

CITY COUNCIL MINUTES

Monday, June 6, 2016

On Monday, June 6, 2016, the City Council of the City of Decatur, Illinois, met in Regular Meeting at 5:30 p.m., in the Council Chambers, One Gary K. Anderson Plaza, Decatur, Illinois.

Mayor Julie Moore Wolfe presided; together with her being Councilmen Dana Ray, Jerry Dawson, Bill Faber, Lisa Gregory and Pat McDaniel. Councilman Chris Funk was absent. Six members present; 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:

Russell Shulke talked about the history of the Decatur Public Library.

Jacqueline Goetter spoke about the conduct of City Manager Tim Gleason. Ms. Goetter asked for removal of City Manager Tim Gleason and requested former Police Chief Brad Sweeney be reappointed.

Brad Warren with Bob Brady Auto Mall asked Council to table the motion accepting the bid of Bob Ridings for one 2016 heavy duty pick-up truck with snow plow and reconsider Bob Brady Auto Mall's bid. Mr. Warren said, as the low bidder, Bob Brady Auto Mall is ready to fulfill the bid. Mr. Warren said there seemed to be some kind of misunderstanding from the paragraph he included in the cover sheet with the bid. The notice included with the bid was added as a courtesy to Decatur, simply stating that any orders after May 20th would more than likely not go to production. The paragraph was not intended to mean that their bid would expire on May 20th. Knowing Bob Brady Auto Mall was the lowest bidder, Mr. Warren ordered the truck and informed the City's Purchasing Department. Mr. Warren hoped the bid would be reconsidered and awarded to Bob Brady Auto Mall.

City Clerk Debra Bright read the following list of Anticipated Action Items for the next regularly scheduled Council meeting:

1. Resolution Accepting the Bid and Authorizing the Execution of a Contract for Parking Garages B & C Structural Improvements, City Project 2015-03
2. Resolution Accepting the Bid and Authorizing the Execution of a Contract for 2016 Storm Drainage Improvement Project, City Project 2016-30

3. Resolution Authorizing City Manager to Enter into a Construction Project Management with Dewberry Architects, Inc. for the Fire Facility Rehabilitation Initiative
4. Resolution Authorizing City Manager to Enter into Debt Instrument to Finance Repair and Maintenance of Fire Station Facilities
5. Resolution Authorizing City Manager to Enter a Debt Service Instrument to Finance Local Street Resurfacing and Reconstruction
6. Resolution Authorizing the Execution of an Intergovernmental Agreement Between the County of Macon and the City of Decatur for Distribution of 2016 Byrne Justice Administration Grant (JAG) Program Funds
7. Resolution Authorizing a Representative to Sign Loan Documents for South Water Treatment Plant Clarifier Conversion Project
8. Resolution Authorizing a Support Services Agreement with B&W Control Systems Integration LLC for South Water Treatment Plant SCADA System
9. Resolution Authorizing a Professional Services Agreement with PDC Laboratories Inc. for Water Testing Services
10. Ordinance Amending City Code Chapter 51.2 Food & Beverage Tax
11. Ordinance Amending City Code Chapter 51.5 Hotel Use Tax
12. Resolution to Authorize Change Order #1 to the Engineering Services Agreement with Bainbridge, Gee, Milanski & Associates, Inc. to Design Starr Crest Pump Station Improvements, City Project 2014-32
13. Resolution Approving and Determining the Need for Confidentiality of Minutes of Closed Meetings

The minutes of May 16, 2016 City Council meeting and April 27, 2016 Special City Council and Decatur Park District Joint 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 Dana Ray, Jerry Dawson, Bill Faber, Lisa Gregory, Pat McDaniel 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.

There were no Proclamations and Recognitions.

Decatur Public Librarian Rick Meyer gave a presentation on the core values of the Decatur Public Library and recent and forthcoming initiatives that support the core values.

R2016-60 Resolution Authorizing Annual Service Agreement with SunGard Public Sector, Inc. – OSSl – Decatur Police Department, was presented.

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

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

2016-28 Ordinance Rezoning Property 2005 East Olive Street from M-1 Intense Commercial/Light Industrial District, was presented.

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

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

2016-29 Ordinance Annexing Territory – 1415 North Sunnyside Road, was presented.

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

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

Resolution Accepting the Bid of Bob Ridings, Inc. Decatur, IL, for the Purchase of One (1) 2016 For F-250 Pick-Up with Snow Plow, was presented

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

City Manager Tim Gleason explained Bob Brady Auto Mall was the lowest bidder and meet the criteria, but there was criteria where the City had to have Council approval and be submitted to the Dodge factory by May 20th. The City couldn't meet the May 20th deadline and that is why Bob Brady Auto Mall bid was passed over and that is why staff is seeking approval for the Bob Ridings Ford vehicle.

Councilman Jerry Dawson said Mr. Warren said tonight that Bob Brady Auto Mall could meet the lower price, in other words, there is no reason not to use them if they are the low bidder. City Manager Tim Gleason said that information was news to him tonight. Mayor Julie Moore Wolfe asked if this was a miscommunication between staff and Bob Brady. City Manager Tim Gleason said he didn't believe so, the order had to be placed before May 20th. Corporation Counsel Wendy Morthland recommended Council reject all the bids and start the bid process over.

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

R2016-61 Resolution Accepting the Bid and Authorizing the Execution of a Contract for 2016 Miscellaneous Sanitary & Storm Sewer Improvement Project, City Project 2016-09 was presented.

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

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

R2016-62 Resolution Authorizing an Agreement with Bainbridge, Gee, Milanski & Associates, Inc. to Design Improvements to the Shore Oak and Green Oak Pump Stations, City Project 2016-02, was presented.

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

Councilman Bill Faber said he would abstain from the vote because his law firm was in litigation with the engineering company.

Upon call of the roll, Councilmen Pat McDaniel, Dana Ray, Jerry Dawson, Lisa Gregory and Mayor Julie Moore Wolfe voted aye. Councilman Bill Faber abstained. Five ayes; one abstention. Mayor Julie Moore Wolfe declared the motion carried.

R2016-63 Resolution Authorizing a Multi-Year Agreement with Bainbridge, Gee, Milanski & Associates, Inc. for Professional Engineering Services in Support of the Sanitary Sewer System, City Project 2016-05, was presented.

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

Upon call of the roll, Councilmen Dana Ray, Jerry Dawson, Lisa Gregory, Pat McDaniel and Mayor Julie Moore Wolfe voted aye. Councilman Bill Faber abstained. Five ayes; one abstention. Mayor Julie Moore Wolfe declared the motion carried.

2016-30 Ordinance Authorizing the City of Decatur of Macon County, Illinois to Borrow Fund from the Water Pollution Control Revolving Loan Fund, was presented.

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

Public Works Director Rick Marley shared photos of the proposed 7th Ward Sewer System needing to be work on. The payments for this project are budgeted in for the next 20 years. Mayor Julie Moore Wolfe asked how long the lining will last. Public Works Director said best estimates are it should last 100 years. Councilman Pat McDaniel asked how old the brick sewer was. Project Manager Dave Harp said the engineers were not sure how old the brick sewer is, but it dates back to the very early 20th century.

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

R2016-64 Resolution Authorizing an Agreement with Bainbridge, Gee, Milanski & Associates, Inc. for Construction Engineering and Resident Inspection Services for the 7th Ward Sewer Rehabilitation, City Project 2015-07, was presented.

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

Councilman Bill Faber said he would abstain from the vote because his law firm was in litigation with the engineering company.

Upon call of the roll, Councilmen Dana Ray, Jerry Dawson, Lisa Gregory, Pat McDaniel and Mayor Julie Moore Wolfe voted aye. Councilman Bill Faber abstained. Five ayes; one abstention. Mayor Julie Moore Wolfe declared the motion carried.

R2016-65 Resolution Authorizing Acceptance of Deed and Transfer of Property Located at 825 North Lowber Street, Decatur, Illinois, was presented.

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

Assistant City Manager Billy Tyus gave an overview of the development. City staff has been working with USEPA and local entities over the past two years to get the site cleaned up. The City has been working with a local developer to return the site to productive use again.

Upon call of the roll, Councilmen Dana Ray, Jerry Dawson, Bill Faber, Lisa Gregory, Pat McDaniel 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 K and asked if any Council member wished to have an item removed from Consent Calendar. Councilman Pat McDaniel asked to remove Item H.

The Clerk read Items A – G and I – K.

- A. Receiving and Filing of Minutes of Boards
- B. Receiving and Filing Preliminary and Final Plats – Mountain Harbor/Mueller Heights 200-300 Blocks Mueller Court
- C. R2016-66 Resolution Regarding Temporary Closing of State Rights-of-Way Community Events – Rodney T. Miller Lakeside Triathlon
- D. R2016-67 Resolution Regarding Temporary Closing of State Rights-of-Way Community Events – Firecracker Road Run
- E. R2016-68 Resolution Regarding Temporary Closing of State Rights-of-Way Community Events – Annual Shoreline Classic
- F. R2016-69 Resolution Authorizing Agreement for Lobbying Services – Curry and Associates L.L.C.
- G. R2016-70 Resolution Ascertaining Prevailing Rate of Wages for Construction of Public Works by Contract
- I. R2016-71 Resolution Approving Appointment – Library Board
- J. R2016-72 Resolution Approving Appointment – Library Board
- K. R2016-73 Resolution Approving Appointment – Library Board

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

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

Councilwoman Lisa Gregory commented it was her full intent to remove the three resolutions approving the appointments of the Library Board. She felt discussions about the Library property have been contentious. Conversations moving forward about the Library facility should remain between the City Manager and the Library Board. Councilwoman Lisa Gregory said if she had to rely on the media to find out what is going on with the Library Board she would be the first one calling for resignations.

The Clerk read Item H.

2016-31 Ordinance Amending City Code Chapter 52 – Alcoholic Liquor

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

Councilman Pat McDaniel complimented Liquor Commissioner Jerry Dawson for his hard work on reducing the number of liquor establishments.

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

This being the time set aside for Other Business, Councilman Pat McDaniel thought the City Council had been productive and he was proud of what the Council is doing. No further Other Business, Mayor Julie Moore Wolfe called to Recess to a Study Session for the Video Gaming Study.

Councilwoman Dana Ray moved to recess to Study Session; seconded by Councilman Jerry Dawson.

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

Finance Director Gregg Zientara reported on the facts, revenue, and history of video gaming. Corporate Counsel Wendy Morthland shared options available for regulation for Home Rule communities. Council members discussed increasing the licensing fees and a moratorium on the number of Class P liquor licenses. Mayor Julie Moore Wolfe suggested City Manager Tim Gleason put together a couple of different proposals to bring back to Council so the Council can discuss them and get input from the citizens. Proposals on limiting the number of liquor licenses and another on increasing fees.

Councilman Jerry Dawson moved to recess to Closed Executive Session for the Purpose of a Discussion Regarding the Appointment, Employment, Compensation, Discipline, Performance, or Dismissal of Specific Employees of the Public Body; seconded by Councilwoman Dana Ray, and on call of the roll, Councilmen Dana Ray, Jerry Dawson, Bill Faber, Lisa Gregory, Pat McDaniel and Mayor Julie Moore Wolfe voted aye. Mayor Julie Moore Wolfe declared the motion carried.

Council went into Closed Executive Session at 7:45 p.m.

There being no further business, Councilman Jerry Dawson moved the regular Council meeting be adjourned; seconded by Councilwoman Dana Ray, and all were in favor by voicing no objections. Mayor Julie Moore Wolfe declared the Council meeting adjourned at 8:05 p.m.

Approved June 20, 2016
Debra G. Bright
City Clerk