

CITY OF DECATUR  
COMMON COUNCIL MINUTES  
JANUARY 6, 2009

The City of Decatur Common Council met on Tuesday, January 6, 2009 at 7:30 P.M. at City Hall in Council Chambers. The meeting was called to order by Mayor John Schultz. Roll call was taken to show Councilwoman Barb Engle and Councilmen Charlie Cook, Bill Crone, Matt Dyer, were in attendance. Councilman Ken Meyer was absent. City Attorney, Tim Baker was also present.

The Clerk-Treasurer had emailed the minutes from the December 16th council meeting. There were no additions or corrections offered so Dyer made a motion to approve the minutes as received. Cook seconded the motion. All council members were in favor. Motion carried.

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

The City Attorney prepared a Conflict of Interest Disclosure Statement for Mayor, John Schultz and Park Board member, Fred Schultz who has a contract with the City for the Baker & Schultz property on Elm Street which was purchased for the Street Department. Engle made the disclosure statement a matter of record. Cook seconded the motion. Motion carried. The Clerk-Treasurer will send copies to the State Board of Accounts and also to the Clerk of Adams County Circuit Court.

Dwayne Skaggs owner of the Sweeper Shop was present to discuss his plans on repairing his vacant building located at 167 N 2<sup>nd</sup> Street. Skaggs has made no decision what he is going to do with the building; he currently is using it for storage. Skaggs reported he will be doing maintenance on the building inside and outside, and getting the windows cleaned up. Skaggs was not aware of the roof damage until the Building Supt., Roger Gage notified him. Skaggs will have the roof repaired in the spring.

The council members reviewed the Business Continuity Plan regarding disasters affecting the computer in the Clerk-Treasurer's office. This is a requirement from State Board of Accounts. Crone made a motion to approve the plan, Dyer seconded the motion. All council members were in favor. Motion carried.

Dyer made a motion to make the recommendation from the Decatur City Plan Commission requesting Lots 674, 675 and 676 in the Eliza J. McConnehey/Cook's Addition, commonly known as 415 S. 13<sup>th</sup> Street be rezoned from R-1 Single Family Residence to B-3 Roadside Business filed by the German Mutual Insurance Co. a matter of record. Engle seconded the motion. Motion carried.

City Attorney, Tim Baker then presented Ordinance No. 2009-1, an Ordinance amending Chapter 150 of the City Code of 1978 regarding rezoning of real property. Engle motioned to Place the Ordinance on First Reading by short title only. Motion was seconded by Cook and passed by consent.

Engle motioned to Pass Ordinance 2009-1 on First Reading. Cook seconded the motion. The roll call was four (4) members voting in favor and none against.

Engle motioned to Place the Ordinance on Second Reading by short title only. Motion was seconded by Dyer and passed by consent.

Engle motioned to Pass Ordinance 2009-1 on Second Reading. Cook seconded the motion. The roll call was four (4) members voting in favor and none against.

Engle then motioned to suspend the rules and Place the Ordinance on Third Reading. Motion was seconded by Cook and passed unanimously.

Engle motioned to Adopt Ordinance 2009-1. Dyer seconded the motion. Roll call for Adoption of Ordinance 2009-1 was Cook, Crone, Dyer, and Engle in favor and none opposed.

Dyer made a motion to make the recommendation from the Decatur City Plan Commission requesting Lots 677, 481 and 482 in the Eliza J. McConnehey/Cook's Addition, commonly known as 1210 Elm Street be rezoned from R-1 Single Family Residence to B-3 Roadside Business filed by the German Mutual Insurance Co. a matter of record. Engle seconded the motion. Motion carried.

City Attorney, Tim Baker then presented Ordinance No. 2009-2, an Ordinance amending Chapter 150 of the City Code of 1978 regarding rezoning of real property. Engle motioned to Place the Ordinance on First Reading by short title only. Motion was seconded by Cook and passed by consent.

Engle motioned to Pass Ordinance 2009-2 on First Reading. Cook seconded the motion. The roll call was four (4) members voting in favor and none against.

Engle motioned to Place the Ordinance on Second Reading by short title only. Motion was seconded by Dyer and passed by consent.

Engle motioned to Pass Ordinance 2009-2 on Second Reading. Dyer seconded the motion. The roll call was four (4) members voting in favor and none against.

Engle then motioned to suspend the rules and Place the Ordinance on Third Reading. Motion was seconded by Cook and passed unanimously.

Engle motioned to Adopt Ordinance 2009-2. Dyer seconded the motion. Roll call for Adoption of Ordinance 2009-2 was Cook, Crone, Dyer, and Engle in favor and none opposed.

The Mayor reported the demolition of the GE facility has started.

Mayor Schultz also reported he has received a commitment from the railroad company to permanently repair the railroad tracks on 13<sup>th</sup> Street this spring.

The Mayor re-appointed Andrew F. Miller to the Alcoholic Beverage Commission for a term beginning on January 1, 2009 and terminating December 31, 2009. Dyer made a motion to make the Certificate of Appointment a matter of record. Cook seconded the motion. Motion carried.

A required organizational meeting which council approved Councilwoman Barb Engle to chair any meetings Mayor Schultz is unable to attend. Clerk-Treasurer, Phyllis Whitright would remain as recording secretary, and Tim Baker as City Attorney. Cook made a motion to make these positions a matter of record. Dyer seconded the motion. Motion carried.

Street Commissioner, Jeremy Gilbert reported his department is 50% complete with the tree debris cleanup.

The Street Commissioner also requested from council to purchase a laptop computer and mapping software to create an inventory of all city street signs. The cost for the software and computer is approximately \$6,000.00. Cook made a motion to approve the expenditure up to \$6,000 from the Cumulative Capital Improvement (CCI) fund. Engle seconded the motion. Motion carried.

Police Chief, Ken Ketzler announced Patrolman, Kriss Affolder in now in the schools as the new School Resource Officer.

Jim Franze, city resident asked if there would be any additional cost when the city demolishes the old Street Department building when removing fiber glass, and closing off water, sewer and gas lines. Franze was informed by the Street Commissioner there would be no additional cost incurred.

Two (2) Belmont High School students Danielle Williamson and Jerry Fawcett introduced themselves, who attended the council meeting as a requirement for their Government class.

Engle made a motion to allow the claims as presented. Cook seconded the motion. Motion passed unanimously.

There being no further business, Engle made a motion for adjournment. Crone seconded the motion. Motion carried. The meeting was adjourned at 8:00 p.m.