CITY COUNCIL MINUTES
Monday, December 15, 2014

On Monday, December 15, 2014, 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 Michael T. McElroy presided; together with him being Councilmen Jerry J. Dawson, Larry W. Foster, Patrick S. Laegeler, Pat McDaniel, Julie Moore-Wolfe and Dana M. Ray. Seven members were present. Mayor McElroy declared a quorum present.

City Manager, Ryan P. McCrady, attended the meeting as well.

Mayor McElroy led the Pledge of Allegiance to the Flag.

The minutes of the meeting of December 1, 2014, were presented. Councilman Dana M. Ray moved the minutes be approved as written; seconded by Councilman Julie Moore-Wolfe, and on call of the roll, Councilmen Jerry, J. Dawson, Larry W. Foster, Pat McDaniel, Julie Moore-Wolfe, Dana M. Ray and Mayor McElroy voted aye. Councilman Patrick S. Laegeler abstained. The Mayor declared the motion carried.

This being the time set aside for unfinished business and there being no unfinished business, the Mayor proceeded to New Business. There was no presentation by Sue Lawson, President of Coalition of Neighborhood Organizations.

R2014-148 Resolution Authorizing a Revision to the Agreement with the Illinois Department of Transportation for Maintenance of Traffic Control Devices, Boyd Road/ Illinois Route 48, was presented.

Councilman Larry W. Foster moved the Resolution do pass; seconded by Councilman Pat McDaniel. On call of the roll, Councilmen Jerry J. Dawson, Larry W. Foster, Patrick S. Laegeler, Pat McDaniel, Julie Moore-Wolfe, Dana M. Ray, and Mayor Michael T. McElroy voted aye. Mayor Michael T. McElroy declared the motion carried.

2014-69 Ordinance Rezoning Property, 2634 North 22nd Street, was presented.

Councilman Pat McDaniel moved the Ordinance do pass; seconded by Councilman Dana M. Ray. On call of the roll, Councilmen Jerry J. Dawson, Larry W. Foster, Patrick S. Laegeler, Pat McDaniel, Julie Moore-Wolfe, Dana M. Ray, and Mayor Michael T. McElroy voted aye. Mayor Michael T. McElroy declared the motion carried.

2014-70 Ordinance Rezoning Property – 3100 Block East Mound Road, was presented.

Councilman Jerry J. Dawson moved the Ordinance do pass; seconded by Councilman Larry W. Foster. On call of the roll, Councilmen Jerry J. Dawson, Larry W. Foster, Patrick S. Laegeler, Pat McDaniel, Julie Moore-Wolfe, Dana M. Ray, and Mayor Michael T. McElroy voted aye. Mayor Michael T. McElroy declared the motion carried.

2014-71 Ordinance Adding Territory to Enterprise Zone, Harrison Management Group, LLC, Akorn, Inc., was presented.

Councilman Pat McDaniel moved the Ordinance do pass; seconded by Councilman Jerry J. Dawson. On call of the roll, Councilmen Jerry J. Dawson, Larry W. Foster, Patrick S. Laegeler, Pat McDaniel, Julie Moore-Wolfe, Dana M. Ray, and Mayor Michael T. McElroy voted aye. Mayor Michael T. McElroy declared the motion carried.

2014-72 Ordinance Amending Zoning Ordinance – Section II – Definitions – Boarding or Lodging House and Family, was presented.

Councilman Jerry J. Dawson moved the Ordinance do pass; seconded by Councilman Larry W. Foster. On call of the roll, Councilmen Jerry J. Dawson, Larry W. Foster, Patrick S. Laegeler, Pat McDaniel, Julie Moore-Wolfe, Dana M. Ray, and Mayor Michael T. McElroy voted aye. Mayor Michael T. McElroy declared the motion carried.

2014-73 Ordinance Appropriating Additional Funds for Fiscal Year Ending December 31, 2014, was presented.

Councilman Julie Moore-Wolfe moved the Ordinance do pass; seconded by Councilman Jerry J. Dawson. On call of the roll, Councilmen Jerry J. Dawson, Larry W. Foster, Patrick S. Laegeler, Pat McDaniel, Julie Moore-Wolfe, Dana M. Ray, and Mayor Michael T. McElroy voted aye. Mayor Michael T. McElroy declared the motion carried.

R2014-149 Resolution Authorizing Intergovernmental Agreement – Decatur School District No. 61 – Police Officers, was presented.

Councilman Larry W. Foster moved the Resolution do pass; seconded by Councilman Jerry J. Dawson. Resident Sherry Procarione asked how additional staffing would affect the number of officers on the street. City Manager McCrady explained there would be no decrease of officers on the street. Councilman Larry W. Foster asked for an overview of the duties of the officers. Lieutenant Brad Sweeney stated the officers would be role models, discouraging juveniles from negative behavior and they would follow up on criminal investigations. On call of the roll, Councilmen Jerry J. Dawson, Larry W. Foster, Patrick S. Laegeler, Pat McDaniel, Julie Moore-Wolfe, Dana M. Ray, and Mayor Michael T. McElroy voted aye. Mayor Michael T. McElroy declared the motion carried.

R2014-150 Resolution Authorizing Agreement with the Decatur Park District and Beach House I, Incorporated, for Construction and Payment of Exterior Renovation of Beach House Restaurant, was presented.

Councilman Larry W. Foster moved the Resolution do pass; seconded by Councilman Dana M. Ray. City Manager McCrady advised the City's portion is $250,000.00 and it would be used to improve public access areas only. The money will come from the water fund. Bruce Nims representing Grow Decatur spoke in favor of the improvements and the agreement. Larry Livergood, consultant for the Park District on the architectural/engineering portion of the project, explained the project in detail and the specific costs. Councilman McDaniel advised he will be voting no because when he voted for the increase in water rates the money was to be used to improve and maintain the water system and for dredging. He does not feel this project fits into the scope of the reason why he voted to increase water rates. Larry Foster voiced his support for the project. Jerry J. Dawson voiced his support for the project because the improvements involved the public access areas. Mayor McElroy stated this is an investment in the community's future. Councilman Dana M. Ray asked what will happen if the cost is less than $250,000.00. City Manager McCrady advised the bids are in for the project. Mr. Livergood provided the City Manager with a breakdown of the costs and the City Manager believes $250,000 is accurate. Sherry Procarione addressed Council and specifically asked Councilman Pat McDaniel to explain why he is voting no. Councilman McDaniel reiterated that he does not feel this project falls within the scope of the projects he previously voted in favor of which increased water rates. Sherry Procarione addressed Council and agreed with Councilman McDaniel's position. Mayor

McElroy emphasized the City will not be funding anything for the restaurant. Donna Garreau addressed Council and requested that the boat ramps and boat house be given attention, if they are the City's responsibility, as well as the electrical. John Phillips addressed Council and stated he is pleased with the intergovernmental and public/private collaboration. On call of the roll, Councilmen Jerry J. Dawson, Larry W. Foster, Patrick S. Laegeler, Julie Moore-Wolfe, Dana M. Ray, and Mayor Michael T. McElroy voted aye. Councilman Pat McDaniel voted nay. Mayor Michael T. McElroy declared the motion carried.

Mayor Michael T. McElroy called for Consent Calendar Items A through C and asked if any Council member wished to have an item removed from Consent Calendar. Councilman Dana M. Ray requested Item A be removed from Consent Agenda. Items B and C were approved by Omnibus Vote.

Councilman Patrick S. Laegeler moved that Consent Calendar Items B and C be approved by Omnibus Vote; seconded by Councilman Julie Moore-Wolfe, and on call of the roll, Councilmen Jerry J. Dawson, Larry W. Foster, Patrick S. Laegeler, Pat McDaniel, Julie Moore-Wolfe, Dana M. Ray, and Mayor Michael T. McElroy voted aye. Mayor Michael T. McElroy declared the motion carried.

2014-74 Ordinance Amending City Code Chapter 7 – Officers and Employees Generally, and

2014-75 Ordinance Approving Appointment of Interim City Treasurer.

Item A of the Consent Calendar, Ordinance Authorizing the Transfer of Monies from the Neighborhood Improvements Fund #83 to the City General Fund, was presented.

Councilman Patrick S. Laegeler moved the Ordinance do pass; seconded by Councilman Dana M. Ray. Councilman Dana M. Ray questioned what the intent of the money in the Neighborhood Improvement Fund was to be used for and why there was a cash balance. City Manager McCrady explained it was set up prior to his becoming City Manager and it is his understanding it was set up to be used for grants to assist neighborhood organizations. Neighborhoods have not requested the money and it was not spent. Further, he stated transferring the funds to the General Operating Fund would expand the flexibility of using the money. Councilman Dana M. Ray expressed the money needs to be used for neighborhood improvement, demolition as well as rehab projects to prevent houses from ending up on the demolition list. Councilman Dana M. Ray stated she would rather the money not go into the General Fund and that the money be utilized for neighborhood improvements. The City Manager advised the item can be tabled. Councilman Pat McDaniel made a motion to table the item; Mayor Michael T. McElroy seconded the motion. On call of the roll, Councilmen Jerry J. Dawson, Larry W. Foster, Patrick S. Laegeler, Pat McDaniel, Julie Moore-Wolfe, Dana M. Ray, and Mayor Michael T. McElroy voted aye. Mayor Michael T. McElroy declared the motion carried.

This being the time for Appearance of Citizens, H. Russell Shulke, citizen of Decatur, addressed Council and provided history on the City of Decatur, as well as Lake Decatur. In addition, he commended Council on their proactive stance with regard to the lake. Sherry Procarione addressed Council and commented on the USEPA Environmental Grant fund applications which Billy Tyus is seeking public input. She

asked people to respectfully contact Mr. Tyus and tell him to stop asking for more tax payer dollars. With regard to neighborhoods, she questioned whether making improvements to houses is a proper role of government. In addition, she stated tax payer dollars should not be used for police officers in schools. Officers on the street would be of better use of tax payer dollars. Donna Garreau addressed Council and commented that police presence in the schools is a safety factor. She requested a course on criminal justice as well as the justice system and how it works be taught to students. Jeffrey Perkins, Caring Black Men, explained he and his group are in the schools five days a week and they see where law enforcement is needed in the schools every day.

Mayor McElroy praised City Manager McCrady and informed the public of the reception for him on December 17, 2014, from 5 – 8 p.m. Mayor McElroy thanked Ryan McCrady for his service to our community. Councilman Larry W. Foster concurred and stated hiring Mr. McCrady was the best decision he made and the best action the Council has taken in the past six years. City Manager McCrady expressed his appreciation and the support from Council. Further, he expressed his gratitude for City staff and their support during his tenure.

Councilman Pat McDaniel moved to recess to study session for study of Hiring of Minorities and Females for Public Construction Projects and the Treasurer's Financial Report; seconded by Councilman Larry W. Foster and on call of the roll, Councilmen Jerry J. Dawson, Larry W. Foster, Patrick S. Laegeler, Pat McDaniel, Julie Moore-Wolfe, Dana M. Ray and Mayor McElroy voted aye. The Mayor declared the motion carried.

City Manager McCrady stated that the staff is reviewing the possibility of changing the bidding requirements for hiring minorities and females and is looking what other communities have and are doing to maximize the number of local employees. Recent discussions have been held with various people and groups regarding the desire to make sure that the workforce for construction projects are representative of the make-up of our community's workforce. Staff would propose the adoption of an ordinance by Council requiring that contractors make a good faith effort as specifically defined by City bid requirements to meet the following standards for all City construction projects in excess of $100,000. Fifty percent (50%) of all hours worked total on a project must be performed by local residents defined as living within Macon County or within fifteen (15) miles of the corporate limits of the City of Decatur; Eighteen percent (18%) of the total hours worked on a project must be performed by minority workers; and three percent (3%) of the total hours worked on a project must be performed by female workers. Councilman Jerry J. Dawson commented that the definition of "local" is important. He stated the City needs to maximize "local", yet make the "local" flexible. It was suggested by the City Manager that City staff should speak with the building trades and get their input. Councilman Pat McDaniel stated it is important to get everyone working and he was glad the discussion is happening. Pat West addressed the Council encouraging a diversity policy, citing the MBE and WBE. She does not believe the policy extends far enough and she suggested a comprehensive policy on diversity hiring, including minority goals, similar to that of our neighboring cities. Mark Tyus, Construction Committee of the Black Chamber of Commerce and Representative of the

State Black Chamber of Commerce, stated the study session tonight and discussions are a very positive step. He commended Peoria for their draft, memorandum and training workers. He asked the draft be deferred as it doesn't include the contracting portion. Sherry Procarione asked Council when considering this issue to refrain from honoring executive law, which is outside Constitutional law. She asked if bids are closed to prevent knowledge of who is making said bid to prevent bias. City Manager McCrady said that could be looked into. Mark Tyus addressed the Council again and stated that there are no shortcut for minorities. He explained that all pre-qualifications must be met. If there are Federal/State dollars involved those dollars have to be shared with minorities to participate. Council needs to work on the definition of "local" and look at the different types of money we use. More details and further research is needed and brought to Council by City staff.

Mr. Gregg Zientara presented an overview of the Treasurer's Report.

City Manager McCrady discussed the upcoming meetings; the fifth Monday of December is December 29th and the first Monday in January, 2015 will be cancelled. The next meeting will be Tuesday, January 20th, because January 19th is a City holiday. The Clerk provided the required notifications.

City Manager McCrady also asked that the Study Session regarding the ambulance ordinance revision be postponed until the first meeting in February as the owner of Decatur Area Ambulance Service is not available January 20th.

There being no further business, Councilman Larry W. Foster moved the regular Council meeting be adjourned; seconded by Councilman Julie Moore-Wolfe, and on call of the roll Councilmen Jerry J. Dawson, Larry W. Foster, Patrick S. Laegeler, Pat McDaniel, Julie Moore-Wolfe, Dana M. Ray, and Mayor McElroy voted aye. The Mayor declared the Council meeting adjourned at 7:09 p.m.

Approved January 20, 2015
Linda M. Swartz
City Clerk