



**REGULAR COUNCIL MEETING MINUTES OF THE
CITY OF NEOGA
HELD IN THE CITY COUNCIL CHAMBERS, MUNICIPAL BUILDING
533 CHESTNUT AVENUE, NEOGA, IL
SEPTEMBER 9, 2013, AT 7:00 P.M.**

CALL TO ORDER

The meeting was called to order at 7:00 p.m. by Mayor Modglin. The Pledge of Allegiance was recited. Those present were: Commissioners Lindley, Kepp, Hartke, Groves, Mayor Modglin, and City Clerk Evans. Others present are listed in the following pages.

ROLL CALL

City Clerk Evans took roll call. Those present were Commissioner Lindley, Kepp, Hartke, Groves, and Mayor Modglin.

EXECUTIVE SESSION

Commissioner Kepp made a motion to move into executive session for sale or lease of real estate – section 2 (c) (6) – limited to actual setting of price for sale or lease of public property, Personnel – section 2 (c) (1) – employee hiring, firing, compensation, discipline and performance, as well as litigation – section 2 (c) (11) – pending, probable or imminent litigation. The motion was seconded by Commissioner Groves. Ayes, Commissioner Kepp, Hartke, Groves, Lindley and Mayor Modglin. Nays, none. Motion carried. 5-0.

RECONVENED AND ROLL CALL

The meeting was reconvened at 7:39 p.m. on a motion from Commissioner Groves. The motion was seconded by Commissioner Lindley. Those present for roll call were: Commissioners Groves, Lindley, Kepp, Hartke, and Mayor Modglin

MINUTES

Commissioner Kepp made a motion to approve the regular session minutes from August 26, 2013. The motion was seconded by Commissioner Hartke. Ayes, Commissioners Kepp, Hartke, Groves, Lindley, and Mayor Modglin. Nays, none. Motion carried. 5-0.

Commissioner Groves made a motion to approve the executive session minutes from August 26, 2013. The motion was seconded by Commissioner Kepp. Ayes, Commissioner Groves, Lindley, Kepp, Hartke, and Mayor Modglin. Nays, none. Motion carried. 5-0.

Sale of 249 E. 6th Street
No action was taken.

REGULAR CITY COUNCIL MINUTES

PAGE -2-

SEPTEMBER 9, 2013

PUBLIC AFFAIRS, MAYOR MODGLIN

Mayor Modglin introduced City Attorney Tracy Willenborg from Taylor Law Office who explained to the public that the Council has received a proposal from Mr. Bob Kearney who is asking to purchase lot #2 in the industrial park. At this time, the council is investigating the zoning for the industrial park as well as the goals for the industrial park. However, there was no action taken on the sale of property located in the industrial park due to the fact it was incorrectly listed on the agenda as lot #4 instead of lot #2.

Willenborg also explained that the City wants to do further investigation regarding that proposal. The Council has set specific goals for the industrial park, and they are concerned whether those goals can be met by the full time work force. Willenborg also explained the ability to regulate adult uses by a municipality and the concerns that they have. The City of Neoga wants to ensure that our current zoning is constitutional and is valid with state and federal law. There are concerns if our current ordinances meet those regulations. Attorney Willenborg explained that the first amendment allows freedom of speech, and adult entertainment businesses are protected by this first amendment.

Attorney Willenborg said that the council wants to make sure that they protract and complies with the constitution. Willenborg said that during the past three (3) months the council has participated in the review of the zoning ordinance and regulation, and will continue to review them. She assured the general public that they will hear more in the coming months on the review and the findings. This will most likely be through public hearings.

PUBLIC COMMENT

Mayor Modglin explained that the public comment session would be opened up at this time. Modglin reminded everyone that wished to address the Council that they will have a total of three (3) minutes to talk.

A number of citizens addressed the board and voiced their concerns regarding the decline in property values, how this type of business will affect the schools, the landscape of our community because of this type of business, the decline in the community's population, the cost of extra police protection, and the nuisance from the extra traffic/lights.

Sale of Lot 4 of the Industrial Park

No action was taken.

Donation for School Supplies

Wendy Bushue and Lisa Mull informed the Council that they have recently delivered over \$950 worth of school supplies to the Neoga Schools. Bushue told the Council that they had been to the Neoga Township meeting, but they did not take any action. She asked the Council for a donation so that additional supplies could be purchased and delivered in January. Mayor Modglin thanked the women for the update, and informed them that the Council will consider the donation at a later date.

REGULAR CITY COUNCIL MINUTES

PAGE -3-

SEPTEMBER 9, 2013

Update on Other Taxing Districts

Commissioner Kepp reminded those in attendance that the Neoga School Board would be meeting on Thursday at 6:00 p.m. to discuss the financial situation the district is in. Kepp encouraged everyone to attend. Mayor Modglin discussed the dire need to activate the MAPPING groups again. Modglin said that group 4 is the only group meeting, and that was because Diana Foor is encouraging the group with regularly scheduled meetings. Modglin encouraged each Council member who has a core group to get active again.

FINANCE, COMMISSIONER GROVES

TREASURER'S REPORT

After reviewing the treasurer report, Mayor Modglin ordered the financial report to be placed into the files of the City Clerk.

PUBLIC PROPERTY, COMMISSIONER KEPP

Purchase of a VSD for Water Plant

Superintendent Tom Helm explained to the Council that the new VSD is needed so that the pumps at the water plant can alternate pumping the water to the tower. With little discussion, Commissioner Kepp made a motion to purchase the pump at a cost of \$5,218. The motion was seconded by Commissioner Lindley. Ayes, Commissioner Kepp, Hartke, Groves, Lindley and Mayor Modglin. Nays, none. Motion carried. 5-0.

Waste Water Treatment Plant Improvements

City Clerk Evans reminded everyone that a town hall meeting would be held on Tuesday September 17, 2013 at 7 p.m.

DCEO Grant Survey Agreement

The Council reviewed the agreement, and with no discussion, Commissioner Kepp made a motion to sign the agreement as presented. The motion was seconded by Commissioner Lindley. Ayes, Commissioner Kepp, Hartke, Groves, Lindley, and Mayor Modglin. Nays, none. Motion carried. 5-0.

STREETS AND ALLEYS, COMMISSIONER HARTKE

2013 MFT PROJECT

Superintendent Helm informed the Council that the 2013 MFT oil and chipping was completed with the exception of 4 blocks. Helm said the contractor should be back in the next few days to finish the project. Commissioner Kepp questioned the radius at the intersections, and according to Superintendent Helm, the contractor should correct those as well when he returns.

HEALTH AND SAFETY, COMMISSIONER LINDLEY

Commissioner Lindley said that he did not have anything to report on the Shaffer property as of yet, nor on the tire recycling program.

REGULAR CITY COUNCIL MINUTES

PAGE -4-

SEPTEMBER 9, 2013

Public Commits

Tom Strohl gave the Council some suggestions as to problems that he has located around Neoga. Wesley Bell, owner of 381 W. 11th Street, told the council that he is concerned about the lighting on 11th Street. He had gasoline stolen from his vehicle a couple of time, and someone else further down the block had her vehicle broke into a couple of times. Mr. Bell asked if the Council could look into adding extra street lights to the area. The Council thanked Mr. Bell and said that they would look into the problem.

ADJOURNMENT

Commissioner Hartke made a motion to adjourn the meeting at 8:3 p.m. The motion was seconded by Commissioner Groves. Ayes, Commissioners Kepp, Hartke, Groves, Lindley, and Mayor Modglin. Nays, none. Motion carried. 5-0.

Howard W. Modglin, Mayor

Brenda Evans, City Clerk

Date