

Mascoutah City Council

December 4, 2017

REGULAR MEETING AGENDA

Public Hearing – 6:30 pm

Proposed Property Tax Increase for Mascoutah Special Service Area 1

(Page 1 to Page 1)

City Council Meeting - 7:00 pm

1. PRAYER & PLEDGE OF ALLEGIANCE

2. CALL TO ORDER

3. ROLL CALL

4. AMEND AGENDA – consideration of items to be added/ deleted to /from the meeting agenda. *No action can be taken on added items, but may be discussed only. Exceptions – emergency items as authorized by law.*

5. MINUTES, November 20, 2017 City Council Meeting (Page 2 to Page 8)

6. PUBLIC COMMENTS (3 minutes) – opportunity for the public to comment.

7. REPORTS AND COMMUNICATIONS

- A. Mayor
- B. City Council
- C. City Manager
- D. City Attorney
- E. City Clerk

8. COUNCIL BUSINESS

A. Council Items for Action:

1. **2017 Property Tax Levy (first reading)** (Page 9 to Page 18)
Description: Council approval and adoption of the 2017 Property Tax Levy Ordinance.

Recommendation: First Reading.

2. **Code Change – Trash Receptacles/Garbage Cans (second reading)** (Page 19 to Page 22)
Description: Council approval of an Ordinance to amend and adopt Chapter 25-Nuisances, Article III – Garbage and Debris, of the City Code of Ordinances. (Sec 25-3-1)

Recommendation: Council Approval and Adoption of Ordinance.

3. Memorandum of Agreement with the Police Union

(Page 23 to Page 27)

Description: Approval and authorization of a Memorandum of Agreement with the Policemen's Benevolent & Protective Association Labor Committee.

Recommendation: Council Approval

B. Council Miscellaneous Items

C. City Manager

- Review of City Managers Goals and Objectives

9. PUBLIC COMMENTS (3 MINUTES)

10. ADJOURNMENT TO EXECUTIVE SESSION

11. MISCELLANEOUS OR FINAL ACTIONS

12. ADJOURNMENT

POSTED 12/1/17 at 5:00 PM

**CITY OF MASCOUTAH
Staff Report**

TO: Honorable Mayor & Council

FROM: Cody Hawkins, City Manager

SUBJECT: Public Hearing – Special Service Area 2017 Tax Levy

MEETING DATE: December 4, 2017

PUBLIC HEARING – MASCOUTAH SPECIAL SERVICE AREA 1:

The Truth in Taxation Act requires municipalities to publish a notice and have a public hearing when the tax levy extension necessary is more than 105% of the previous year's extension for a taxing district. The Notice of Proposed Property Tax Increase for Mascoutah Special Service Area 1 was published in the Mascoutah Herald on November 22nd and the public hearing is being conducted tonight, December 4th at 6:30 p.m.

The property taxes for residents within the Special Service Area are not increasing. The rate for the Special Service Area is remaining at 0.375%. The amount of property taxes owed within the Special Service Area will only increase if their EAV increases.

The rate setting EAV for 2016 for the Special Service Area was 3,375,796 and the amount received by the City was \$12,659.24. The City's estimation for the rate setting EAV for 2017 is 3,374,396 and an estimated amount to be received of \$13,464.76. The City is requesting \$26,124.00 in the levy ordinance which is the bond payment amount and also to ensure that the entire EAV is accounted for so that the entire 0.375% is able to be collected which represents a 206.36% increase over the previous year.

Note: The rate setting EAV for the SSA will at least decrease 1,174,867 in 2017. Without the exemption, the 2017 EAV would have been estimated at 4,549,263 with an estimated amount to be received of \$17,059.74.

A public hearing for the Special Service Area will be required for the remaining life of the Special Service Area in order to ensure that the entire 0.375% is collected each year.

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

NOVEMBER 20, 2017

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

TWM PRESENTATION ON POPLAR STREET CHANGE ORDER

Mayor Gerald Daugherty called the discussion to order at 6:30 p.m.

Present:

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

Absent:

None.

Other Staff Present:

City Manager Cody Hawkins, City Clerk Kari Haas, Assistant City Manager Mike Bolt, and City Engineer Tom Quirk.

Discussion:

Jeff Reis and Sheila Kimlinger from TWM presented information on the proposed Poplar Street contract modification regarding improvements to drainage on the south side of Poplar Street, along 2nd Street, and along 4th Street. City Engineer provided additional information regarding the three options and the scope of the project. It was explained that Poplar Street and the areas surrounding will drain, eventually; it will continue to drain if the work is not done but would drain more efficiently if the additional storm drainage work is done. It was explained that at this time it is unclear as to what size pipe is needed and where since no survey work has been done to determine depth and outflow points.

Councilman Schorr asked about the storm sewer outlet at 2nd and Green and it eroding. Matt Stukenberg (DMS Contracting) stated that this would fix that issue and in addition they would put rip rap on the west bank and change the angle of the pipe so the water shoots downstream.

Councilman Schorr asked about the drainage on 1st Street and Poplar. Stukenberg stated that with adding sidewalks on that side of the road there will be inlets to catch that water to flow down Poplar to 2nd Street which will improve the drainage in that area.

Councilman Weyant asked how deep the storm drain is on 6th Street. Stukenberg stated that he thinks it is deeper than the other ones. Councilman Weyant asked about using 6th Street drainage. Sheila Kimlinger stated that the biggest issue would be that it would be changing drainage areas and would change the outflow points which doesn't always work; it would

also be a long way to get everything to 6th Street and may not be able to get the storm drains deep enough. Councilman Weyant spoke about the George Street project not costing this much. Sheila Kimlinger explained that George Street had very little storm drainage to improve and this improvement proposed on Poplar, 2nd Street and 4th Street is to put in a whole new storm drainage trunk line. Discussion took place about rerouting the storm drainage down other areas and other streets to get the water to Pig Creek. Sheila Kimlinger explained that those could be options but a survey would need to be done on all the options to determine what the outfall is in each area, what the current depths are and what the depths would need to be to determine if other options would work or not.

Mayor Gerald Daugherty closed the discussion at 7:04 p.m.

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 7:05 p.m.

ROLL CALL

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

Absent: None.

Other Staff Present: City Manager Cody Hawkins, Assistant City Manager Mike Bolt, City Clerk Kari Haas, City Attorney Al Paulson, City Engineer Tom Quirk, Finance Coordinator Lynn Weidenbenner, 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 November 6, 2017 regular City Council meeting were presented and approved as presented.

Motion passed. Passed by unanimous yes voice vote.

PUBLIC COMMENTS

None.

DEPARTMENT REPORTS

Fire Chief Joe Zinck – absent – October 2017 report was provided. Councilman Schorr asked about the new G5 pagers and asked if those pagers would work with a different dispatching service. City Manager stated that there is no immediate plan to switch dispatching services. Police Chief stated that these new G5 pagers would work with a different dispatching service if needed. Councilman Weyant asked about the need for more than 24 pagers and if more funds would need to be budgeted. City Manager stated that he will talk with the Fire Chief to get more information.

Police Chief Scott Waldrup – October 2017 report was provided. Councilman Schorr asked about the charged amount listed for Andres. Police Chief stated that is the amount that Andres has billed but not collected.

Finance Coordinator Lynn Weidenbenner – Monthly financials provided.

City Engineer/Director of Public Works Tom Quirk – Status report on public projects and monthly building report were provided. Mayor asked if the schedule for Poplar Street will remain with or without the additions that are being talked about. City Engineer stated that yes the schedule will remain and still hope to start on drainage improvements this winter. Councilman Weyant asked about the easement acquisitions for Main Street. City Engineer stated that we have not received the plan approval from IDOT so cannot start on easement acquisitions until that approval is received. Councilman Weyant asked if there has been any information received on the electric easement and ICC. City Attorney stated that the process through ICC could take up to a year. Councilman Weyant asked if approval had been received from MSWPD on the berm trails. City Engineer stated that we were awaiting approval from IDOT to start easement acquisitions for the berm trails, have started on Phase 2 since approval has been received but still waiting on IDOT approval for Phase 1; do have a letter of commitment from MSWPD.

REPORTS AND COMMUNICATIONS

Mayor

Attended the following meetings and functions: Chamber meeting, meeting with Charles Jefferson regarding economic development, promotion for Sgt. Nate Weinel, gifts for the heart event in Belleville, meeting with Ron Dietrich from Illinois Realtors, SLM Water Commission meeting, Military Affairs committee meeting, East-West Gateway annual awards luncheon.

City Council

Schorr – Attended the following meetings and functions: Chamber meeting, Finance Committee meeting, Veteran's Day concert at Espenschied Chapel.

Weyant – Nothing to report.

McMahan – Attended the following meetings and functions: Working on cleaning and repainting the Ag Building floor.

Baker – Nothing to report.

City Manager – Nothing to report.

City Attorney – Nothing to report.

City Clerk – Nothing to report.

COUNCIL BUSINESS

CONSENT CALENDAR (OMNIBUS)

The October 2017 Fund Balance Report and Claims & Salaries Report were provided under the omnibus consideration.

Councilman Weyant asked about the business district incentive paid to Hayden. City Manager stated that was for street lighting and storm drainage work.

Councilman Weyant asked about the purchase of a water well. City Manager stated that was a well for Prairie Lakes.

Councilman Weyant asked about the flush hydrant purchase. City Engineer stated that this was a special request for a flush hydrant from a business.

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

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

CODE CHANGE – YARD WASTE DROP OFF SITE

City Manager presented report for Council consideration of approval of revisions to Chapter 16 – Health Code, adding Article V – Yard Waste Drop Off Site of the City Code by adoption of ordinance.

City Manager stated that an amendment is needed in order to remove the 6" diameter restriction on tree limbs.

McMahan moved, seconded by Schorr, to approve and adopt Ordinance No. 17-22, thereby modifying Chapter 16 – Health Code, adding Article V – Yard Waste Drop Off Site, as amended.

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

POPLAR STREET DESIGN-BUILD RECONSTRUCTION – CONTRACT AMENDMENT

City Manager presented report for Council consideration of approval and authorization to amend the Poplar Street Design-Build Reconstruction Contract with DMS Contracting to add additional surveying, engineering, and construction, including all labor, materials and equipment, for improvements to drainage on the south side of Poplar Street, along 2nd Street, and along 4th Street.

Councilman Schorr asked about the total price and that in the discussion it was stated that this was a worst case scenario so could the project cost be less. Stukenberg stated that if a unit price is less, then the City is going to pay less. City Attorney stated that this could be a not to exceed contract.

Sheila Kimlinger reiterated that it will drain if the City does nothing but will definitely be an improvement if it is done. It was stated that the price would not be incredibly high to cut into Poplar Street at a later date but aesthetically it would look better to not have a patch on a new street.

Council discussed the different options. Council was in consensus to do the grading and driveway culverts on the south side of Poplar Street. Council was in agreement that they would like to have it engineered so that we know for sure what the options are and what type of materials would definitely be needed to do any additional drainage improvements.

Schorr moved, seconded by McMahan, to approve the amendment of the Poplar Street Design-Build Reconstruction Contract with DMS Contracting in the amount of \$25,000.00 for additional surveying, engineering, and construction, including all labor, materials and equipment, for improvements to drainage on the south side of Poplar Street and authorize appropriate officials to execute the necessary documents.

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

ITEP RESOLUTION – MAIN ST. STREETSCAPE

City Manager presented report for Council consideration of approval of a resolution in support of allocating TIF 2B funds to pay for the City's match for the ITEP Main St. Streetscape Project.

Councilman Weyant asked if this is done if it is going to affect the intersection project. City Manager stated that it will extend what is being done at the intersection down to the post office.

Councilman McMahan asked if this will be affected if IDOT was to decide to resurface Main Street. City Manager stated that they spoke with the engineers and feel that if that was to happen, it should not affect the sidewalks and would not need to be torn out and redone.

Baker moved, seconded by Schorr, to approve and adopt Resolution No. 17-18-15, a resolution in support of allocating TIF 2B funds to pay for the City's match for the ITEP Main St. Project.

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

RISK MANAGEMENT INSURANCE PROPOSAL & APPROVAL

City Manager presented report for Council consideration of approval of risk management insurance proposal from Illinois Municipal League Risk Management Association

(IMLRMA) and adoption of ordinance approving membership in the IMLRMA and authorizing the execution of an intergovernmental cooperation contract.

City Manager stated that the City Attorney did review the documents and after a few questions the contract is okay.

Weyant moved, seconded by McMahan, to waive the first reading of the ordinance.

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

Weyant moved, seconded by McMahan, to approve the risk management insurance proposal with Illinois Municipal League Risk Management Association (IMLRMA) in the amount of \$294,596.00; approve and adopt Ordinance No. 17-23, approving membership in the Illinois Municipal League Risk Management Association and authorizing the execution of an Intergovernmental Cooperation Contract; and authorize the appropriate City officials to execute the required documents.

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

CODE CHANGE – TRASH RECEPTACLES / GARBAGE CANS

City Manager presented report for Council consideration of approval of an ordinance to amend and adopt Chapter 25 – Nuisances, Article II – Garbage and Debris, of the City Code of Ordinances.

Councilman Schorr asked about adding recycle and yard waste containers. City Manager stated that it will be added.

Councilman Schorr asked about houses that are on corner lots. City Manager stated that the building code does state that those types of houses are defined as having two front yards. City Attorney recommended handling issues with corner lots on a case by case basis or if complaints are received.

Councilman McMahan stated that in his opinion this is an overreach.

First reading. No action required.

COUNCIL – MISCELLANEOUS ITEMS

Council was provided the 2018 meeting schedule.

Mayor stated that the Christmas Parade is coming up on December 1st.

CITY MANAGER – MISCELLANEOUS ITEMS

None.

PUBLIC COMMENTS

None.


MISCELLANEOUS OR FINAL ACTIONS

None.

ADJOURNMENT

McMahan moved, seconded by Schorr, to **adjourn at 8:01 p.m.**

Motion passed. Motion passed by unanimous yes voice vote.



Kari D. Haas, City Clerk

**CITY OF MASCOUTAH
Staff Report**

TO: Honorable Mayor & Council

FROM: Cody Hawkins, City Manager

SUBJECT: **2017 Property Tax Levy (first reading)**

MEETING DATE: December 4, 2017

REQUESTED ACTION:

Council approval and adoption of the 2017 Property Tax Levy Ordinance.

CITY TAX LEVY:

VALUATION:

The 2016 Rate Setting EAV was 124,871,274. This year the calculated estimate is 124,148,374 which results in a slight decrease.

Note: The rate setting EAV for the City did decrease approximately 10,000,000 in 2016 with the new formula for the Disabled Veterans' Homestead Exemption. The rate setting EAV for 2017 has an estimated decrease of 12,506,697 in exemptions per the County. Without the exemption, the 2017 EAV would have been estimated at 136,655,071.

TAX LEVY:

Tax Levy can be defined as dollars needed by the City to run operations and to pay General Obligation Bonds.

- The Tax Levy dollars requested absorb only growth generated revenues related to estimate EAV calculations, no additional increase.
- The Tax Levy by fund line is accompanied with Finance Committee recommendations.

BACKGROUND & STAFF COMMENTS:

After discussing computations, explanations, calculations and distributions of dollars by fund with the Finance Committee members, the following recommendations are presented to Council.

Since the EAV for this year is not increasing beyond 5%, there is no need for a tax levy hearing. Finance Committee after meeting with staff, recommended increasing the levy amount to 4.99% (just under the 5% threshold for a public hearing) in order to ensure that any and all EAV increase is captured.

In April/May during the County/City certification step, the certified rate received from the County will be adjusted in order to capture the increased EAV and to keep the City's rate the same at 1.4201.

ADDITIONAL DETAIL ON EACH LEVY ITEMIZED LINE:

General Fund (Corporate)

\$390,000; increase = \$28,997.15

The General Fund levy distribution increases to capture the balance of the EAV computation estimated tax levy dollars available. Any increase in this fund assists with proposing a balanced budget for the consecutive year. The General Fund fund balance is up to \$2.6 million so even if some state revenue is lost, this fund will remain positive. General Fund will have increased income from the special census.

Bonds & Interest Fund

\$179,692; increase = (\$871.86)

The Bond and Interest levy distribution covers the bond ordinance commitments for all of the City's GO Bonds. The only outstanding GO Bond is the 2008 GO Bond (County Road improvements). Principal and interest payment is fully levied.

IMRF Fund

\$145,400; increase = \$7,292.37

The IMRF Fund levy distribution captures the amount recommended from the State of IL based on an individual City of Mascoutah actuarial. There was a decrease in this fund over the last couple years since more redistributions were done over the last few fiscal years on salary and benefits for more positions. With the conclusion of the last audit and the addition of some new employees, this fund needs additional funds to keep the funded ratio where it currently is. Current IMRF regular employer rate is 11.34% and SLEP employer rate is 13.36% and the rate for 2018 is estimated at 11.73% for regular and 13.28% for SLEP.

Fire Protection Fund

\$158,000; increase = \$9,528.06

The Fire Fund levy distribution increases are to plan for future equipment needs and to assist with paying back the inter-loan transfer for the ladder truck purchase. The last payment on the inter-loan transfer for the ladder truck purchase will be in FY17/18.

Police Pension Fund

\$267,716; increase = (\$8.01)

The Police Pension Fund levy distribution captures the amount recommended by the State of IL related to the downstate pension actuarial calculations for the City. Right now, the Police Pension Fund is 74% funded.

Parks & Recreation Fund

\$248,000; increase = \$18,111.98

The Parks and Recreation Fund levy distribution increases assist the fund balance and/or fiscal year budget and funding for pool maintenance and maintenance in the parks.

Ambulance Fund

\$464,000; increase = \$16,461.35

The Ambulance Fund levy distribution increases embracing the City's plan guided by Council and Finance Committee to make progress to balance this fund

by FY19. Projections show this fund balanced with this fiscal year but need to plan ahead for purchase of new ambulance.

Library Fund

\$358,537; increase = \$16,264.84

The Library is requesting enough funds to capture only the EAV growth and to keep their tax rate around the same amount as in previous years. The Library levies for their General Fund, Building Maintenance Fund, IMRF Fund, Medicare Fund, Social Security Fund and Liability Insurance Fund.

SSA #001

\$26,124; loan amount

This amount captures the projected loan payment amount (interest only) for the Crown Pointe (Murphy) Development improvements received from Farmers & Merchants National Bank.

FUNDING:

By the nature of levies, the action within this report is directed at increasing revenues only by capturing the estimated increase in the EAV for the FY18/19 Budget year. This is the implementation of our budgeting program which is intended to balance the City's budget by department and fund.

RECOMMENDATION:

Council approval and adoption of the 2017 Property Tax Levy Ordinance.

SUGGESTED MOTION:

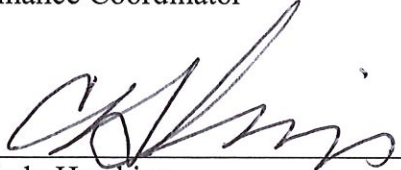
I move that the Council approve the 2017 Property Tax Levy by adopting Ordinance No. 17-____.

Prepared By:

Lynn Weidenbenner
Finance Coordinator

Kari Haas
City Clerk

Approved By:



Cody Hawkins
City Manager

Attachments: A – Tax Rate Computation Sheet
B – St. Clair County Assessor Estimated EAV Report
C – Fund Balance Projections – Ambulance Fund
D – Tax Levy Ordinance

Tax Rate Computation - November, 2017

2012 Rate Setting EAV	117,798,572	2016 Rate Setting EAV	124,871,274
2013 Rate Setting EAV	121,995,577	2017 Rate Setting EAV	124,148,374 estimation
2014 Rate Setting EAV	124,234,550		
2015 Rate Setting EAV	121,551,273		

	2016 Tax Computation			2017 Projected Computation			notes for finance committee:
	Levy Request	Cert. Rate	Extension	Request +/-	Cert. Rate	Levy Request	
Corporate	\$371,000.00	0.2891	\$361,002.85	(\$9,997.15)	0.3141	\$ 390,000.00	GF, fund balance \$2.6mil, increased income from special
Bonds & Interest	\$180,468.00	0.1446	\$180,563.86	\$95.86	0.1447	\$ 179,692.00	108.03% census too if lose any other income
IMRF	\$138,000.00	0.1106	\$138,107.63	\$107.63	0.1171	\$ 145,400.00	99.52% see explanation below
Fire Protection	\$152,500.00	0.1189	\$148,471.94	(\$4,028.06)	0.1273	\$ 158,000.00	funding itself but need to add since this year full imrf staff expected
Police Pension	\$267,716.00	0.2144	\$267,724.01	\$8.01	0.2156	\$ 267,716.00	105.28% last payment for fire truck to water/sewer this FY18
Playground	\$236,000.00	0.1841	\$229,888.02	(\$6,111.98)	0.1998	\$ 248,000.00	106.42% 100.00%
Ambulance	\$457,500.00	0.3584	\$447,538.65	(\$9,961.35)	0.3737	\$ 464,000.00	107.88% needed for pool maintenance and some updates/maint at park
	\$1,803,184.00	1.4201	\$1,773,296.96	(\$29,887.04)	1.4924	\$1,852,808.00	AF projections show fund balanced with this FY18 audit, need new/used ambulance
LJB Corporate	\$304,569.00	0.2440	\$304,685.91	\$116.91	0.2498	\$ 310,122.00	103.68% 104.48%
LJB Building	\$13,411.00	0.0108	\$13,486.10	\$75.10	0.0098	\$ 12,166.00	101.78% per library meeting
LJB IMRF	\$12,192.00	0.0098	\$12,237.38	\$45.38	0.0090	\$ 11,173.00	90.21%
LJB Liability Insurance	\$11,217.00	0.0040	\$4,994.85	(\$6,222.15)	0.0074	\$ 9,186.00	91.30%
LJB Social Security	\$8,534.00	0.0044	\$5,494.34	(\$3,039.66)	0.0100	\$ 12,414.00	100.00%
LJB Medicare	\$2,194.00	0.0011	\$1,373.58	(\$820.42)	0.0028	\$ 3,476.00	100.00%
	\$352,117.00	0.2741	\$342,272.16	(\$9,844.84)	0.2888	\$358,537.00	104.75%
Total w/out Bonds (for calculating % increase to determine need for public hearing)							\$ 2,031,653.00
	\$2,155,301.00	1.6942	\$2,115,569.12	(\$39,731.88)	1.7812	\$2,211,345.00	104.99% needs to be at 4.99% to avoid hearing
				Rate Difference --	0.0870		

Special Service Area (Crown Pointe)

2012 Rate Setting EAV	832,195	2016 Rate Setting EAV	3,375,796
2013 Rate Setting EAV	2,436,295	2017 Rate Setting EAV	3,374,396 estimation
2014 Rate Setting EAV	3,118,732		
2015 Rate Setting EAV	3,030,984		
Special Service Area	\$26,124.00	0.3750	\$12,659.24
	\$2,181,425.00	2.0692	\$2,128,228.36
			2.1562
Will need to do public hearing each year for SSA if it is over 5% increase in order to keep separate from other City levies			

Notes

- **Bonds and Interest Explanation
- 2005 GO Bond (old 1996) - need to levy by bond ordinance = \$0 final payment in 2016
- 2008 GO Bond - need to levy by bond ordinance = \$179,692.50 will need to begin levying for principal payment in 17/18
- 16/17 principal payment paid by General Fund

NOTE: Per County Clerk's office - bonds are not included when figuring the 4.99%.

**Assessor Estimated EAV Report by Tax District
ST. CLAIR County**

Totals		New Construction	
Board of Review Abstract	165,369,094	Commercial	627,035
- Exemptions	28,699,860	Farm	0
- Under Assessed	0	Industrial	0
+ State Assessed	49,596	Local Rail Road	0
Total EAV	136,718,830	Mineral	0
- Tif Increment / Ezzone	12,570,456	Residential	664,815
Rate Setting EAV	124,148,374	Total	1,291,850

Exemption Category	Commercial		Farm		Industrial		Local Rail Road		Mineral		Residential		State Rail Road		Totals	
	Value	Count	Value	Count	Value	Count	Value	Count	Value	Count	Value	Count	Value	Count	Value	Count
Parcel Count		246		134		19		0		1		3,539		0		3,939
- Board of Review Abstract	18,794,905		1,749,820		4,247,140			0		25		140,577,204		0		165,369,094
- Home Improvement	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
- Veteran's	0	0	0	0	0	0	0	0	0	0	0	51,869	1	0	0	51,869
+ State Assessed	0		0		0			0		0		0		49,596		49,596
= EAV	18,794,905	0	1,749,820	0	4,247,140	0	0	0	0	25	0	140,525,335	1	49,596	0	165,366,821
- Senior Assessment Freeze	28,516	1	16,765	3	0	0	0	0	0	0	0	1,287,376	162	0	0	1,332,657
- Owner Occupied	24,000	4	42,000	7	0	0	0	0	0	0	0	12,207,426	2,037	0	0	12,273,426
- Senior Citizen's	10,000	2	18,512	4	0	0	0	0	0	0	0	2,404,148	483	0	0	2,432,660
- Disabled Person	0	0	2,000	1	0	0	0	0	0	0	0	54,000	27	0	0	56,000
- Disabled Veteran	0	0	0	0	0	0	0	0	0	0	0	12,506,697	287	0	0	12,506,697
- Returning Veteran	0	0	0	0	0	0	0	0	0	0	0	25,000	5	0	0	25,000
- Natural Disaster	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
- Fraternal Freeze	2,065	2	0	0	0	0	0	0	0	0	0	0	0	0	0	2,065
- Vet Freeze	19,486	2	0	0	0	0	0	0	0	0	0	0	0	0	0	19,486
- Under Assessed	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
- E-Zone	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
- TIF	3,210,105	0	298,334	0	1,896,880	0	0	0	0	0	0	7,165,137	0	0	0	12,570,456
- Drainage	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
- Taxable Value	15,500,733		1,372,209		2,350,260			0		25		104,875,551		49,596		124,148,374

ORDINANCE NO. 17-__

ANNUAL TAX LEVY ORDINANCE FOR THE FISCAL YEAR
2018 - 2019

AN ORDINANCE PROVIDING FOR THE ANNUAL TAX LEVY FOR THE CITY OF MASCOUTAH, ST. CLAIR COUNTY, ILLINOIS FOR THE FISCAL YEAR COMMENCING ON THE 1ST DAY OF MAY, 2018, AND ENDING ON THE 30TH DAY OF APRIL, 2019.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MASCOUTAH, ILLINOIS, A HOME RULE UNIT PURSUANT TO ARTICLE VII, SECTION 6, CONSTITUTION OF ILLINOIS 1970.

SECTION 1: That there be and is hereby levied upon all real estates and personal property situated within the corporate limits of the City of Mascoutah, Illinois, subject to taxation, **the sum of** Two Million, Two Hundred Thirty-Seven Thousand, Four Hundred Sixty-Nine Dollars (\$2,237,469) which amount shall be raised by taxation upon all said property according to its value as same is assessed and equalized for state and county purposes for the current fiscal year commencing on the 1st day of May, 2018, and ending on the 30th day of April, 2019, and which amount is to defray the expenses of said City as provided in the Annual Budget Ordinance of said City heretofore passed, adopted and published and in force, said levy to be for the following corporate uses and purposes pursuant to the Home Rule Powers of the City of Mascoutah as granted in Article VII, Section 6 of the Constitution of the State of Illinois and previously authorized by State enabling legislation and city ordinances which are incorporated by reference as if fully set forth herein.

SECTION 2: The City of Mascoutah finds that the total amount of Three Hundred Ninety Thousand Dollars (\$390,000) herein above levied pursuant to the Home Rule powers of the City of Mascoutah as granted by Article VII, Section 6 of the Constitution of the State of Illinois, to be raised by taxation, after deducting revenue from all sources, is necessary for the **general corporate purposes** of said City.

SECTION 3: The City of Mascoutah finds that there is to be raised by taxation and levied pursuant to the Home Rule powers of the City of Mascoutah as granted by Article VII, Section 6, of the Constitution of the State of Illinois for **fire protection** of said City, the sum of One Hundred Fifty-Eight Thousand Dollars (\$158,000) upon all taxable property within said City which shall be in addition to the above levy hereinabove set forth, and over and above and in addition to the rate required for other corporate purposes.

SECTION 4: The City of Mascoutah finds that there is to be raised by taxation and levied pursuant to the Home Rule powers of the City of Mascoutah as granted by Article VII, Section 6, of the Constitution of the State of Illinois for the establishment, maintenance and conduct of a supervised **playground and recreational system** of said City, the sum of Two Hundred Forty-Eight Thousand Dollars (\$248,000) upon all taxable property within said City which

shall be in addition to the above levy hereinabove set forth, and over and above and in addition to the rate required for other corporate purposes.

SECTION 5: The City of Mascoutah finds that there is to be raised by taxation and levied pursuant to the Home Rule powers of the City of Mascoutah as granted by Article VII, Section 6, of the Constitution of the State of Illinois for the **operation of the Mascoutah Public Library** of said City, the sum of Three Hundred Ten Thousand, One Hundred Twenty-Two Dollars (\$310,122) upon all taxable property within said City which shall be in addition to the above levy hereinabove set forth, and over and above and in addition to the rate required for other corporate purposes.

SECTION 6: The City of Mascoutah finds that there is to be raised by taxation and levied pursuant to the Home Rule powers of the City of Mascoutah as granted by Article VII, Section 6, of the Constitution of the State of Illinois for the operation of the **Ambulance Service** of said City, the sum of Four Hundred Sixty-Four Thousand Dollars (\$464,000) upon all taxable property within said City which shall be in addition to the above levy hereinabove set forth, and over and above and in addition to the rate required for other corporate purposes.

SECTION 7: The City of Mascoutah finds that there is to be raised by taxation and levied pursuant to the Home Rule powers of the City of Mascoutah as granted by Article VII, Section 6, of the Constitution of the State of Illinois for a **Police Pension Trust** of said City, the sum of Two Hundred Sixty-Seven Thousand, Seven Hundred Sixteen Dollars (\$267,716) upon all taxable property within said City which shall be in addition to the above levy hereinabove set forth, and over and above and in addition to the rate required for other corporate purposes.

SECTION 8: The City of Mascoutah finds that there is to be raised by taxation and levied pursuant to the Home Rule powers of the City of Mascoutah as granted by Article VII, Section 6, of the Constitution of the State of Illinois for the participation in the **Illinois Municipal Retirement Fund** the sum of One Hundred Forty-Five Thousand, Four Hundred Dollars (\$145,400) upon all taxable property within said City which shall be in addition to the above levy hereinabove set forth, and over and above and in addition to the rate required for other corporate purposes.

SECTION 9: The City of Mascoutah finds that there is to be raised by taxation and levied pursuant to the Home Rule powers of the City of Mascoutah as granted by Article VII, Section 6, of the Constitution of the State of Illinois for the **Illinois Municipal Retirement Fund of the Mascoutah Public Library** of said City, the sum of Eleven Thousand, One Hundred Seventy-Three Dollars (\$11,173) upon all taxable property within said City which shall be in addition to the above levy hereinabove set forth, and over and above and in addition to the rate required for other corporate purposes.

SECTION 10: The City of Mascoutah finds that there is to be raised by taxation and levied pursuant to the Home Rule powers of the City of Mascoutah as granted by Article VII, Section 6, of the Constitution of the State of Illinois for the **building and maintenance of the Mascoutah Public Library** of said City, the sum of Twelve Thousand, One Hundred Sixty-Six Dollars (\$12,166) upon all taxable property within said City which shall be in addition to the above

levy hereinabove set forth, and over and above and in addition to the rate required for other corporate purposes.

SECTION 11: The City of Mascoutah finds that there is to be raised by taxation and levied pursuant to the Home Rule powers of the City of Mascoutah as granted by Article VII, Section 6, of the Constitution of the State of Illinois for the **Medicare of the Mascoutah Public Library** of said City, the sum of Three Thousand, Four Hundred Seventy-Six Dollars (\$3,476) upon all taxable property within said City which shall be in addition to the above levy hereinabove set forth, and over and above and in addition to the rate required for other corporate purposes.

SECTION 12: The City of Mascoutah finds that there is to be raised by taxation and levied pursuant to the Home Rule powers of the City of Mascoutah as granted by Article VII, Section 6, of the Constitution of the State of Illinois for the **social security of the Mascoutah Public Library** of said City, the sum of Twelve Thousand, Four Hundred Fourteen Dollars (\$12,414) upon all taxable property within said City which shall be in addition to the above levy hereinabove set forth, and over and above and in addition to the rate required for other corporate purposes.

SECTION 13: The City of Mascoutah finds that there is to be raised by taxation and levied pursuant to the Home Rule powers of the City of Mascoutah as granted by Article VII, Section 6, of the Constitution of the State of Illinois for the **liability insurance of the Mascoutah Public Library** of said City, the sum of Nine Thousand, One Hundred Eighty-Six Dollars (\$9,186) upon all taxable property within said City which shall be in addition to the above levy hereinabove set forth, and over and above and in addition to the rate required for other corporate purposes.

SECTION 14: The tax levy provided in Section 402 of the **Bond Ordinance** (Ordinance No. 08-05, filed March 20, 2008, with the County Clerk of the County of St. Clair, Illinois) is limited to the sum of One Hundred Seventy-Nine Thousand, Six Hundred Ninety-Two Dollars (\$179,692) for the 2017 tax levy (to be received in 2018).

SECTION 15: Special Service Area. The tax levy provided in Section 4 of the **Special Service Area #001** Adopting Ordinance (Ordinance No. 09-15, adopted August 3, 2009) is hereby levied on the property and parcels identified in said ordinance for the sum of Twenty Six Thousand One Hundred Twenty-Four Dollars (\$26,124) and is set at a maximum rate of .375% of assessed valuation.

SECTION 16: That the City Clerk of the City of Mascoutah be and is hereby directed to file with the County Clerk of St. Clair County, Illinois, a duly certified copy of this ordinance, as provided by law.

SECTION 17: That conflicting ordinances or pertinent portions thereof in force at the time this ordinance shall take effect are hereby repealed.

SECTION 18: If any part of this Ordinance is held improper, such holding shall not affect any other part hereof and all other parts shall be, and remain, in full force and effect.

SECTION 19: This levy ordinance is adopted pursuant to the Home Rule powers of the City of Mascoutah as granted by Article VII, Section 6 of the Constitution of the State of Illinois and any tax rate limitation or any other substantive limitations as to tax levies in Illinois Municipal Code in conflict with this ordinance shall not be applicable to this ordinance pursuant to Section 6 of the Article VII of the Constitution of the State of Illinois.

SECTION 20: That this Ordinance shall be in full force and effect after its passage and approval according to law.

PASSED by the Mayor and City Council of the City of Mascoutah, County of St. Clair, State of Illinois, upon motion by Councilman _____, seconded by Councilman _____, adopted on the following roll call vote on the ____ day of December, 2017, and deposited and filed in the Office of the City Clerk in said City on that date.

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
Paul Schorr	_____	_____	_____
John Weyant	_____	_____	_____
Pat McMahan	_____	_____	_____
Michael Baker	_____	_____	_____
Gerald Daugherty	_____	_____	_____

APPROVED by the Mayor of the City of Mascoutah, Illinois, this ____ day of December, 2017.

Mayor

ATTEST:

City Clerk
(SEAL)

**TRUTH-IN-TAXATION
CERTIFICATE OF COMPLIANCE**

I, Gerald Daugherty, Mayor, hereby certify to the St. Clair County Clerk that the City of Mascoutah has compiled with all provisions of Public Act 82-102, "Truth-in-Taxation Act", as amended, with respect to the adoption of the Fiscal Year 2018-2019 Tax Levy.

- CHECK ON BOX -

- [X] The City levied an amount of ad valorem tax that is less than or equal to 105% of the final aggregate levy extension of the preceding year, thereby requiring no Truth-in-Taxation hearing and/or notice.

- AND -

- [X] The City levied an amount of ad valorem tax that is greater than 105% of the final aggregate levy extension of the preceding year and complied with the publication and hearing provisions of Section 18-60 through 18-85 of the Act.

Said notice was published in the Mascoutah Herald on November 22, 2017.

Said public hearing was held on December 4, 2017.

Mayor

Date

CITY OF MASCOUTAH
Staff Report

TO: Honorable Mayor and Council

FROM: Mike Bolt, Assistant City Manager

SUBJECT: Code Change – Trash Receptacles/Garbage Cans (**SECOND READING**)

MEETING DATE: December 4th, 2017

REQUESTED ACTION:

Council approval of an Ordinance to amend and adopt Chapter 25-Nuisances, Article III – Garbage and Debris, of the City Code of Ordinances. (Sec 25-3-1).

BACKGROUND & STAFF COMMENTS:

Staff frequently receives calls from citizens complaining about trash cans stored in front of houses for extended period of times, and in some cases, all the time. Staff agrees with the citizen's calls that it creates an eye sore & a nuisance. Staff is requesting to update the Code to prohibit storing receptacles and cans, in the Front yards of residences, for extended period of times.

DISCUSSION POINTS / ISSUES:

Most Homeowner Associations & their Covenants & Restrictions prohibit trash receptacles from being stored in the front of a residence. Many cities require them to be out of sight, or not viewable from the street or a neighbor. Staff is not recommending it to this extreme, just recommending they not be stored in front of houses for extended periods of time.

After researching some nearby cities, and some across the United States, Staff is recommending this code amendment prohibiting Trash, Recycle, & Yard Waste receptacles and/or garbage cans from being stored in the Front yard or the Front of a house, except for the 24 hours before & after the day of trash pickup.

Receptacles and cans are to be stored in the Rear or Side yards, or a fully enclosed structure such as a garage or shed.


For aesthetic, image, blight, and property value purposes, Staff is recommending this code amendment.

RECOMMENDATION:

Council Approval and Adoption of Ordinance.

SUGGESTED MOTION:

I move that the Council approve and adopt Ordinance No. 17-____, amending Chapter 25 – Nuisances, Article III – Garbage & Debris of the City Code of Ordinances. (Sec 25-3-1).

Prepared By: 
Mike Bolt, Asst. City Manager

Approved By: 
Cody Hawkins, City Manager

Attachments: A: Ordinance

ORDINANCE NO. 17-__

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES,
CHAPTER 25 – NUISANCES
ADOPTED OF THE CITY OF MASCOUTAH, ILLINOIS.**

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MASCOUTAH, IN ST. CLAIR COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1: Amending CHAPTER 25 – NUISANCES, ARTICLE III – GARBAGE AND DEBRIS, as attached.

SECTION 2: This ordinance shall be in full force and effect after passage, approval and publication as required by law.

PASSED by the Mayor and the City Council of the City of Mascoutah, County of St. Clair, State of Illinois, upon motion by Councilman _____, seconded by Councilman _____, adopted on the following roll call vote on the 4th day of December, 2017, and deposited and filed in the Office of the City Clerk in said City on that date.

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
Paul Schorr	___	___	___
John Weyant	___	___	___
Pat McMahan	___	___	___
Michael Baker	___	___	___
Gerald Daugherty	___	___	___

APPROVED AND SIGNED by the Mayor of the City of Mascoutah, Illinois, this 4th day of December, 2017.

ATTEST:

Mayor

City Clerk
(SEAL)

CHAPTER 25 – NUISANCES

ARTICLE III – GARBAGE AND DEBRIS

Sec. 25-3-1. Accumulation prohibited.

No person shall permit any garbage or trash to accumulate on their premises or private property. It is hereby declared to be a nuisance and it shall be unlawful for the owner or occupancy of real estate to refuse or neglect to remove the garbage or debris.

Trash, recycle, and yard waste receptacles and/or garbage cans are prohibited from being stored in the Front yard or the Front of a house, except for the 24 hours before and after the day of trash pickup. Receptacles and cans are to be stored in the Rear or Side yards, or a fully enclosed structure such as a garage or shed.

Sec. 25-3-2. Notice to person.

Garbage and Debris: The chief of police, code enforcement officer or his designated representative may issue a written notice for removal of garbage or debris. Such garbage or debris shall be removed by the owner or occupant within five days after such notice has been duly served.

Receptacles and/or cans: The city manager, chief of police, code enforcement officer or his designated representative may issue a written five (5) day warning/notice for relocation of the receptacles. Such receptacles shall be relocated by the owner, or occupant, within five (5) days after such notice has been duly served. Failure to correct will result in a violation of the provisions in this section, can and shall be fined as provided in section 1-1-20.

Sec. 25-3-3. Service of notice.

Service of notice provided for herein may be effected by handing of the same to the owner, occupant, or lessee of the premises, or to any member of his household of the age of 15 years or older found on the premises or by mailing such notice to the last known residence address of the owner; provided that if the premises are unoccupied and the owner's address cannot be obtained, then the notice may be served by posting the same upon the premises.

Sec. 25-3-4. Abatement.

If the person so served does not abate the nuisance within five days, the police chief, code enforcement officer or the designated representative may proceed to abate such nuisance, keeping an account of the expense of the abatement and such expense shall be charged and paid by such owner or occupant.

Sec. 25-3-5. Lien.

Charges for such removal shall be a lien upon the premises. A bill representing the cost and expense incurred or payable for the service shall be presented to the owner. If this bill is not paid within 30 days of submission of the bill, a notice of lien of the cost and expenses thereof incurred by the city shall be recorded in the following manner:

- (a) A description of the real estate sufficient for identification thereof.
- (b) The amount of money representing the cost and expense incurred or payable for the service.
- (c) The date or dates when said cost and expense was incurred by the city and shall be filed within 60 days after the cost and expense is incurred.

Sec. 25-3-6. Payment.

Notice of such lien claim shall be mailed to the owner of the premises if his address is known. Upon payment of the cost and expense after notice of lien has been filed, the lien shall be released by the city or person in whose name the lien has been filed and the release shall be filed of record in the same manner as filing notice of the lien.

Sec. 25-3-7. Foreclosure of lien.

Property subject to a lien for unpaid charges shall be sold non-payment of the same, and the proceeds of such sale shall be applied to pay the charges after deducting costs, as is the case in the foreclosure of statutory liens. Such foreclosure shall be in the name of the city, after lien is in effect for 60 days. Suit to foreclose this lien shall be commenced within two years after the date of filing notice of lien.

State Law reference— See 65 ILCS Sec. 5/11-20-13.

**CITY OF MASCOUTAH
Staff Report**

TO: Honorable Mayor & Council

FROM: Cody Hawkins – City Manager

SUBJECT: **Memorandum of Agreement with the Police Union**

MEETING DATE: December 4, 2017

REQUESTED ACTION:

Approval and authorization of a Memorandum of Agreement with the Policemen's Benevolent & Protective Association Labor Committee.

BACKGROUND & STAFF COMMENTS:

The City of Mascoutah and the Mascoutah Police Department has created a new position (Police Lieutenant), the duties of which are supervisory in nature. A Memorandum of Agreement adding the creation of the position of Lieutenant is attached.

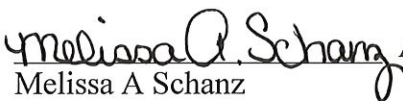
RECOMMENDATION:

Council Approval.

SUGGESTED MOTION:

I move that the Council approve the Memorandum of Agreement with the Policemen's Benevolent & Protective Association Labor Committee and authorize appropriate officials to execute the necessary documents.

Prepared By:


Melissa A Schanz
Executive Assistant

Approved By:


Cody Hawkins
City Manager

Attachment: A – Illinois Labor Relations Board
B – Memorandum of Agreement

ILLINOIS LABOR RELATIONS BOARD

☐ **LOCAL PANEL:** e.g., County of Cook, City of Chicago, Chicago Transit Authority, Forest Preserve District of Cook County

☒ **STATE PANEL:** e.g., State of Illinois, county governments, municipal governments, Regional Transportation Authority

DO NOT WRITE IN THIS SPACE

CASE NUMBER

DATE FILED

UNIT CLARIFICATION PETITION

INSTRUCTIONS: In accordance with the Illinois Public Labor Relations Act, 5 ILCS 315, as amended, and the Rules and Regulations of the Illinois Labor Relations Board, 80 Ill. Adm. Code §1210.170, the following information is required. Submit an original and one (1) copy of this petition to the Illinois Labor Relations Board. If more space is required for any item, attach additional sheet(s), numbering items accordingly. This petition may be filed in either of the Board's offices or at ILRB.Filing@illinois.gov. Facsimiles are no longer accepted.

Illinois Labor Relations Board
801 South 7th Street, Suite 1200A
Springfield, Illinois 62703
(217) 785-3155

Illinois Labor Relations Board
160 North LaSalle Street, Suite S-400
Chicago, Illinois 60603-3103
(312) 793-6400

This agency is requesting disclosure of information that is necessary to accomplish the statutory purpose as outlined under 5 ILCS 315, as amended. Disclosure of this information is **REQUIRED**. Failure to provide any information will result in this form not being processed.

1.	NAME OF EMPLOYER/DEPARTMENT City of Mascoutah/Mascoutah Police Department	TELEPHONE (618) 566-2964
	ADDRESS 3 West Main Street, Mascoutah, IL 62258	E-MAIL
2.	EMPLOYER REPRESENTATIVE Cody Hawkins	TELEPHONE (618) 566-2964 ext.108
	ADDRESS 3 West Main Street, Mascoutah, IL 62258	E-MAIL
3.	NAME OF LABOR ORGANIZATION and Affiliation (if any) Policemen's Benevolent and Protective Association	TELEPHONE (217) 523-5141
	ADDRESS 840 South Spring Street, Springfield, IL 62704	E-MAIL office@pbpa.org
4.	LABOR ORGANIZATION REPRESENTATIVE Lindley H. "Buddy" Parker	TELEPHONE (618) 910-0601
	ADDRESS 840 South Spring Street, Springfield, IL 62704	E-MAIL buddy@pbpa.org
5.	IS THERE AN EXISTING COLLECTIVE BARGAINING AGREEMENT?	
	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> If yes, date of expiration: <u>April 30, 2018</u>	
6.	APPROXIMATE NUMBER OF EMPLOYEES IN EXISTING UNIT: <u>15</u>	

7.	DESCRIPTION OF EXISTING UNIT (specify titles and classifications)	
	All Sworn Officers employed in the City of Mascoutah, Illinois, excluding elected City Officials, Chief of Police, Deputy Chief/Internal Affairs Officer, and part-time employees, clerical employees, and all other employees.	
8.	RECOGNITION OF EXISTING COLLECTIVE BARGAINING UNIT	
	HISTORICAL <input type="checkbox"/>	ILRB CERTIFIED <input checked="" type="checkbox"/>
	IF ILRB CERTIFIED	
	Date of Certification:	06/06/2000
	ILRB Case Number:	S-RC-00-046
9.	NATURE OF AND REASONS FOR PROPOSED CLARIFICATION OF UNIT:	
	All Sworn Officers below the rank of Lieutenant employed in the City of Mascoutah, Illinois, excluding elected City Officials, Chief of Police, Deputy Chief/Internal Affairs Officer, and part-time employees, clerical employees, and all other employees. The Employer has created a new position (Lieutenant), the duties of which are supervisory in nature.	
10.	APPROXIMATE NUMBER OF EMPLOYEES IN TITLE AFFECTED BY CLARIFICATION: 1	

FOR UNILATERALLY FILED PETITION

I have read the above petition and all attachments. The statements contained therein are true to the best of my knowledge and belief.

BY: _____ NAME: _____
 Signature of person filing petition TITLE: _____
 DATE: _____

FOR STIPULATED PETITION

We have read the above petition and all the attachments. The statements contained therein are true to the best of our knowledge and belief. We mutually request the Illinois Labor Relations Board to approve this Stipulated Unit Clarification Petition.

FOR EMPLOYER:

FOR LABOR ORGANIZATION:

BY: _____
 Signature of Representative
 NAME: Cody Hawkins
 TITLE: City Manager
 DATE: _____

BY: _____
 Signature of Representative
 NAME: Lindley H. Parker
 TITLE: Labor Representative
 DATE: November 9, 2017



**POLICEMEN'S BENEVOLENT & PROTECTIVE ASSOCIATION
LABOR COMMITTEE**

840 South Spring Street
Springfield, Illinois 62704
217/523-5141 • Fax: 217/523-7677

MEMORANDUM OF AGREEMENT

The City of Mascoutah and the Union, hereinafter referred to as the parties, having met to discuss and negotiate the impact of the creation of the position of Lieutenant, hereby agree to the following actions and procedures to address the contractual issues of said action:

1. The parties agree to execute a stipulated Unit Clarification Petition and file said petition with the Illinois Labor Relations Board;
2. In the event the Lieutenant was selected from the bargaining unit, upon demotion from the position of Lieutenant, the employee shall be returned to the last position held within the bargaining unit. Furthermore, the position of Lieutenant shall not count towards any number of collective bargaining personnel (including Sergeants) as required by the collective bargaining agreement. This language will be included in the successor collective bargaining agreement;
3. The Lieutenant's regular schedule may be adjusted for vacancies for training, lack of manpower, pre-approved time off, provided such vacancies are known 24 hours or more prior to the start of the vacant shift;

4. Emergency vacancies (known less than 24 hours before the start of the vacant shift) and hireback overtime shall be assigned by the currently employed method. The Lieutenant shall remain on the Cumulative Overtime List;
5. In the event that the regularly scheduled hours for the Lieutenant (80 hours per pay period) contains any duties reserved to the bargaining unit (i.e. patrol/investigations), any additional hours shall be assigned pursuant to established overtime guidelines;
6. Any additional hours worked as a result of exigent circumstances that require the skillset/duties inherent to the position of Lieutenant, to include, but not limited to Death and/or Critical Incident investigations, shall not count toward the scheduled 80 hour limitation. Additional hours worked by the Lieutenant, in conformance to the above parameters, shall not count towards the Cumulative Overtime List;

Signatures

IN WITNESS THEREOF, the parties hereto have affixed their signature this ____ day of _____, 2017.

FOR THE EMPLOYER

FOR THE UNION
