

**O'FALLON CITY COUNCIL
MEETING MINUTES
November 17, 2008**

The meeting was called to order at 7:02 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, excused; Steve Engler, present; Ned Drolet, excused; John West, present; Jerry Albrecht, present. A quorum was declared present.

Motion was made by A. Medford and seconded by J. Albrecht to approve the minutes of November 3, 2008. All ayes. Motion carried.

PUBLIC HEARING: Mayor Graham continued the public hearing from October 20th for the consideration of a Tax Increment Financing Redevelopment Plan and Project for the Proposed Regency Park Redevelopment Project Area at 7:03.

Mayor Graham called three times for public input, but no one came forward. The hearing was closed at 7:04.

The second public hearing was opened at 7:04 for the annexation agreement with RP South LLC, and Lee & Lucille Rasp Trust for approximately 36.14 acres known as Regency Park Corporate Campus. Mayor Graham called three times for public input, but no one came forward. The hearing was closed at 7:05.

The third public hearing was opened at 7:05 for the annexation agreement with Mary A. Hancock for property located at 1194 Pausch Road. Mayor Graham called three times for public input, but no one came forward. The hearing was closed at 7:06.

Mayor Graham asked T. Shekell for clarification on whether the second hearing should be continued instead of closing it, and Ted answered that they would not have the fifteen day public notice requirement, if it was closed tonight. So, Mayor Graham reopened the second hearing for the annexation agreement with RP South LLC, and Lee & Lucille Rasp Trust at 7:07 and continued it to December 1, 2008.

RESIDENTS: No one came forward.

REPORTS:

Clerk's Report: City Clerk Goodwin read a request from the O'Fallon United Church of Christ to sell raffle tickets for a Thanksgiving free yard clean up from November 17th – November 23, 2008.

Motion was made by R. Reckamp and seconded by E. True to approve the request. All Ayes. Motion carried.

Mayor's Report: Mayor Graham said he had no report.

M. Bennett mentioned that D. Renner is still at home recovering slowly. He is improving, but it is a slow process. Concussions can take five or six weeks to heal. He appreciates everyone's thoughts and prayers.

Mayor Graham said he spent a few days at the National League of Cities conference. Two days of the conference was devoted to affordable housing and housing in general. He will distribute literature to the aldermen. He will also give any citizen information who wants an update on how other cities are handling the problem. He added that the NLC has addressed this problem for the last four years, but this is the first time it has impacted our city.

RESOLUTIONS:

Motion was made by J. Mouser and seconded by J. Albrecht to consider resolution items 1 – 3 under the Omnibus Agreement. All ayes. Motion carried.

Motion was made by J. Mouser and seconded by N. Grogan to approve resolution items 1 – 3 under the previous Omnibus Agreement.

Mayor Graham read the following resolutions:

Item 1 – A resolution authorizing the Mayor to sign an annexation agreement with Southern Financial, Inc. for 64 Bel Vista Court.

Item 2, A resolution authorizing the Mayor to sign an annexation agreement for 1194 Pausch Road.

Item 3 – A resolution authorizing the Mayor to execute an agreement with Geissler Roofing for Community Park Pavilion #4 Roof Replacement and related work in the amount not to exceed \$98,000.00.

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

ORDINANCES:

1st Readings

Motion was made by J. Mouser and seconded by J. West to consider on 1st Reading, Items 4 – 8 under the Omnibus Agreement. All ayes. Motion carried.

Motion was made by J. Mouser and seconded by E. True to approve on 1st Reading, Items 4 – 8 under the previous Omnibus Agreement.

Mayor Graham read the following ordinances:

ITEM 4 – Ord. Amending Chapter 77, Schedule I, Speed Restrictions regarding Porter, Obernuefemann and Venita Road.

ITEM 5 – Ord. Amending Chapter 77, Schedule I, Speed Restrictions regarding Pausch and Milburn School Road.

ITEM 6 – Ord. Amending Chapter 78, Schedule I, No Parking Zones regarding Oak Street.

ITEM 7 - Ord. Annexing Certain Property known as Bel Vista Court.

ITEM 8 – Ord. Annexing Certain Property known as 1194 Pausch Road.

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

2nd Readings

Motion was made by J. Mouser and seconded by J. West to approve on 2nd Reading item 9, Ordinance amending Ord. 1957, the form and authorizing the execution and delivery of an Economic Incentive Agreement between the City and Jack Schmitt, Inc.

M. Bennett clarified that no money was exchanging hands – this is our sales tax rebate agreement. If we did not proceed, we could risk losing the Cadillac dealership and lose the other two coming in. Mayor Graham said they get a portion of the sales back.

ROLL CALL: Grogan, aye; Schmidt, no; E. True, aye; D. Polites, aye; R. Reckamp, aye; J. Mouser, abstain; A. Medford, aye; J. Drolet, aye; S. Engler, no; M. Bennett, aye; J. Albrecht, aye; J. West, aye. Ayes – 9; Nays -2; Abstain - 1. Motion carried.

Motion was made by E. True and seconded by J. Mouser to approve on 2nd reading item 10 – an Ordinance amending Chapter 71 and 77, relating to traffic regulations (Closed Streets).

Mayor Graham mentioned that he furnished all the aldermen a document from Steve Amizich for clarification on their position on how their policy is different from the first one. He stated that it was unfortunate that it even came up. It is a problem for residents and the school. We have always supported the schools and will continue.

R. Reckamp asked if Mr. Amizich has a key to the Knox lock. J. Drolet explained that there were two chains and the locks are on different links. They can unlock their lock and be able to open the gate.

J. Mouser said that when Community Development agreed to this and the whole project that the discretion to use the gate was not up to the superintendent but at the discretion of the City of O'Fallon for emergency access vehicles only.

M. Bennett spoke on behalf of Alderman Renner and himself that there is still concern about the neighborhood. School Boards change, superintendents' change, policies change. If we do not pass this, we are not able to control what happens to the streets in our neighborhood - it is in the hands of the school.

ROLL CALL: Grogan, aye; Schmidt, no; E. True, aye; D. Polites, aye; R. Reckamp, aye; J. Mouser, aye; A. Medford, no; J. Drolet, aye; S. Engler, aye; M. Bennett, aye; J. Albrecht, aye; J. West, aye. Ayes – 12; Nays - 2. Motion carried.

Motion was made by J. Mouser and seconded by J. Albrecht to approve on 2nd reading number 11, an Ordinance amending Ord. 623, Zoning, Development known as Harvest Tabernacle Ministries.

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

STANDING COMMITTEES:

Community Development: J. Mouser stated his committee met on November 10th and the minutes are in the packet.

The next meeting is scheduled for 6:00 p.m. on November 24, 2008.

Public Works: A. Medford stated that his committee will meet on November 24, 2008 at 7:00 p.m. in the Mayor's Conference room.

Public Safety: E. True stated that they met on November 10th and the minutes are in the packet.

Finance/Administration: J. West said that the finance committee met before the Council meeting to discuss Warrant #172.

Motion was made by J. West and seconded by J. Albrecht to pay Warrant #172 in the amount of \$283,711.04.

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

J. West stated that the next meeting will meet at 5:30 on November 24th.

Parks and Environment: J. Albrecht stated they met on November 10th but they did not have a quorum. The next meeting is scheduled for December 8th.

Mayor Graham mentioned that about 4:00 p.m. today, he received a written proposal concerning the Rock Springs relocation package. The items were placed on hold for tonight. He will forward the proposal to the aldermen to look at. It will be on the next agenda. They are offering \$5,000 to move a single wide trailer. If it cannot be moved, they will pay \$5,000 and dispose of the trailer. For the double wide trailers, they will pay \$8,000. They are also willing to negotiate additional expenses. Mayor Graham would like to see the timing on the move and have some guarantees. The attorneys for the people representing the Park were not able to attend tonight's meeting.

EXECUTIVE SESSION: None scheduled.

ADJOURNMENT:

Motion was made by J. Mouser and seconded by N. Grogan to adjourn. All ayes.
Motion carried.

The meeting was adjourned at 7:22 p.m.

Submitted by,

Philip A. Goodwin, City Clerk

*Minutes taken by
Maryanne Fair, Deputy City Clerk
Proper notice having been duly given*