



**REGULAR COUNCIL MEETING MINUTES OF THE CITY COUNCIL OF
NEOGA HELD IN
CITY COUNCIL CHAMBERS, MUNICIPAL BUILDING, 533 CHESTNUT
JULY 6, 2010, AT 7:00 P.M.**

CALL TO ORDER

The meeting was called to order at 7:00 p.m. by Mayor Modglin, and the Pledge of Allegiance was recited. Those present were: Commissioners Varner, Groves, Lindley, Mayor Modglin, and City Clerk Evans. Commissioner Kepp was absent. Others present were City Attorney Glenn Braden, and Businessman Ed Szatkowski.

MINUTES

After reviewing the regular session minutes from June 21, 2010, Commissioner Varner made a motion to approve the minutes as presented. The motion was seconded by Commissioner Lindley. Ayes, Commissioners Varner, Groves, Lindley and Mayor Modglin. Nays, none. Motion carried. 4-0.

PUBLIC AFFAIR

ED SZATKOWSKI

On behalf of the Neoga IGA, Ed Szatkowski wanted to explain to the Council that the Neoga IGA will be requesting a liquor license to sell beer and wine. Szatkowski said that due to the economy, the IGA has to be as competitive as possible. The Council said that at this time they do not have any liquor licenses available, but it is possible to create one.

City Attorney Glenn Braden updated the Council on the following:

- TIF- Braden called the developer, and they are still waiting on the soil testing results before the paperwork can be signed.
- Ballinger Lot- sealed bids will be opened on August 2nd.
- Settlemyer and Shaffer property – Braden said that he has found an attorney that will be a tax trustee for these two properties for a fee of \$1500. It may take up to 8 months to complete the process. After a brief discussion, Commissioner Varner made a motion to hire Attorney John Barr as a tax trustee. The motion was seconded by Commissioner Groves. Ayes, Commissioner Varner, Groves, Lindley, and Mayor Modglin. Nays, none. Motion carried. 4-0.

REGULAR CITY COUNCIL MINUTES
PAGE -2-
JULY 6, 2010

- Neoga Memorial Cemetery – Braden updated the Council on what attorney Beth told the cemetery committee. According to Braden, Beth explained that unless the Township Board agrees to an intergovernmental agreement, the only option is to deed the property over to the Township. After a brief discussion, it was the consensus of the Council to send a letter to the Township asking them for an answer to the intergovernmental agreement.
- Telecommunication tax – Attorney Braden said that he has not created the ordinance yet because he was not sure if the Council wanted to impose another tax on the citizens. It was decided that Braden would create the ordinance and research approximately how much the revenue would be from the ordinance.
- Elm Street damage – Mayor Modglin told the Council that he spoke with Don Strohl and they agreed that Rob Behl would pay \$4,000 for the repairs for the Elm Street damage.

RESOLUTION #05-06-10 A Resolution Authorizing Execution of a Contract for Legal Services with Glenn A. Braden

A brief discussion was heard regarding the retaining of Glenn A. Braden for legal services. Mayor Modglin explained to Braden that there are many concerns about having him as the City Attorney because of potential conflicts and the length of time it takes to complete some projects. After the discussion, Commissioner Varner made a motion to accept the Resolution as presented. The motion was seconded by Commissioner Lindley. Ayes, Commissioner Varner, Groves, Lindley, and Mayor Modglin. Nays, none. Motion carried. 4-0.

FINANCE

No report was given.

PUBLIC PROPERTY

No report was given.

STREETS AND ALLEYS

2010 MFT

Commissioner Groves explained to the Council that the initial cost to complete the proposed 2010 MFT project would be \$84,000. At this time, there are not enough funds in the MFT account to pay for all of the cost; however, there should be enough by the time the project is completed. After a brief discussion, Commissioner Groves made a motion to approve the 2010 MFT project. The motion was seconded by Commissioner Groves. Ayes, Commissioner Groves, Lindley, Varner, and Mayor Modglin. Nays, none. Motion carried. 4-0.

REGULAR CITY COUNCIL MINUTES
PAGE -3-
JULY 6, 2010

SALE OF EQUIPMENT

Mayor Modglin explained to the Council that Gene Walk would like to purchase the old maintainer for \$4,000 and an old shoring box for \$500. After little discussion, Commissioner Groves made a motion to sell both pieces of equipment for \$4500. The motion was seconded by Commissioner Varner. Ayes, Commissioner Groves, Lindley, Varner, and Mayor Modglin. Nays, none. Motion carried. 4-0

HEALTH AND SAFETY

CITYWIDE CLEANUP

Commissioner Lindley reminded everyone that the citywide cleanup is scheduled for July 10th and 17th.

ADJOURNMENT

A motion was made by Commissioner Varner to adjourn the meeting at 9:47 p.m. The motion was seconded by Commissioner Groves. Ayes, Commissioner Varner, Groves, Lindley, and Mayor Modglin. Nays, none. Motion carried. 4-0.

Howard W. Modglin, Mayor

Brenda Evans, City Clerk

Date