

**O'FALLON CITY COUNCIL
MEETING MINUTES
May 19, 2008**

The meeting was called to order at 7:05 p.m. by Mayor Gary Graham who then led "The Pledge of Allegiance to the Flag."

Philip Goodwin, City Clerk, called the roll: Nila Grogan, present; Mary Schmidt, present; Ed True, present; Dan Polites, present; Rick Reckamp, present; Jerry Mouser, present; John Drolet, present; Allen Medford, present; Michael Bennett, present; Dennis Renner, present; Steve Engler, excused; Ned Drolet, excused; John West, present; Jerry Albrecht, present. A quorum was declared present.

Motion was made by J. Mouser and seconded by D. Renner to approve the minutes of May 5, 2008. All ayes. Motion carried.

PUBLIC HEARING: None scheduled.

RESIDENTS: Mr. Chris Hocht voiced his concerns about Edward Street and Hwy 50 intersection hazards. He gave his number to E. True to be placed on the Public Safety Committee agenda.

Steve Macalusso, developer, spoke in favor of the Dickerson Petroleum development.

Kathy representing Miles Property read a statement from Darwin Miles opposing the Dickerson Petroleum development specifically regarding the traffic pattern.

Steve Dickerson spoke in favor of the Dickerson Petroleum development. He said that the agreement contains a cross access. He stated that he would be willing to enter into a maintenance agreement.

REPORTS:

Clerk's Report: City Clerk Goodwin read a request from St. Clare Altar Sodality to conduct a raffle for a quilt, gift certificates, and cash from June through October 2008. He also read a request from the O'Fallon Homecoming to conduct a raffle for a Wii game system from May 20 – August 10, 2008. Motion by E. True and seconded by R. Reckamp to approve the raffle request. All ayes. Motion carried.

City Clerk Goodwin thanked Heide Bell, Administrative Assistant, for taking the minutes of the meeting.

Mayor's Report: Mayor Graham asked for a moment of silence for Ben Hamm, former City Clerk. He was a retired member of the O'Fallon Fire Department, as well.

He also announced that the Southwestern Illinois Council of Mayors will be held at the Four Points Sheraton in Fairview Heights on Thursday, May 22nd. He asked to contact Jamie to make reservations by May 19th.

Mayor Graham read a proclamation declaring May 19, 2008 as "Vernon Ohlendorf" day. Librarian Molly Scanlon, the Library Board and Mr. Ohlendorf's cousin accepted the proclamation.

RESOLUTIONS: Motion was made by J. Mouser and seconded by D. Renner to approve Resolution Item 1 - A resolution authorizing the Mayor to enter into an agreement with O'Fallon Lodge No. 198 Illinois Fraternal Order of Police Labor Council covering rates of pay, wages, hour of employment, and other conditions.

ROLL CALL: Grogan, aye; Schmidt, aye; E. True, aye; D. Polites, aye; R. Reckamp, aye; J. Mouser, aye; A. Medford, aye; J. Drolet, aye; M. Bennett, aye; D. Renner, aye;; J. Albrecht, aye; J. West, aye. All Ayes. Motion carried.

D. Renner complimented Chief Betten and his officers on their outstanding professionalism at the Mayfest.

ORDINANCES:

1st Readings

Motion was made by J. Mouser and seconded by D. Polities to place on 1st reading Ord. Amending Ord. 623, Zoning, Development known as Dickerson Petroleum.

Mayor Graham stated that J. West requested attorney Dan Vogel's opinion about who controlled the access road. T. Shekell showed an overhead of the access road and the access points on Green Mount Road and Regency. He stated that most of the access road would be built on Mr. Darwin's property.

Mayor Graham said we could insist on a right in only access. J. West asked for clarification on Dan Vogel's statement on the access. T. Shekell said the City could grant or withhold access on to the road.

A. Medford asked a question regarding the road limitation for the fuel trucks. T. Shekell answered that prior to the meeting, TWM dropped off a drawing of the delivery truck movements, which they will need to review.

M. Bennett also questioned the traffic consultant's study and the location of the site. T. Shekell said that oftentimes the practical use of the right turn only egress does not always work because people do not follow the signage.

A. Medford voiced his concern about the right in/right out exit. J. Mouser also voiced his concern about the right in/right out access and the potential for accidents and traffic backup.

J. Drolet asked S. Dickerson about the anticipated volume for the location. He answered that it could be anywhere from 200 to 2,000 daily. He added that the large delivery trucks will be limited to one on site at a given time.

M. Schmidt stated that she thought the gas station looked nice and was a good location. She complimented S. Dickerson for his patience.

Motion was made by R. Reckamp and seconded by E. True to amend the ordinance to close the southern entrance and open the right in on Regency Park.

D. Renner stated that his interest is to make a decision that ensures that it is a safe location. He then called for the question.

ROLL CALL: Grogan, aye; Schmidt, no; E. True, no; D. Polites, aye; R. Reckamp, no, J. Mouser, no; J. Drolet, no; A. Medford, no; M. Bennett, no; D. Renner, no, J. West, aye; J. Albrecht, aye. Ayes – 4; Nays - 8. Motion failed.

Vote on original motion. **ROLL CALL:** Grogan, no; Schmidt, aye; E. True, aye; D. Polites, aye; R. Reckamp, no; J. Mouser, no; J. Drolet, no; A. Medford, no; M. Bennett, no; D. Renner, no; J. West, no; J. Albrecht, no. Ayes -3; Nays – 9. Motion failed.

2nd Readings

Motion was made by J. Mouser and seconded by D. Renner to approve on 2nd Reading Ordinance #3, an Ordinance Ord. Amending Ord. 623, Zoning, Clete's Impound Lot, as amended.

ROLL CALL: Grogan, aye; Schmidt, aye; E. True, aye; D. Polites, aye; R. Reckamp, aye; J. Mouser, aye; A. Medford, aye; J. Drolet, aye; M. Bennett, aye; D. Renner, aye; J. Albrecht, aye; J. West, aye. All Ayes. Motion carried.

Motion was made by J. Mouser and seconded by A. Medford to approve on 2nd reading, Ordinance #4, an Ordinance Amending Ord. 623, Zoning, Newbold Toyota Expansion.

ROLL CALL: Grogan, aye; Schmidt, aye; E. True, aye; D. Polites, aye; R. Reckamp, aye; J. Mouser, aye; A. Medford, aye; J. Drolet, aye; M. Bennett, aye; D. Renner, aye; J. Albrecht, aye; J. West, aye. All Ayes. Motion carried.

STANDING COMMITTEES:

Community Development: J. Mouser stated they met on May 12th and Mr. Medford chaired the meeting.

J. Mouser stated that the next meeting is scheduled for 6:00 p.m. on May 27th.

Public Works: A. Medford said that the next meeting is cancelled since it falls on Memorial Day.

Public Safety: E. True said that they met on the 12th of May and there is nothing to bring to the Council. The next meeting is June 9th at 7:00 p.m. They will have the issue of Hwy 50 and Edwards on the agenda.

Finance/Administration: J. West said that the minutes of their last meeting is in the packet. The finance committee met before the meeting. Motion was made by J. West and seconded by N. Grogan to pay Warrant #160 in the amount of \$484,967.24.

ROLL CALL: Grogan, aye; Schmidt, aye; E. True, aye; D. Polites, aye; R. Reckamp, aye; J. Mouser, aye; A. Medford, aye; J. Drolet, aye; M. Bennett, aye; D. Renner, aye; J. Albrecht, aye; J. West, aye. All Ayes. Motion carried.

J. West stated that the next committee meeting will be canceled due to the holiday.

Parks/Environment: J. Albrecht said that they met on May 12th and no items needed to be brought forward. The next meeting is the second Monday in June. M. Bennett inquired about the naming of the Parks and Recreation facilities and requested the guidelines.

R. Reckamp stated that we lost much in the loss of Ben Hamm because he knew the story and all the details. J. West said he would be missed greatly.

EXECUTIVE SESSION: At 8:19 p.m. motion by J. Mouser and seconded by E. True to go into executive session to discuss pending litigation and acquisition of property.

ROLL CALL: Grogan, aye; Schmidt, aye; E. True, aye; D. Polites, aye; R. Reckamp, aye; J. Mouser, aye; A. Medford, aye; J. Drolet, aye; M. Bennett, aye; D. Renner, aye; J. Albrecht, aye; J. West, aye. All Ayes. Motion carried.

At 8: 27 p.m. the Council returned from executive session.

Motion by J. Albrecht and seconded by A. Medford to offer to buy the property subject to an inspection and the purpose is to settle a lawsuit.

ROLL CALL: Grogan, aye; Schmidt, aye; E. True, no; D. Polites, aye; R. Reckamp, aye, J. Mouser, aye; J. Drolet, aye; A. Medford, aye; M. Bennett, aye; D. Renner, aye, J. West, aye; J. Albrecht, aye. Ayes – 11; Nays -1. Motion carried.

ADJOURNMENT:

Motion was made by A. Medford and seconded by N. Grogan to adjourn. All ayes.
Motion carried.

The meeting was adjourned at 8:30 p.m.

Submitted by,

Philip A. Goodwin, City Clerk

Minutes taken by
Heide Bell, Administrative Assistant
and Maryanne Fair, Deputy City Clerk
Proper notice having been duly given