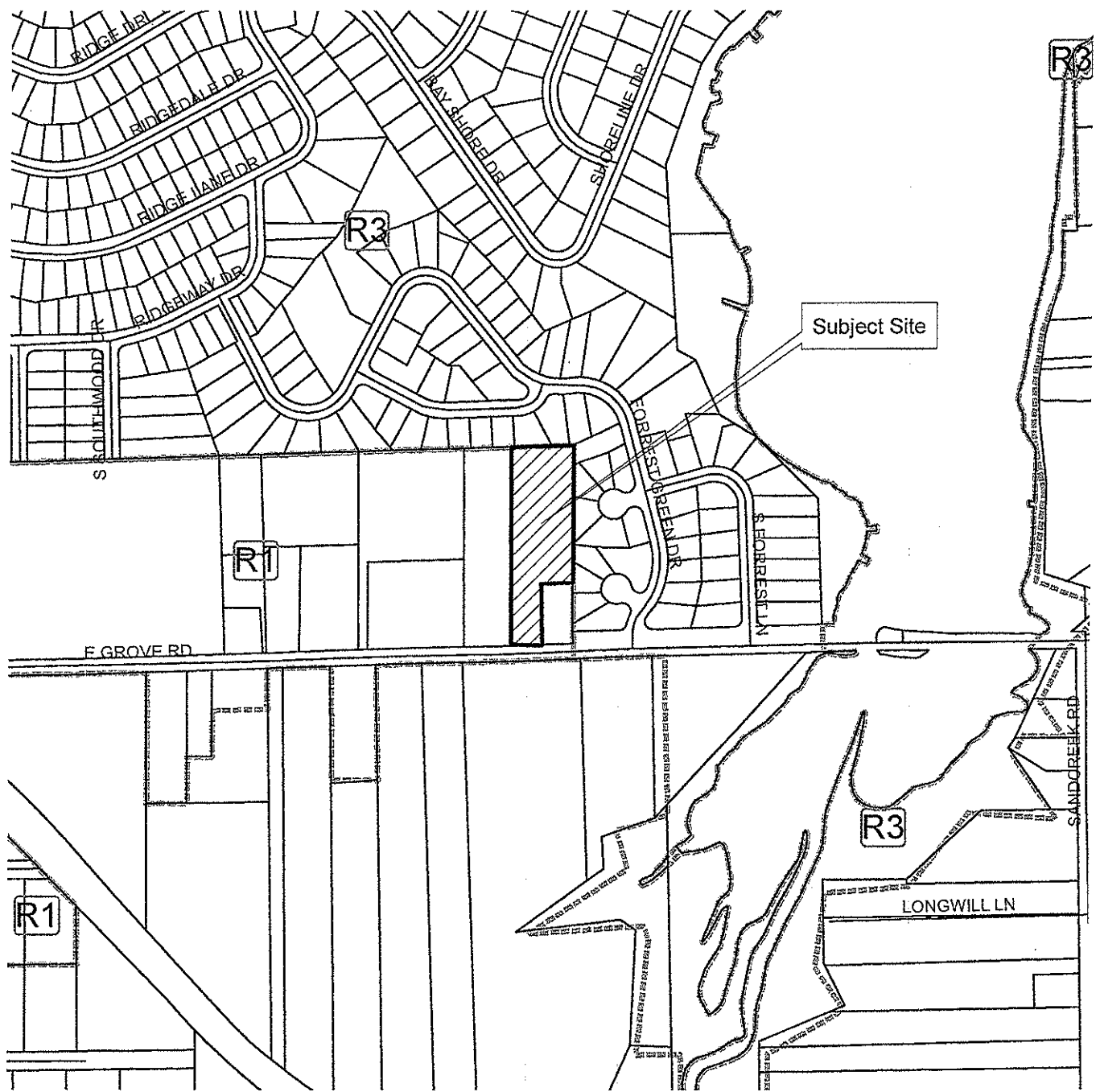
Survivor's Certificate
I, Robert M. Cox, Illinois Professional Land Surveyor Number 3779, do hereby certify to the best of my knowledge and belief, that this plat correctly represents the results of a survey performed by me in the month of May 2017, in accordance with state statutes governing survey work in the State of Illinois.

May 11, 2017

Robert M. Cox
Ill. Professional Land Surveyor No. 3773
(License Expires November 30, 2018)

Permanent Tax Identification Numbers
04-12-26-455-007 (RI)
04-12-25-454-011 (CT)

800 Block of East Grove Road

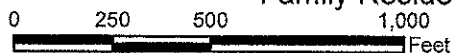


Cal. No.: 17-26

Date: August 3, 2017

Petition of: Isaac and Mattie Canaday

Requested Action: Rezone to R-3 Single
Family Residence District



Legend

-  Decatur Roads
 subject site
 Decatur Parcel data
 Decatur Zoning

Excerpts from Plan Commission Meeting of August 3, 2017:

Cal. No. 17-26

Petition of ISAAC AND MATTIE CANADAY, to
rezone property located in the 800 BLOCK OF EAST
GROVE ROAD from R-1 Single Family Residence
District to R-3 Single Family Residence District.

Ms. Suzy Stickle was sworn in by Mrs. Janet Poland.

Ms. Stickle presented the recommendation of staff:

The subject site is approximately 2.54 acres and is located in the 800 Block of East Grove Road and is currently undeveloped.

The petitioner owns adjacent property to the northeast of subject site where there is a single family residence. This adjacent property which has been developed with a single family residential structure is zoned R-3 Single Family Residence District.

The petitioner proposes to rezone from R-1 Single Family Residence District to R-3 Single Family Residence District in order to create a one (1) lot subdivision with the property their single family residential structure is located. Rezoning the subject site from R-1 Single Family Residence District to R-3 Single Family Residence District would allow for all those uses permitted in the R-3 Single Family Residence District.

The surrounding zoning includes R-3 Single Family Residence District to the north and east and R-1 Single Family Residence District to the west and east. The property to the south is located in Macon County. The Macon County and Decatur Comprehensive Plan shows this area as Residential-Low Density. The permitted uses in the R-3 Single Family Residence District are compatible with Residential-Low Density as shown in the Comprehensive Plan. The proposed zoning is compatible with adjacent zoning and uses in all directions.

The proposed rezoning of the subject site should have no adverse effect on the adjacent properties or the City as a whole.

Staff recommends approval of the rezoning

Section XXIX. of the City of Decatur Zoning Ordinance requires the Plan Commission to hold a public hearing on a rezoning request, and then forward its report and recommendation to the City Council for final approval. A motion to forward Calendar Number 17-26 to the City Council with a recommendation for approval is suggested.

Mr. Matt Cox, representative, was sworn in by Mrs. Poland.

Mr. Cox stated the petitioners want to combine the two (2) parcels into one (1) lot through the minor subdivision plat process.

Chairman Livingston asked the difference between the R-1 Single Family Residence District and the R-3 Single Family Residence District. Ms. Stickle explained the differences.

There were no objectors present.

It was moved and seconded (Smith/Peck) to forward Calendar No. 17-26 to the City Council with a recommendation for approval as presented by staff. Motion carried 7-0-1 with Kent Newton abstaining.

Development Services

DATE: 8/25/2017

MEMO: No. 17-21

TO: Honorable Mayor Julie Moore Wolfe and City Council

FROM: Tim Gleason, City Manager
Billy Tyus, Deputy City Manager
Suzan Stickle, Senior Planner

SUBJECT:

Rezone 1325, 1375 and 1395 North 22nd Street & 1370 and 1395 North 21st Street from B-2 Commercial District to M-1 Intense Commercial/Light Industrial District

SUMMARY RECOMMENDATION:

Staff recommends approval of the rezoning to M-1 Intense Commercial/Light Industrial District. The City Plan Commission voted 8-0 to recommend approval of this petition at the August 3, 2017 meeting; the minutes of the meeting are attached.

BACKGROUND:

The subject site is approximately 1.1 acres and is located in the 1300 Blocks of North 22nd Street and North 21st Street. The subject site has structures located on a majority of the lots.

The subject site is zoned B-2 Commercial District. The southern portion of one of the structures located on the subject site is zoned M-1 Intense Commercial/Light Industrial District.

The petitioner proposes to rezone from B-2 Commercial District to M-1 Intense Commercial/Light Industrial District which would allow for all those uses permitted in the M-1 Intense Commercial/Light Industrial District.

The surrounding zoning includes M-1 Intense Commercial/Light Industrial District to the south and west and M-2 Heavy Industrial District to the east as well as B-2 Commercial District to north and east. The Macon County and Decatur Comprehensive Plan shows this area as Heavy Commercial. The proposed zoning is compatible with adjacent zoning and uses in all directions.

The subject site is located within an industrial area and rezoning to M-1 Intense Commercial/Light Industrial District should have no adverse effect on the general area or the

City as a whole.

POTENTIAL OBJECTIONS: There were no known objectors at the Plan Commission Meeting.

INPUT FROM OTHER SOURCES:

The petition has been reviewed by the City's Technical Review Committee; Planning, Engineering and Fire.

STAFF REFERENCE: Any additional questions may be forwarded to Suzan Stickle at 424-2786 or at ssickle@decaturil.gov.

BUDGET/TIME IMPLICATIONS: None

ATTACHMENTS:

Description	Type
Ordinance	Ordinance
Supporting Documentation	Backup Material

ORDINANCE NO. _____

**ORDINANCE REZONING PROPERTY
B-2 COMMERCIAL DISTRICT TO
M-1 INTENSE COMMERCIAL/LIGHT INDUSTRIAL DISTRICT
- 1325, 1375, AND 1395 NORTH 22ND STREET
& 1370 AND 1395 NORTH 21ST STREET -**

WHEREAS, on the 3rd day of August, 2017, upon due notice, the Decatur City Plan Commission held a public hearing upon the petition of 22nd Street Discount Liquor and Bullock Garage, to rezone premises legally described as:

Lots 1 thru 4 and Lots 39 thru 42 of Dodson's 2nd Addition as per Plat recorded in Book 335, Page 218 of the Records in the Recorder's Office of Macon County, Illinois, EXCEPT those parts dedicated for Public Road Purposes recorded in Book 1201 on Page 381. (Except coal and other minerals underlying the surface of said land and all rights and easements in favor of the Estate of said coal and other minerals). Situated in Macon County, Illinois,

from B-2 Commercial District to M-1 Intense Commercial/Light Industrial District; and,

WHEREAS, the Decatur City Plan Commission recommended that the prayer of said petition be granted.

NOW, THEREFORE, BE IT ORDAINED, BY THE CITY COUNCIL OF THE CITY OF DECATUR, ILLINOIS:

Section 1. That the recommendation of the Decatur City Plan Commission be, and the same is hereby, received, placed on file and approved.

Section 2. That said described premises be, and they are hereby, rezoned from B-2 Commercial District to M-1 Intense Commercial/Light Industrial District.

Section 3. That the Districts herein mentioned are those districts set forth and defined in Ordinance No. 3512 of the City of Decatur, Illinois, commonly known as the Zoning Ordinance, and all the provisions, regulations, restrictions and requirements therein set forth shall apply to the premises described herein.

Section 4. That the zoning of said premises as set out herein shall be shown and verified on the Zoning District Map as in such Ordinance No. 3512 provided and said District be, and it is hereby, amended and changed as herein set forth.

PRESENTED, PASSED, APPROVED AND RECORDED this 5th day of September, 2017.

DANA M. RAY, MAYOR PRO TEMPORE

ATTEST:

CITY CLERK

STAFF REPORT
Decatur City Plan Commission

COMMON NAME: 1325, 1375, 1395 North 22nd and 1370 and 1395 North 21st Streets

GENERAL INFORMATION

Hearing Date August 3, 2017
Calendar No. 17-28
Property Location 1325, 1375, 1395 North 22nd and 1370 and 1395 North 21st Streets
Requested Action Rezoning from B-2 Commercial District to M-1 Intense Commercial/Light Industrial District
Petitioner 22nd Street Discount Liquor and Bullock Garage
Petitioner Jonas Ozier

LAND USE AND ZONING

<i>Direction</i>	<i>Existing Land Use</i>	<i>Zoning</i>	<i>Comprehensive Plan</i>
Subject Property	Commercial, Industrial	B-2	Heavy Commercial
North	Commercial, Industrial	B-2,M-1	Heavy Commercial
South	Commercial, Industrial	M-1	Employment
East	Industrial	B-2, M-2	Residential-Low Density
West	Industrial	M-1	Employment

BACKGROUND

1. The subject site is approximately 1.1 acres and is located in the 1300 Blocks of North 22nd Street and North 21st Street. The subject site has structures located on the majority of the lots.
2. The subject site is zoned B-2 Commercial District. The southern portion of one of the structures located on the subject site is zoned M-1 Intense Commercial/Light Industrial District.

PROJECT DESCRIPTION

1. The petitioner proposes to rezone from B-2 Commercial District to M-1 Intense Commercial/Light Industrial District which would allow for all those uses permitted in the M-1 Intense Commercial/Light Industrial District.

STAFF ANALYSIS

1. The surrounding zoning includes M-1 Intense Commercial/Light Industrial District to the south and west and M-2 Heavy Industrial District to the east as well as B-2 Commercial District to north and east. The Macon County and Decatur Comprehensive Plan shows this area as Heavy Commercial. The proposed zoning is compatible with adjacent zoning and uses in all directions.
2. The subject site is located within an industrial area and rezoning to M-1 Intense Commercial/Light Industrial District should have no adverse effect on the general area or the City as a whole.

STAFF RECOMMENDATION

1. Staff recommends approval of the rezoning.

PLAN COMMISSION ACTION

1. Section XXIX. of the City of Decatur Zoning Ordinance requires the Plan Commission to hold a public hearing on a rezoning request, and then forward its report and recommendation to the City Council for final approval. A motion to forward Calendar Number 17-28 to the City Council with a recommendation for approval is suggested.

The above report constitutes the testimony and recommendation of the Planning and Sustainability Division, Department of Planning and Building Services, City of Decatur.

Suzan Stickle
Senior Planner

ATTACHMENTS

1. Petition
2. Site Map

**City of Decatur, Illinois****PETITION FOR REZONING***Petition before the Mayor, City Council and Members of the Plan Commission of Decatur, Illinois*

Economic and Urban Development Department

One Gary K. Anderson Plaza

Decatur, Illinois 62523-1196

424-2793

FAX 424-2728

Please Type**SECTION ONE: PETITIONER / OWNER / REPRESENTATIVE INFORMATION**

Petitioner	22nd Street Discount Liquor & Bullock Garage				
Address	1325 N. 22nd Street				
City	Decatur	State	IL	Zip	62521
Telephone	217-428-5420	Fax		E-mail	
Property Owner	Guy Bretz (and Larry Bullock - 1395 N. 22nd St, Decatur IL 62521)				
Address	1325 N. 22nd Street				
City	Decatur	State	IL	Zip	62521
Telephone		Fax		E-mail	
Representative	Chastain & Associates LLC, Jonas Ozier				
Address	5 N. Country Club Road				
City	Decatur	State	IL	Zip	62521 jozier@
Telephone	217-422-8544	Fax	217-422-0398	E-mail	chastainengineers.com

SECTION TWO: SITE INFORMATION

Street Address	1325 N. 22nd, 1370 N. 21st, 1375 N. 22nd, 1395 N. 22nd, 1395 N. 21st					
Legal Description	1325 N. 22nd: Dodsons 2nd Addn Lots 3, 4, 5, 6 and Lots 37, 38, 39, 40 1370 N. 21st: L 0041 B 00 Dodsons 2nd Addn 1375 N. 22nd: L 0002 B 00 Dodsons 2nd Addn (except street) 1395 N. 21st: Dodsons 2nd Addn Lot 42 (except part of street ROW) 1395 N. 22nd: L 0001 B 00 Dodsons 2nd Addn (except street)					
Present Zoning	☐ R-1	☐ R-2	☐ R-3	☐ R-5	☐ R-6	Is this property a Planned Unit Development? ☐ YES Approval Date: _____ ☐ NO
	☐ B-1	☒ B-2	☐ B-3	☐ B-4	☐ O-1	
	☒ M-1	☐ M-2	☐ M-3	☐ PMR-1		
Please list all improvements on the site:						
Size of Tract	1.61	☐ SF	☒ AC			

SECTION THREE: REQUESTED ACTION

Rezoned Property To:	☐ R-1	☐ R-2	☐ R-3	☐ R-5	☐ R-6	Will this property be a Planned Unit Development? ☐ YES ☐ NO
	☐ B-1	☐ B-2	☐ B-3	☐ B-4	☐ O-1	
	☒ M-1	☐ M-2	☐ M-3	☐ PMR-1		
Other:						

Section Three Continued

Purpose Please state the purpose of the proposed rezoning.

To zone the property to be consistent with the zoning of the rest of the adjacent property.

SECTION FOUR: JUSTIFICATION

The petitioner submits to the City Plan Commission and City Council the following facts (additional pages may be attached):

One petitioner owns 1325 & 1375 N. 22nd St. and wishes to join the two with a minor subdivision plat. 1325 N. 22nd St. currently has dual zoning M-1 & B-2. The property must be the same zoning in order to be platted together.

There is currently M-1 zoning to the west, south, and east of the petitioned parcels. B-2 zoning is limited to the intersection of 22nd St. and Locust and some property north of the subject site lying along 22nd St.

M-1 zoning fits the characteristics of the surrounding area and the area is identified as Industrial/Employment Use in the Decatur Comprehensive Plan.

SECTION FIVE: CERTIFICATION

To be placed on the agenda of the regular meeting on the first Thursday of the month at 3:00 PM in the City Council Chambers, petition must be received on the first Thursday of the preceding month. Failure of the petitioner or the petitioner's representative to attend the Plan Commission hearing may result in items being tabled. Incomplete or erroneous petitions may delay items being heard by the Plan Commission.

**Petitioner's
Signature**

Larry M. Bullock
Amy M. Bullock

Date

6-29-2017

NOTES:

1. Please forward this completed form and attachments to the Economic and Urban Development Department, Third Floor, Decatur Civic Center. Please make checks payable to the City of Decatur. See Schedule "A" for fees.
2. Signature of this petition grants permission to City staff to place a sign, indicating a request for zoning action, on the subject property at least 10 days prior to the Decatur City Plan Commission hearing. Said sign will be removed within 15 days of final action by City Council.
3. In the event a petition for rezoning is denied by the Council, another petition for a change to the same district shall not be filed within a period of one year from the date of denial, except upon the initiation of the City Council or the City Plan Commission after showing a change of circumstances which would warrant a renewal.
4. All petitions before the Decatur City Plan Commission are reviewed through the Development Technical Review (DTR) Process. Please consult the DTR Brochure for information related to this process.

OFFICE USE ONLY

Date Filed

By

Decatur City Plan Commission

1325, 1375 & 1395 North 22nd and 1370 & 1395 North 21st Streets



Cal. No.: 17-28
 Date: August 3, 2017
 Petition of: 22nd Street Discount Liquor
 & Bullock Garage
 Requested Action: Rezone to M-1 Intense Commercial/
 Light Industrial District

0 250 500 1,000
 Feet



Legend

- Decatur Roads
-  subject site
-  Decatur Parcel data
-  Decatur Zoning

Excerpts from Plan Commission Meeting of August 3, 2017:

Cal. No. 17-28

Petition of 22ND STREET DISCOUNT LIQUOR AND BULLOCK GARAGE, to rezone property located at 1325, 1375, 1395 NORTH 22nd STREET and 1370 and 1395 NORTH 21st STREET from B-2 Commercial District to M-1 Intense Commercial/Light Industrial District

Ms. Stickle presented the recommendation of staff:

The subject site is approximately 1.1 acres and is located in the 1300 Blocks of North 22nd Street and North 21st Street. The subject site has structures located on a majority of the lots.

The subject site is zoned B-2 Commercial District. The southern portion of one of the structures located on the subject site is zoned M-1 Intense Commercial/Light Industrial District.

The petitioner proposes to rezone from B-2 Commercial District to M-1 Intense Commercial/Light Industrial District which would allow for all those uses permitted in the M-1 Intense Commercial/Light Industrial District.

The surrounding zoning includes M-1 Intense Commercial/Light Industrial District to the south and west and M-2 Heavy Industrial District to the east as well as B-2 Commercial District to north and east. The Macon County and Decatur Comprehensive Plan shows this area as Heavy Commercial. The proposed zoning is compatible with adjacent zoning and uses in all directions.

The subject site is located within an industrial area and rezoning to M-1 Intense Commercial/Light Industrial District should have no adverse effect on the general area or the City as a whole.

Staff recommends approval of the rezoning

Section XXIX. of the City of Decatur Zoning Ordinance requires the Plan Commission to hold a public hearing on a rezoning request, and then forward its report and recommendation to the City Council for final approval. A motion to forward Calendar Number 17-28 to the City Council with a recommendation for approval is suggested.

Mr. Jonas Ozier, representative, was sworn in by Mrs. Poland.

Mr. Ozier stated it was discovered the property was zoned B-2 and also M-1. In order for any future development to happen the zoning needs to be consistent throughout the property.

There were no questions and no objectors present.

It was moved and seconded (Peck/Frantz) to forward Calendar No. 17-28 to the City Council with a recommendation for approval. Motion carried unanimously.

Development Services

DATE: 8/25/2017

MEMO: No. 17-22

TO: Honorable Mayor Julie Moore Wolfe and City Council

FROM: Tim Gleason, City Manager
Billy Tyus, Deputy City Manager
Suzan Stickle, Senior Planner

SUBJECT:

Rezone 2628 and 2670 East Garfield Avenue from R-3 Single Family Residence District and B-1 Neighborhood Shopping District to M-1 Intense Commercial/Light Industrial District

SUMMARY RECOMMENDATION:

Staff recommends approval of the rezoning to M-1 Intense Commercial/Light Industrial District. The City Plan Commission voted 8-0 to recommend approval of this petition at the August 3, 2017 meeting; the minutes of the meeting are attached.

BACKGROUND:

The subject site is approximately 0.78 acres and is located at 2628 and 2670 East Garfield Avenue. There is an industrial structure located on the subject site.

The subject site has operated with an industrial use for almost two (2) decades on the eastern portion while the western portion of the site had a residential structure and an accessory structure until the demolition of both that occurred earlier this year.

The petitioner proposes to rezone from R-3 Single Family Residence District and B-1 Neighborhood Shopping District to M-1 Intense Commercial/Light Industrial District which would allow for all those uses permitted in the M-1 Intense Commercial/Light Industrial District.

The surrounding zoning includes M-2 Heavy Industrial District to the north and R-3 Single Family Residence District to the east, west and south. There are railroad tracks immediately adjacent to the north of the subject site. The Macon County and Decatur Comprehensive Plan shows this area as Retail. The permitted uses in the M-1 Intense Commercial/Light Industrial District are compatible with Retail as shown in the Comprehensive Plan. The proposed zoning is compatible with the adjacent zoning and use to the north. The subject site located at the corner of North 27th Street and East Garfield Avenue and adjacent to the railroad tracks is appropriate for the uses permitted in the M-1 Intense Commercial/Light

Industrial District.

The eastern portion of the subject site has operated as industrial for almost two (2) decades while being located next to residential. Expanding the zoning district through the western portion of the subject site and rezoning the entire subject site to M-1 Intense Commercial/Light Industrial District should have no adverse effect on the general area or the City as a whole.

POTENTIAL OBJECTIONS: There were no known objectors at the Plan Commission Meeting.

INPUT FROM OTHER SOURCES:

The petition has been reviewed by the City's Technical Review Committee; Planning, Engineering and Fire.

STAFF REFERENCE: Any additional questions may be forwarded to Suzan Stickle at 424-2786 or at [sstickle@decaturil.gov](mailto:ssstickle@decaturil.gov).

BUDGET/TIME IMPLICATIONS: None

ATTACHMENTS:

Description	Type
Ordinance	Ordinance
Supporting Documentation	Backup Material

ORDINANCE NO. _____

**ORDINANCE REZONING PROPERTY
R-3 SINGLE FAMILY RESIDENCE DISTRICT
AND B-1 NEIGHBORHOOD SHOPPING DISTRICT TO
M-1 INTENSE COMMERCIAL/LIGHT INDUSTRIAL DISTRICT
- 2628 AND 2670 EAST GARFIELD AVENUE -**

WHEREAS, on the 3rd day of August, 2017, upon due notice, the Decatur City Plan Commission held a public hearing upon the petition of Paul and Barbara Swinford, to rezone premises legally described as:

The East 80 feet of Lot 58 of Homeland, an Addition to the City of Decatur, Macon County, Illinois, as per Plat recorded in Book 335 on Page 338 of the Records in the Recorder's Office of Macon County, Illinois, EXCEPT that portion conveyed in Dedication of Right of Way for Public Road Purposes recorded in Book 1453 on Page 221. (Except coal and other minerals underlying the surface of said land and all rights and easements in favor of the Estate of said coal and other minerals). Situated in Macon County, Illinois.

AND

The East 40 feet of the West 120 feet of Lot 58 of Homeland, an Addition to the City of Decatur, Macon County, Illinois, as per Plat recorded in Book 335 on Page 338 of the Records in the Recorder's Office of Macon County, Illinois, EXCEPT that portion conveyed in Dedication of Right of Way for Public Road Purposes recorded in Book 1453 on Page 219. (Except coal and other minerals underlying the surface of said land and all rights and easements in favor of the Estate of said coal and other minerals). Situated in Macon County, Illinois.

AND

Lot 57 of Homeland, an Addition to the City of Decatur, Macon County, Illinois, as per Plat recorded in Book 335 on Page 338 of the Records in the Recorder's Office of Macon County, Illinois, EXCEPT that part thereof taken for highway

purposes according to Right of Way Plat recorded in Book 1445 on Page 10 of the Records in the Recorder's Office of Macon County, Illinois. Situated in Macon County, Illinois,

from R-3 Single Family Residence District and B-1 Neighborhood Shopping District to M-1 Intense Commercial/Light Industrial District; and,

WHEREAS, the Decatur City Plan Commission recommended that the prayer of said petition be granted.

NOW, THEREFORE, BE IT ORDAINED, BY THE CITY COUNCIL OF THE CITY OF DECATUR, ILLINOIS:

Section 1. That the recommendation of the Decatur City Plan Commission be, and the same is hereby, received, placed on file and approved.

Section 2. That said described premises be, and they are hereby, rezoned from R-3 Single Family Residence District and B-1 Neighborhood Shopping District to M-1 Intense Commercial/Light Industrial District.

Section 3. That the Districts herein mentioned are those districts set forth and defined in Ordinance No. 3512 of the City of Decatur, Illinois, commonly known as the Zoning Ordinance, and all the provisions, regulations, restrictions and requirements therein set forth shall apply to the premises described herein.

Section 4. That the zoning of said premises as set out herein shall be shown and verified on the Zoning District Map as in such Ordinance No. 3512 provided and said Districts be, and they are hereby, amended and changed as herein set forth.

PRESENTED, PASSED, APPROVED AND RECORDED this 5th day of September, 2017.

DANA M. RAY, MAYOR PRO TEMPORE

ATTEST:

CITY CLERK

STAFF REPORT
Decatur City Plan Commission

COMMON NAME: 2628 and 2670 East Garfield Avenue

GENERAL INFORMATION

Hearing Date August 3, 2017
Calendar No. 17-29
Property Location 2628 and 2670 East Garfield Avenue
Requested Action Rezoning from R-3 Single Family Residence District and B-1
Neighborhood Shopping District to M-1 Intense Commercial/Light
Industrial District
Petitioner Paul and Barbara Swinford

LAND USE AND ZONING

<i>Direction</i>	<i>Existing Land Use</i>	<i>Zoning</i>	<i>Comprehensive Plan</i>
Subject Property	Industrial, Vacant	B-1, R-3	Retail
North	RR ROW	M-2	Employment
South	Single Family Residential	R-3	Residential-Low Density
East	ROW	R-3	Residential-Low Density
West	Single Family Residential	R-3	Residential-Low Density

BACKGROUND

1. The subject site is approximately 0.78 acres and is located at 2628 and 2670 East Garfield Avenue. There is an industrial structure located on the subject site.
2. The subject site has operated with an industrial use for almost two (2) decades on the eastern portion and the western portion of the site had a residential and an accessory structure until the demolition of both that occurred earlier this year.

PROJECT DESCRIPTION

1. The petitioner proposes to rezone from R-3 Single Family Residence District and B-1 Neighborhood Shopping District to M-1 Intense Commercial/Light Industrial District which would allow for all those uses permitted in the M-1 Intense Commercial/Light Industrial District.

STAFF ANALYSIS

1. The surrounding zoning includes M-2 Heavy Industrial District to the north and R-3 Single Family Residence District to the east, west and south. There are railroad tracks immediately adjacent to the north of the subject site. The Macon County and Decatur Comprehensive Plan shows this area as Retail. The permitted uses in the M-1 Intense Commercial/Light Industrial District are compatible with Retail as shown in the Comprehensive Plan. The proposed zoning is compatible with the adjacent zoning and use to the north. The subject site located at the corner of North 27th Street and East Garfield Avenue and adjacent to the railroad tracks is appropriate for the uses permitted in the M-1 Intense Commercial/Light Industrial District.

2. The eastern portion of the subject site has operated as industrial for almost two (2) decades while being located next to residential. Expanding the zoning district through the western portion of the subject site and rezoning the entire subject site to M-1 Intense Commercial/Light Industrial District should have no adverse effect on the general area or the City as a whole.

STAFF RECOMMENDATION

1. Staff recommends approval of the rezoning.

PLAN COMMISSION ACTION

1. Section XXIX. of the City of Decatur Zoning Ordinance requires the Plan Commission to hold a public hearing on a rezoning request, and then forward its report and recommendation to the City Council for final approval. A motion to forward Calendar Number 17-29 to the City Council with a recommendation for approval is suggested.

The above report constitutes the testimony and recommendation of the Planning and Sustainability Division, Department of Planning and Building Services, City of Decatur.

Suzan Stickle
Senior Planner

ATTACHMENTS

1. Petition
2. Site Map

	City of Decatur, Illinois	
	PETITION FOR REZONING	
	Petition before the Mayor, City Council and Members of the Plan Commission of Decatur, Illinois Economic and Urban Development Department One Gary K. Anderson Plaza Decatur, Illinois 62523-1196	
		424-2793 FAX 424-2728

Please Type

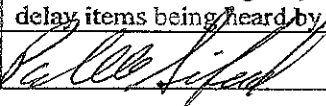
SECTION ONE: PETITIONER / OWNER / REPRESENTATIVE INFORMATION					
Petitioner	PAUL & BARBARA SWINFORD				
Address	2670 E. GARFIELD				
City	DECATUR	State	IL, ILLINOIS	Zip	625281
Telephone	217-429-3747	Fax	217-422-6213	E-mail	DRIPS MGT @DARVILLERUBBER.COM
Property Owner	PAUL & BARBARA SWINFORD				
Address	2670 E. GARFIELD				
City	DECATUR	State	ILLINOIS	Zip	625281
Telephone	217-429-3747	Fax	217-422-6213	E-mail	DRIPS MGT @DARVILLERUBBER.COM
Representative	OWNER - PAUL SWINFORD, AND/OR MANAGER LARRY ERNST				
Address	2670 E. GARFIELD				
City	DECATUR	State	ILLINOIS	Zip	62521
Telephone	217-429-3747	Fax	217-422-6213	E-mail	DRIPS MGT @DARVILLERUBBER.COM

SECTION TWO: SITE INFORMATION							
Street Address	2628 E. GARFIELD			2670 E. GARFIELD			
Legal Description	SEE ATTACHMENT #1			SEE ATTACHMENT #2			
Present Zoning	☒ R-1	☐ R-2	☒ R-3	☐ R-5	☐ R-6	Is this property a Planned Unit Development?	
	☒ B-1	☐ B-2	☐ B-3	☐ B-4	☐ O-1	☐ YES	Approval Date: _____
	☐ M-1	☐ M-2	☐ M-3	☐ PMR-1		☐ NO	
Please list all improvements on the site:							
Size of Tract	.32			.45 AC			

SECTION THREE: REQUESTED ACTION							
Rezoned Property To:	☐ R-1	☐ R-2	☐ R-3	☐ R-5	☐ R-6	Will this property be a Planned Unit Development?	
	☐ B-1	☐ B-2	☐ B-3	☐ B-4	☐ O-1	☐ YES	
	☒ M-1	☐ M-2	☐ M-3	☐ PMR-1		☐ NO	
Other:							

Section Three Continued	
Purpose	Please state the purpose of the proposed rezoning.
TO PROVIDE INDUSTRIAL HOSE STORAGE & ASSEMBLY SPACE TO OUR ADJACENT INDUSTRIAL HYDRAULIC & HOSE BUSINESS.	

SECTION FOUR: JUSTIFICATION	
The petitioner submits to the City Plan Commission and City Council the following facts (additional pages may be attached):	
THE EXISTING BUSINESS (INDUSTRIAL RUBBER INC.) IS LANDLOCKED BETWEEN GARFIELD AVE., AND A RAILROAD SPUR. WE PURCHASED THE LAND, HOUSE, & GARAGE, WEST ADJOINING OUR PROPERTY TO THE WEST. NEITHER THE HOUSE NOR THE GARAGE WERE HABITABLE, THUS BOTH HAVE BEEN REMOVED FROM THE SITE. NOT ONLY WILL THIS ZONING CHANGE INCREASE OUR BUSINESS POTENTIAL, IT WILL ALSO ENHANCE THE REAL ESTATE POTENTIALS IN THIS PORTION OF THE NEIGHBORHOOD.	

SECTION FIVE: CERTIFICATION	
	To be placed on the agenda of the regular meeting on the first Thursday of the month at 3:00 PM in the City Council Chambers, petition must be received on the first Thursday of the preceding month. Failure of the petitioner or the petitioner's representative to attend the Plan Commission hearing may result in items being tabled. Incomplete or erroneous petitions may delay items being heard by the Plan Commission.
Petitioner's Signature	
Date	JULY 3, 2017

NOTES:	
1. Please forward this completed form and attachments to the Economic and Urban Development Department, Third Floor, Decatur Civic Center. Please make checks payable to the City of Decatur. See Schedule "A" for fees. 2. Signature of this petition grants permission to City staff to place a sign, indicating a request for zoning action, on the subject property at least 10 days prior to the Decatur City Plan Commission hearing. Said sign will be removed within 15 days of final action by City Council. 3. In the event a petition for rezoning is denied by the Council, another petition for a change to the same district shall not be filed within a period of one year from the date of denial, except upon the initiation of the City Council or the City Plan Commission after showing a change of circumstances which would warrant a renewal. 4. All petitions before the Decatur City Plan Commission are reviewed through the Development Technical Review (DTR) Process. Please consult the DTR Brochure for information related to this process.	

Rev. 2 - 4/01

OFFICE USE ONLY	
Date Filed	
By	

1905687

WARRANTY DEED
 JOINT TENANCY

 Mail Tax Statement To:
 (Name and address)

Paul + Barbara
 Swinford
 701 Griggs St
 Danville, IL
 61832


 Macon Co., Illinois
 S.S. by Mary A. Eaton, Recorder
 Book: 4508 Page: 626

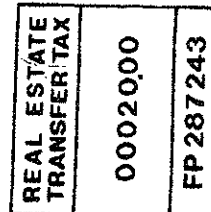
 Receipt #: 77699
 Pages Recorded: 2

 Recording Fee: \$60.00
 County Real Estate Tax: \$10.00
 Rental Housing - State: \$9.00
 Authorized By: Mary A. Eaton

Date Recorded: 7/7/2016 9:05:01 AM



This space for use of Recorder



E878000000 #

Name of Grantor(s)

Karen L. Doran, a widow not since remarried
 for and in consideration of Ten Dollars (\$10.00) and other good and valuable consideration
 in hand paid, conveys and warrants to: Name and Address of Grantee(s)
Paul Swinford and Barbara Swinford, husband and wife

Not in tenancy in common but in JOINT TENANCY, the following described real estate:

(See Legal Description Attached)

Permanent Index Number: 04-12-12-226-017

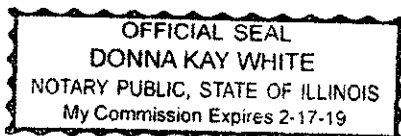
 Note: For informational purposes only, the land is commonly known as:
 2628 E. Garfield Ave., Decatur, IL 62526

 Subject to 2015 general real estate taxes payable in 2016 and thereafter.
 Subject to easements, reservations and restrictions, if any, of record.

 Which is situated in the County of Macon in the State of Illinois, hereby releasing and waiving all rights under and by virtue of the
 Homestead Exemption Laws of this state.
Dated this 30 day of June, 2016

Karen L. Doran (Seal)
 Karen L. Doran

 STATE OF ILLINOIS)
) SS.
 COUNTY OF MACON)

 The foregoing instrument was acknowledged before me this 30 day of June, 2016
 by Karen L. Doran, a widow not since remarried, for the purposes therein set forth, including the
 release and waiver of the right of homestead.


Donna Kay White
 Notary Public

 This instrument was prepared by Faiq Mihar of Heavner, Beyers & Mihar, LLC
 P. O. Box 740, Decatur, IL 62525

Return to: CITCO 4689-87

Legal Description:

The East 80 feet of Lot 58 of Homeland, an Addition to the City of Decatur, Macon County, Illinois, as per Plat recorded in Book 335 on Page 338 of the Records in the Recorder's Office of Macon County, Illinois, EXCEPT that portion conveyed in Dedication of Right of Way for Public Road Purposes recorded in Book 1453 on Page 221. (Except coal and other minerals underlying the surface of said land and all rights and easements in favor of the Estate of said coal and other minerals). Situated in Macon County, Illinois.

AND

The East 40 feet of the West 120 feet of Lot 58 of Homeland, an Addition to the City of Decatur, Macon County, Illinois, as per Plat recorded in Book 335 on Page 338 of the Records in the Recorder's Office of Macon County, Illinois, EXCEPT that portion conveyed in Dedication of Right of Way for Public Road Purposes recorded in Book 1453 on Page 219. (Except coal and other minerals underlying the surface of said land and all rights and easements in favor of the Estate of said coal and other minerals). Situated in Macon County, Illinois.

This Deed is executed and delivered in accordance with the Grantors' and Grantees' Contract dated July 6, 1998, and Memorandum of Contract dated July 6, 1998; and upon recording this Deed with the Recorder's Office of Macon County, Illinois, all third parties may rely on this Deed as conclusive evidence of the forfeiture and termination of Grantors' interest in the aforesaid Contract and in and to the aforesaid real estate.

_____(SEAL)
BARBARA J. SWINFORD

I, the undersigned, a Notary Public, in and for said County, in the State aforesaid, Do Hereby Certify, that **PAUL W. SWINFORD** and **BARBARA J. SWINFORD**, Husband and Wife, personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed, sealed and delivered the said instrument as their free and voluntary act, for the uses and purposes therein set forth, including the release and waiver of the right of homestead.

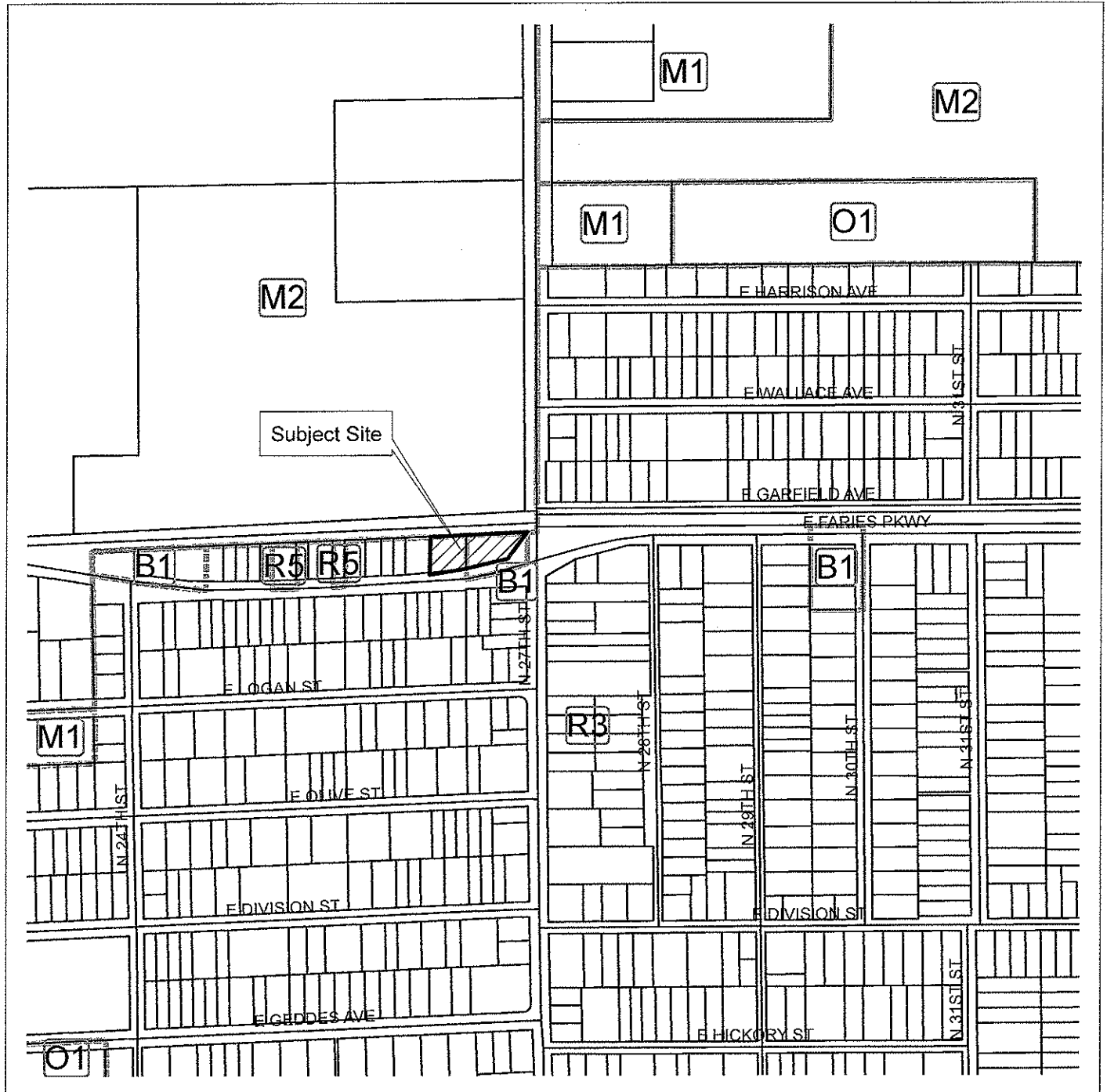
NOTARY PUBLIC

[illegible]

Page 38 of 78

Decatur City Plan Commission

2628 and 2670 East Garfield Avenue



Cal. No.: 17-29
Date: August 3, 2017
Petition of: Paul and Barabara Swinford
Requested Action: Rezone to M-1 Intense Commercial/
Light Industrial District

0 250 500 1,000 Feet



Legend

- Decatur Roads
- subject site
- Decatur Parcel data
- Decatur Zoning

Excerpts from Plan Commission Meeting of August 3, 2017:

Cal. No. 17-29

Petition of PAUL AND BARBARA SWINFORD, to rezone property located at 2628 and 2670 EAST GARFIELD AVENUE from R-3 Single Family Residence District and B-1 Neighborhood Shopping District to M-1 Intense Commercial/Light Industrial District.

Ms. Stickle presented the recommendation of staff:

The subject site is approximately 0.78 acres and is located at 2628 and 2670 East Garfield Avenue. There is an industrial structure located on the subject site.

The subject site has operated with an industrial use for almost two (2) decades on the eastern portion while the western portion of the site had a residential structure and an accessory structure until the demolition of both that occurred earlier this year.

The petitioner proposes to rezone from R-3 Single Family Residence District and B-1 Neighborhood Shopping District to M-1 Intense Commercial/Light Industrial District which would allow for all those uses permitted in the M-1 Intense Commercial/Light Industrial District.

The surrounding zoning includes M-2 Heavy Industrial District to the north and R-3 Single Family Residence District to the east, west and south. There are railroad tracks immediately adjacent to the north of the subject site. The Macon County and Decatur Comprehensive Plan shows this area as Retail. The permitted uses in the M-1 Intense Commercial/Light Industrial District are compatible with Retail as shown in the Comprehensive Plan. The proposed zoning is compatible with the adjacent zoning and use to the north. The subject site located at the corner of North 27th Street and East Garfield Avenue and adjacent to the railroad tracks is appropriate for the uses permitted in the M-1 Intense Commercial/Light Industrial District.

The eastern portion of the subject site has operated as industrial for almost two (2) decades while being located next to residential. Expanding the zoning district through the western portion of the subject site and rezoning the entire subject site to M-1 Intense Commercial/Light Industrial District should have no adverse effect on the general area or the City as a whole.

Staff recommends approval of the rezoning

Section XXIX. of the City of Decatur Zoning Ordinance requires the Plan Commission to hold a public hearing on a rezoning request, and then forward its report and recommendation to the City Council for final approval. A motion to forward Calendar Number 17-29 to the City Council with a recommendation for approval is suggested.

Mr. Paul Swinford, petitioner, was sworn in by Mrs. Poland.

Mr. Swinford stated they are not planning on adding volume to their business. He would like to separate the business internally as they do two (2) different types of work in the building for the same market.

There were no questions and no objectors present.

It was moved and seconded (Frantz/Newton) to forward Calendar No. 17-29 to the City Council with a recommendation for approval. Motion carried unanimously.

Public Works

DATE: 8/17/2017

MEMO: 2017-52

TO: Honorable Mayor Pro Tempore Dana M. Ray and City Council

FROM: Tim Gleason, City Manager
Richard G. Marley, P.E., Public Works Director
Richelle D. Irons, Director of Neighborhood Services

SUBJECT:

Resolution Accepting the Bid and Authorizing the Execution of a Contract with Kinney Contractors, Inc. for CDBG Sidewalk Improvement Project, City Project 2017-21

SUMMARY RECOMMENDATION: Please refer to the attached Council Memorandum No. 2017-52 and related other attachments.

COPY:

Kinney Contractors, Inc.
Christy-Foltz, Inc.
Otto Baum Company, Inc.
MCGE, LLC

ATTACHMENTS:

Description	Type
2017-52 Memo	Cover Memo
2017-52 Resolution	Resolution Letter
2017-52 Contract	Backup Material
Council Bid Tab CP2017-21	Backup Material
Location Maps	Backup Material

Public Works Memorandum
NO. 2017-52

DATE: August 17, 2017

TO: Honorable Mayor Pro Tempore Dana M. Ray and City Council

FROM: Tim Gleason, City Manager
Richard G. Marley, P.E., Public Works Director
Richelle D. Irons, Director of Neighborhood Services

SUBJECT: Resolution Accepting the Bid and Authorizing the Execution of a Contract with Kinney Contractors, Inc. for CDBG Sidewalk Improvement Project, City Project 2017-21

SUMMARY RECOMMENDATION:

It is recommended that the City Council approve the attached resolution awarding the contract for the CDBG Sidewalk Improvement Project, City Project 2017-21, to Kinney Contractors, Inc., as the lowest, responsible bidder in the amount of \$397,047.50 and that the Mayor be authorized to execute the contract and the City Clerk to attest.

PRIOR COUNCIL ACTION:

The last sidewalk improvement project funded by Community Development Block Grant (CDBG) funds was approved by the City Council on July 6, 2010. No previous Council actions have been taken on this project.

BACKGROUND:

Project Description

The CDBG Sidewalk Improvement Project is funded by a Community Development Block Grant administered through the United States Department of Housing and Urban Development. The purpose of the project is to replace damaged sections of sidewalk and install sidewalk ramps in the Old King's Orchard and GM Square neighborhoods of the City as shown on the attached map. These areas meet the Federal requirements for the use of CDBG funds.

Letting Results

The project scope and specifications were prepared by the Engineering Division with input from the City's Neighborhood Services Department. The project was advertised on July 26 and August 2, 2017, and bids were opened on August 17, 2017. The results of the letting are as follows (bid tabulation attached):

<u>Bidder</u>	<u>Base Bid Price</u>	<u>Sum of Alternate Bids</u>	<u>Total Bid Price</u>	<u>Compared to Engineer's Est. Over (Under)</u>
Kinney Contractors, Inc.	\$280,835.00	\$116,212.50	\$397,047.50	(-27.00%)
Otto Baum Co. Inc.	\$316,383.44	\$138,084.41	\$454,467.85	(-16.44%)
Christy-Foltz, Inc.	\$316,251.00	\$145,286.50	\$461,537.50	(-15.14%)
MCGE, LLC	\$334,530.00	\$154,682.50	\$489,212.50	(-10.05%)
Engineer's Estimate	\$393,381.00	\$153,910.00	\$547,291.00	-----

Five contractors took out bid packages for the CDBG Sidewalk Improvement Project, and four submitted bids. Kinney Contractors provided the lowest responsible bid at 27.00% below the engineer's estimate. The sum of alternate bids is for additional sidewalk work in the neighborhoods that were listed separately in case bid prices came in low. Since the bid prices came in lower than estimated, it is proposed that all the alternate bid sidewalk sections will be awarded as part of this contract. Kinney Contractors has successfully completed many projects of this type for the City.

Contractors for City Projects shall comply with City Code Chapter 28, Article 10, "Minority Participation Goals for Public Works Contracts."

Contractors for City projects shall make a good faith effort to comply with the following minimum goals:

1. Ten (10) percent of the total dollar amount of the contract should be performed by Minority Business Enterprises if subcontracting opportunities are available; and,
2. Eighteen (18) percent of the total hours worked should be performed by minority workers.

Subcontracting is not a requirement for City Projects. Kinney Contractors will self-perform all the sidewalk improvement work.

SCHEDULE:

Following approval of the contract by the City Council, work on this project shall begin after a "Notice to Proceed" has been issued from the City. The CDBG Sidewalk Improvement Project is scheduled to be complete by December, 2017. A final project report will be prepared for Council at the end of the project.

LEGAL REVIEW: The project plans and specifications were approved by the Legal Department on July 24, 2017.

BUDGET/TIME IMPLICATIONS:

Budget Impact: Funding for this project is allocated in the allotment of Community Development Block Grant funds given to the City by the Federal Government through the Department of Housing and Urban Development. The total contract amount is \$397,047.50.

Staff Impact: Staff time has been allocated for this project.

POTENTIAL OBJECTION: There are no known objections to this resolution and bid award.

INPUT FROM OTHER SOURCES: Neighborhood Services Department

STAFF REFERENCE: Richard Marley, Public Works Director; Matt Newell, City Engineer; and Vickie Buckingham, Neighborhood Programs Manager. Richard Marley will be at the City Council meeting to answer any questions of the Council on this item.

This memorandum was prepared by Matt Newell, City Engineer.

Attach: 3

cc: Kinney Contractors, Inc.
Christy-Foltz, Inc.
Otto Baum Co., Inc.
MCGE, LLC

RESOLUTION NO. _____

**RESOLUTION ACCEPTING THE BID AND AUTHORIZING
THE EXECUTION OF A CONTRACT WITH
KINNEY CONTRACTORS, INC. FOR
CDBG SIDEWALK IMPROVEMENT PROJECT
CITY PROJECT 2017-21**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DECATUR,
ILLINOIS:**

Section 1. That the tabulation of bids received for City Project 2017-21, CDBG Sidewalk Improvement project, and presented to the Council herewith, be received and placed on file.

Section 2. That the bid of Kinney Contractors, Inc., in the amount of \$397,047.50 be, and it is hereby, accepted and a contract awarded, accordingly.

Section 3. That the Mayor Pro Tempore and City Clerk be, and they are hereby, authorized and directed to execute a contract between the City of Decatur, Illinois, and Kinney Contractors, Inc., for said plan, for their bid price of \$397,047.50.

PRESENTED and ADOPTED this 5th day of September, 2017.

Dana M. Ray, Mayor Pro Tempore

ATTEST:

Debra G. Bright, City Clerk

CONTRACT

THIS CONTRACT, made and entered into this 5th day of September 2017, by and between the City of Decatur, Illinois, hereinafter called "Owner", and Kinney Contractors, Inc., hereinafter called the "Contractor".

WITNESSETH:

That for and in consideration of the payments, covenants, and agreements stated herein, the Contractor and Owner agree as follows:

1. The Contractor shall perform and complete in a Good and Workmanlike Manner all Work required in connection with **"2017 SIDEWALK IMPROVEMENT PROJECT, CITY PROJECT 2017-21"**, all in strict accordance with the Contract Documents, including any and all Addenda prepared by the Engineer, with specifications and drawings are made a part of this Contract; and in strict compliance with the Contractor's Bid Proposal and the other Contract Documents herein mentioned, which are a part of the Contract; and the Contractor shall do everything required by this Contract and the other documents constituting a part thereof.
2. Payments are to be made to the Contractor by the Owner in accordance with and subject to the provisions embodied in the documents made a part of this Contract, or as prescribed by law.
3. Work under this Contract shall commence on the date specified in the written Notice to Proceed from the Owner to the Contractor. Upon receipt of said Notice, the Contractor shall diligently and continuously prosecute and substantially complete all Work under this Contract.
4. **A Completion Date is in effect for this project in accordance with Section 108 of the Illinois Department of Transportation, Standard Specifications for Road and Bridge Construction. The Completion Date for this project is December 8, 2017.**
5. This Contract consists of the following component parts, herein defined as the Contract Documents, all of which are as full a part of this Contract as if herein set out verbatim, or if not attached, as if hereto attached:

Advertisement for Bids
Information for Bidders
Bid Proposal
Non-Collusion Affidavit
Contract (This Instrument)
Contract Change Orders
Performance Bond
Addenda

General Conditions
Special Conditions
Standard Specifications
Project Drawings
Special Provisions
Technical Specifications
Supplemental Specifications
Appendix(s)

The above named documents are essential parts of the Contract, and a requirement occurring in one is as binding as though occurring in all. They are intended to be complementary and to describe and provide for a complete work product.

CONTRACT

In case of discrepancy, the order of precedence is as follows:

1. Contract Change Orders
2. Addenda
3. Contract
4. Special Provisions & Drawings
5. Special Conditions
6. Technical Specifications
7. Supplemental Specifications
8. General Conditions

In the event there is a conflict between any of the above listed documents, the provision of the document with the lower numerical value shall govern over those documents with a high numerical value.

The Contractor shall not take advantage of any apparent error or omission in the plans or specifications. In the event the Contractor discovers such an error or omission, the Bidder shall immediately notify the Owner. The Owner will then make such corrections and interpretations as may be deemed necessary for fulfilling the intent of the plans and specifications.

6. SECTION 3 CLAUSE

- A. The work to be performed under this contract is subject to the requirements of section 3 of the Housing and Urban Development Act of 1968, as amended, 12 U.S.C. 1701u (section 3). The purpose of section 3 is to ensure that employment and other economic opportunities generated by HUD assistance or HUD-assisted projects covered by section 3, shall, to the greatest extent feasible, be directed to low- and very low-income persons, particularly persons who are recipients of HUD assistance for housing.
- B. The parties to this contract agree to comply with HUD's regulations in 24 CFR part 135, which implement section 3. As evidenced by their execution of this contract, the parties to this contract certify that they are under no contractual or other impediment that would prevent them from complying with the part 135 regulations.
- C. The contractor agrees to send to each labor organization or representative of workers with which the contractor has a collective bargaining agreement or other understanding, if any, a notice advising the labor organization or workers' representative of the contractor's commitments under this section 3 clause, and will post copies of the notice in conspicuous places at the work site where both employees and applicants for training and employment positions can see the notice. The notice shall describe the section 3 preference, shall set forth minimum number and job titles subject to hire, availability of apprenticeship and training positions, the qualifications for each; and the name and location of the person(s) taking applications for each of the positions; and the anticipated date the work shall begin.

CONTRACT

- D. The contractor agrees to include this section 3 clause in every subcontract subject to compliance with regulations in 24 CFR part 135, and agrees to take appropriate action, as provided in an applicable provision of the subcontract or in this section 3 clause, upon a finding that the subcontractor is in violation of the regulations in 24 CFR part 135. The contractor will not subcontract with any subcontractor where the contractor has notice or knowledge that the subcontractor has been found in violation of the regulations in 24 CFR part 135.
- E. The contractor will certify that any vacant employment positions, including training positions, that are filled (1) after the contractor is selected but before the contract is executed, and (2) with persons other than those to whom the regulations of 24 CFR part 135 require employment opportunities to be directed, were not filled to circumvent the contractor's obligations under 24 CFR part 135.
- F. Noncompliance with HUD's regulations in 24 CFR part 135 may result in sanctions, termination of this contract for default, and debarment or suspension from future HUD assisted contracts.
- G. With respect to work performed in connection with section 3 covered Indian housing assistance, section 7(b) of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450e) also applies to the work to be performed under this contract. Section 7(b) requires that to the greatest extent feasible (i) preference and opportunities for training and employment shall be given to Indians, and (ii) preference in the award of contracts and subcontracts shall be given to Indian organizations and Indian-owned Economic Enterprises. Parties to this contract that are subject to the provisions of section 3 and section 7(b) agree to comply with section 3 to the maximum extent feasible, but not in derogation of compliance with section 7(b).
7. It is agreed by the parties to this Contract that this Contract shall be executed in quadruplicate, one copy for the Contractor, and three copies for the Owner.

ATTEST:

CITY OF DECATUR, ILLINOIS

CITY CLERK

By _____
MAYOR PRO TEMPORE

KINNEY CONTRACTORS, INC.

SECRETARY (Corporate Seal)

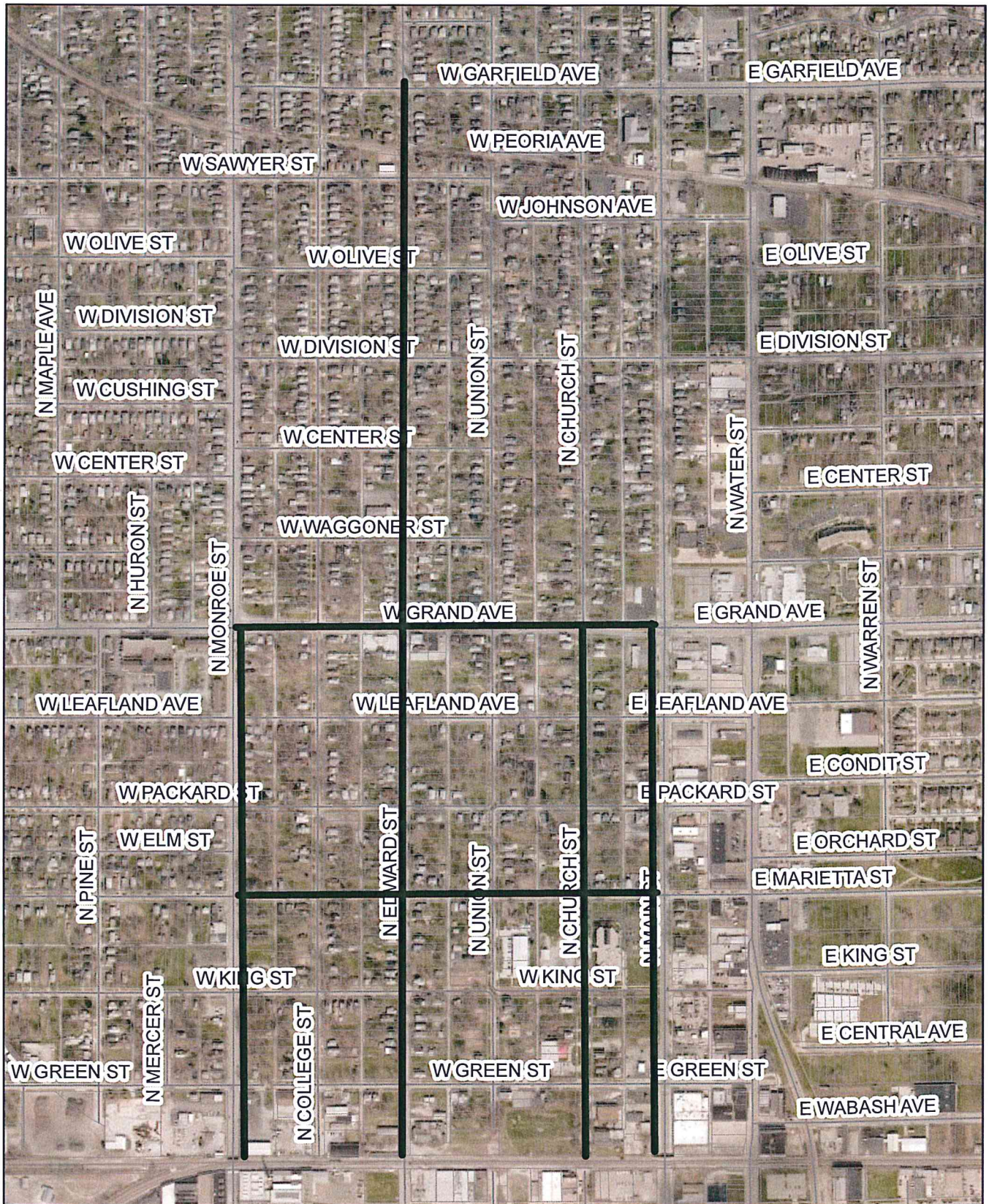
By _____
PRESIDENT

Project Name: DPTS Concrete Bus Shelter Pad Improvement Project Project Number: 2017-17 Bid Date: Friday, August 25, 2017 Time: 10:00 A.M. Fund: Organization Code: Object Code:				Engineer's Estimate City Engineering Division		Kinney Contractors, Inc. 19342 E Frontage Rd Raymond, IL 62560 PH 217-229-3322 William L Kinney, Pres. kinney@roadbuilder.net		MCGE, LLC 2290 N Woodford St Decatur, IL 62526 PH 217-358-1211 Nathan Hale, Pres. NathanHale0820@gmail.com		Christy-Foltz, Inc. 740 S Main St Decatur, IL 62521 PH 217-428-8601 Mitch Schinzler, Pres. Thomas Kenney thomask@christy-foltz.com		Otto Baum Company, Inc. 1788 Hubbard Ave Decatur, IL 62526 PH 217-876-1000 Terry L Baum, Pres. Matthew D Allen, Sec. mattallen@ottobaum.com	
Item Number	Pay Item	QTY	Unit	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total
35200600	EARTH EXCAVATION	40	CU YD	\$40.00	\$1,600.00	\$40.00	\$1,600.00	\$50.00	\$2,000.00	\$130.00	\$5,200.00	\$231.25	\$9,250.00
42400200	PORTLAND CEMENT CONCRETE SIDEWALK, 5 INCH	3,420	SQ FT	\$11.25	\$38,475.00	\$7.10	\$24,282.00	\$7.50	\$25,650.00	\$9.00	\$30,780.00	\$11.00	\$37,620.00
42400300	PORTLAND CEMENT CONCRETE SIDEWALK, 6 INCH	760	SQ FT	\$12.10	\$9,196.00	\$8.80	\$6,688.00	\$10.00	\$7,600.00	\$10.00	\$7,600.00	\$17.85	\$13,566.00
42400800	DETECTABLE WARNINGS	10	SQ FT	\$40.00	\$400.00	\$30.00	\$300.00	\$40.00	\$400.00	\$30.00	\$300.00	\$37.40	\$374.00
44000200	DRIVEWAY PAVEMENT REMOVAL	32	SQ YD	\$42.00	\$1,344.00	\$15.00	\$480.00	\$20.00	\$640.00	\$70.00	\$2,240.00	\$31.75	\$1,016.00
44000600	SIDEWALK REMOVAL	2,300	SQ FT	\$5.00	\$11,500.00	\$2.50	\$5,750.00	\$5.00	\$11,500.00	\$7.00	\$16,100.00	\$4.85	\$11,155.00
44001700	COMBINATION CONCRETE CURB AND GUTTER REM. AND REPL.	75	FOOT	\$52.00	\$3,900.00	\$45.00	\$3,375.00	\$43.00	\$3,225.00	\$100.00	\$7,500.00	\$108.55	\$8,141.25
44213200	SAW CUTS	100	FOOT	\$5.00	\$500.00	\$5.00	\$500.00	\$10.70	\$1,070.00	\$13.00	\$1,300.00	\$8.30	\$830.00
60300405	VALVE BOX FRAME TO BE ADJUSTED (RISER)	1	EACH	\$220.00	\$220.00	\$400.00	\$400.00	\$150.00	\$150.00	\$100.00	\$100.00	\$636.40	\$636.40
Z0008000	REMOVE EXISTING BUS SHELTERS	10	EACH	\$500.00	\$5,000.00	\$800.00	\$8,000.00	\$200.00	\$2,000.00	\$600.00	\$6,000.00	\$1,230.00	\$12,300.00
Z0009000	ALTERATIONS, CANCELLATIONS, EXTENSIONS, DEDUCTIONS & EXTRA WORK	1	LSUM	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00
							\$0.00		\$0.00		\$0.00		\$0.00
35200600	EARTH EXCAVATION	5	CU YD	\$40.00	\$200.00	\$40.00	\$200.00	\$120.00	\$600.00	\$130.00	\$650.00	\$210.00	\$1,050.00
42400200	PORTLAND CEMENT CONCRETE SIDEWALK, 5 INCH	280	SQ FT	\$11.25	\$3,150.00	\$7.10	\$1,988.00	\$8.00	\$2,240.00	\$9.00	\$2,520.00	\$12.00	\$3,360.00
42400300	PORTLAND CEMENT CONCRETE SIDEWALK, 6 INCH	60	SQ FT	\$12.10	\$726.00	\$8.80	\$528.00	\$14.00	\$840.00	\$10.00	\$600.00	\$19.15	\$1,149.00
44000600	SIDEWALK REMOVAL	150	SQ FT	\$5.00	\$750.00	\$2.50	\$375.00	\$5.00	\$750.00	\$7.00	\$1,050.00	\$6.00	\$900.00
44213200	SAW CUTS	10	FOOT	\$5.00	\$50.00	\$5.00	\$50.00	\$10.00	\$100.00	\$13.00	\$130.00	\$8.30	\$83.00
X5220090	CONCRETE STRUCTURES (RETAINING WALL)	50	FOOT	\$61.00	\$3,050.00	\$70.00	\$3,500.00	\$55.00	\$2,750.00	\$85.00	\$4,250.00	\$90.00	\$4,500.00
Z0008000	REMOVE EXISTING BUS SHELTER	1	EACH	\$500.00	\$500.00	\$800.00	\$800.00	\$200.00	\$200.00	\$600.00	\$600.00	\$1,951.00	\$1,951.00
Z0075496	CONCRETE RETAINING WALL REMOVAL	40	FOOT	\$20.00	\$800.00	\$25.00	\$1,000.00	\$8.00	\$320.00	\$40.00	\$1,600.00	\$60.00	\$2,400.00
	TOTAL BIDS (AS CORRECTED)				\$77,135.00		\$56,375.00		\$59,235.00		\$82,120.00		\$99,888.65
	Percent Over Under ENGINEER'S ESTIMATE						-26.91%		-23.21%		6.46%		29.50%
	TOTAL ALTERNATE A (AS CORRECTED)				\$9,226.00		\$8,441.00		\$7,800.00		\$11,400.00		\$15,393.00
	Percent Over Under ENGINEER'S ESTIMATE						-8.51%		-15.46%		23.56%		66.84%
	TOTAL BASE BID + ALTERNATE A (AS CORRECTED)				\$82,285.00		\$64,816.00		\$67,035.00		\$93,520.00		\$115,281.65
	Percent Over Under ENGINEER'S ESTIMATE						-21.23%		-18.53%		13.65%		40.10%


Matthew C. Newell, P.E., City Engineer

8-25-17
Date

2017 CDBG SIDEWALK IMPROVEMENT PROJECT



City of Decatur, Illinois
Public Works Department
Engineering Division

Public Works

DATE: 8/25/2017

MEMO: 2017-53

TO: Honorable Mayor Pro Tempore Dana M. Ray and City Council

FROM: Tim Gleason, City Manager
Richard G. Marley, P.E., Public Works Director
John W. Williams, Mass Transit Administrator

SUBJECT:
Resolution Accepting the Bid and Authorizing the Execution of a Contract with Kinney Contractors, Inc. for Decatur Public Transit System (DPTS) Concrete Bus Shelter Pad Improvement Project, City Project 2017-17.

SUMMARY RECOMMENDATION: Please refer to the attached Council Memorandum No. 2017-53 and other related attachments.

COPY:
Kinney Contractors, Inc.
MCGE, LLC
Christy-Foltz, Inc.
Otto Baum Co., Inc.

ATTACHMENTS:

Description	Type
memo	Cover Memo
2017-53 Resolution	Resolution Letter
2017-53 Contract	Backup Material
2017-53 Bid Tab	Backup Material
2017-53 Location Maps 1-5	Backup Material

Public Works Memorandum
NO. 2017-53

DATE: August 25, 2017

TO: Honorable Mayor Pro Tempore Dana M. Ray and City Council

FROM: Tim Gleason, City Manager
Richard G. Marley, P.E., Public Works Director
John W. Williams, Mass Transit Administrator

SUBJECT: Resolution Accepting the Bid and Authorizing the Execution of a Contract with Kinney Contractors, Inc. for DPTS Concrete Bus Shelter Pad Improvement Project,
City Project 2017-17

SUMMARY RECOMMENDATION:

It is recommended that the City Council approve the attached resolution awarding the contract for the Decatur Public Transit System (DPTS) Concrete Bus Shelter Pad Improvement Project, City Project 2017-17, to Kinney Contractors, Inc., as the lowest, responsible bidder in the amount of \$64,816 and that the Mayor be authorized to execute the contract and the City Clerk to attest.

PRIOR COUNCIL ACTION:

No previous Council actions have been taken on this project.

BACKGROUND:

Project Description

The DPTS Concrete Bus Shelter Pad Improvement Project is funded by a Federal Transit Administration grant provided to the City of Decatur Public Transit System for the improvement of the bus shelters that are heavily utilized, as determined by the number of passengers boarding and alighting. The purpose of the project is to replace the existing undersized concrete bus pads with larger pads to accommodate the new shelters and improve accessibility. The work includes removing the existing concrete pads along with sections of nearby sidewalks, and installing new concrete pads and connecting sidewalks. Following the construction, Decatur Public Transit staff will install the new bus shelters.

Project Locations

The proposed bus shelter pad reconstruction work will be conducted at the following locations (See attached location maps):

Base Bid

1. Wellington Way / Woodford Street
2. Mound Road / Camelot Drive

3. Mound Road / Greenswitch Road
4. 2121 East Hubbard Avenue
5. Van Buren Avenue / Martin Luther King, Jr. Drive
6. North Main Street / Marietta Street
7. Warren Street / Waggoner Street
8. Jasper Street / Marietta Street
9. Church Street / Wood Street
10. Monroe Street / Decatur Street
11. Oakland Avenue / Decatur Street

Alternate A:

12. Woodford Avenue / County Market

Letting Results

The project scope and specifications were prepared by the Engineering Division with input from the Decatur Public Transit staff. The project was advertised on August 9, 2017, and bids were opened on August 25, 2017. The results of the letting are as follows (bid tabulation attached):

<u>Bidder</u>	<u>Base Bid Price</u>	<u>Sum of Alternate Bids</u>	<u>Total Bid Price</u>	<u>Compared to Engineer's Est. Over (Under)</u>
Kinney Contractors, Inc.	\$56,375.00	\$8,441.00	\$64,816.00	(-21.23%)
MCGE, LLC	\$59,235.00	\$7,800.00	\$67,035.00	(-18.53%)
Christy-Foltz, Inc.	\$82,120.00	\$11,400.00	\$93,520.00	13.65%
Otto Baum Co. Inc.	\$99,888.65	\$15,393.00	\$115,281.65	40.10%
Engineer's Estimate	\$77,135.00	\$9,226.00	\$82,285.00	-----

Five contractors took out bid packages for the DPTS Concrete Bus Shelter Improvement Project, and four submitted bids. Kinney Contractors provided the lowest responsible bid at 21.23% below the engineer's estimate. An alternate bid was provided in case the bids were higher than the grant funding. Since the bid prices came in lower than estimated, it is proposed that the alternate bid items be awarded as part of this contract. Kinney Contractors has successfully completed many projects of this type for the City.

Contractors for City Projects shall comply with City Code Chapter 28, Article 10, "Minority Participation Goals for Public Works Contracts."

Contractors for City projects shall make a good faith effort to comply with the following minimum goals:

1. Ten (10) percent of the total dollar amount of the contract should be performed by Minority Business Enterprises if subcontracting opportunities are available; and,
2. Eighteen (18) percent of the total hours worked should be performed by minority workers.

Subcontracting is not a requirement for City Projects. Kinney Contractors will self-perform all the concrete bus shelter pad improvement work.

SCHEDULE:

Following approval of the contract by the City Council, work on this project shall begin after a "Notice to Proceed" has been issued from the City. The DPTS Concrete Bus Shelter Pad Improvement Project is scheduled to be complete by November 2017. A final project report will be prepared for Council at the end of the project.

LEGAL REVIEW: The project plans and specifications were approved by the Legal Department on August 8, 2017.

BUDGET/TIME IMPLICATIONS:

Budget Impact: Funding for this project is provided through a Federal Transit Administration grant given to the City of Decatur Public Transit System. The total contract amount is \$64,816.

Staff Impact: Staff time has been allocated for this project.

POTENTIAL OBJECTION: There are no known objections to this resolution and bid award.

INPUT FROM OTHER SOURCES: Decatur Public Transit System

STAFF REFERENCE: Richard Marley, Public Works Director; Matt Newell, City Engineer; and John Williams, Mass Transit Administrator. Richard Marley will be at the City Council meeting to answer any questions of the Council on this item.

This memorandum was prepared by Matt Newell, City Engineer.

Attach: 2

cc: Kinney Contractors, Inc.
MCGE, LLC
Christy-Foltz, Inc.
Otto Baum Co., Inc.

RESOLUTION NO. _____

**RESOLUTION ACCEPTING THE BID AND AUTHORIZING
THE EXECUTION OF A CONTRACT WITH
KINNEY CONTRACTORS, INC. FOR DECATUR PUBLIC TRANSIT SYSTEM
(DPTS) CONCRETE BUS SHELTER PAD IMPROVEMENT PROJECT
CITY PROJECT 2017-17**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DECATUR,
ILLINOIS:**

Section 1. That the tabulation of bids received for City Project 2017-17, DPTS Concrete Bus Shelter Pad Improvement Project, and presented to the Council herewith, be received and placed on file.

Section 2. That the bid of Kinney Contractors, Inc., in the amount of \$64,816 be, and it is hereby, accepted and a contract awarded, accordingly.

Section 3. That the Mayor Pro Tempore and City Clerk be, and they are hereby, authorized and directed to execute a contract between the City of Decatur, Illinois, and Kinney Contractors, Inc., for said plan, for their bid price of \$64,816.

PRESENTED and ADOPTED this 5th day of September, 2017.

Dana M. Ray, Mayor Pro Tempore

ATTEST:

Debra G. Bright, City Clerk

CONTRACT

THIS CONTRACT, made and entered into this 5th day of September, 2017, by and between the City of Decatur, Illinois, hereinafter called "Owner", and Kinney Contractors, Inc., hereinafter called the "Contractor".

WITNESSETH:

That for and in consideration of the payments, covenants, and agreements stated herein, the Contractor and Owner agree as follows:

1. The Contractor shall perform and complete in a Good and Workmanlike Manner all Work required in connection with "**DPTS CONCRETE BUS SHELTER PAD IMPROVEMENT PROJECT, CITY PROJECT 2017-17**", all in strict accordance with the Contract Documents, including any and all Addenda prepared by the City Engineer, with specifications and drawings are made a part of this Contract; and in strict compliance with the Contractor's Bid Proposal and the other Contract Documents herein mentioned, which are a part of the Contract; and the Contractor shall do everything required by this Contract and the other documents constituting a part thereof.
2. Payments are to be made to the Contractor by the Owner in accordance with and subject to the provisions embodied in the documents made a part of this Contract, or as prescribed by law.
3. Work under this Contract shall commence on the date specified in the written Notice to Proceed from the Owner to the Contractor. Upon receipt of said Notice, the Contractor shall diligently and continuously prosecute and substantially complete all Work under this Contract.
4. **A Completion Date is in effect for this project in accordance with Section 108 of the Illinois Department of Transportation, Standard Specifications for Road and Bridge Construction. Work shall be complete by November 17, 2017.**
5. This Contract consists of the following component parts, herein defined as the Contract Documents, all of which are as full a part of this Contract as if herein set out verbatim, or if not attached, as if hereto attached:

Advertisement for Bids	General Conditions
Information for Bidders	Special Conditions
Bid Proposal	Standard Specifications
Non-Collusion Affidavit	Project Drawings
Contract (This Instrument)	Special Provisions
Contract Change Orders	Supplemental Specifications
Performance Bond	Appendix(s)

The above named documents are essential parts of the Contract, and a requirement occurring in one is as binding as though occurring in all. They are intended to be complementary and to describe and provide for a complete work product.

CONTRACT

In case of discrepancy, the order of precedence is as follows:

1. Contract Change Orders
2. Addenda
3. Contract
4. Special Provisions & Drawings
5. Special Conditions
6. Supplemental Specifications
7. General Conditions

In the event there is a conflict between any of the above listed documents, the provision of the document with the lower numerical value shall govern over those documents with a high numerical value.

The Contractor shall not take advantage of any apparent error or omission in the plans or specifications. In the event the Contractor discovers such an error or omission, the bidder shall immediately notify the Owner. The Owner will then make such corrections and interpretations as may be deemed necessary for fulfilling the intent of the plans and specifications.

6. It is agreed by the parties to this Contract that this Contract shall be executed in quadruplicate, one copy for the Contractor, and three copies for the Owner.

ATTEST:

CITY OF DECATUR, ILLINOIS

CITY CLERK

By _____
MAYOR PRO TEMPORE

KINNEY CONTRACTORS, INC.

SECRETARY (Corporate Seal)

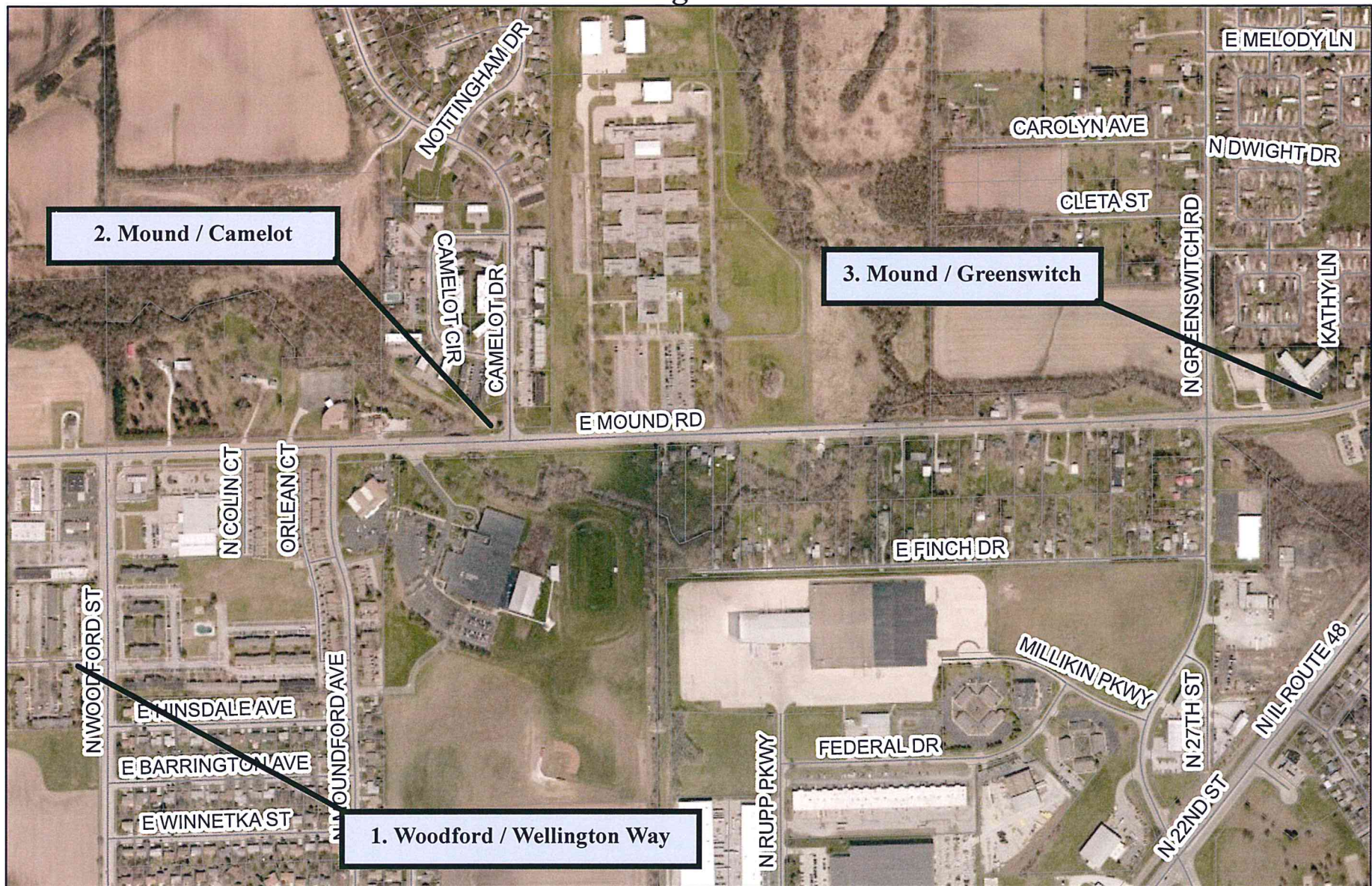
By _____
PRESIDENT

Project Name: DPTS Concrete Bus Shelter Pad Improvement Project Project Number: 2017-17 Bid Date: Friday, August 25, 2017 Time: 10:00 A.M. Fund: Organization Code: Object Code:				Engineer's Estimate City Engineering Division		Kinney Contractors, Inc. 19342 E Frontage Rd Raymond, IL 62560 PH 217-229-3322 William L Kinney, Pres. kinney@roadbuilder.net		MCGE, LLC 2290 N Woodford St Decatur, IL 62526 PH 217-358-1211 Nathan Hale, Pres. NathanHale0820@gmail.com		Christy-Foltz, Inc. 740 S Main St Decatur, IL 62521 PH 217-428-8601 Mitch Schinzler, Pres. Thomas Kenney thomask@christy-foltz.com		Otto Baum Company, Inc. 1788 Hubbard Ave Decatur, IL 62526 PH 217-876-1000 Terry L Baum, Pres. Matthew D Allen, Sec. mattallen@ottobaum.com	
Item Number	Pay Item	QTY	Unit	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total
35200600	EARTH EXCAVATION	40	CU YD	\$40.00	\$1,600.00	\$40.00	\$1,600.00	\$50.00	\$2,000.00	\$130.00	\$5,200.00	\$231.25	\$9,250.00
42400200	PORTLAND CEMENT CONCRETE SIDEWALK, 5 INCH	3,420	SQ FT	\$11.25	\$38,475.00	\$7.10	\$24,282.00	\$7.50	\$25,650.00	\$9.00	\$30,780.00	\$11.00	\$37,620.00
42400300	PORTLAND CEMENT CONCRETE SIDEWALK, 6 INCH	760	SQ FT	\$12.10	\$9,196.00	\$8.80	\$6,688.00	\$10.00	\$7,600.00	\$10.00	\$7,600.00	\$17.85	\$13,566.00
42400800	DETECTABLE WARNINGS	10	SQ FT	\$40.00	\$400.00	\$30.00	\$300.00	\$40.00	\$400.00	\$30.00	\$300.00	\$37.40	\$374.00
44000200	DRIVEWAY PAVEMENT REMOVAL	32	SQ YD	\$42.00	\$1,344.00	\$15.00	\$480.00	\$20.00	\$640.00	\$70.00	\$2,240.00	\$31.75	\$1,016.00
44000600	SIDEWALK REMOVAL	2,300	SQ FT	\$5.00	\$11,500.00	\$2.50	\$5,750.00	\$5.00	\$11,500.00	\$7.00	\$16,100.00	\$4.85	\$11,155.00
44001700	COMBINATION CONCRETE CURB AND GUTTER REM. AND REPL.	75	FOOT	\$52.00	\$3,900.00	\$45.00	\$3,375.00	\$43.00	\$3,225.00	\$100.00	\$7,500.00	\$108.55	\$8,141.25
44213200	SAW CUTS	100	FOOT	\$5.00	\$500.00	\$5.00	\$500.00	\$10.70	\$1,070.00	\$13.00	\$1,300.00	\$8.30	\$830.00
60300405	VALVE BOX FRAME TO BE ADJUSTED (RISER)	1	EACH	\$220.00	\$220.00	\$400.00	\$400.00	\$150.00	\$150.00	\$100.00	\$100.00	\$636.40	\$636.40
Z0008000	REMOVE EXISTING BUS SHELTERS	10	EACH	\$500.00	\$5,000.00	\$800.00	\$8,000.00	\$200.00	\$2,000.00	\$600.00	\$6,000.00	\$1,230.00	\$12,300.00
Z0009000	ALTERATIONS, CANCELLATIONS, EXTENSIONS, DEDUCTIONS & EXTRA WORK	1	LSUM	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00
							\$0.00		\$0.00		\$0.00		\$0.00
35200600	EARTH EXCAVATION	5	CU YD	\$40.00	\$200.00	\$40.00	\$200.00	\$120.00	\$600.00	\$130.00	\$650.00	\$210.00	\$1,050.00
42400200	PORTLAND CEMENT CONCRETE SIDEWALK, 5 INCH	280	SQ FT	\$11.25	\$3,150.00	\$7.10	\$1,988.00	\$8.00	\$2,240.00	\$9.00	\$2,520.00	\$12.00	\$3,360.00
42400300	PORTLAND CEMENT CONCRETE SIDEWALK, 6 INCH	60	SQ FT	\$12.10	\$726.00	\$8.80	\$528.00	\$14.00	\$840.00	\$10.00	\$600.00	\$19.15	\$1,149.00
44000600	SIDEWALK REMOVAL	150	SQ FT	\$5.00	\$750.00	\$2.50	\$375.00	\$5.00	\$750.00	\$7.00	\$1,050.00	\$6.00	\$900.00
44213200	SAW CUTS	10	FOOT	\$5.00	\$50.00	\$5.00	\$50.00	\$10.00	\$100.00	\$13.00	\$130.00	\$8.30	\$83.00
X5220090	CONCRETE STRUCTURES (RETAINING WALL)	50	FOOT	\$61.00	\$3,050.00	\$70.00	\$3,500.00	\$55.00	\$2,750.00	\$85.00	\$4,250.00	\$90.00	\$4,500.00
Z0008000	REMOVE EXISTING BUS SHELTER	1	EACH	\$500.00	\$500.00	\$800.00	\$800.00	\$200.00	\$200.00	\$600.00	\$600.00	\$1,951.00	\$1,951.00
Z0075496	CONCRETE RETAINING WALL REMOVAL	40	FOOT	\$20.00	\$800.00	\$25.00	\$1,000.00	\$8.00	\$320.00	\$40.00	\$1,600.00	\$60.00	\$2,400.00
	TOTAL BIDS (AS CORRECTED)				\$77,135.00		\$56,375.00		\$59,235.00		\$82,120.00		\$99,888.65
	Percent Over Under ENGINEER'S ESTIMATE						-26.91%		-23.21%		6.46%		29.50%
	TOTAL ALTERNATE A (AS CORRECTED)				\$9,226.00		\$8,441.00		\$7,800.00		\$11,400.00		\$15,393.00
	Percent Over Under ENGINEER'S ESTIMATE						-8.51%		-15.46%		23.56%		66.84%
	TOTAL BASE BID + ALTERNATE A (AS CORRECTED)				\$82,285.00		\$64,816.00		\$67,035.00		\$93,520.00		\$115,281.65
	Percent Over Under ENGINEER'S ESTIMATE						-21.23%		-18.53%		13.65%		40.10%

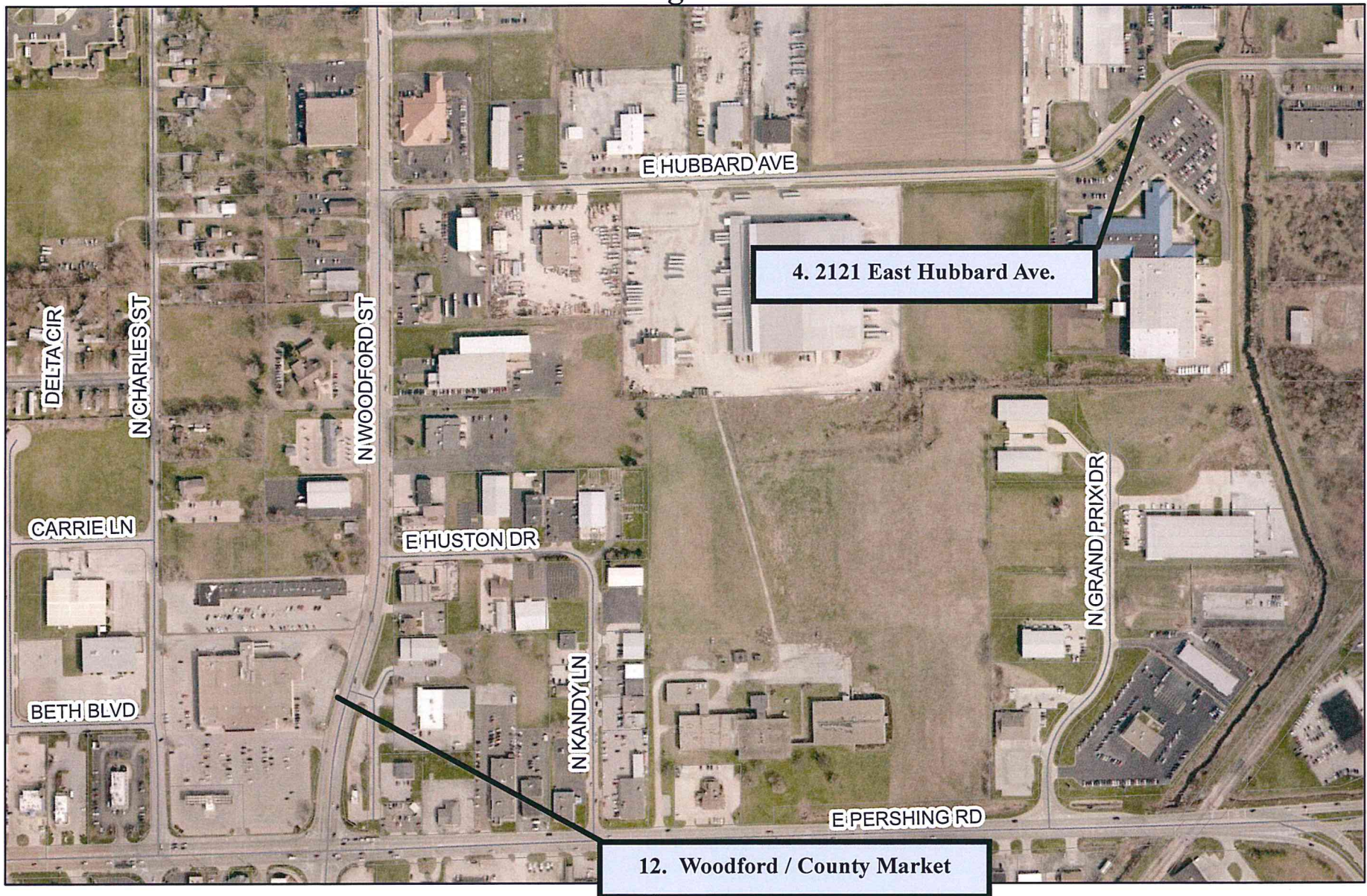

Matthew C. Newell, P.E., City Engineer

8-25-17
Date

DPTS Concret Bus Shelter Pad Locations
Figure 1

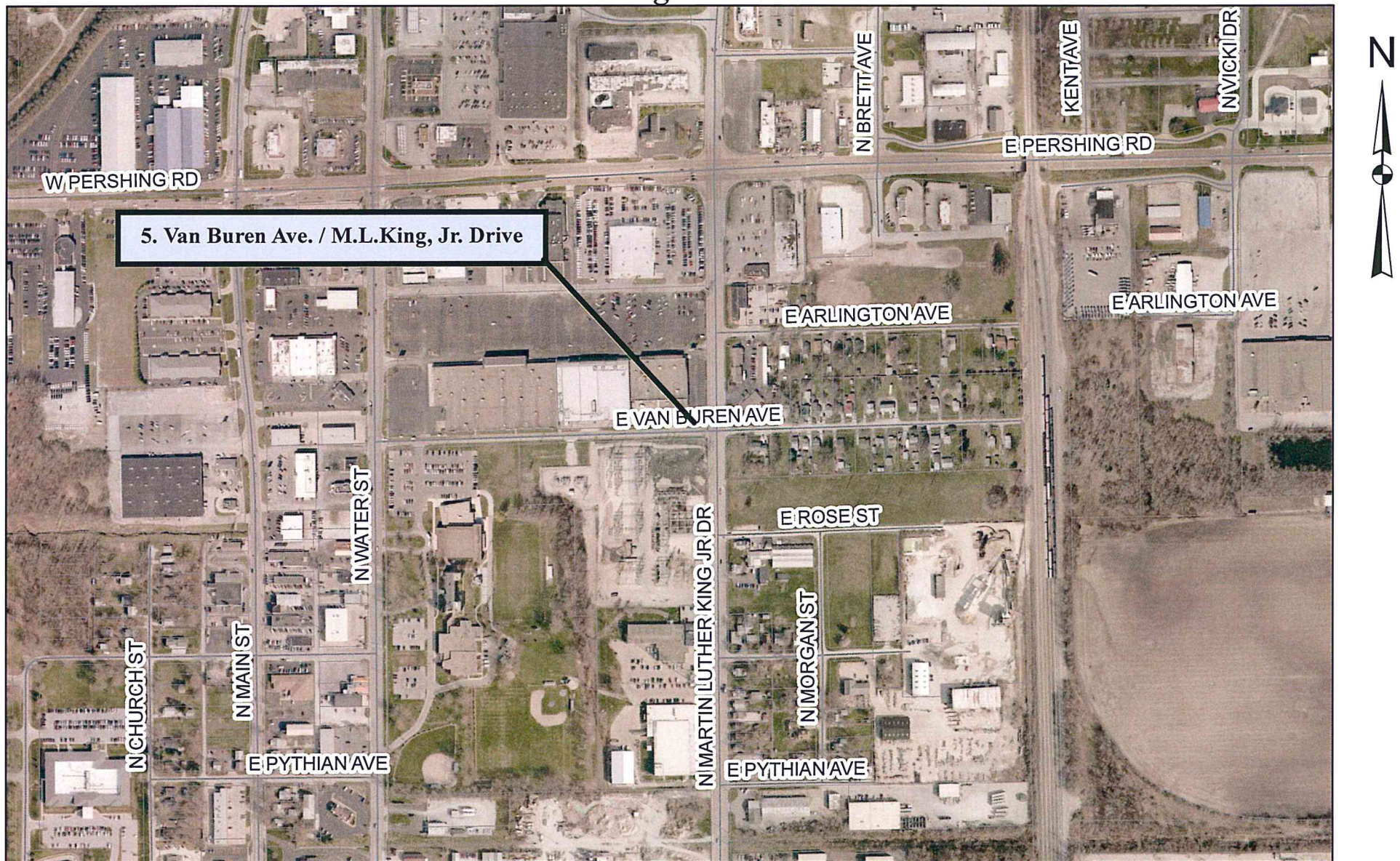


DPTS Concret Bus Shelter Pad Locations
Figure 2



DPTS Concret Bus Shelter Pad Locations

Figure 3



DPTS Concret Bus Shelter Pad Locations
Figure 4



Figure 5



Public Works

DATE: 8/28/2017

MEMO: 2017-54

TO: Honorable Mayor Pro Temore Dana M. Ray and City Council Members

FROM: Tim Gleason, City Manager
Richard G. Marley, P.E., Public Works Director

SUBJECT: Resolution to Appropriate Motor Fuel Tax Funds for Purchase of LED Traffic Signal Modules by Municipality Under Illinois Highway Code, City Project 2017-14

SUMMARY RECOMMENDATION: Please refer to attached memorandum for details.

ATTACHMENTS:

Description	Type
2017-54 Memo	Cover Memo
Resolution 2017-54 Appropriation	Resolution Letter
2017-54 BLR IDOT Form	Backup Material

**PUBLIC WORKS MEMORANDUM
NO. 2017-54**

DATE: August 28, 2017

TO: Honorable Mayor Pro Tempore Dana M. Ray and City Council Members

FROM: Tim Gleason, City Manager
Richard G. Marley, P.E., Public Works Director

SUBJECT: Resolution to Appropriate Motor Fuel Tax Funds for Purchase of LED Traffic Signal Modules by Municipality Under the Illinois Highway Code, City Project 2017-14

SUMMARY RECOMMENDATION:

It is recommended that the City Council approve the attached Resolutions authorizing the Mayor to sign and the City Clerk to attest:

1. Appropriating \$67,108.50 in State Motor Fuel Tax (MFT) funds for the purchase of LED Traffic Signal Modules, City Project 2017-14.
2. Awarding the contract for the delivery of LED traffic signal modules, City Project 2017-14, to Traffic Control Corporation, as the lowest, responsible bidder in the amount of \$67,108.50

PRIOR COUNCIL ACTION:

No previous Council actions have been taken on this project.

BACKGROUND:

State Motor Fuel Taxes are levied and collected by the State of Illinois; funds are allocated to local agencies, and are administered by the Illinois Department of Transportation (IDOT). The City is required to adopt a resolution specifying the allocation of State MFT funds to their intended projects.

Project Description

All signalized intersections in the City currently use LED modules. Most of these modules were installed around the same time and have approached the end of their useful lives. Several modules have been going out or dimming and it is time to replace them. There are 140 signalized intersections in the City, some of them are 100% City owned, others are shared by the City and the State. Signals that are shared with the State must share in the cost to maintain them which means the State will need to budget money for the replacement of the LED modules before those get changed out. For this reason, this project will only focus on replacing the LED modules at the intersections that are 100% owned and maintained by the City. The City intends to change out the modules at more intersections in 2018 depending on IDOT funding. The City advertised for bids to

hire a distributor to deliver the LED modules and City staff will install them. There are a total of 69 signalized intersections which are 100% City owned.

Letting Results

The project scope and specifications were prepared by the Engineering Division and reviewed by the Illinois Department of Transportation. The project was advertised on August 9 and August 16, 2017, and bids were opened on August 23, 2017. The results of the letting are as follows (bid tabulation attached):

<u>Bidder</u>	<u>Total Bid Price</u>	<u>Compared to Engineer's Est. Over (Under)</u>
Traffic Control Corp.	\$67,108.50	(29.66%)
Engineer's Estimate	\$95,400.00	-----

Two companies took out bid packages for the LED Traffic Signal Module Replacement Project, and one submitted a responsive bid. Traffic Control Corp. provided the lowest responsible bid at 29.66% below the engineer's estimate. The second firm did not submit a responsive bid. The modules typically sold by Traffic Control Corp. have been successfully used before.

SCHEDULE:

After City Council approves, the contract will be sent to IDOT for approval. City staff will order its first shipment of LED modules which should arrive within 30 days after the order. Staff will then start installing them as time permits. The City/State shared intersections will be changed out in future years depending on IDOT funding.

BUDGET/TIME IMPLICATION:

Budget Impact: The proposed resolution appropriates \$67,108.50 in State Motor Fuel Tax funds for the purchase of LED signal modules, and authorizes \$67,108.50 of Motor Fuel Tax Funds be used to purchase the LED signal modules.

Staffing Impact: Staff time has been allocated for installation.

LEGAL REVIEW: Legal review of contract book occurred on August 28, 2017.

POTENTIAL OBJECTION: There are no known objections to this resolution.

INPUT FROM OTHER SOURCES: Illinois Department of Transportation

STAFF REFERENCE: Richard Marley, Public Works Director, Matt Newell, City Engineer and Griffin Enyart, Civil Engineer II. Richard Marley, will be at the City Council meeting to answer any questions of the Council on this item.

This memorandum was prepared by Griffin Enyart, P.E., Civil Engineer II.

Attach: 6

RESOLUTION NO. _____

**RESOLUTION TO APPROPRIATE MOTOR FUEL TAX FUNDS
FOR PURCHASE OF LED TRAFFIC SIGNAL MODULES
BY MUNICIPALITY UNDER THE ILLINOIS HIGHWAY CODE
CITY PROJECT 2017-14**

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE
CITY OF DECATUR, ILLINOIS:**

Section 1. That there is hereby appropriated the sum of \$67,108.50 of State Motor Fuel Tax funds for the purpose of purchasing Traffic Signal Modules under the applicable provisions of the Illinois Highway Code.

Section 2. That only those Traffic Signal Modules as listed and described as part of the City's LED Signal Light Replacement Project, are eligible for State Motor Fuel Tax funds and shall be designated as Section 17-00714-00-TL.

Section 3. That the Clerk shall, as soon as practicable after the close of the period as given above, submit to the Department of Transportation on forms furnished by said Department, a certified statement showing expenditures from and balances remaining in the account(s) for this period; and

Section 4. That the Clerk shall immediately transmit two certified copies of this resolution to the district office of the Department of Transportation, at Effingham, Illinois.

PRESENTED AND ADOPTED this 5th day of September, 2017.

DANA M. RAY, MAYOR PRO TEMPORE

ATTEST:

DEBRA G. BRIGHT, CITY CLERK



BE IT RESOLVED, by the City Council of the City of Decatur Illinois

[illegible]

1. That the proposed improvement shall consist of Replacing traffic signal modules at various signalized intersections within the City.

3. That work shall be done by Contract; and,

Specify Contract or Day Labor

Approved Date	I, <u>Debra G. Bright</u> Clerk in and for the City _____ of <u>Decatur</u> City, Town or Village County of <u>Macon</u>, hereby certify the foregoing to be a true, perfect and complete copy of a resolution adopted by the <u>City Council</u> Council or President and Board of Trustees at a meeting on <u>September 5, 2017</u> Date IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this <u>5th</u> day of <u>September, 2017</u> (SEAL) _____ Debra G. Bright, City, Town, or Village Clerk
--	---

Public Works

DATE: 8/28/2017

MEMO: 2017-54

TO: Honorable Mayor Pro Tempore Dana M. Ray and City Council Members

FROM: Tim Gleason, City Manager
Richard G. Marley, P.E., Public Works Director

SUBJECT: Resolution Accepting the Bid and Authorizing the Execution of a Contract with Traffic Control Corporation for the Purchase of Traffic Signal Modules, City Project 2017-14

SUMMARY RECOMMENDATION: Please refer to attached memorandum for details.

ATTACHMENTS:

Description	Type
2017-54 Resolution	Resolution Letter
BLR 12330 Proposal Acceptance	Backup Material
2017-54 Bid Tab	Backup Material
2017-54 Intersections List	Backup Material

RESOLUTION NO. _____

**RESOLUTION ACCEPTING THE BID AND AUTHORIZING
THE EXECUTION OF A CONTRACT WITH TRAFFIC CONTROL
CORPORATION FOR THE PURCHASE OF TRAFFIC SIGNAL MODULES,
CITY PROJECT 2017-14**

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE
CITY OF DECATUR, ILLINOIS:**

Section 1. That the tabulation of bids received for City Project 2017-14, LED Traffic Signal Module Replacement project be, and they are hereby, received and placed on file.

Section 2. That the bid of Traffic Control Corporation be accepted and a contract awarded accordingly, and that said contract between Traffic Control Corporation and the City of Decatur is for a total amount of \$67,108.50 in State Motor Fuel Tax funds.

Section 3. That the Mayor Pro Tempore and City Clerk be, and they are hereby authorized and directed to execute a contract between the City of Decatur, Illinois, and Traffic Control Corporation, for said plan, in the amount of \$67,108.50 in State Motor Fuel Tax funds.

PRESENTED and ADOPTED this 5th day of September, 2017.

Dana M. Ray, Mayor Pro Tempore

ATTEST:

Debra G. Bright, City Clerk



Illinois Department of Transportation

Acceptance of Proposal to Furnish Materials and Approval of Award

Local Public Agency: City of Decatur
 County: Macon
 Section: 17-00714-00-TL
 Route: Various

To Traffic Control Corporation
 Address 10435 Argonne Woods Dr., Woodridge, IL 60517

In accordance with your Bid Proposal submitted on 23-Aug-17, a copy of which is in our files, you have been
proposal or quotation date of submittal
 awarded the contract for furnishing the following materials required in the construction of the above designated project.
construction or maintenance

Materials shall be inspected in accordance with current Departmental policies.

Item	Unit	Quantity	Unit Price	Amount
LED SIGNAL MODULE RED BALL, 12"	EACH	900	20.9800	18,882.00
LED SIGNAL MODULE YELLOW BALL, 12"	EACH	900	20.9800	18,882.00
LED SIGNAL MODULE GREEN BALL, 12"	EACH	900	20.9800	18,882.00
LED SIGNAL MODULE RED ARROW, 12"	EACH	50	23.2500	1,162.50
LED SIGNAL MODULE YELLOW ARROW, 12"	EACH	200	23.2500	4,650.00
LED SIGNAL MODULE GREEN ARROW, 12"	EACH	200	23.2500	4,650.00
				-
				-
				-
				-
				-
				-
				-
				-
				-
Total:				67,108.50

Terms See Special Provisions
 Shipping Instructions See Special Provisions

For Municipal Projects _____ Local Agency Official _____ Date
--

For County And Road District Project _____ Highway Commissioner _____ Date _____ County Engineer/Superintendent of Highways _____ Date

Illinois Department of Transportation
 Concurrence in approval of award

Regional Engineer

Date

Project Name: LED Signal Lighting Replacement Project Project Number: 2017-14, Section No. 17-00714-00-TL Bid Date: Wednesday, August 23, 2017 Time: 10:00 A.M. Fund: MFT Organization Code: 46484606 Object Code: 489080				Engineer's Estimate City Engineering Division		Traffic Control Corp. 10435 Argonne Woods Dr. Woodridge, IL 60517 Edward McChystal PH: 630.768.5857 FAX: 630.543.5050 <u>emcchystal@</u> <u>trafficcontrolcorp.com</u>	
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Item Number	Pay Item	QTY	Unit	Unit Price	Total	Unit Price	Total
X8805000	LED SIGNAL MODULE RED BALL, 12"	900.00	EACH	\$30.00	\$27,000.00	\$20.98	\$18,882.00
X8805001	LED SIGNAL MODULE YELLOW BALL, 12"	900.00	EACH	\$30.00	\$27,000.00	\$20.98	\$18,882.00
X8805002	LED SIGNAL MODULE GREEN BALL, 12"	900.00	EACH	\$30.00	\$27,000.00	\$20.98	\$18,882.00
X8805003	LED SIGNAL MODULE RED ARROW, 12"	50.00	EACH	\$32.00	\$1,600.00	\$23.25	\$1,162.50
X8805004	LED SIGNAL MODULE YELLOW ARROW, 12"	200.00	EACH	\$32.00	\$6,400.00	\$23.25	\$4,650.00
X8805005	LED SIGNAL MODULE GREEN ARROW, 12"	200.00	EACH	\$32.00	\$6,400.00	\$23.25	\$4,650.00
	TOTAL BIDS (AS CORRECTED)				\$95,400.00		\$67,108.50
	Percent Over Under ENGINEER'S ESTIMATE						-29.66%


 Matthew C. Newell, P.E., City Engineer

8-23-17
 Date

**100% CITY OWNED INTERSECTIONS
FOR RELAMP 2017**

Intersections	Red Ball	Yellow Ball	Green Ball	Red Arrows	Yellow Arrows	Green Arrows
121 @ Aldi	15	15	15		4	4
121 @ Maryland	16	16	16		4	4
121 @ Southeast Plaza	11	11	11		2	2
22nd @ firestone	10	10	10		2	2
22nd @ Plamor	12	12	12		2	2
22nd @ Prairie St.	18	18	18			
27th @ CAT (CAT 3)	7	7	7			
27th @ Hubbard (CAT 4)	14	14	14		4	4
36 @ 44th St.	19	19	19	2	2	2
36 @ Airport Plaza	11	11	11			
36 @ Parkway Crossing Dr.	11	11	11	2	2	2
Brush College @ Mound	13	13	13		2	2
Brush College @ Reas Bridge Rd	14	14	14		4	4
CAT @ 27th (CAT 1)	13	13	13			
CAT @ Hubbard (CAT 5)	9	9	9			
Eldorado @ 24th	14	14	14		2	2
Faries @ 27th	12	12	12		2	2
Faries @ Brush College Rd.	21	20	19	5	13	14
Franklin @ Decatur	10	10	10			
Franklin @ First Dr.	13	13	13			
Franklin @ Main	10	10	10			
Franklin @ North	7	7	7			
Franklin @ Prairie	3	3	3			
Franklin @ South Park	4	4	4			
Franklin @ William	9	9	9			
Franklin @ Wood	11	11	11		2	2
Garfield @ Woodford	13	13	13		2	2
Grand @ Edward	16	16	16		4	4
Grand @ Monroe	16	16	16		4	4
Grand @ Oakland	12	12	12			
Grand @ Van Dyke	12	12	12			
Jasper @ Condit	12	12	12			
Jasper @ Garfield	12	12	12		8	8
Jasper @ Grand	16	16	16		8	8
Jasper @ Marietta	17	17	17		6	6
Jasper @ Prairie	12	12	12			
Jasper @ Wood	12	12	12			
Lakeshore St. Mary's	14	14	14		6	6
MLK @ Cantrell	12	12	12			
MLK @ Garfield	16	16	16			
MLK @ Grand	12	12	12			
MLK @ Prairie	14	14	14		4	4
MLK @ Wood	17	17	17		2	2
Main @ Decatur	10	10	10			
Main @ Main	9	9	9			
Main @ North	8	8	8			
Main @ Oakland	17	17	17			
Main @ Prairie	7	7	7			
Main @ Williams	9	9	9			
Main @ Wood	10	10	10		2	2
Maryland @ Lost Bridge Rd.	14	14	14		4	4
Monroe @ Harrison	14	14	14		4	4
Monroe @ Main	16	16	16			
Monroe @ McKinley	15	15	15		4	4

100% CITY OWNED INTERSECTIONS
FOR RELAMP 2017

Monroe @ Wood	12	12	12			
Mound @ Camelot	10	10	10			
Mound @ Educational	16	16	16		4	4
Mound @ Greenswitch Rd.	16	16	16		6	6
Mound @ MLK	16	16	16		8	8
Mound @ MacArthur	16	16	16		2	2
Mound @ Neeley	14	14	14		4	4
Mound @ Olympics	18	18	18		6	6
Mound @ Woodford	10	10	10		2	2
Pershing @ 27th St. (CAT 2)	8	8	8			
Pershing @ Brett	14	14	14		4	4
Pershing @ Charles	13	13	13	2	2	2
Pershing @ Pershing Ct.	12	12	12			
Water @ Wood	12	12	12			
Woodford @ Hubbard	11	11	11			
	Red Ball	Yellow Ball	Green Ball	Red Arrows	Yellow Arrows	Green Arrows
TOTAL	869	868	867	11	143	144
	900	900	900	50	200	200
TOTAL ALL LIGHTS	2902					
TOTAL LED's TO ORDER	3150					
TOTAL INTERSECTIONS	69					

City Clerk

DATE: 8/18/2017

MEMO: 2017-26

TO: Honorable Mayor Pro Tempore Dana M. Ray and City Council Members

FROM: Tim Gleason, City Manager
Debbie Bright, City Clerk

SUBJECT: Resolution Approving Reappointment - Police Pension Fund Board of Trustees

SUMMARY RECOMMENDATION: Council is asked to pass the proposed Resolution approving the reappointment of Frances Williams to the Police Pension Fund Board of Trustees.

ATTACHMENTS:

Description	Type
Resolution	Resolution Letter

TO THE COUNCIL OF THE CITY
OF DECATUR, ILLINOIS:

Consent of the Council is hereby requested for the reappointment by the Mayor Pro Tempore of the following named as a member of the board or commission set opposite her respective name, to serve a term expiring upon the date set opposite her respective name or until her respective successor is appointed and qualified:

Frances Williams

Police Pension Fund Board of Trustees

05/01/2019

DATED this 5th day of September, 2017.

Dana M. Ray, Mayor Pro Tempore

RESOLUTION NO. R2017-_____
RESOLUTION APPROVING REAPPOINTMENT

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF DECATUR, ILLINOIS:

Section 1. That consent of the Council be, and it is hereby, given to the reappointment by the Mayor Pro Tempore of the person aforesaid as by said Mayor Pro Tempore requested, which said request be, and it is hereby, received, placed on file and approved.

PRESENTED AND ADOPTED this 5th day of September, 2017.

Dana M. Ray, Mayor Pro Tempore

ATTEST:

City Clerk

TO THE COUNCIL OF THE CITY
OF DECATUR, ILLINOIS:

Having received your consent I hereby reappoint the named in the foregoing request by you approved as therein requested.

DATED this 5th day of September, 2017.

Dana M. Ray, Mayor Pro Tempore

City Clerk

DATE: 8/28/2018

MEMO: 2017-27

TO: Honorable Mayor Pro Tempore Dana M. Ray and City Council Members

FROM: Tim Gleason, City Manager
Debbie Bright, City Clerk

SUBJECT: Resolution Approving Appointment - Library Board of Trustees

SUMMARY RECOMMENDATION: Council is asked to pass the proposed Resolution approving the appointment of Samantha Carroll to the Library Board of Trustees.

ATTACHMENTS:

Description	Type
Resolution	Resolution Letter

TO THE COUNCIL OF THE CITY
OF DECATUR, ILLINOIS:

Consent of the Council is hereby requested for the appointment by the Mayor Pro Tempore of the following named as a member of the board or commission set opposite her respective name, to serve a term expiring upon the date set opposite her respective name or until her respective successor is appointed and qualified:

Samantha Carroll

Library Board of Trustees

7/1/2019

DATED this 5th day of September, 2017.

Dana M. Ray, Mayor Pro Tempore

RESOLUTION NO. R2017-_____
RESOLUTION APPROVING APPOINTMENT

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF DECATUR, ILLINOIS:

Section 1. That consent of the Council be, and it is hereby, given to the appointment by the Mayor Pro Tempore of the person aforesaid as by said Mayor Pro Tempore requested, which said request be, and it is hereby, received, placed on file and approved.

PRESENTED AND ADOPTED this 5th day of September, 2017.

Dana M. Ray, Mayor Pro Tempore

ATTEST:

City Clerk

TO THE COUNCIL OF THE CITY
OF DECATUR, ILLINOIS:

Having received your consent I hereby appoint the named in the foregoing request by you approved as therein requested.

DATED this 5th day of September, 2017.

Dana M. Ray, Mayor Pro Tempore