

CITY COUNCIL MINUTES
Monday, December 18, 2017

On Monday, December 18, 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 Charles Kuhle, Pat McDaniel, Dana Ray, Bill Faber, Lisa Gregory and David Horn. 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.

Mayor Julie Moore Wolfe called for Appearance of Citizens:

Pastor Mark Cooper of Four Square Church asked Council's permission to use the sidewalk in front of Lincoln Square Theater, located at 127 N. Main Street, beginning on Saturday, March 10, 2018, from 1:00 p.m. – 3:00 p.m., on a weekly basis to offer public members to receive prayer.

Don Carmichael provided a handout for Council regarding the decrease of the insect population. Mr. Carmichael stated that the City needs more native prairie biodiversity on public and private property.

Carlotta Witherspoon spoke about the Rural King rabies clinic. She took her dog to Rural King to get rabies shots and later received a fine from the City for not registering her pet. City Manager Tim Gleason took Ms. Witherspoon's information and stated staff would reach out to her on Tuesday morning.

The minutes of the December 4, 2017, 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 Charles Kuhle, Pat McDaniel, Dana Ray, Bill Faber, Lisa Gregory, David Horn 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.

R2017-147 Resolution Authorizing Payment of 2018 Central Illinois Regional Dispatch Center Invoice – User Fees for the Decatur Police Department and Decatur Fire Department, was presented. Councilman Pat McDaniel moved the Resolution do pass; seconded by Councilwoman Dana Ray.

Councilman Charles Kuhle asked what the advantages or savings were since the new arrangement. City Manager Tim Gleason stated the City might have savings if there are additional users from the rural counties and the possibility of constructing a new communication center. Internally it reduces staff time in dealing with personnel issues and having additional City employees. Councilman Bill Faber asked what generates the \$2 million dollar user fee. City Manager Tim Gleason stated approximately 70% is personnel costs and between 25% - 30% are other related costs.

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

R2017-148 Resolution Authorizing a Water Service Agreement for 3968 West Division Street, was presented. Councilman Pat McDaniel moved the Resolution do pass; seconded by Councilwoman Dana Ray.

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

R2017-149 Resolution Adopting Policy Prohibiting Sexual Harassment, was presented. Councilman Pat McDaniel moved the Resolution do pass; seconded by Councilwoman Dana Ray.

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

R2017-150 Resolution Authorizing Amendment to Employment Agreement, was presented. Councilman Pat McDaniel moved the Resolution do pass; seconded by Councilwoman Dana Ray.

Councilman David Horn motioned to table the Resolution until after the Council had their evaluation of the City Manager in January and Council had discussed the City Manager's subsequent two year term and then an annual raise; seconded by Councilman Bill Faber.

Upon call of the roll, Councilmen Charles Kuhle, Pat McDaniel, Dana Ray, Lisa Gregory, and Mayor Julie Moore Wolfe voted nay. Councilmen Bill Faber and David Horn voted aye. Five nays and two ayes. Mayor Julie Moore Wolfe declared the motion failed.

Mayor Julie Moore Wolfe called for roll of the original motion. Upon call of the roll, Councilmen Charles Kuhle, Pat McDaniel, Dana Ray, Lisa Gregory and Mayor Julie Moore Wolfe voted aye. Councilmen Bill Faber and David Horn voted nay. Five ayes and two nays. Mayor Julie Moore Wolfe declared the motion carried.

2017-55 Ordinance Levying Property Taxes for the City of Decatur, Illinois, was presented. Councilman Pat McDaniel moved the Ordinance do pass; seconded by Councilwoman Dana Ray.

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

2017-56 Ordinance Appropriating Additional Funds for Certain Funds in Fiscal Year Ending December 31, 2017, was presented. Councilman Pat McDaniel moved the Ordinance do pass; seconded by Councilwoman Dana Ray.

Councilman Charles Kuhle asked Finance Director Gregg Zientara to explain the unforeseen expenses of the Police Pension and Municipal Band funds. Mr. Zientara stated the additional expenses for the Municipal Band was primarily for sheet music. He stated it is within the fund balance of cash the Municipal Band has available. Mr. Zientara stated we had underestimated the Police Pension expenses that would occur during 2017 related to payouts of retiring officers. Also, an officer went to work for another jurisdiction and he desired to transfer his pension from one fund to another fund and we underestimated what the pension outflow would be. All of this is being paid out of the existing fund balance. It is not any new cash or monies that are draining funds of the City. Councilman Bill Faber asked Mr. Zientara when the City was aware of the \$1 million dollar shortfall. Mr. Zientara responded it was at different stages throughout the year. Councilman Bill Faber requested that Council be made aware of these storms developing throughout the year.

Upon call of the roll, Councilmen Charles Kuhle, Pat McDaniel, Dana Ray, Bill Faber, Lisa Gregory, David Horn 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 M and asked if any Council member wished to have an item removed from the Consent Calendar. Councilman Pat McDaniel requested Items C and M be removed. Councilman Chuck Kuhle requested Item L be removed. Councilman Bill Faber requested Item D be removed. The Clerk read Items A – B and E - K:

- A. Receiving and Filing of Minutes of Boards and Commissions
- B. R2017-151 Resolution Approving Appointment – Public Building Commission
- E. 2017-57 Ordinance Abating the Property Tax Levy for the City of Decatur, Illinois General Obligation 2013 Series Bonds
- F. 2017-58 Ordinance Abating the Property Tax Levy for the City of Decatur, Illinois General Obligation 2014 Series Bonds
- G. 2017-59 Ordinance Abating the Property Tax Levy for the City of Decatur, Illinois General Obligation 2015 Series Bonds
- H. 2017-60 Ordinance Abating the Property Tax Levy for the City of Decatur, Illinois General Obligation 2016 Series Bonds

- I. 2017-61 Ordinance Abating the Property Tax Levy for the City of Decatur, Illinois for General Obligation 2010 Series A Bonds
- J. 2017-62 Ordinance Abating the Property Tax Levy for the City of Decatur, Illinois for General Obligation 2010 Series B Bonds
- K. 2017-63 Ordinance Abating the Property Tax Levy for the City of Decatur, Illinois for General Obligation 2010 Series C Bonds

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

Item C., R2017-152 Resolution Accepting the Bid and Authorizing the Execution of a Purchase Order Furnishing Water Treatment Chemicals, was presented. Councilwoman Dana Ray moved the Resolution do pass; seconded by Councilman Pat McDaniel.

Councilman Pat McDaniel stated this item is over \$71,000 and he would like it brought before Council in New Business instead of in the Consent Calendar. Councilman David Horn asked if any of the vendors were from Decatur or Macon County and were they successful. Councilman David Horn asked how close the vendors were to the successful bids. City Manager Tim Gleason stated there were no successful local businesses.

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

Item D., R2017-153 Resolution Approving and Determining the Need for Confidentiality of Minutes of Closed Meetings, was presented. Councilman Pat McDaniel moved the Resolution do pass; seconded by Councilwoman Dana Ray.

Councilman Bill Faber stated Council had a responsibility to review the closed meeting minutes and make their own recommendations as to whether these minutes should be released or withheld. Councilman Charles Kuhle asked if Council could get some general parameters as to what the process is to determine what minutes are open or not. Corporation Counsel Wendy Morthland stated that the law requires the closed minutes to be reviewed twice a year and for Council to approve. Generally, the common exemptions for non-release are for strategies of litigation that are discussed. Once the litigation is resolved the minutes can be released. Another exemption is collective bargaining.

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

Item L., R2017-154 Resolution Authorizing Execution and Amendment of FY 2018 Transit Operating Assistance Grant Agreement with the Illinois Department of Transportation, was presented. Councilman Pat McDaniel moved the Resolution do pass; seconded by Councilwoman Dana Ray.

Councilman Charles Kuhle asked where the State was on paying Transportation this year. Finance Director Gregg Zientara stated this grant request covers July 1, 2017 to June 30, 2018. The City is actually six months into the grant and asking for Council's approval now. We have been waiting for consent from the Illinois Department of Transportation to bring this to Council for approval.

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

Item M., R2017-155 Resolution Authorizing the City of Decatur to provide an Interfund Cash Advance to the Decatur Public Transit System Fund, was presented. Councilwoman Dana Ray moved the Resolution do pass; seconded by Councilman Pat McDaniel.

Councilman Pat McDaniel wanted the public to know that we are dealing with the State on this. Councilman Pat McDaniel asked what the City provides as the matching amount. Finance Director Gregg Zientara stated 65% is Transit and 35% is City's. Council members shared their comments about interfund cash advance procedures.

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

Mayor Julie Moore Wolfe called for Other Business.

Councilman Charles Kuhle stated that next month Council will be dealing with the possibility of rezoning Ash Avenue and Rt. 51 and he has received a lot of emails and phone calls and he was wondering if there was something that Council should be looking at now. Much of the information he had received was about the speed limit. One person stated that semi-trucks are going from the Walgreens on Ash Avenue down Ash to MacArthur to the other Walgreens so maybe we need to put no semi-trucks on Ash Avenue. Another citizen requested a three way stop at Buckingham and Ash. Councilman Charles Kuhle asked what Council could do now because there is a problem now. City Manager Tim Gleason stated enforcement of the existing speed limit is a potential remedy, just need to find the resources to do the enforcement. City Manager Tim Gleason stated that when this item goes before Council in January, it could be approved with additional provisions if Council feels it rises to that level. Economic & Community Development Director Raymond Lai stated the proposed developer's traffic study believed the proposed development wouldn't add any traffic burdens at that location. Council discussed doing a traffic count. Interim Public Works Director Matt Newell stated that the City and State had already done traffic counts in that area.

City Manager Tim Gleason reported that the demolition at Grand Avenue is nearly complete. He stated the City had an opportunity to work with an operator's union apprenticeship program out of Springfield as a training opportunity and City workers hauled the debris off. This is not property the City owns.

Councilman David Horn asked how the City could develop a Blue Ribbon Committee to analyze the City's violence and make recommendation. Mayor Julie Moore Wolfe stated she had met briefly with Dr. Jeanelle Norman and she had not had an opportunity to discuss it with the City Manager at this time.

With no other business, Mayor Julie Moore Wolfe called for a motion to recess to Study Session for the 2017 Street Projects Summary. Councilman Pat McDaniel motioned to recess to Study Session; seconded by Councilwoman Dana Ray. Upon call of the roll, Councilmen Charles Kuhle, Pat McDaniel, Dana Ray, Bill Faber, Lisa Gregory, David Horn and Mayor Julie Moore Wolfe voted aye. Mayor Julie Moore Wolfe declared the motion carried.

Public Works Engineer Griffin Enyart gave a Power Point presentation on the 2017 road work wrap up and thanked the contractors and workers for their work. Mr. Enyart responded to Council's questions regarding local motor fuel tax projects

Councilman Pat McDaniel moved the Council meeting be adjourned; seconded by Councilman Charles Kuhle, and on call of roll, Councilmen Charles Kuhle, Pat McDaniel, Dana Ray, Bill Faber, Lisa Gregory, David Horn and Mayor Julie Moore Wolfe voted aye. Mayor Julie Moore Wolfe declared the Council meeting adjourned at 7:14 p.m.

Approved January 2, 2018
Debra G. Bright
City Clerk