

CITY COUNCIL MINUTES

Monday, August 1, 2016

On Monday, August 1, 2016, the City Council of the City of Decatur, Illinois, met in Regular Meeting at 5:30 p.m., in the Council Chambers, One Gary K. Anderson Plaza, Decatur, Illinois.

Mayor Julie Moore Wolfe presided, together with her being Councilmen Lisa Gregory, Pat McDaniel, Dana Ray, Jerry Dawson, Bill Faber and Chris Funk. Seven members present; Mayor Julie Moore Wolfe declared a quorum present.

City Manager Tim Gleason attended the meeting as well.

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

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

Russell Shulke spoke about the appointment of former Police Chief Brad Sweeney.

John Phillips would like notification if the City roads and entrances to businesses are going to be temporarily closed for events.

The minutes of July 18, 2016 City Council meeting were presented. Councilman Jerry Dawson moved the minutes be approved as written; seconded by Councilman Pat McDaniel, and on call of the roll, Councilmen Lisa Gregory, Pat McDaniel, Dana Ray, Jerry Dawson, Bill Faber, Chris Funk 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.

Proclamations and Recognitions:

Jenna Warner representing the local Muscular Dystrophy Association presented Fire Department Local 505 with a plaque in recognition of their efforts with the Fill the Boot Program.

Mark Wicklund with Decatur Macon County Opportunities Corporation read a proclamation declaring August 26, 2016, DMCOG Day and in commemoration of the 52nd Anniversary of DMCOG.

Sara Blair with National Night Out read a proclamation declaring August 2, 2016, Annual National Night Out in Decatur, Illinois.

Councilwoman Dana Ray stepped out of the meeting at 5:45 p.m.

Mayor Julie Moore Wolfe announced Item 2, Ordinance providing for issuance of Promissory Note not to exceed \$7,500,000 for resurfacing and reconstructing local streets, providing for the security and payment of said note, confirming sale to Busey Bank, and authorizing execution and delivery of Term Loan Agreement and Item 3, Ordinance providing for issuance of Promissory Note not to exceed \$2,200,000 for renovating, repairing and maintaining City's Fire Stations Numbers 1, 2, 4 and 6, providing for the security and payment of said note, confirming sale to Busey Bank, and authorizing execution and delivery of Term Loan Agreement, had been pulled from the Agenda.

2016-57 Ordinance Rezoning Property R-3 Single Family Residence District to B-3 Planned Shopping Center District 1860 South Business Route 51, was presented.

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

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

Councilwoman Dana Ray returned to the meeting at 5:47 p.m.

R2016-95 Resolution Accepting the Bid and Authorizing the Execution of a Contract with SAK Construction, LLC for 2016 Trenchless Long Lining Repairs Project, City Project 2016-28 was presented.

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

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

R2016-96 Resolution Accepting the Bid and Authorizing the Execution of a Contract with Tyrolt, Inc., d/b/a Dunn Company for Street Restoration, City Project 2016-08, was presented.

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

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

Resolution Accepting the Bid and Authorizing the Execution of a Contract with R.W. Duntelman Company for the 2016 Local Motor Fuel Tax Street Improvement Project (Asphalt), City Project 2016-25, was presented.

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

City Manager Tim Gleason shared that this item and the next item were the first Local Motor Fuel Tax project money for 2016. City Manager Tim Gleason said if these items are approved, these projects would start in mid-August. City Manager Tim Gleason explained the bids came in almost \$300,000 less than staff projected and he almost rejected these items at his level in order to rebid these projects and add a couple of streets trying to get to the target of \$1.5 million worth of work. However, there had been public inquiry about what the City is doing with the Local Motor Fuel Tax and he wanted to bring it before Council.

Council members discussed the risks of rebidding the items. Councilman Chris Funk asked for clarification about why one bidder was deemed nonresponsive. Public Works Director Rick Marley explained the specifications had requirements for supplying information about how the companies secured subcontractors and those that were nonresponsive did not provide that information. Councilman Chris Funk asked if that bid was higher or lower than the one proposed. Public Works Director Rick Marley thought they were lower. Councilman Chris Funk thought it would be appropriate to consider both bids or at least ask staff to provide a detailed description of what the noncompliance was. Councilwoman Lisa Gregory would have preferred to not have the items placed on the agenda, and to have worked with the bidders to have as much work done for \$1.5 million that the City could. City Manager Tim Gleason explained to Council that the requirements for the MBE ordinance adopted in March 2015 were not met by the other contractors. City Manager Tim Gleason furthered explained that this was an opportunity to do more work under the Local Motor Fuel Tax and it is unique. Councilman Chris Funk asked Corporation Counsel what the Council's options were. Corporation Counsel Wendy Morthland stated a no vote on this Ordinance would force rebidding on this project. Councilmen Pat McDaniel and Dana Ray suggested the City do a separate bid for the additional amount of money to get the roads done.

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

Resolution Accepting the Bid and Authorizing the Execution of a Contract with Otto Baum Company, Inc. for Local Motor Fuel Tax Street Improvement Project (Concrete), City Project 2016-26, was presented.

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

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

R2016-97 Resolution Accepting the Bid and Authorizing the Execution of a Contract with Otto Baum Company, Inc. for Concrete Street Improvements, MacArthur Road, City Project 2016-11, was presented.

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

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

Mayor Julie Moore Wolfe called for Consent Calendar Item A and asked if any Council member wished to have the item removed from Consent Calendar. Councilman Pat McDaniel requested Item A be removed from the Consent Calendar.

R2016-98 Resolution Authorizing Payment to Tyler Technologies, Inc. for Incode Software Maintenance, was presented.

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

Councilman Pat McDaniel said the item was for \$31,000 and it needed to be transparent.

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

This being the time set aside for Other Business and there being none, Councilman Jerry Dawson moved the regular Council meeting be adjourned; seconded by Councilman Pat McDaniel. Upon call of the roll, Councilmen Lisa Gregory, Pat McDaniel, Dana Ray, Jerry Dawson, Bill Faber, Chris Funk and Mayor Julie Moore Wolfe voted aye. Mayor Julie Moore Wolfe declared the Council meeting adjourned at 6:15 p.m.

Approved August 29, 2016
Debra G. Bright
City Clerk