

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

JULY 20, 2015

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 Deputy 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 Ben Grodeon, Paul Schorr, John Weyant, and Pat McMahan.

Absent: None.

Other Staff Present: City Manager Cody Hawkins, Deputy City Clerk Melissa Schanz, City Attorney Al Paulson, City Engineer Ron Yeager, Police Chief Bruce Fleshren, Fire Chief Joe Zinck, Finance Coordinator Lynn Weidenbenner, and Assistant City Manager Lisa Koerkenmeier.

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

AMEND AGENDA

None.

MINUTES

The minutes of the July 6, 2015 regular City Council meeting were presented and approved as amended.

Motion passed. Passed by unanimous yes voice vote.

PUBLIC COMMENTS

Elizabeth Toepfer – stated that she owns and operates Lizzie Bob’s Sweets from Scratch, LLC, a licensed and insured home bakery. Asked council to consider approving the Code Change on the agenda tonight for home kitchen operations.

DEPARTMENT REPORTS

Fire Chief Joe Zinck – June 2015 report was provided.

Police Chief Bruce Fleshren – June 2015 report was provided. Police Chief stated that July 4th went well and the force is getting ready for Homecoming.

Finance Coordinator Lynn Weidenbenner – Monthly financials provided.

City Engineer/Director of Public Works Ron Yeager – Status report on public projects and monthly building permits report provided. Councilman Schorr asked about timeline for North 10th Street extension. City Engineer stated that there are telephone line issues and are in contact with the phone company. City Engineer stated that the south portion work will begin after Homecoming. Councilman Weyant asked about the timeline for Fuesser Road. City Engineer stated that right now construction should be completed by October 31st but the concrete truck drivers are on strike so that is causing delays. Councilman Weyant asked about the punch list items on Harnett and how it has been a while since the project was complete and asked why it is taking so long to get those items done. City Engineer stated that he is in contact with the contractor each week but is still waiting for the work to be completed. Councilman Grodeon questioned the new timeline for Fuesser Road and if updated project schedules are being provided by the contractor or how are we tracing the progress. City Engineer stated that he is following the last project schedule provided. City Manager stated that the City Engineer is on site every day they are working and TWM is providing the City with work reports. City Engineer stated that they are working on ditch work and other items that do not require concrete while the strike is going on. Mayor asked about the penalties for not being completed by June 1st and what will happen with that. City Engineer stated that they are keeping track of the work that they are doing now and will balance that with when the work was supposed to be completed and assess penalties at project completion.

REPORTS AND COMMUNICATIONS

Mayor

Attended the following meetings and functions: Chamber meeting, volunteered at the Visitor's Center, Abilene Trophy presentation at MidAmerica Airport, SLM Water Commission Meeting, IML Summer Board Meeting preparation.

City Council

Grodeon – Will be away on Business Travel for meeting of August 17th.

Schorr – Attended the following meetings and functions: Chamber meeting, Planning Commission meeting.

Weyant – Attended the following meetings and functions: Evening Lions Golf Tournament.

McMahan – Attended the following meetings and functions: Chamber meeting, MIA meeting, preparing for Homecoming.

City Manager – Nothing to report.
City Attorney – Nothing to report.
City Clerk – Nothing to report.

COUNCIL BUSINESS

CONSENT CALENDAR (OMNIBUS)

The June 2015 Fund Balance Report and Claims & Salaries Report were provided under the omnibus consideration.

Councilman Schorr asked about the Senior Center utility bill and if the issues had been fixed with the EPM system. City Manager stated that he will have to check on that.

Grodeon moved, seconded by Schorr, to accept all items under Omnibus consideration.

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

2015 MFT OIL & CHIP PROGRAM – BID AWARD

City Manager presented report for Council consideration of approval and authorization of bid for furnishing and applying oil and chip sealing on various streets identified for the 2015 MFT Oil and Chip Program.

Councilman Weyant asked for a list of the roads that are going to be done. City Manager stated that he will provide a list to Council.

Weyant moved, seconded by McMahan, to approve the low bid of \$38,825.60 for oil to JTC Petroleum Company of Maryville, IL and the low bid of \$16,537.50 for slag chips to Beelman Logistics, LLC of East St. Louis, IL for the 2015 MFT Oil and Chip Program.

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

CODE CHANGE – HOME KITCHEN OPERATION AUTHORIZATION (FIRST READING)

City Manager presented report for Council consideration of approval and adoption of ordinance amending Chapter 7 – Business Code of the City Code and authorizing the direct sale of baked goods under 410 ILCS 625/3.4(a)(c) – Home Kitchen Operation – of the Foods Handling Regulation Enforcement Act, as described by 410 ILCS 625/4 – Cottage Food Operation.

Councilman Schorr asked who will regulate the monthly gross sales. City Manager stated that it would be the state who would need to regulate the sales. Councilman Schorr asked if a business license is going to be required. City Manager stated that the City will issue a business license. Councilman Schorr asked about signage. City Manager stated

that signage would be regulated by other portions of the Zoning Code and signs are not allowed in residential.

Councilman Grodeon commented on the restrictions of what can be sold and what cannot and who would regulate that. City Attorney stated that it would be on the business owner to comply with the state requirements. Councilman Grodeon asked about the hours of operation. City Attorney stated that they are not allowed to operate like a retail business and it appears that the orders would either be delivered or picked up at a designated reasonable time.

First Reading. No action required.

PC 15-06 – REZONING OF 8.99 ACRES LOCATED WEST OF ILLINOIS STATE ROUTE 4 AND NORTH OF FUESSER ROAD FROM GENERAL COMMERCIAL (GC), TO LIGHT INDUSTRIAL (LI) (SECOND READING)

City Manager presented report for Council consideration of approval of a rezoning application for 8.99 acres located west of Illinois State Route 4 and north of Fuesser Road from GC, General Commercial, to LI, Light Industrial by adoption of ordinance.

McMahan moved, seconded by Schorr, to approve and adopt Ordinance No. 15-14, approving the rezoning of 8.99 acres located west of Illinois State Route 4 and north of Fuesser Road from GC, General Commercial, to LI, Light Industrial, subject to the Findings attached.

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

PC 15-07 - REZONING OF 618 E MAIN STREET FROM GENERAL COMMERCIAL (GC), TO DOWNTOWN COMMERCIAL (DC) (FIRST READING)

City Manager presented report for Council consideration of approval of a rezoning application for 618 East Main Street from GC, General Commercial, to DC, Downtown Commercial by adoption of ordinance.

Councilman Schorr asked about the non-confirming status when the residence would remain vacant for more than 6 months. City Attorney stated that it would become non-confirming after 6 months vacancy, but if this is not approved, the owner would not be able to sell since a bank is not going to approve a loan for a property that is in non-confirming status.

First Reading. No action required.

COUNCIL – MISCELLANEOUS ITEMS

Councilman Schorr asked about utility PR article. City Manager stated that with the activities and projects over the summer it did get put on the backburner but will be working on it once some things die down.

Mayor voiced concerns over large pot holes between McKinley and Eisenhower and also at the entrances to the American Legion. City Manager stated that with the American Legion, the City has fixed the pot holes on the road but the American Legion is responsible for their parking lot.

Councilman Schorr questioned the need for surveillance cameras in Kappert's subdivision on roads that have occupied houses. Assistant City Manager will look into it.

Councilman Grodeon commented on the new sidewalk on 6th Street and having that cleaned up before Homecoming.

Councilman Grodeon asked for an update on the pool leak. City Manager stated that it has been fixed temporarily but repairs are still needed so it will be revisited at the end of the pool season.

Councilman Weyant voiced concerns over large pot holes on the alley behind Subway.

Councilman Weyant asked about getting a schedule for ditch maintenance. City Manager stated that right now we focus on the ditches that cause the most problems during floods and do not have a maintenance schedule together like we do for the street improvements.

CITY MANAGER – MISCELLANEOUS ITEMS

City Manager explained that he received a request from a homeowner on Harnett to have the parking restrictions removed on South Lincoln since there are now parking restrictions on Harnett. Council decided that if the homeowner can get all the neighboring homeowners on South Lincoln to sign off agreeing on the removal of the parking restriction then the Council will change it.

PUBLIC COMMENTS

Elizabeth Toepfer – addressed the Council once again and thanked them for their consideration on the Home Kitchen Operation authorization and answered a few questions that were brought up during the meeting.

MISCELLANEOUS OR FINAL ACTIONS

None.

ADJOURNMENT

McMahan moved, seconded by Schorr, to **adjourn at 8:06 p.m.**

Motion passed. Motion passed by unanimous yes voice vote.

Kari D. Haas, City Clerk