

**City Council of The City of Carbondale, Illinois
Public Hearing on Annexation Agreement With
John Ham for 1.58 Acres Along Heather Lynn Lane
January 6, 2004**

The City Council of the City of Carbondale, Illinois, held a public hearing on Tuesday, January 6, 2004, in the Civic Center, 200 South Illinois Avenue, for the purpose of soliciting comments on a proposed annexation agreement with John Ham along Heather Lynn Lane. Mayor Cole called the public hearing to order at 7:12 p.m. with the following-named members of the City Council present/absent:

Present: Councilman Lance Jack, Councilwoman Corene McDaniel, Councilwoman Margaret Flanagan, Councilman Chris Wissmann, Councilman Steven Haynes and Mayor Brad Cole

Absent: Councilwoman Sheila Simon

Also present were City Clerk Janet M. Vaught, City Manager Jeff Doherty and various members of the City's administrative staff.

Development Services Director Tom Redmond said that John Ham submitted a plat and plan for Jack Hill Subdivision, a proposed one-lot subdivision located along Heather Lynn Lane, north of Lake Indian Hills Subdivision. As per Resolution No. 95-R-62, the City of Carbondale's policy on annexation and the provision of City services and utilities, no subdivision will be approved in the City's zoning and subdivision jurisdiction unless there is a binding agreement for the provision of public water and sewerage facilities and/or extension of public utilities. The proposed annexation agreement between John Ham and the City satisfies this requirement and Mr. Ham has agreed to the terms of the required annexation agreement.

Mr. Redmond noted that an ordinance directing the Mayor to execute the Annexation Agreement on behalf of the City of Carbondale will be considered later on the Council agenda. The proposed annexation agreement includes the provisions that the City will approve Jack Hill Subdivision, the owner agrees to annex the property to the City when it becomes contiguous and the owner agrees to connect all buildings with sanitary sewer needs to the municipal sanitary sewer system when it becomes available. He added that State Statutes require that a public hearing be held prior to entering into an annexation agreement and that notice of the public hearing was published at least 15 days prior to this hearing.

Mayor Cole invited comments or questions from the public. There were none. Mayor Cole twice repeated his invitation for comments or questions; again, there was no one who indicated a desire to speak.

There being no one else who wished to speak during this public hearing, the Mayor declared the hearing closed at 7:14 p.m..

Janet M. Vaught, City Clerk

Approved by the City Council on:
