

CITY COUNCIL MINUTES
Tuesday, September 5, 2017

On Tuesday, September 5, 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 Pro Tempore Dana Ray presided, together with her being Councilwoman Lisa Gregory, David Horn, Charles Kuhle, Pat McDaniel and Bill Faber. Six members present. Mayor Pro Tempore Dana Ray declared a quorum present.

City Manager Tim Gleason attended the meeting as well.

Mayor Pro Tempore Dana Ray led the Pledge of Allegiance to the Flag.

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

Glenn Simpson shared that he and his wife were in a vehicle accident where their car was hit by a distracted driver and inquired as to whether the Council was looking into a solution.

The minutes of the August 21, 2017, City Council meeting were presented. Councilwoman Lisa Gregory moved the minutes be approved as written; seconded by Councilman Pat McDaniel, and on call of the roll, Councilmen Lisa Gregory, David Horn, Charles Kuhle, Pat McDaniel, Bill Faber and Mayor Pro Tempore Dana Ray voted aye. Mayor Pro Tempore Dana Ray declared the motion carried.

This being the time set aside for Unfinished Business and there being none, Mayor Pro Tempore Dana Ray called for New Business.

Proclamations and Recognitions: Director Charlie Gillaspie of Dove's Retired and Senior Volunteer Program (RSVP) read the Proclamation proclaiming the month of September 2017, as RSVP month and recognized RSVP's 41st Anniversary serving the Decatur and Macon County area.

2017-43 Ordinance Rezoning Property R-1 Single Family Residence District to R-3 Single Family Residence District 800 Block of East Grove Road, was presented.

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

Upon call of the roll, Councilmen Lisa Gregory, David Horn, Charles Kuhle, Pat McDaniel, Bill Faber and Mayor Pro Tempore Dana Ray voted aye. Mayor Pro Tempore Dana Ray declared the motion carried.

2017-44 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, was presented.

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

Upon call of the roll, Councilmen Lisa Gregory, David Horn, Charles Kuhle, Pat McDaniel, Bill Faber and Mayor Pro Tempore Dana Ray voted aye. Mayor Pro Tempore Dana Ray declared the motion carried.

2017-45 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, was presented.

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

Upon call of the roll, Councilmen Lisa Gregory, David Horn, Charles Kuhle, Pat McDaniel, Bill Faber and Mayor Pro Tempore Dana Ray voted aye. Mayor Pro Tempore Dana Ray declared the motion carried.

R2017-107 Resolution Accepting the Bid and Authorizing the Execution of a Contract with Kinney Contractors, Inc. for CDBG Sidewalk Improvement Project, City Project 2017-21, was presented.

Councilman Pat McDaniel moved the Resolution do pass; seconded by Councilwoman Lisa Gregory.

Councilwoman Lisa Gregory asked what the formula was the City used to replace sidewalks; was it similar to streets. City Manager Tim Gleason replied, yes, it was. Councilman David Horn asked with the bid at about \$400,000 and the engineer's estimate at about \$550,000, does that mean there is additional CDBG funding available and what are the next priorities for those funds. City Manager Tim Gleason explained the City has about \$300,000 dedicated to sidewalk improvements. During the Neighborhood Redevelopment and Revitalization discussion, he expects the community will identify target neighborhoods that will then come before Council. The staff expects Council will place priorities and the City has funds that they can dedicate to those neighborhoods. Councilman David Horn asked if the CDBG funds available have to be spent within this fiscal year. City Manager Tim Gleason stated they do not; the funds can be spent next year.

Upon call of the roll, Councilmen Lisa Gregory, David Horn, Charles Kuhle, Pat McDaniel, Bill Faber and Mayor Pro Tempore Dana Ray voted aye. Mayor Pro Tempore Dana Ray declared the motion carried.

R2017-108 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, was presented.

Councilman Pat McDaniel moved the Resolution do pass; seconded by Councilwoman Lisa Gregory.

Councilman David Horn stated he noticed the lowest bidder was outside of Decatur and the next closest bid was a company from Decatur and the difference in the bids was about \$2,219 or a 3.4% difference. Councilman David Horn asked City Manager Tim Gleason if he was aware of any communities that have a local preference in terms of accepting bids and does the City have a sense for the economic impact of having a company from Decatur do the work versus a company that is from outside Decatur. City Manager Tim Gleason explained the decision to use a local preference for contractors is one that is held by the Council. One logic against local contractor preference is that it decreases the ability for competition. City Manager Tim Gleason stated he did not know what the economic impact to the community was by not having that local work. City Manager Tim Gleason explained that currently the Council has the right to decide to select the second bid. Councilman Charles Kuhle stated he would see it as a \$100,000 economic impact. Councilman Bill Faber stated it is in the Council's prerogative to keep the money here in Decatur. Councilman Pat McDaniel stated Council also had a financial responsibility to tax payers to get the best deal and when you reduce competition the price goes up. Some of our local contractors have to go out of town to do business and they would not want a local preference there. Councilman Pat McDaniel stated Council has to be extremely careful in what they do. Mayor Pro Tempore Dana Ray stated she wants to make sure the City remains competitive and the same courtesy is given to our contractors when they look to bid jobs. There is not enough work in Decatur to keep everyone busy. Councilman Bill Faber stated he would vote no on the Resolution because he would award the project to the local bidder. Councilman David Horn suggested it would be helpful, for future meetings, to have additional factual information on economic impacts of these types of situations.

Upon call of the roll, Councilmen Lisa Gregory, David Horn, Charles Kuhle, Pat McDaniel, and Mayor Pro Tempore Dana Ray voted aye. Councilman Bill Faber voted nay. Five ayes and one nay. Mayor Pro Tempore Dana Ray declared the motion carried.

R2017-109 Resolution to Appropriate Motor Fuel Tax Funds for Purchase of LED Traffic Signal Modules by Municipality under Illinois Highway Code, City Project 2017-14, was presented.

Councilman Pat McDaniel moved the Resolution do pass; seconded by Councilwoman Lisa Gregory.

Upon call of the roll, Councilmen Lisa Gregory, David Horn, Charles Kuhle, Pat McDaniel, Bill Faber and Mayor Pro Tempore Dana Ray voted aye. Mayor Pro Tempore Dana Ray declared the motion carried.

R2017-110 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, was presented.

Councilwoman Lisa Gregory moved the Resolution do pass; seconded by Councilman Pat McDaniel.

Upon call of the roll, Councilmen Lisa Gregory, David Horn, Charles Kuhle, Pat McDaniel, Bill Faber and Mayor Pro Tempore Dana Ray voted aye. Mayor Pro Tempore Dana Ray declared the motion carried.

Mayor Pro Tempore Dana Ray called for Consent Calendar Items A and B and asked if any Council member wished to have an item removed from Consent Calendar. Council did not request to have any items removed. Mayor Pro Tempore Dana Ray read Items A and B:

- A. R2017-111 Resolution Approving Reappointment – Police Pension Fund Board of Trustees
- B. R2017-112 Resolution Approving Appointment – Library Board of Trustees

Councilwoman Lisa Gregory moved Items A and B be approved by Omnibus Vote; seconded by Councilman Pat McDaniel, and on call of the roll, Councilmen Lisa Gregory, David Horn, Charles Kuhle, Pat McDaniel, Bill Faber and Mayor Pro Tempore Dana Ray voted aye. Mayor Pro Tempore Dana Ray declared the motion carried.

Mayor Pro Tempore Dana Ray called for Other Business. Councilman Bill Faber read a statement concerning a new policy adopted by Council in April regarding Closed Executive Sessions whereas Council members must turn in their personal meeting notes to the City Clerk at the end of each session. Councilman Bill Faber stated he cannot go along with the new Council's policy and to safeguard the rights and privileges of City Council, it is his duty to refuse to surrender his personal notes.

Councilwoman Lisa Gregory asked City Manager Tim Gleason to share the dates and topics of the special City Council meetings coming up. City Manager Tim Gleason stated a tentative special Council meeting would be held on Monday, September 25, 2017, at 5:30 p.m., in the City Council Chambers for a Study Session to kick off the Neighborhood Redevelopment and Revitalization discussion with the community.

Councilman Charles Kuhle stated that he struggled with his vote on the Transit shelter pad because it was \$100,000 that could have been spent in this community and he was wondering about 5%, if it would really steer away business. Councilman Pat McDaniel stated it would be pretty hard to quantify how much goes back into the community. Contractors from the outside do hire local workers. He stated he did not want to see a lot of the other bidders back away and the City's prices start going up. Councilman David Horn requested to know what other cities do, have they found a reduction in the number of bidders, and what the economic benefits are to keeping the money local. City Manager Tim Gleason suggested he could provide a memorandum to Council after the Neighborhood Redevelopment Study Session or he could

schedule a Study Session in October. Mayor Pro Tempore Dana Ray stated a memorandum would be appropriate and then Council could move forward from there.

With no other business, Mayor Pro Tempore Dana Ray called to Recess to Closed Executive Session for:

1. Open Meetings Act, Section 2 (c) (5) for the Purchase of 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.

Councilman Pat McDaniel moved to recess to Closed Executive Session; seconded by Councilman Charles Kuhle.

Upon call of the roll, Councilmen Lisa Gregory, David Horn, Charles Kuhle, Pat McDaniel, Bill Faber and Mayor Pro Tempore Dana Ray voted aye. Mayor Pro Tempore Dana Ray declared the motion carried.

Council returned to the regular Council meeting following Closed Executive Session.

Councilman Pat McDaniel moved the regular Council meeting be adjourned; seconded by Councilwoman Lisa Gregory. All were in favor by voicing no objections. Mayor Pro Tempore Dana Ray declared the Council meeting adjourned at 6:52 p.m.

Approved September 18, 2017
Debra G. Bright
City Clerk