

THE CITY OF MOMENCE

Momence, IL 60954

MICK PORTER, Mayor
JENENE HENSON, Clerk
MARGARET PETERSON, Treasurer

ALDERMEN

Bill Thacker
Bonnie Straley
Nova Metz
Charles Steele

Richard Kupferer
Charles Navarro
Mark Lesyna
Steve Puglise

MOMENCE CITY COUNCIL Monday, August 3, 2009 Council Meeting

Time: 7:30 P.M.

The City Council Meeting of the City of Momence was held in the Council Chambers at 123 W. River Street, Momence. The Pledge of Allegiance was led by Jacob Wehrman, son of Dan and Missy Wehrman.

Mayor Mick Porter called the meeting to order.

ROLL CALL

Roll was called by the Clerk with Aldermen Thacker, Straley, Metz, Steele, Kupferer, Navarro, Lesyna and Puglise present. Also present were Mayor Mick Porter and City Attorney Michael Parish.

APPROVAL OF PREVIOUS MEETING MINUTES

Alderman Straley made the motion to approve the minutes of the July 20, 2009, Council Meeting as presented. Alderman Kupferer seconded the motion with Alderman Thacker, Straley, Metz, Steele, Kupferer, Navarro, Lesyna and Puglise voting yes.

APPROVAL OF THE BILLS

Alderman Lesyna made a motion to approve the bills for payment. Alderman Thacker seconded the motion with Alderman Thacker, Straley, Metz, Steele, Kupferer, Navarro, Lesyna and Puglise voting yes.

CITIZEN FORUM

Alex Meyer would like to have permission to have a snow cone stand next to NAPA on Washington Street during the Glad Fest Parade on August 7th and 8th. He is certified and has required licenses. Alderman Straley made a motion to approve the stand at the Washington Street Parking lot located next to NAPA. Alderman Kupferer seconded the motion with Alderman Thacker, Straley, Metz, Steele, Kupferer, Navarro, Lesyna and Puglise voting yes.

Mark Ray would like to do a National Guard Fund Raiser for the 18 men that were lost in Afghanistan. Mr. Ray would like to do a barbeque roast to raise money for these families. He is

certified and has required licenses. Alderman Kupferer made a motion to allow Mr. Ray to sell food in the alley next to Patrick Zugg Insurance located on Washington Street. Alderman Navarro seconded the motion with Alderman Thacker, Straley, Metz, Steele, Kupferer, Navarro, Lesyna and Puglise voting yes.

Andrew Weybright would like to have permission to have a popcorn and snow cone stand also next to NAPA on Washington Street on the west end of parking lot. He is certified and has required licenses. Alderman Navarro made a motion to approve the stand at the Washington Street Parking lot located next to NAPA. Alderman Metz seconded the motion with Alderman Thacker, Straley, Metz, Steele, Kupferer, Navarro, Lesyna and Puglise voting yes.

Pete Hernandez from Momence Youth Sports Association would like to use the Community Center for a pitching and hitting clinic for the months of November, December, January and February on Monday – Thursday from 5:00P.M – 8:30P.M. This was referred to the Local Improvements Committee to further investigate the Community Center schedule.

James Moody-Rezoning issue at 122 North Dixie Highway. Mr. Moody is offering a compromised solution for informational purposes only. The building in question cannot be reverted to a grocery store due to owner concerns. Possible solution would be to donate the building for use as a community center; Mr. Reddish would get a large tax benefit or deduction. The building is readily handicapped available, has a full kitchen and the parking lot could be used for a church parking lot on Sundays.

Rob Sherman-Concerns on a location of a Church in a Business District. He is a social activist with 30 years of experience. According to Mr. Sherman there are several issues here to consider. From the background pertaining to the matter of a church going into a large retail facility that they want to locate into with currently a smaller number of members with the question as to whether or not they can financially sustain the facility on their own. The City could possibly establish into the special use as a part of the ordinance that no tenants that are not affiliated with the church should be allowed so they would not be able to offset cost by subleasing part of the space. According to Mr. Sherman the best result would be if the house of worship were to fully understand the severe economic impact of occupying a sales tax generating facility in the community, maybe the house of worship could work with the appropriate officials to find an even better or suitable location, possibly a smaller facility or a properly zoned facility.

OLD BUSINESS

Alderman Metz: Discuss and vote on special use request for Dennis Reddish property, 122 Dixie Highway. Mayor Porter would like to know the plans that the Church has with the building located at 122 Dixie Highway and the church they currently have. The current Pastor stated the following: The Church moved from one building into the building next to them. This building (122 Dixie Highway) being just across the alley would be a real positive effect on the church. The parking lot itself would be a huge advantage. The new facility would be the church's new sanctuary and children's classrooms. The old building (115 North Locust Street) could be used for a community center and birthday activities. The new facility would be completely gutted and remodeled. External work would have to go through the City Council. James Moody clarified the location of the church as a problem, not the church itself. Grandfathered churches on North Locust Street need to be evaluated, Mr. Parish said he will look into the matter. Per Mayor Porter, there is a reason for zoning and he feels that standing strong with the zoning ordinances is extremely important. The Council

will go into executive session and come out and do business.

ALDERMANIC REPORTS

Alderman Straley: Called Budget and Finance Committee Meeting, August 17 at 6P.M.

Alderman Navarro: Called Water and Sewer Committee Meeting, August 17 at 6:30P.M.

Alderman Lesyna: First reading of Adult Use and Golf Cart Ordinances—Golf Cart Ordinance is not ready; it should be ready for the next City Council meeting. Adult Use Ordinance: An entity could locate in an area that might be very problematic, if the municipality is not ready. The draft has a lot of definitions; it describes various types of businesses that would have adult themed activities. The content of what is attempting to be controlled is not something that, according to the Supreme Court, can be done outright. The Municipality cannot outlaw adult themed activities but they can be regulated. The Adult Use Ordinance will be discussed and voted on at the next City Council Meeting.

DEPARTMENT HEAD

Scott Behrends: Glad Fest Board has asked to leave the East River Street parking blocked off after the Farmers Market on Wednesday for the Gladiolus Festival activities that are planned there from August 7th – August 10th. The Council agreed with this request. Mr. Behrends also mentioned that the price of salt did go down this year.

MAYORAL REPORT

Liquor license application for Singh Properties: The Gas Depot on Dixie Highway has requested a liquor license. Mayor Porter is the liquor commissioner. The location was measured to be 115 feet from a church and 85 feet from a school. Mayor Porter made a motion to deny the liquor license application for Singh Properties. Alderman Straley made the motion as stated above. Alderman Navarro seconded the motion with Alderman Thacker, Straley, Metz, Steele, Kupferer, Navarro, Lesyna and Puglise voting yes.

Lisa Dugan School Supply Giveaway will be held August 12 at Chipman Library.

Show Bus: 6A.M.– 6P.M. Cost is \$1 to be taken from Momence to Kankakee at the Metro bus stop at Paramount Theater. At the Metro bus stop a person can take another bus anywhere else that Metro goes.

Flanders Grant Writing Expense: For executive session to come out and do business.

EXECUTIVE SESSION

Alderman Straley made motion to enter into Executive Session. Alderman Metz seconded the motion with Alderman Thacker, Straley, Metz, Steele, Kupferer, Navarro, Lesyna and Puglise voting yes. The Council went to into Executive Session at 8:19P.M.

The Council returned from Executive Session at 9:07P.M.

Alderman Kupferer made a motion to split the \$10,000 grant application with Flanders pending the confirmation of the HUDD grant for the additions for their building and for additions in the surrounding area. Alderman Puglise seconded the motion with Alderman Thacker, Straley, Metz, Steele, Kupferer, Navarro, Lesyna and Puglise voting yes.

Alderman Metz made a motion to accept the recommendation of the Planning and Zoning Committee to not allow the special use permit at the property of 122 Dixie Highway. Alderman Straley seconded the motion with Alderman Puglise, Lesyna, Kupferer, Steele, Metz, Straley and Thacker voting yes. Alderman Navarro voted no. Motion carried.

Alderman Straley made a motion to adjourn the meeting. Alderman Metz seconded the motion with Alderman Thacker, Straley, Metz, Steele, Kupferer, Navarro, Lesyna and Puglise voting yes.

Meeting adjourned at 9:17P.M.

Respectfully submitted,

Jenene Henson, City Clerk