

## CITY COUNCIL MINUTES

Monday, May 21, 2018

On Monday, May 21, 2018, 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 announced the Study Session on Community Revitalization was postponed until June 4, 2018 and the following items were pulled from the Council Agenda:

Item 19. Resolution Authorizing City Manager to Execute a Contract with Constellation NewEnergy – Gas Division, LLC for Natural Gas Supply Services;

Item 21. Resolution Authorizing City Manager to Execute a Contract with Constellation NewEnergy, Inc. for Electricity Supply Services;

Item 22. Resolution Authorizing City Manager to Execute a Contract with Illinois Power Marketing dba Homefield Energy for Electricity Supply Services; and

Item 23. Resolution Authorizing City Manager to Execute a Contract with MidAmerican Energy Services, LLC for Electricity Supply Services.

Mayor Julie Moore Wolfe presided, together with her being Council members David Horn, Charles Kuhle, Pat McDaniel, and Dana Ray. Council members Lisa Gregory and Bill Faber were absent. Five members present and two members absent. Mayor Julie Moore Wolfe declared a quorum present.

Deputy City Manager Billy Tyus attended the meeting as well. City Manager Tim Gleason was absent.

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

Mayor Julie Moore Wolfe called for Appearance of Citizens.

Sandra Lindberg requested that as the City moves forward with plans for empty lots that the City catalogue every tree, shrub and perennial on these properties before the parcels are disposed of.

Students from Dennis Lab School 3<sup>rd</sup> grade classes offered ideas about how the City could cut down on the number of thefts in the west end of Decatur by providing funding for more police officers and buying more surveillance equipment.

Wole Adeoye shared his concerns about the City's deficiencies in executing City Code Chapter 28, regarding minority contractors hiring.

Tony Wilkins read a statement regarding what entails determining a good faith effort in finding minority contractors.

Mayor Julie Moore Wolfe called for approval of the minutes.

The minutes of the May 7, 2018, 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, Council members 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.

Finance Director Gregg Zientara provided the Treasurer's Financial Report. Mr. Zientara responded to Council members' questions regarding the City's budget.

Mayor Julie Moore Wolfe called for Proclamation and Recognitions. Herald & Review Editor Chris Coates read the Proclamation recognizing Executive Sports Editor Mark Tupper who has worked for the Herald & Review since 1974 and is retiring on June 1, 2018. The Mayor proclaimed Monday, May 21, 2018, as Mark Tupper Day in Decatur, Illinois in recognition of his accomplishments and longtime service to the community. Mayor Julie Moore Wolfe presented Mr. Tupper with a Stephen Decatur medallion for his service.

R2018-49 Resolution Designating Honorary Street Leslie T. Allen, was presented. Councilman Pat McDaniel moved the Resolution do pass; seconded by Councilwoman Dana Ray.

Leslie T. Allen's granddaughter thanked Council for their consideration of the honorary street in Mr. Allen's name.

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

2018-16 Ordinance providing for the Issuance of Not to exceed \$29,000,000 General Obligation Bonds, Series 2018, to Finance Expansion of the City's Water Supply by the Dredging of Lake Decatur and Fire Facility Improvements, was presented. Councilman Pat McDaniel moved the Ordinance do pass; seconded by Councilwoman Dana Ray.

Councilman David Horn asked how many basis points the coupon rate would increase with the Moody's downgrade. Tom Chapman from Raymond James & Associates stated from an A1 to an A2 it would be around 10 basis points in interest rate. Councilman David Horn asked if the general public would have the ability to purchase the bonds before they go out to the general market. Mr. Chapman stated yes, they have had very good success in having local residents purchase the City's bonds.

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

R2018-50 Resolution to Appropriate Motor Fuel Tax Funds for Restoration of Streets and Highways by Municipality under the Illinois Highway Code City Project 2018-08, was presented. Councilman Pat McDaniel moved the Resolution do pass; seconded by Councilwoman Dana Ray.

Councilman Charles Kuhle stated he had been informed that Airport Road was in bad condition because overweight trucks have been using the road and asked if that was true. Public Works Director Matt Newell stated that trucks do use that road to access ADM, but he couldn't say whether they were overweight trucks or not. Mr. Newell stated that most of the damage to the road is to the north bound lane where the loaded trucks travel. Councilman Charles Kuhle asked if the City repairs Airport Road, is there anybody that is going to watch the road to make sure the trucks don't tear it up again. Public Works Director Matt Newell stated that the City's intention is to spend the money to repair the road in a manner that would better withstand the truck traffic. Councilman David Horn asked if the airport were to become a more important transportation hub, would Airport Road be more utilized by truck traffic and would these improvements help that. Mr. Newell stated that was the City's hope.

Citizen Marty Watkins stated he lives in that area and he travels that road daily. He stated he does see the heavy grain trucks travel that road. Traffic does get tied up with all the truck traffic and he asked Council to keep in mind that is a residential area.

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

2018-17 Ordinance Establishing Handicapped Parking Space at the Southernmost Parking Space along the West Side of North Martin Luther King Jr. Drive in the Parking Lane which ends 195 Feet north of the Centerline of East Marietta Street, was presented. Councilman Pat McDaniel moved the Ordinance do pass; seconded by Councilwoman Dana Ray.

Christine Gregory spoke on behalf of Macon County Continuum Care that they were well aware of the particular residence at that location and they were at risk of being unable to maintain their independence and live in their own home and hoped Council would pass the Ordinance.

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

2018-18 Ordinance Authorizing the Installation of Stop Signs at the Intersection of East Clay Street and South 22<sup>nd</sup> Place facing South 22<sup>nd</sup> Place, was presented. Councilman Pat McDaniel moved the Ordinance do pass; seconded by Councilwoman Dana Ray.

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

2018-19 Ordinance Authorizing the Installation of Stop Signs at the Intersection of East Clay Street and South 23<sup>rd</sup> Street facing South 23<sup>rd</sup> Street, was presented. Councilman Pat McDaniel moved the Ordinance do pass; seconded by Councilwoman Dana Ray.

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

2018-20 Ordinance Authorizing the Installation of Stop Signs at the Intersection of East Clay Street and South 23<sup>rd</sup> Place facing South 23<sup>rd</sup> Place, was presented. Councilwoman Dana Ray moved the Ordinance do pass; seconded by Councilman Pat McDaniel.

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

2018-21 Ordinance Authorizing the Installation of Stop Signs at the Intersection of East Clay Street and South Nelson Boulevard Facing East Clay Street, was presented. Councilman Pat McDaniel moved the Ordinance do pass; seconded by Councilwoman Dana Ray.

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

R2018-51 Resolution Authorizing Redevelopment Agreement Love's Travel Stops & Country Stores, Inc., was presented. Councilman Pat McDaniel moved the Resolution do pass; seconded by Councilwoman Dana Ray.

Councilman Charles Kuhle asked why the pass through of the \$26,000 engineering cost. Deputy City Manager Billy Tyus stated it was part of the negotiations with Love's and it was engineering that was required to design the actual work that we are going to do to design the roadway. Councilman Charles Kuhle asked if the signage and lights spilling over into the neighborhoods had been addressed because he has had several inquiries about those issues. Deputy City Manager Billy Tyus explained that part of the site planning process that Love's would go through requires a lighting plan and they are required to meet lighting standards as they relate to our ordinances. Councilman David Horn asked if this would go to the Plan Commission and then the City Council for approval. Deputy City Manager Billy Tyus stated no, the site plan is an internal approval process. Councilman David Horn asked if the road work would go out to bid. Deputy City Manager Billy Tyus stated it would go out to bid.

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

R2018-52 Resolution Authorizing City Rider to the Highway Permit with the Illinois Department of Transportation for Loves Travel Center and Country Store, Inc., was presented. Councilman Pat McDaniel moved the Resolution do pass; seconded by Councilwoman Dana Ray.

Councilman Charles Kuhle asked if the State is going to fix the road that is in disrepair at the proposed project area. Deputy City Manager Billy Tyus stated the City can continue to make the request to the State.

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

R2018-53 Resolution Authorizing the Execution of a Temporary Construction Easement Agreement between the City of Decatur and Clifford Mason, was presented. Councilman Pat McDaniel moved the Resolution do pass; seconded by Councilwoman Dana Ray.

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

R2018-54 Resolution Authorizing the Execution of a Temporary Construction Easement between the City of Decatur and Carol Klepzig, was presented. Councilman Pat McDaniel moved the Resolution do pass; seconded by Councilwoman Dana Ray.

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

2018-22 Ordinance Authorizing a Lift Station Easement and Access Agreement between the City of Decatur and Clifford Mason, was presented. Councilman Pat McDaniel moved the Ordinance do pass; seconded by Councilwoman Dana Ray.

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

R2018-55 Resolution Accepting a Grant from the Illinois Housing Development Authority's Abandoned Residential Property Municipality Relief Program, was presented. Councilman Pat McDaniel moved the Resolution do pass; seconded by Councilwoman Dana Ray.

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

R2018-56 Resolution Authorizing Action Regarding Unsafe Structures, was presented. Councilman Pat McDaniel moved the Resolution do pass; seconded by Councilwoman Dana Ray.

Deputy City Manager Billy Tyus responded to Councilman David Horn's comments and questions regarding the operating procedures for properties to come before Council.

Upon call of the roll, Council members 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 announced that the Resolutions concerning Natural Gas Supply Services and Electricity Supply Services were changed to reflect that the Mayor will sign the contracts in the absence of the City Manager.

R2018-57 Resolution Authorizing the Mayor to Execute a Contract with Mid American Energy Services, LLC for Natural Gas Supply Services, was presented. Councilman Pat McDaniel moved the Resolution do pass; seconded by Councilwoman Dana Ray.

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

R2018-58 Resolution Authorizing the Mayor to Execute a Contract with AEP Energy, Inc. for Electricity Supply Services, was presented. Councilman Pat McDaniel moved the Resolution do pass; seconded by Councilwoman Dana Ray.

Upon call of the roll, Council members 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 G and asked if any Council member wished to have an item removed from the Consent Calendar. Council members did not ask to remove any items from the Consent Calendar. The Clerk read Items A and G:

- A. Receiving and Filing of Minutes Boards and Commissions
- B. 2018-23 Ordinance Amending City Code Chapter 47 – Control of Animals, Fowl and Dogs
- C. R2018-59 Resolution Regarding Temporary Closing of State Rights-of-Way Community Events – Shoreline Classic
- D. R2018-60 Resolution Regarding Temporary Closing of State Rights-of-Way Community Events – Firecracker Road Run
- E. 2018-24 Ordinance Authorizing Consumption of Alcoholic Liquor in Central Park Decatur Area Arts Council – Arts in Central Park 2018
- F. R2018-61 Resolution Approving Appointment – DCDF

G. R2018-62 Resolution Approving Reappointments - DCDF

Councilman Pat McDaniel moved Items A and G be approved by Omnibus Vote; seconded by Councilwoman Dana Ray, and on call of the roll, Council members 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 David Horn asked if the nitrate filtering facility had the ability to regulate the nitrate level at 5 milligrams per liter. Public Works Director Matt Newell stated the facility could manage to reduce the nitrate most of the time to 5 milligrams per liter. It would more than double the cost from the machinery being used.

Councilwoman Dana Ray stepped out of the Council meeting at 6:50 p.m.

Councilman Charles Kuhle thanked City staff for the new bicycle signage on Fairview Park to downtown bike path.

Mayor Julie Moore Wolfe called for adjournment. Councilman Pat McDaniel moved the Council meeting be adjourned; seconded by Councilman Charles Kuhle, and on call of the roll, Council members David Horn, Charles Kuhle, Pat McDaniel and Mayor Julie Moore Wolfe voted aye. Mayor Julie Moore Wolfe declared the motion carried.

Mayor Julie Moore Wolfe declared the Council meeting adjourned at 6:51 p.m.

Approved June 4, 2018  
Debra G. Bright  
City Clerk