

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

AUGUST 3, 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 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 and Council members Ben Grodeon, Paul Schorr, John Weyant and Pat McMahan.

Absent: None.

Other Staff Present: City Manager Cody Hawkins, City Clerk Kari Haas, City Attorney Al Paulson, Assistant City Manager Lisa Koerkenmeier and City Engineer Ron Yeager.

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

AMEND AGENDA

None.

MINUTES

The minutes of the July 20, 2015 regular City Council meeting were presented and stood as presented.

Motion passed. Passed by unanimous yes voice vote.

PUBLIC COMMENTS

Elizabeth Toepfer, resident of Townsend Square – asked about the water problem in her subdivision and the town. Mayor spoke about the problem that SLM has had and that it is going to take time for it to clear up but the water has been tested by chemists and the water is safe. City Manager stated that the City is flushing hydrants on the outskirts of town to try to help flush out the water before it gets to town.

REPORTS AND COMMUNICATIONS

Mayor

Attended the following meetings and functions: IML Summer Board meeting, Mascoutah Homecoming, change in command ceremony at Scott AFB.

City Council

Grodeon – Attended the following meetings and functions: IML Summer Board meeting dinner event, Mascoutah Homecoming.

Schorr – Attended the following meetings and functions: IML Summer Board meeting dinner event, Mascoutah Homecoming.

Weyant – Attended the following meetings and functions: IML Summer Board meeting dinner event, Mascoutah Homecoming.

McMahan – Attended the following meetings and functions: IML Summer Board meeting dinner event, Mascoutah Homecoming.

City Manager – Nothing to report.

City Attorney – Nothing to report.

City Clerk – Nothing to report.

COUNCIL BUSINESS

PC15-07 – REZONING OF 618 E. MAIN STREET FROM GC, GENERAL COMMERCIAL, TO DC, DOWNTOWN COMMERCIAL (SECOND READING)

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

Schorr moved, seconded by Weyant, to approve and adopt Ordinance No. 15-15, approving the rezoning of 618 E. Main Street from GC, General Commercial, to DC, Downtown Commercial, subject to the Findings attached.

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

CODE CHANGE – HOME KITCHEN OPERATION AUTHORIZATION (SECOND READING)

City Manager presented report for Council consideration of approval of an 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 Food Handling Regulation Enforcement Act, as described by 410 ILCS 625/4 – Cottage Food Operation.

McMahan moved, seconded by Schorr, to approve and adopt Ordinance No. 15-16, thereby amending the Code of Ordinances, Chapter 7 – Business Code adopted of the City of Mascoutah, Illinois; and authorizing the direct sale of baked goods under 410 ILCS 625/3.4(a)(c) – Home Kitchen Operation – of the Food Handling Regulation Enforcement Act, as described by 410 ILCS 625/4 – Cottage Food Operation.

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

ENGINEERING SERVICES - \$100K STREET PROGRAM

City Manager presented report for Council consideration of approval of Engineering Services Agreement with Thouvenot, Wade & Moerchen, Inc. (TWM) for preparing construction documents for the West Poplar Street Reconstruction Project.

Councilman Grodeon asked if any other qualified engineering firms were approached for this particular project. City Manager stated that we do not typically ask for quotes for the City's normal street reconstruction projects. City Manager stated that we do approve TWM as the City's professional engineer and they do get the bulk of the City's work. City Manager stated that we did ask for quotes for the three major street projects considering there was going to be a lot of work being done at the same time. Councilman Grodeon stated that he would like to see projects like this have RFP's put out and let qualified engineering firms look at it and provide a bid just like in the standard procurement world even though it is not required. Councilman Grodeon stated that he has brought this issue up multiple times and feels pretty strongly that we should do that because it is the right thing to do. City Manager stated that if the City was non home-rule we would not be allowed to do it but since we are home-rule we do have that option. City Attorney stated that since it is not mandated by state statute to competitively bid out engineering services then the City would not be bound to award the lowest bid, the City could award the bid to whichever firm they desired. Council discussed whether or not to competitively bid for professional services and if so was in agreement to put the threshold at \$20,000. City Manager and City Attorney will look into the process and the possible ramifications and bring the information back to Council.

Councilman Schorr asked about the 5' sidewalk on the one side and if a 5' sidewalk was going to be put back in for the length of the project. City Engineer stated that the sidewalk in place now on the school property will be replaced with a 5' sidewalk. City Engineer stated that the sidewalk between 9th and 10th Streets will be replaced or repaired depending on budget.

Councilman Weyant asked if the storm drainage is going to be replaced and the ditches redone. City Engineer stated that the north side storm drainage will remain in place and the open ditches on the north side will be piped. City Engineer stated that the drainage on the south side will remain as is.

McMahan moved, seconded by Weyant, to accept the City Manager's engineering recommendation to approve Thouvenot, Wade & Moerchen, Inc. (TWM) for engineering

services for the West Poplar Street Reconstruction Project from 6th Street to 10th Street for a lump sum price of \$13,500.00 and authorize appropriate City officials to execute the necessary documents.

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

VACATION OF UTILITY EASEMENT – 10 CORRINGTON PLACE (FIRST READING)

City Manager presented report for Council consideration of approval for vacation of existing utility easement at 10 Corrington Place (Lot 5) by adoption of ordinance.

First reading. No action required.

COUNCIL – MISCELLANEOUS ITEMS

None.

CITY MANAGER – MISCELLANEOUS ITEMS

City Manager stated that they did look into the no-fly zone for drones that was brought up a couple meetings ago. City Manager stated that there is a 5 mile no-fly zone radius from any base airport which covers 99% of the town. City Attorney stated that it is governed by the FAA and would have jurisdiction. City Attorney stated that if anyone sees the drone flying then the police can be called and the police can enforce trespassing or stalking but a complaint will have to be filed with the FAA.

PUBLIC COMMENTS

None.

MISCELLANEOUS OR FINAL ACTIONS

None.

ADJOURNMENT

McMahan moved, seconded by Weyant, to **adjourn at 7:37 p.m.**

Motion passed. Motion passed by unanimous yes voice vote.

Kari D. Haas, City Clerk