

CITY OF DECATUR
COMMON COUNCIL MINUTES
JULY 5, 2016

The City of Decatur Common Council met on Tuesday, July 5, 2016 at 7:30 p.m. at City Hall in Council Chambers, 172 N. 2nd Street. The meeting was called to order by Mayor Ken Meyer. Roll call was taken to show, Councilmen Craig Coshow, Matt Dyer, Tyler Fullenkamp and Wylie Sirk were in attendance. Councilman Cam Collier was absent. Also present was City Attorney, Tim Baker and Clerk-Treasurer, Phyllis Whitright.

The Mayor invited everyone to stand and recite the Pledge of Allegiance.

The Clerk-Treasurer emailed the minutes from the June 21st meeting. There were no corrections. Sirk made a motion to approve the minutes. Dyer seconded the motion. Motion carried.

Fullenkamp made a motion to make the legal notice for a public hearing on denial of real property tax abatement for New Prime, Inc. a matter of record. Sirk seconded the motion. Motion carried.

Sirk made a motion to suspend the council meeting for a Public Hearing. Coshow seconded the motion. Motion carried.

Sirk made a motion to open the Public Hearing. Dyer seconded the motion. Motion carried.

At the June 7th council meeting, Council reviewed the CF-1 form that was filed by New Prime, Inc. and found they were not in substantial compliance of the Statement of Benefits and failed to timely file the CF-1 form. The Mayor asked for comments from New Prime. Corporate Counsel, Justin Collins introduced himself and the other representatives from New Prime. Collins apologized for not attending the June 7th council meeting and explained the reason for the late filing was due to a death and the duties of filing the paperwork were given to someone else in the accounting department, which should have been given to the legal department. Collins was not aware of this until he read the article in the local newspaper. Brent Vonwiller from the tanker division informed Council that New Prime has a 10 year service contract with Bunge, and also supports other local businesses. Olivia Guthrie reported New Prime had 23 employees in 2015 and will be adding 4-5 positions next year. Jim Guthrie from the Operations Department informed Council that New Prime drivers are contracted, these employees are paid on 1099's, not W-2's, and plan to hire more drivers in the future. Paul Smith commented on the great quality mechanics and having employee's long term. He also mentioned the refrigerated trucks were started here in Decatur. Collins then handed out Prime's economic impact report. Collins requested additional time to add an addendum to the CF-1 form, stating Prime has more than 14 full time employees and can have the most current payroll numbers to the City by this Friday, July 8th. Collins assured Council that going forward there will be no more late filings. Councilman Sirk appreciated the representatives attending the meeting, but didn't understand why they failed to file the CF-1 a second time. Collins responded that he couldn't explain mismanagement. Councilman Fullenkamp questioned why the most current calculations couldn't be provided to them at this public meeting.

Mr. Collins informed him that 2-3 weeks, and with the holiday wasn't enough time to put the payroll numbers together. The City Attorney, Tim Baker suggested for Council not to act upon the Resolution he prepared until the revised totals from New Prime can be reviewed by Council at the next council meeting. Council will then determine whether or not New Prime, Inc. has made reasonable efforts to comply and if the preliminary denial of the real property tax abatement should be confirmed or reversed.

Councilman Coshow made a motion to close the Public Hearing. Sirk seconded the motion. Motion carried.

Sirk made a motion to reconvene the Council meeting. Coshow seconded the motion. Motion carried.

Sirk made a motion to table Resolution No. 2016-8 until the July 19th Council meeting. Dyer seconded the motion. Motion was unanimous.

The Mayor thanked the representatives from New Prime, Inc. for coming from Springfield, Missouri to attend the meeting, and requested for Mr. Collins to send the revised figures to his attention.

EDZ HD Motorcycle Service & Repair completed and filed an event form requesting to hold their annual Bike & Car Night – Summer Block Party on Thursday, July 21st at 235 N 1st Street and to close a portion of 1st Street between Monroe Street and Jackson Street from 4:00 p.m. to 8:00 p.m. Department Heads have approved and signed the event form. Dyer made a motion to approve the event and the street closing. Sirk seconded the motion. Motion carried.

Utilities Director, Dan Rickord had presented at the June 21st Board of Works meeting a proposed water rate increase. An engineering firm has been hired to do a feasibility study, which will provide plans for future water utility improvements. Rickord and Operations Manager, Jeremy Gilbert both mentioned there are many water projects that need to be done, but funding is limited. The last Water Utility rate increase was in 2009, so Rickord is suggesting to increase the water rates by 15%, which is estimated at an increase of \$1.95 a month for the minimum user, and \$3.20 for the average user. This increase will only help maintain the water utility balance to cover operating expenses, but will have to look at a larger increase in the future for the major improvements. Councilman Dyer made a motion to proceed with a Public Hearing to increase only the water rates 15%. Councilman Sirk seconded the motion. Motion carried.

Board of Public Works & Safety members approved at their meeting the real estate agreement with Paul & Sue Ann Faurote to purchase property at 124 E. Monroe Street for \$17,750.00 for future development. This amount is the average of two (2) appraisals. Councilman Coshow made a motion to approve the purchase and to pay this from the Riverboat fund. Dyer seconded the motion. Motion carried.

The City Attorney, Tim Baker announced at the next July 19th council meeting, Adams County will present to Council a Joint Petition for annexation of the new County Jail. The fiscal plan will also be introduced along with a resolution for passage of the plan, and an ordinance for the annexation will be introduced. Adams County has also petitioned the Decatur Plan Commission to rezone the property.

Operations Manager, Jeremy Gilbert announced July 12th the Parks Department will be have their annual Iron Kid Triathlon. There will be limited access on East Monroe Street during this event, which homeowners have been notified.

Community Coordinator, Melissa Norby announced tickets go on sale July 6th at Riverside Center for the Tin Caps game, which will be on Saturday, August 13th. Tickets are \$7.00. Several local business are sponsoring this event, and will have many gift giveaways at the park.

Coshow made a motion to allow the claims as presented. Fullenkamp seconded the motion. Motion carried.

There being no further business, Dyer made a motion for adjournment. Sirk seconded the motion. Motion carried. Meeting was adjourned at 8:30 p.m.