

CITY OF DECATUR
COMMON COUNCIL MINUTES
JUNE 5, 2018

The City of Decatur Common Council met on Tuesday, June 5, 2018 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, Scott Murray, and Wylie Sirk were in attendance. Also present was Clerk-Treasurer, Phyllis Whitright and City Attorney, Tim Baker.

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

The Clerk-Treasurer had emailed the minutes from the May 15, 2018 meeting. There being no corrections, Murray made a motion to approve the minutes. Fullenkamp seconded the motion. Motion carried.

Sirk made a motion to suspend the City Council meeting for a public hearing. Seconded by Dyer, the motion was adopted.

Sirk made a motion to open the Public Hearing. Seconded by Dyer, the motion was adopted.

The Public Hearing was held regarding a tax abatement for TekniPlex Inc. (Dolco Packaging) for both real estate and personal property. Jim Baumgartner, and Attorney, Audra Snyder representing Dolco were present for any questions. Mr. Baumgartner explained that a new egg printer and tech. lines will be added costing approximately \$3.5 million, with a new warehouse to be constructed on the west side of the property. No additional employees will be added at this time. Dyer made a motion to make the proof of publication for the Public Hearing, and also the proof of filing notice of the abatement to each taxing unit a matter of record. Seconded by Fullenkamp, the motion was adopted. There being no one in attendance to speak regarding the abatement, Coshow made a motion to close the Public Hearing. Seconded by Sirk the motion was adopted.

Sirk then made a motion to open a second Public Hearing for the purpose of discussion regarding the Fiscal Plan for the annexation of a portion of the City's farm. Seconded by Coshow, the motion was adopted. City Attorney, Tim Baker noted 14.756 acres of the City's farm located on 600 North would be annexed into the City and would be located in City Council District 1. It was noted there would be no tax effect since there are no residents in the annexed area. Baker provided the costs associated with the annexation.

Fullenkamp made a motion to make the proof of publication of the public hearing a matter of record. Seconded by Murray, the motion was adopted.

There were no comments from the public, so Dyer made a motion to close the Public Hearing. Seconded by Sirk, the motion passed, and the second Public Hearing was ended.

Sirk made a motion to reconvene the Council meeting, seconded by Dyer, the motion was adopted.

The Confirming Resolution 2018-8 was then presented, a resolution granting TekniPlex, Inc, (Dolco Packaging) an abatement of 7 years for personal property and 10 years for real estate. Sirk made a motion to introduce Resolution 2018-8 by short title only. Seconded by Fullenkamp the

motion carried. City Attorney Tim Baker read Resolution 2018-8 by short title only. Sirk made a motion to adopt Resolution 2018-8, seconded by Dyer, the motion was adopted.

Resolution 2018-9, a resolution to provide the Fiscal Plan for the annexation of 14.756 acres of the City's farm on 600 North was brought forth. Sirk made a motion to introduce Resolution 2018-9 by short title only. Seconded by Dyer the motion passed and Resolution 2018-9 was read by short title only by Attorney Baker. Sirk made a motion to adopt Resolution 2018-9. Seconded by Murray the motion was adopted.

Ordinance 2018-11, an ordinance which annexes certain territory (14.756 acres) into the City, commonly known as the City Farm property located on 600 north was brought forward. This property will be used for the construction of a new water treatment plant. There were no comments from the public, so Sirk made a motion to place Ordinance 2018-11 on its first reading by short title only. Seconded by Dyer the motion carried and City Attorney Baker read Ordinance 2018-11 by short title only. Sirk made a motion to pass Ordinance 2018-11 on its first reading. Seconded by Coshow, roll call showed 5-0 passage. Sirk made a motion to place Ordinance 2018-11 on its second reading by short title only. Seconded by Dyer, the motion carried and City Attorney Baker read Ordinance 2018-11 by short title only. Sirk made a motion to pass Ordinance 2018-11 on its second reading. Seconded by Coshow, roll call vote showed 5-0 passage. Sirk made a motion to table Ordinance 2018-11 for its third reading until the next meeting on June 19, 2018. Seconded by Murray, the motion was carried.

Attorney, Jeremy Brown representing Hoosier Pattern, and owner, Keith Gerber appeared before the Council petitioning to designate an Economic Revitalization Area at 906 N. 10th Street, and request a 10 year tax abatement for both, real estate and personal property. Hoosier Pattern has purchased a 3D sand printer, and is now making improvements to the current facility. Improvements are estimated at \$221,235, with an estimated total value of the completed project to be \$1,177,695.00. Currently they have a total 45 employees, with the improvements, 6 employees will be added. Dyer made a motion to accept a ten (10) year abatement for both, real estate and personal property to Hoosier Pattern, Inc. Seconded by Murray, the motion was carried. Sirk made a motion to introduce Resolution 2018-10 by short title only. Seconded by Murray, the motion was passed, and City Attorney Tim Baker read Resolution 2018-10 by short title only. Sirk made a motion to adopt Resolution 2018-10. Seconded by Coshow, the motion was adopted.

It was announced that a Public Hearing regarding Hoosier Pattern, Inc. tax abatement would be held at 7:30 P.M. on Tuesday, July 3, 2018.

An event form had been received from EDZ HD Motorcycle Service and Repair for street closing on the corner of 1st & Jackson, and the corner of Monroe & 1st Street for their 6th anniversary open house from 2 P.M. to 6 P.M. on June 16, 2018. Sirk made a motion to accept the event, and approve the street closing for EDZ Motorcycle Service and Repair. Seconded by Coshow, the motion was adopted.

Mayor Meyer announced an agreement has been met on a purchase option with Mr. McWilliams at a cost of \$15,000 for the real estate located at 134 N. First Street. The City is given until July 15, 2018 to find the funding for the purchase price of \$103,000, the average of two (2) appraisals of \$100,000 and \$106,000. Dyer made a motion to move forward with purchase option as recommended by the Board of Public Works and Safety members with funding coming from an additional appropriation from the CCD fund. Seconded by Murray, the motion was adopted. August 31, 2018 has been set for closing on the property.

Ordinance 2018-12, an ordinance to establish proper use of the City's social media was brought forth. The ordinance prohibits certain uses and establishes the rights of the City to monitor and administer its social media sites. There were no comments from the public. Sirk made a motion to place Ordinance 2018-12 on its first reading by short title only. Seconded by Dyer, the motion was carried. City Attorney, Tim Baker then read Ordinance 2018-12 by short title only. Sirk made a motion to pass Ordinance 2018-12 on its first reading. Seconded by Dyer, roll call vote showed a 5-0 passage. Sirk made a motion to place Ordinance 2018-12 on its second reading by short title only. Seconded by Fullenkamp, the motion passed and City Attorney Baker read Ordinance 2018-12 by short title only. Sirk made a motion to pass Ordinance 2018-12 on its second reading. Seconded by Murray, a roll call vote showed passage with a 5-0 vote. Sirk made a motion to table Ordinance 2018-12 for its third reading on June 19, 2018. Seconded by Murray, the motion was carried.

As recommended by the Board of Public Works & Safety members to purchase a street sweeper, and to purchase the real estate at 134 N 1st Street, Dyer made a motion to authorize the Clerk-Treasurer to prepare the necessary paperwork for the next meeting to request an additional appropriation of \$103,000 from the CCD fund to purchase the real estate at 134 N. First Street, and also an additional appropriation of \$100,000 from the MVH-Street fund to purchase a street sweeper. Seconded by Sirk, the motion was adopted.

Dyer made a motion to again table Ordinance 2017-15 regarding liability for invoicing city services by the utilities department. Seconded by Coshow, the motion was adopted.

Ordinance 2018-13, an ordinance to change by repeal and replace the current code regarding signs, was brought forth. The ordinance amends Chapter 150 of the Decatur Code of Ordinances of 2015 for the purpose of revising in its entirety Section 150.331, which regulates signs within the City. There were no comments from the public. Sirk made a motion to introduce Ordinance 2018-13 on its first reading by short title only. Seconded by Dyer, the motion carried, and City Attorney, Tim Baker read Ordinance 2018-13 by short title only. Sirk made a motion to pass Ordinance 2018-13 on its first reading. Seconded by Dyer, a roll call vote showed passage with a 5-0 vote. Sirk made a motion to place Ordinance 2018-13 on its second reading by short title only. Seconded by Murray, the motion was carried. City Attorney Baker read Ordinance 2018-13 by short title only. Sirk made a motion to pass Ordinance 2018-13 on its second reading. Seconded by Murray, a roll call vote showed passage by a 5-0 vote. Sirk made a motion to table Ordinance 2018-13 for third reading until the next regular meeting on June 19, 2018. Seconded by Dyer, the motion was carried.

Ordinance 2018-14, an ordinance to make modifications to off street parking by repeal and replace current code, was next considered. The ordinance amends Chapter 150 of the Decatur Code of Ordinances of 2015 for the purpose of revising in its entirety Section 150.327, which establishes off street parking requirements within the City. There were no comments from the public. Sirk made a motion to place Ordinance 2018-14 on its first reading by short title only. Seconded by Dyer, the motion carried. City Attorney Baker read Ordinance 2018-14 by short title only. Sirk made a motion to pass Ordinance 2018-14 on its first reading. Seconded by Murray, a roll call vote showed passage with a 5-0 vote. Sirk made a motion to place Ordinance 2018-14 on its second reading by short title only. Seconded by Murray, the motion carried. City Attorney Baker read Ordinance 2018-14 by short title only. Sirk made a motion to pass Ordinance 2018-14 on its second reading. Seconded by Murray, a roll call vote showed passage by a 5-0 vote. Sirk made a motion to table Ordinance 2018-14 for its third reading at the next meeting on June 19, 2018. Seconded by Murray, the motion was carried.

Mayor's Report:

Mayor Meyer reported that he and Councilman Sirk are serving on the Adams County Solid Waste Board, and he then thanked Hank Mayer for his 19 years of service as Mr. Mayer is retiring.

Mayor Meyer announced he had received a call from Pat Terveer from REV and Mr. Terveer had asked if REV employees and their families could clean up part of the River Greenway. Over 150 REV employees and family members worked along the path and picked up trash. Mayor Meyer thanked the employees and family members for giving up their time to do this cleaning project.

Department Heads:

Melissa Norby, Community Development Director shared that Olivia Obringer, a recent graduate, would be providing “The Before I Die” wall along Madison Street between 2nd and 3rd Street from June 8th through October. People will be able to write their “bucket list” on the chalk board. Dyer made a motion to support “The Before I Die” wall, and the use of the City’s sidewalk. Seconded by Fullenkamp, the motion passed with three (3) votes, with Sirk and Coshow abstaining.

Norby presented an event form from ACE 40.8 for the alley from 2nd St. to the alley intersection between ACE 40.8 and Wood Door Salon to be closed for activities to be held in conjunction with the Sculpture Tour on Thursday, June 7 starting at 10 a.m. and ending Saturday, June 9th at 3 pm. Sirk made a motion to accept the alley closure for the event. Seconded by Murray, the motion was adopted.

Norby noted the Sculpture Tour on Friday evening, June 8, 2018 would feature only one revealing this year. That will take place at the Court House as the other displays would not be covered this year.

Jeremy Gilbert, Operations Manager shared that the paving of First Street and Washington Street has been completed, and several side streets have been paved around the City.

Les Marckel, Fire Chief reminded the public that with fireworks season coming, there is an ordinance setting specific times for using fireworks. He also reminded the public that City Ordinance provides for no burning within the City limits except for fire rings and so forth.

Lennie Corral, Chief of Police announced that the two (2) newest officers, Hunter and Rumschlag will begin the police academy on June 11, 2018 and plans are to possibly add four (4) new police reserves on June 20, 2018.

Council Input:

Coshow announced that the first Summer Concert featuring Jason Paul would be held on Thursday evening, June 7, 2018.

Public Input/Questions:

Brian Chronister, owner of Small Town Bar and Grill was on hand to question the future use of the lot on the northwest corner of First and Monroe Streets. He encouraged the Council to make the area a parking lot. He was told no plans had been made yet, and would not be forthcoming until the wall has been completed.

Dyer made a motion to pay the claims against the City. Seconded by Murray the motion was adopted.

There being no other business to be brought before the Council, Dyer made a motion to adjourn. Seconded by Fullenkamp, the motion passed.

Adjournment was at 9:00 P.M.