



**CITY COUNCIL AGENDA ITEM**

**To:** Mayor Graham and City Council

**From:** Ted Shekell, Planning Director  
Todd Bjerkaas, Planning Intern  
Walter Denton, City Administrator

**Date:** July 6, 2004

**Subject:** Ordinance No. \_\_\_\_\_: An Ordinance Authorizing the Lease of Real Estate

---

**List of Committees that have reviewed:** The Community Development Committee reviewed the Lease at their June 22, 2004 meeting and voted 4-0 for approval.

**Background:** The above referenced lease applies to city-owned real estate at the southwest corner of W. Highway 50 and Hartman Lane. The property is adjacent to and east of the recently approved Planned Use – American Freedom Mortgage at 1309 W. Highway 50. As a summary, the lease will permit the lessee to locate a freestanding sign (monument style with a sign face of 50 square feet and a maximum top-of-sign height of 8 feet) as well as a storm water pipe from his detention basin to an existing culvert adjacent to Hartman Lane. The lessee will be responsible for maintaining the entirety of the lot (mowing, landscaping, etc.). The lessee will lease the land for one dollar annually. At the termination of the lease, the lessee must restore the premises to its pre-existing condition. Either party has the right to terminate the lease upon 60 days written notice. The revised Preliminary Site Plan shows the location of the sign upon the leased land. This lease takes effect July 10, 2004 and ends July 9, 2006.

**Legal Considerations, if any:** Involves signing of a lease of City-Owned Real Estate between the City of O'Fallon and the adjacent property owner.

**Budget Impact:** One (1) dollar per year; reduction in costs of Public Works maintaining the property.

**Staff recommendation:** Approval.