

**CITY OF MASCOUTAH
CITY COUNCIL MINUTES
#3 WEST MAIN STREET
MASCOUTAH, IL 62258-2030**

APRIL 1, 2019

The minutes of the regular meeting of the City Council of the City of Mascoutah.

PRAYER AND PLEDGE OF ALLEGIANCE

City prayer was delivered by City Clerk Kari Haas. The Council remained standing and recited the Pledge of Allegiance.

CALL TO ORDER

Mayor Gerald Daugherty called the meeting to order at 7:00 p.m.

ROLL CALL

Present: Mayor Gerald Daugherty, Council members Paul Schorr, John Weyant, Pat McMahan and Michael Baker.

Absent: None.

Other Staff Present: City Manager Brad Myers, Assistant City Manager Mike Bolt, City Clerk Kari Haas, City Attorney Al Paulson, Police Chief Scott Waldrup, and City Engineer Tom Quirk.

Establishment of a Quorum: A quorum of City Council members was present.

AMEND AGENDA

McMahan moved, seconded by Schorr, to amend the agenda to include Litigation – Section 2(c)(11) under Executive Session.

Motion passed. Passed by unanimous yes voice vote.

MINUTES

The minutes of the March 18, 2019 regular City Council meeting were presented and approved as presented. The minutes of the March 18, 2019 Executive Session meeting were presented and approved as presented.

Motion passed. Passed by unanimous yes voice vote.

PUBLIC COMMENTS

Bob Stauder – Voiced opposition to the proposed commercial rezoning request.

Linda Stauder – Voiced opposition to the proposed commercial rezoning request.

John Proffitt – Voiced opposition to the proposed commercial rezoning request.

Paula Proffitt – Voiced opposition to the proposed commercial rezoning request.

REPORTS AND COMMUNICATIONS

Mayor

Mayor presented proclamation to the Mascoutah Police Department proclaiming April 2019 as Distracted Driving Awareness Month.

Mayor presented retirement plaque to Patty Peek for her 20+ years as the Executive Director for the Leu Civic Center.

Attended the following meetings and functions: Legislative meeting with local Mayor's, Patty Peek's retirement ceremony at Leu Civic Center.

City Council

Schorr – Attended the following meetings and functions: Meeting with Congressman Bost at City Hall, food pantry meeting, Patty Peek's retirement ceremony at Leu Civic Center.

Weyant – Attended the following meetings and functions: MIA meeting, police trivia night.

McMahan – Attended the following meetings and functions: Police trivia night.

Baker – Attended the following meetings and functions: Noon Lions Club meeting with Congressman Bost.

City Manager – Police trivia night, meeting with Congressman Bost at City Hall, SWIL Council of Mayors meeting, IMEA meeting, Energy Counsel at SWIC, meeting with Airport Director, staff meetings, Patty Peek's retirement ceremony at Leu Civic Center.

City Attorney – Nothing to report.

City Clerk – Nothing to report.

COUNCIL BUSINESS

BUDGET FY19/20 – ADOPTION OF ORDINANCE (SECOND READING)

City Manager presented report for Council consideration of approval and adoption of the City's FY19/20 Budget.

McMahan moved, seconded by Schorr, to approve and adopt Ordinance No. 19-04, thereby establishing the City's FY19/20 Budget.

Motion passed. AYE's – Schorr, Weyant, McMahan, Baker, Daugherty. NAY's – none.

CODE CHANGE – ELECTRIC, WATER & SEWER RATES (SECOND READING)

City Manager presented report for Council consideration of approval of revisions to Chapter 11 – Electric System and Chapter 38 – Water and Sewer Rates of the City Code by adoption of ordinance.

Weyant moved, seconded by McMahan, to approve and adopt Ordinance No. 19-05, thereby modifying Chapter 11, Electric System, Article 1, General Regulations, Section 1; and approve and adopt Ordinance No. 19-06, thereby modifying Chapter 38, Article 4 Division 2 Water Rates, Section 12 and Division 3 Sewer Rates, Section 31.

Motion passed. AYE's – Schorr, Weyant, McMahan, Daugherty. NAY's – Baker.

PC 19-01 – REZONING OF PARCEL #10-31-0-300-007 & #14-01-0-200-002 FROM AGRICULTURAL TO GENERAL COMMERCIAL AND RS-10 SINGLE FAMILY RESIDENTIAL (SECOND READING)

City Manager presented report for Council consideration of approval of a rezoning application for Parcel #10-31-0-300-007 and #14-01-0-200-002 from Agricultural to General Commercial and RS-10 Single Family Residential.

Schorr moved to approve this rezoning request and adopt Ordinance No. 19-07 for Parcel #10-31-0-300-007 and #14-01-0-200-002 from Agricultural to General Commercial and RS-10 Single Family Residential. ***Motion died for lack of a second.***

Schorr moved to deny the rezoning request. ***Motion died for lack of a second.***

City Attorney stated that in his legal opinion the rezoning request is denied due to lack of a second and lack of a vote.

PC 19-02 – 10TH ST & SOUTH ST TOWNHOMES – SITE PLAN & ARCHITECTURAL REVIEW

City Manager presented report for Council consideration of approval of a Site Plan and Architectural Review for Townhomes located at the SE corner of 10th Street and South Street.

Councilman Weyant asked about the City Attorney's recommendation to have the developer list the City as additional insured for the construction. City Manager stated that the City will have to add that requirement into the City's Code; cannot place that as a requirement for one developer or on a case-by-case basis.

Baker moved, seconded by McMahan, to approve the Site Plan and Architectural Review with Conditions of Approval for the proposed Townhomes located at the SE corner of 10th Street and South Street.

Conditions of Approval:

1. Illinois State Law prohibits parking within 30 feet of a stop sign. The South Street parking spots, the last space closest to the stop sign, is 27 ½ feet from the stop sign at

10th & South. If the City allows the parking off South Street, City Administration is requiring the applicant to move the drawings and construction, of these 12 spots, at least 2 ½ feet to the east.

2. Illinois Accessibility Code requires minimum one handicap accessible parking space for every 1 to 25 off street parking spaces. The applicant will need to provide at least one handicap accessible parking space.
3. City Engineer comments to be completed / clarified, to City Staff satisfaction / approval, during building permit process including City's local architect review, which is currently ongoing:

No. / Doc Sheet No. / Comment

- 1 / C1 / Oil & Chip to be completed by Developer. Use asphalt adjacent to the asphalt taper approaching S 10th Street, match existing thickness. Revise Keyed Note 20.
- 2 / C1 / Remove and replace existing driveway entrance, that will no longer be used, with sidewalk and full height curb & gutter.
- 3 / C1 / Correct Keyed Note 22 to read "Follow applicable IDOT..."
- 4 / C1 / Revise Keyed Note 20 to 22 at south parking area entrance.
- 5 / C1 / Is there a 4' wide ramp extending west past the end of north parking area or is it a drainage outlet? Please clarify.
- 6 / C1 / Indicate location of all accessible Curb Ramps (Keyed Note 36) on plan.
- 7 / C1 / Per Illinois Accessibility Code, a minimum of one accessible parking space, 8' wide with an 8' wide striped access aisle, must be provided. Indicate location of accessible parking space and include details.
- 8 / C1 / Use yellow paint (eliminate white and blue) for accessible parking spaces and revise Keyed Note 60 accordingly.
- 9 / C1 / Revise Keyed Note 70 to indicate the type of fencing to be used for the trash enclosure. Add details for trash enclosure.
- 10 / C1 / Indicate location of outdoor lighting (Keyed Note 400) and provide Photometric Plan.
- 11 / C1 / Buried electric and pad mount transformer will be required to provide electric service to the proposed townhomes. The City will also need a larger easement between the two buildings to feed buried electric to the property to the east.
- 12 / C1 / Revise Keyed Note 120. Water service taps, service lines, meter pits and meter yokes shall be installed by Developer. City will install meters only, after inspection of service lines. Use six double meter pits rather than 12 single meter pits. Use two (or more) 2" taps as needed to meet the demand for 12 townhome units. Revise reference to Detail Sheet C2.4.
- 13 / C1 / Clarify how the 20'w. UTILITY EASE. (BY OTHERS) will be established.
- 14 / C2 / Correct typo in sidewalk notes for details 24 and 30.
- 15 / C2 / Copy subgrade compaction note from Detail 24 and include on Detail 30.
- 16 / C2-C3 / Provide IEPA Permit for construction of public sanitary sewer. City will maintain public sewer up to Manhole A1.
- 17 / C3 / Revise General Construction and Utility Note 10 to indicate the maximum cross slop for sidewalks = 2% not ¼"/ft.

- 18 / C3 / General Construction and Utility Note 11 refers to a butt joint detail but there is not such detail on the plans.
- 19 / C3 / Revise General Construction and Utility Note 14 to remove reference to IDOT Permit and IL Route 162.
- 20 / C3 / Revise IDOT Standard 424001-03 to 424001-11 or reference ITO Standard 424001, latest version, on Detail 36 Ramp Notes.
- 21 / C4 / Revise Typical Manhole Details to specify “USE NEENAH TYPE R-1772 W/ SELF-SEALING APPLICATION (SELF SEALING LID WITH CONCEALED PICKHOLES)” for Cast Iron Manhole Frame & Cover. This is per latest Neenah Catalog 15th Edition.

Motion passed. AYE’s – Schorr, Weyant, McMahan, Baker, Daugherty. NAY’s – none.

RESOLUTION AUTHORIZING THE PURCHASE OF 9 AND 11 NORTH 10TH STREET

City Manager presented report for Council consideration of approval of resolution authorizing the purchase of 9 and 11 North 10th Street, Mascoutah, IL, in conjunction with the North 10th Street Improvements Project.

Councilman Schorr commented on the purchase which will clean up an area that needs to be and recommended the City sell the remainder of the property not needed by the City. City Manager stated that once construction on 10th Street is completed, the City will be selling the property.

Weyant moved, seconded by Schorr, to approve and adopt Resolution No. 18-19-20 authorizing the purchase of 9 and 11 North 10th Street, Mascoutah, IL in an amount of \$30,000.00 and authorize appropriate officials to execute the required documents.

Motion passed. AYE’s – Schorr, Weyant, McMahan, Baker, Daugherty. NAY’s – none.

BID AWARD – POLICE IN-CAR VIDEO CAMERA SYSTEM

City Manager presented report for Council consideration of approval and authorization of bid for the purchase of a new in-car video camera system for the Police Department.

Councilman Baker asked about other vendors. Police Chief stated that other than the vendor we are leaving, there is one other vendor in the area; Alton has the product; vendor is more expensive than L3 and WatchGuard.

Councilman Schorr asked if this price includes installation. Police Chief stated that the price does include installation.

Councilman Schorr voiced concerns over the last system only being good for 5 years. Police Chief stated that the new company is very reputable; cities currently using WatchGuard have voiced no issues or concerns.

Councilman Weyant asked about the purchase of an additional vehicle and if there will be additional expenses for installation at that time. Police Chief explained that the vehicle to be purchased will replace a vehicle currently in the fleet so the camera equipment would be transferred from one vehicle to another.

Weyant moved, seconded by Schorr, to approve the purchase in the amount of \$59,251.00 to WatchGuard of Allen, TX for furnishing a new in-car video camera system, and authorize appropriate officials to execute the necessary documents.

Motion passed. AYE's – Schorr, Weyant, McMahan, Baker, Daugherty. NAY's – none.

ORDINANCE PROHIBITING THE USE OF GROUNDWATER AS A POTABLE WATER SUPPLY (FIRST READING)

City Manager presented report for Council consideration of approval of an ordinance prohibiting the use of groundwater as a potable water supply by the installation or use of potable water supply wells or by any other method from a limited area around the property located at 302 East Main Street.

Councilman Schorr commented on wells already within the area. City Manager explained that a well already in the area could still be used for irrigation purposes but not potable water.

First reading. No action required.

COUNCIL – MISCELLANEOUS ITEMS

None.

CITY MANAGER – MISCELLANEOUS ITEMS

None.

PUBLIC COMMENTS

Donna Mae Schlueter – Asked for clarification on the motion for the rezoning. City Attorney stated that the motion died for a lack of a second. City Attorney stated that the applicant could either appeal the decision of the Council or revise the rezoning request.

Bob Stauder – Thanked the City Council for taking their concerns into consideration.

ADJOURNMENT TO EXECUTIVE SESSION

Baker moved, seconded by McMahan, to adjourn to Executive Session to discuss Litigation – Section 2(c)(11) at 7:51 p.m.

Motion passed. AYE's – Schorr, Weyant, McMahan, Baker, Daugherty. NAY's – none.

RETURN TO REGULAR SESSION

McMahan moved, seconded by Schorr, to return to Regular Session at 8:07 p.m.

Motion passed. Motion passed by unanimous yes voice vote.

MISCELLANEOUS OR FINAL ACTIONS

None.

ADJOURNMENT

McMahan moved, seconded by Schorr, to **adjourn at 8:08 p.m.**

Motion passed. Motion passed by unanimous yes voice vote.

Kari D. Haas, City Clerk