

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

SEPTEMBER 5, 2017

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

AUDIT PRESENTATION

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, Finance Coordinator Lynn Weidenbenner and City Engineer Tom Quirk.

Discussion:

Kevin Tepen with C.J. Schlosser & Company, LLC presented the audit and financial statements for Fiscal Year ended April 30, 2017.

Mayor Gerald Daugherty closed the discussion at 6:49 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 7:00 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 Cody Hawkins, Assistant City Manager Mike Bolt, City Clerk Kari Haas, City Attorney Al Paulson, City Engineer Tom Quirk, and Police Sergeant Kevin McGinnis.

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

AMEND AGENDA

None.

MINUTES

The minutes of the August 21, 2017 regular City Council meeting were presented and approved as presented. The minutes of the August 21, 2017 Executive Session meeting were presented and approved as presented.

Motion passed. Passed by unanimous yes voice vote.

PUBLIC COMMENTS

None.

REPORTS AND COMMUNICATIONS

Mayor

McMahan moved, seconded by Baker, to appoint Kay Connolly to the Library Board to replace Linda Tribout.

Motion passed. Passed by unanimous yes voice vote.

Attended the following meetings and functions: Meeting with Boy Scouts at St. John's Church, Chamber meeting, ribbon cutting for Wisper.

City Council

Schorr – Attended the following meetings and functions: SWIL Council of Mayor's meeting, Zoning Board meeting.

Weyant – Nothing to report.

McMahan – Attended the following meetings and functions: Chamber meeting.

Baker – Attended the following meetings and functions: Supported 14 Mascoutah businesses by shopping in town.

City Manager – Nothing to report.

City Attorney – Nothing to report.

City Clerk – Stated that the Census Bureau should be sending the final count from the Special Census by the end of next week.

COUNCIL BUSINESS

CODE CHANGE – BIDDING PROCEDURES

City Manager presented report for Council consideration of approval and adoption of an Ordinance to amend Chapter 1 – Administration to amend the bidding procedures.

McMahan moved, seconded by Weyant, to approve and adopt Ordinance No. 17-16, amending Chapter 1 – Administration, Article II – City Officials – Division 4 – General Provisions, bidding and contract procedures.

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

PC 17-02, ALLEY VACATION, 313, 315 & 323 E. MAIN ST.

City Manager presented report for Council consideration of approval to vacate an alley located at 313, 315 and 323 E. Main Street.

Schorr moved, seconded by McMahan, to approve and adopt Ordinance No. 17-17, approving the alley vacation located at 313, 315 and 323 E. Main Streets.

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

PC 17-03, ALLEY VACATION, SOUTH ST. AND S. 10TH ST.

City Manager presented report for Council consideration of approval to vacate an alley located at S. 10th Street and South Street.

Weyant moved, seconded by McMahan, to approve and adopt Ordinance No. 17-18, approving the alley vacation located at S. 10th Street and South Street.

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

BID AWARD – POPLAR STREET DESIGN-BUILD RECONSTRUCTION

City Manager presented report for Council consideration of approval and authorization of bids for design-build team to furnish surveying, engineering, and construction, including all labor, materials and equipment, for the Poplar Street Reconstruction Project from 6th Street to Jefferson Street.

Mayor asked about the timing of the project. City Engineer stated that the schedule in the proposal was to have engineering starting right away and completed in winter with construction starting thereafter and completion by August 1, 2018.

Councilman Schorr commented on the design build proposal and how only two bids were received when normal road projects there are more bids. City Manager stated that the difficulty probably came with two entities teaming up for one project which could be the reason we had less bidders.

McMahan moved, seconded by Baker, to approve the low bid of \$1,612,500.00 to DMS Contracting Inc. of Mascoutah, IL for furnishing surveying, engineering, and construction, including all labor, materials and equipment, for the Poplar Street Reconstruction Project and authorize appropriate officials to execute the necessary documents.

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

BID AWARD – HUNTERS TRAIL PAVING

City Manager presented report for Council consideration of approval and authorization of bids for furnishing all labor, materials and equipment for the Hunters Trail Paving Project.

Mayor asked about the timeline. City Engineer stated that Christ Bros. Asphalt estimated completion date in their bid was October 31st.

Councilman Schorr asked about the intersection with Pheasant Bend. City Engineer stated that the new paving will go up to that point of asphalt on Pheasant Bend.

Weyant moved, seconded by Schorr, to approve the low bid of \$132,778.63 to Christ Bros. Asphalt, Inc. of Lebanon, IL for furnishing all labor, materials and equipment for the Hunters Trail Paving Project and authorize appropriate officials to execute the necessary documents.

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

BID AWARD – UTILITY WORK MACHINE

City Manager presented report for Council consideration of approval and authorization of bids for furnishing a utility work machine and related components for the Electric Department.

Councilman Baker asked if the Electric Department typically spreads salt and plows snow. City Manager stated that they do not but this machine could be used by the Street Department for that use on sidewalks and parking lots.

Schorr moved, seconded by McMahan, to approve the bid of \$52,223.28 to Bobcat of St. Louis of Fairview Heights, IL for furnishing a Toolcat 5600 Utility Work Machine with accessories and authorize appropriate officials to execute the necessary documents.

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

PROFESSIONAL SERVICES CONTRACT – SCHEVE PARK MASTER PLAN

City Manager presented report for Council consideration of approval of Professional Services Contract with HeartLands Conservancy for preparation of a new updated Scheve Park Master Plan.

Mayor asked if part of this plan could be acquisition of more ground. City Manager stated that is one thing that they could look into as part of the plan preparation.

Mayor asked when the original plan was prepared. City Manager stated that original plan was done in 2005.

Councilman Baker asked if this would be something that could be done in house instead of contracting out. City Manager stated that staff would not have all the expertise to put

the plan together especially with the mapping portions of the plan and the designing portion of the undeveloped areas.

Councilman Weyant asked about the additional services and optional pricing. City Manager stated that those are additional services we could ask for related to Scheve Park.

Weyant moved, seconded by Schorr, to approve a Professional Services Contract with HeartLands Conservancy for the Scheve Park Master Plan in the amount of \$20,000.00 and authorize appropriate City officials to execute the necessary documents.

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

POLICE UNION CONTRACT AMENDMENT

City Manager presented report for Council consideration of approval and authorization of amendment to the Policemen's Benevolent Labor Committee union agreement.

Mayor asked if there was any estimate on how much money this would save. City Manager stated that the Police Chief did work up some numbers but doesn't have them in front of him. City Manager stated that the department has been limiting training in order to not create overtime which is not a good practice to not have officers attend training when opportunities arise.

Councilman Schorr commented on how this is going to limit overtime. Sergeant McGinnis stated that one of the provisions in the amendment is that in order to use the comp time it cannot create an overtime liability.

Baker moved, seconded by McMahan, to approve the union contract amendment with Policemen's Benevolent Labor Committee and authorize appropriate officials to execute the necessary documents.

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

POLICE DEPARTMENT MUTUAL AID AGREEMENT

City Manager presented report for Council consideration of approval of a resolution authorizing the City of Mascoutah to enter into a Mutual Aid Agreement with City of O'Fallon Police Department, Village of Shiloh Police Department, and City of Fairview Heights Police Department.

Councilman Weyant asked about New Baden and Lebanon and if we had any agreements with them. City Manager stated that we do not have agreements with those two, it might be due to lack of resources but don't know for sure.

Councilman Schorr asked about the changes that were made in the agreement since normally we would receive something that has the changes highlighted. City Manager stated that he can get that for Council if they want to review it before approval.

Councilman Schorr stated he would like to see the highlighted changes before approval; the remaining Council members were okay with the agreement as is.

Baker moved, seconded by McMahan, to approve and adopt Resolution No. 17-18-10, thereby authorizing the City of Mascoutah to enter into a Mutual Aid Agreement with City of O'Fallon Police Department, Village of Shiloh Police Department and City of Fairview Heights Police Department.

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

CODE CHANGE – CITY RESERVOIR (FIRST READING)

City Manager presented report for Council consideration of approval of revisions to Chapter 31 – Recreation and Parks of the City Code by adoption of ordinance.

Councilman Schorr asked about the blank left for sail height. City Manager stated that we are going to contact the school to find out about what sail boats they use and will have that filled in for second reading.

Councilman Schorr commented on the section regarding signs and the need to change the wording to have swimming and ice skating listed as prohibited.

Mayor commented on the section regarding bass and channel catfish fishing and the removal of the redundant part regarding limiting it to nine per day.

Councilman Baker asked about the north side and concerns with the fountains. City Manager stated that there is a concern; the school is allowed on that side so didn't want to restrict the public; will have signs made to keep away from the fountains.

Councilman Weyant asked about fishing out of a boat and if it should be allowed. City Manager stated that we will add a provision to prohibit fishing out of a boat.

Councilman Weyant asked about the impoundment fee and if it should be more than \$3.00 per day. City Attorney stated that impoundment fees are hard to collect and defend in the courts if they are set too high. Council discussed the fee and decided to impose a \$15.00 per day impoundment fee.

First reading. No action required.

RE-SUBDIVISION OF LOT 37 FOR ST. CHRISTOPHER LAKE (FIRST READING)

City Manager presented report for Council consideration of approval of an ordinance approving the Final Plat for St. Christopher Lake, subdividing Lot 37, 1.66 acres, into 8 small individual lots.

First reading. No action required.

COUNCIL – MISCELLANEOUS ITEMS

Councilman Schorr stated that the redone Scheve Park walking trail does look nice.

CITY MANAGER – MISCELLANEOUS ITEMS

None.

PUBLIC COMMENTS

None.

ADJOURNMENT TO EXECUTIVE SESSION

Weyant moved, seconded by Schorr, to adjourn to Executive Session to discuss Litigation – Section 2(c)(11) at 7:45 p.m.

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

RETURN TO REGULAR SESSION

Schorr moved, seconded by McMahan, to return to Regular Session at 7:56 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 7:58 p.m.**

Motion passed. Motion passed by unanimous yes voice vote.

Kari D. Haas, City Clerk