



CITY COUNCIL AGENDA ITEM

To: Mayor Graham and City Council
From: Ted Shekell, Planning Director
Walter Denton, City Administrator
Date: September 17, 2007
Subject: **Resolution** authorizing the Mayor to enter into an Annexation Agreement;
First Reading on Annexation; and
Resolution approving a Minor Subdivision for MRK Land Trust

List of committees that have reviewed: The Community Development Committee reviewed and recommended approval of the Annexation Agreement, Annexation, and Minor Subdivision with a vote of 4-0 at its September 10, 2007 meeting.

Summary: The petitioner, Mike Kombrink for MRK Land Trust, has filed an application to annex his property located east of Windsor Creek subdivision, having approximately 9.18 acres. The property is currently zoned Agriculture in St. Clair County, and the property is currently farmed. He is requesting two free water taps on to City water and a waiver of municipal property taxes for a term of twenty (20) years. Since the property is unincorporated, an annexation agreement is required. Also, since the property is contiguous to the City limits, he has petitioned to annex into the City.

The City will be purchasing approximately 1 acre of Mike Kombrink's land to construct a water tower. The City is attempting to get approval for the water tower through St. Clair County, but the County is not receptive to our request. So, the City approached Mike Kombrink about annexing a 300' wide piece of his land into the City to create a path to the water tower, thus eliminating the need to obtain zoning approval from the County. It should be noted that Mr. Kombrink is a willing participant in this matter. This annexation will consequently give the City total control over the land on which our water tower will be located.

Attached is a copy of the annexation agreement. A public hearing on the annexation agreement will be held at the City Council meeting on September 17 at 7:00 pm. At that same meeting, a resolution will be presented authorizing the Mayor to sign the annexation agreement and a First Reading will be held on annexing the property.

Legal Considerations, if any: None.

Budget Impact: None.

Staff Recommendation: Staff recommends approval of the annexation agreement, annexation, and minor subdivision of Mr. Kombrink's property.