

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

SEPTEMBER 3, 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 Melissa Schanz. 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 and Council members John Weyant, Pat McMahan, Michael Baker, and Walter Battas.

Absent: None.

Other Staff Present: City Manager Brad Myers, Assistant City Manager Kari Haas, City Clerk Melissa Schanz, City Attorney Al Paulson, City Engineer Tom Quirk, Public Works Director Jesse Carlton, and Police Chief Scott Waldrup.

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

AMEND AGENDA

None.

MINUTES

The minutes of the August 19, 2019 regular City Council meeting were presented and approved as presented.

Motion passed. Passed by unanimous yes voice vote.

PUBLIC COMMENTS

Shane Wilson voiced an opinion on being in favor of Non-Highway Vehicles stating: talked to student teachers who teach driving and they said it would help teach these kids simple things before getting behind the wheel of a car; many of our neighboring towns allow them; kids on bicycles seem to be more of a risk to others than a golf cart would be; he works on these types of vehicles at Wilson Auto & Truck Inc.; maybe someday would like to sell golf carts in town and would be willing to work with city on inspections if they would be interested; Shane also answered the Mayors question about cost to get a normal golf cart street legal explaining that it would be around \$500.

Aneda Glasscock voiced an opinion on being in favor of Non-Highway Vehicles stating: We would like to have one simply for the pleasure; we could visit friends, go to grocery store, attending church service, go to restaurants; have rented them on vacation at places and for us older people it is pure enjoyment to get around on a golf cart; I don't see any problem with traffic flow as you would just move over to the side and let individuals pass just like a bike or parent walking with a stroller.

Paul Schorr voiced his opinion on a few items stating: He thanked the Council for their service; asked the council to take past performances into consideration when accepting bid award contracts; new businesses in town not advantageous to the community would be the cannabis facilities; think about the negative impact that cannabis facilities could do to the community; don't just look at the dollar signs.

Jesse Huerta voiced an opinion on being in favor of the Non-Highway Vehicles stating: We would have fewer emissions; opportunity for new businesses and employment; also an opportunity for comradery and a sense of community; potential revenue; see it as a win win for the community; a growing opportunity.

REPORTS AND COMMUNICATIONS

Mayor

Attended the following meetings and functions: IML Executive Board meeting, National Night Out meeting, Mayors Legislative meeting, SWIL Council of Mayors meeting, Meeting with Union Station Representatives about Scheve Park Rail Car, Chamber meeting.

City Council

Weyant – Nothing to report.

McMahan – Attended the following meetings and functions: Meeting with Union Station Representatives about Scheve Park Rail Car.

Baker – Nothing to report.

Battas – Nothing to report.

City Manager

Attended the following meetings and functions: National Night Out meeting, Staff meeting, Chamber meeting.

City Attorney – Nothing to report.

City Clerk – Nothing to report.

COUNCIL BUSINESS

N 10th STREET RECONSTRUCTION – BID AWARD.

City Manager presented report for Council approval and authorization of bid for the N 10th Street Reconstruction Project. The lowest qualified bid was submitted by DMS

Contracting, Inc. City Manager stated that staff is recommending approval of this bid award and that it will be paid for with General Funds and is within budget.

Mayor Daugherty asked if we have a completion date, penalty clause, all right of ways we need, all engineering been done and we are sure there are no utilities that will hold us up. City Manager stated that December 13, 2019 was the completion date in the contract. City Manager stated that there is a penalty clause in the contract. City Manager stated that all right of ways and engineering is complete. City Manager explained that all utilities have been coordinated.

Councilman Baker asked what the expected start date is. City Engineer stated that they plan to start as soon as possible. City Manager explained that he will work with the contractor and that he will not allow hold ups to this contract like in past projects.

Baker moved, seconded by Weyant, to approve the low bid of \$744,206.85 to DMS Contracting, Inc. of Mascoutah, IL for furnishing all labor, materials and equipment for the N 10th Street Reconstruction Project and authorize appropriate officials to execute the necessary documents.

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

RESOLUTION AUTHORIZING SALE OF SURPLUS REAL PROPERTY.

City Manager presented report for Council consideration of approval of resolution authorizing the sale of surplus real property.

City Manager stated that they would go out for sealed bids and that they are all properties that the city has no use for.

McMahan moved, seconded by Baker, to approve and adopt Resolution No. 19-20-11, a resolution authorizing the sale of surplus real property.

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

PC 19-08, REZONING OF 721 WEST MAIN STREET FROM OFFICE (O) TO GENERAL COMMERCIAL (GC) (FIRST READING)

City Manager presented report for Council consideration of approval of a rezoning request for 721 West Main Street from O, Office, to GC, General Commercial. City Manager stated that Shane Wilson owns the property and that this process has moved fast, but it is not Shane's fault. The city asked Shane Wilson to do something to alleviate the traffic and parking issues that have occurred in the past with vehicles awaiting repair being parked along Church Street and 8th Street. Shane Wilson was very responsive and has started the process of putting in a parking lot just to the south of Wilson Auto & Truck Inc.

First reading. No action required.

CODE CHANGE – IMPOSING A MUNICIPAL CANNABIS RETAILERS' OCCUPATION TAX (FIRST READING)

City Manager presented report for Council approval of an ordinance imposing a municipal cannabis retailers' occupation tax.

Mayor provided information and explained that this is just for sales tax. Mayor further explained that this does not mean we are approving anything to be sold in the city, but if we ever do allow cannabis sales we will be able to collect the sales tax.

First reading. No action required.

COUNCIL – MISCELLANEOUS ITEMS

Mayor gave everyone a copy of the sessions for the IML Conference coming up in Chicago and gave some general guidance.

Allowance of Non-Highway Vehicles was discussed. Review of state statute, general regulation, administration and police recommendations were looked at and discussed. City will recommend an Ordinance to the council at an upcoming meeting.

Mayor gave a briefing on the Cannabis information he has received through IML. Mayor explained that we will have much more to look at, discuss and decide on as a city within the next few months.

CITY MANAGER – MISCELLANEOUS ITEMS

City Manager thanked City Employees once again for all their hard work and dedication to their jobs.

PUBLIC COMMENTS

Shane Wilson asked council to consider allowing other towns registered golf carts to drive golf carts in Mascoutah if they have another towns sticker and is Illinois compliant.

Matt Stukenburg recommended getting the school districts input on the Non-Highway Vehicles Ordinance.

MISCELLANEOUS OR FINAL ACTIONS

None.

ADJOURNMENT

McMahan moved, seconded by Baker, to **adjourn at 8:03 p.m.**

Motion passed. Motion passed by unanimous yes voice vote.

Melissa A Schanz, City Clerk