

**REGULAR CITY COUNCIL MEETING MINUTES
MAY 27, 2014 - 7:00 PM**

Mayor Nolan called the Regular City Council Meeting to order at 7:00 p.m. Clerk Wells called roll. Aldermen present: Leyden, Marzahl, Ulmer, Clarke, Meza and Adams. Aldermen Musgrove and Opper were absent. Also present were Code Enforcement Officer Nutley, Community Development Director Santeler, Deputy Chief Krause and members of the audience.

AUDIENCE PARTICIPATION: NONE

CITY COUNCIL MEETING MINUTES OF 04/22/2014 - APPROVED

Moved by Clarke, seconded by Meza to approve the Regular and Year End City Council Meeting minutes of April 22nd, 2014, as presented. Aldermen voting aye: Leyden, Marzahl, Ulmer, Clarke, Meza and Adams. All ayes. Motion carried.

HOME OCCUPATION PERMIT APPLICATION

Amanda Herrera d/b/a Fur Elegance Pet Salon, 1002 N. Jefferson St. - Ord. 2014-110 Approved

Amanda Herrera, 1002 North Jefferson St., Harvard contacted Alderman Leyden to advise that she would not be able to attend the meeting due to High School graduation. Mayor Nolan inquired if the City Council wished to postpone discussion or proceed with the application for a home occupations permit for Amanda Herrera, d/b/a Fur Elegance Pet Salon at 1002 N. Jefferson St. Dale Carlson noted that he is a neighbor to the applicant and voiced his support of said home occupation. Alderman Clarke inquired if there were other pet salons operated as a home occupation; Community Development Director Santeler responded that Sherril Fair also operates a pet salon. At Alderman Ulmer's inquiry about any state regulations, Community Development Director Santeler stated he was unsure but would research the issue. The requisite notice was sent to adjoining property owners and no objections were received. Moved by Ulmer, seconded by Clarke to approve the Home Occupations Permit Application for Amanda Herrera, d/b/a Fur Elegance Pet Salon at 1002 N. Jefferson St., subject to any state regulations and tying the approval to both the petitioner and address. Roll call vote: Leyden, aye; Marzahl, aye; Ulmer, aye; Clarke, aye; Meza, aye and Adams, aye. Ordinance 2014-110 approved six to zero.

HERS LEAGUE SPECIAL EVENT LIQUOR LICENSE ON SATURDAY, JUNE 21st, 2014 AND SUNDAY, JUNE 22nd, 2014 AT HERS SOFTBALL FIELD - APPROVED

Moved by Marzahl, seconded by Meza to approve the HERS League Special Event Liquor License requests, with a waiver of fees, as follows:

- Saturday, June 21, 2014 at the HERS Softball Fields from 10 am – 9 pm
- Sunday, June 22, 2014, at the HERS Softball Fields from noon to 9 pm

Aldermen voting aye: Leyden, Marzahl, Ulmer, Clarke, Meza and Adams. All ayes. Motion carried.

CHAMBER OF COMMERCE REQUESTS

1st Annual 5K Walk/Run on Saturday, July 12th, 2014 - Approved

Moved by Marzahl, seconded by Leyden to approve the Chamber of Commerce's request to to use Milky Way Park on Saturday, July 12th from 8 am - 2 pm to conduct the 1st Annual 5K Walk/Run with proceeds to Cure Search (children's cancer). Aldermen voting aye: Leyden, Marzahl, Ulmer, Clarke, Meza and Adams. All ayes. Motion carried.

4th Annual Tri-County Pro Rodeo on Friday, July 19th & Saturday, July 20th, 2014 - Referred to Committee

The City Council discussed the Chamber's requests regarding the 4th Annual Tri-County Pro Rodeo to be held at Milky Way Park with a Special Event Liquor License, Outdoor Market License and use of City equipment on Friday, July 19th and Saturday, July 20th, 2014, with a waiver of fees. Moved by Leyden, seconded by Marzahl to refer the Chamber's request to the Parks and Recreation Committee for review/discussion giving the Committee authority to act. Aldermen voting aye: Leyden, Marzahl, Ulmer, Clarke, Meza and Adams. All ayes. Motion carried.

CARL OPPER/SPECIAL EVENT LIQUOR LICENSE - APPROVED

Moved by Ulmer, seconded by Marzahl to approve a Special Event Liquor License to Carl Opper for a picnic at the Milky Way Park East Shelter on Sunday, August 9th, 2014, from 10 am – 8 pm. Aldermen voting aye: Leyden, Marzahl, Ulmer, Clarke, Meza and Adams. All ayes. Motion carried.

HARVARD EVENTS COMMITTEE REQUEST

3rd Annual Udder Mudder Volleyball Tournament, Saturday, August 16th, 2014 - Referred to Committee

Moved by Leyden, seconded by Clarke to refer the Event Committee's request to host the 3rd Annual Udder Mudder Volleyball Tournament at Milky Way Park on Saturday, August 16th, 2014, a Special Event Liquor License and Outdoor Market License to the Parks Committee for review/discussion, giving the Committee authority to act. Aldermen voting aye: Leyden, Marzahl, Ulmer, Clarke, Meza and Adams. All ayes. Motion carried.

HARVARD FIRE PROTECTION DISTRICT (HFPD) REQUEST TO UTILIZE EXISTING ANTENNA ON WATER TOWER #2 (GALVIN PARKWAY/BROWN ST.) - APPROVED

Administrator Nelson reviewed the Harvard Fire Protection District's (HFPD) request to use the old sheriff's repeater antenna to increase their reach and noted that the City doesn't have any concerns. Moved by Marzahl, seconded by Ulmer to approve the HFPD's request to utilize the existing antenna on Water Tower #2 to relocate their current base station. Roll call vote: Marzahl, aye; Ulmer, aye; Clarke, aye; Meza, aye; Adams, aye and Leyden, aye. Motion approved six to zero.

MILK DAY CERTIFICATE REQUESTS/SATURDAY, JUNE 7th, 2014 – APPROVED

The City Council reviewed permit requests for Saturday, June 7th, 2014, for the outside consumption of alcohol and to encroach on the city sidewalk per the requests submitted by Bopp's Bar & Grille and the Hub Lounge. The requests are the same as have been submitted for the last several years. Mayor Nolan and Deputy Chief Krause indicated there have been no problems the last few of years. Moved by Clarke, seconded by Adams to grant permits to Bopp's Bar & Grille and the Hub Lounge to encroach on the sidewalk with a fence erected and to allow alcohol to be consumed outdoors with a \$100 permit fee and \$500 security deposit with the same requirements as last year for each of the establishments and the execution of a hold harmless and indemnification waiver. Aldermen voting aye: Leyden, Marzahl, Ulmer, Clarke, Meza and Adams. All ayes. Motion carried.

CRIME STOPPERS BOARD MEMBERS - APPROVED

Moved by Clarke, seconded by Marzahl to approve the following changes to the Crime Stoppers Board:

- a) Accept resignation of Dan Kazy-Garey, with regrets.
- b) Approve Mayor's recommendation to appoint Mark Krause as President and Bob Schultz to fill the vacancy created.

Aldermen voting aye: Leyden, Marzahl, Ulmer, Clarke, Meza and Adams. All ayes. Motion carried.

LIBRARY BOARD TRUSTEE APPOINTMENT - APPROVED

Moved by Clarke, seconded by Marzahl to approve Karen Sutera's recommendation to appoint Jeff Parks as a trustee to the vacancy on the Library Board. Aldermen voting aye: Leyden, Marzahl, Ulmer, Clarke, Meza and Adams. All ayes. Motion carried.

IDOT RESOLUTION FOR CONSTRUCTION ON A STATE HIGHWAY - APPROVED

Moved by Ulmer, seconded by Marzahl to approve the IDOT Resolution for Construction on a State Highway for years 2013 and 2014. Roll call vote: Ulmer, aye; Clarke, aye; Meza, aye; Adams, aye; Leyden, aye and Marzahl, aye. Motion approved six to zero.

ADOPT & AUTHORIZE EXECUTION OF ILLINOIS LAW ENFORCEMENT MUTUAL AID AGREEMENT (ILEAS) - APPROVED

Deputy Chief Krause noted the City currently participates in the Illinois Law Enforcement Mutual Aid System under the initial agreement which was developed right after 911. The new agreement has language updates and is more current with the times. Moved by Marzahl, seconded by Meza to adopt and authorize execution of the Illinois Law Enforcement Mutual Aid Agreement. Roll call vote: Clarke, aye; Meza, aye; Adams, aye; Leyden, aye; Marzahl, aye and Ulmer, aye. Motion approved six to zero.

DECLARING AND AUTHORIZING SALE OF SURPLUS PERSONAL PROPERTY (700 SECOND ST.) – ORD. 2014-111 APPROVED

Moved by Ulmer, seconded by Clarke to approve Ordinance 2014-111, Declaring Certain City Owned Personal Property as Surplus Property and Authorizing the Sale of Personal Property Owned by the City (items from 700 Second St., Harvard). Roll call vote: Meza, aye; Adams, aye; Leyden, aye; Marzahl, aye; Ulmer, aye and Clark, aye. Ordinance 2014-111 approved six to zero.

AUTHORIZING SALE OF CITY-OWNED PROPERTY COMMONLY KNOWN AS 700 SECOND ST. – ORD. 2014-112 APPROVED

Administrator Nelson indicated that the proposed ordinance provides for a sealed bid for the sale of property located at 700 Second St. with a notice published once a week for three successive weeks; bids are due June 24th with a bid opening on July 22nd, 2014. If the City does not get any bids, state law allows the option of auctioning the property. At Alderman Marzahl's inquiry, City Administrator Nelson thought the home could be renovated but noted it lacks modern amenities such as running water, electric and heat. Moved by Ulmer, seconded by Adams to approve Ordinance 2014-112, An Ordinance Authorizing the Sale of City-Owned Property Commonly Known as 700 Second St. Roll call vote: Adams, aye; Leyden, aye; Marzahl, aye; Ulmer, aye; Clark, aye and Meza, aye. Ordinance 2014-112 approved six to zero.

PREVAILING WAGE – ORD. 2014-113 APPROVED

Mayor Nolan and Administrator Nelson reviewed the ramifications of not passing the prevailing wage ordinance which would include ineligibility for state and federal funding. Moved by Marzahl, seconded by Adams to approve Ordinance 2014-113, Prevailing Wage. Roll call vote: Leyden, aye; Marzahl, aye; Ulmer, aye; Clarke, no; Meza, aye and Adams, aye. Ordinance 2014-113 approved five to one.

AMEND SECTION 5.05-A, EVENTS COMMITTEE MEMBERSHIP - ORD 2014-114 APPROVED

Mayor Nolan indicated that the Events Committee is requesting that the board membership be reduced to its original number of 9 members to make it easier to obtain a quorum for meetings. Moved by Adams, seconded by Clarke to approve Ordinance 2014-114, Amending Section 5.05-A of the Harvard Municipal Code Regarding Membership on the Harvard Events Committee. Roll call vote: Marzahl, aye; Ulmer, aye; Clarke, aye; Meza, aye; Adams, aye and Leyden, aye. Ordinance 2014-114 approved six to zero.

MCHENRY CO. ZBA NOTICE OF HEARING WITHIN CITY'S 1½ MILE JURISDICTION

The City Council reviewed the McHenry County ZBA Notice of Hearing on May 29th, 2014 for Timothy/Pamela Reckamp. The petitioners are requesting an Extension of the Existing Conditional Use and a Variation to Allow the Continued Existence of Gravel Instead of Improved Surfaces in the Parking Areas for Property Located at 5801 Island Rd. There were no objections.

INFO: LIFE CHAIN, SUNDAY, OCTOBER 5th, 2014

The Knights of Columbus will be sponsoring the National Life Chain to be held on Sunday, October 5th, 2014, from 2:00 – 3:30 p.m. on the sidewalk at the intersection of Route 14/Diggins St/Ayer St.

CONSENT AGENDA:

- St. Joseph Hispanic Ministry & Moose Lodge Raffle Request May 1st - June 22nd, 2014
- Harvard Milk Days Wheelz Show 50/50 Raffle Request May 28th - June 1st, 2014
- Harvard Milk Days 50/50 Cow Chip Lotto Raffle Request May 28th - June 8th, 2014; Alderman Marzahl noted a change in the price of tickets to \$5 each.
- Knights of Columbus Tootsie Roll Drive, September 12th & 13th, 2014

Moved by Meza, seconded by Adams to approve the Consent Agenda as presented. Aldermen voting aye: Leyden, Marzahl, Ulmer, Clarke, Meza and Adams. All ayes. Motion carried.

COMMITTEE REPORTS

ALD. CLARKE

Alderman Clarke reported that he is still in discussion with McHenry County Dept. of Health to coordinate an E-Cycle Event in Harvard this fall or next spring.

ALD. ULMER - BILLS APPROVED

Moved by Ulmer, seconded by Clarke to approve the bills list as presented in the amount of \$283,682.40. Roll call vote: Ulmer, aye; Clarke, aye; Meza, aye; Adams, aye; Leyden, aye and Marzahl, aye. Motion approved six to zero.

ALD. LEYDEN - CALL PARKS MEETING 06/04/2014 @ 6 PM

Chairman Leyden called a Parks & Recreation Committee for Wednesday, June 4th, 2014, at 6 pm to discuss the Chamber of Commerce and Events Committee's requests.

MAYOR'S REPORT

Mayor Nolan and Deputy Chief Krause reported on the investigation into the vandalism/spray painting throughout the community, particularly on the southwest side, over the last few weeks. A Crime Stoppers reward has been set up for up to \$1,000 for information leading to an arrest and a patrol change has been instituted.

CLERK'S REPORT – UPCOMING MEETING DATES

June 3	Planning & Zoning Commission, 7 pm
June 4	Parks & Recreation Committee, 6 pm
June 10	City Council Meeting - POST TO CANCEL
June 17	Regular Events Committee Meeting, 5 pm
June 24	Regular City Council Meeting, 7 pm

TREASURER'S REPORT

The monthly treasurer's report for May, 2014 is in the packet.

ENGINEERING & DEPARTMENT HEADS REPORTS

Dept. Heads: Reports as submitted.

Community Development Director Santeler updated the City Council on the Route 14 Sanitary Project which has been very challenging and arduous because of the depth, but noted we have a very competent contractor.

Deputy Chief Krause reported he attended the new chief's orientation last week in Springfield. While there, he met with the new recruits who are entering week 8 at the academy; they will be back to assist with Milk Day and will come back from Springfield to enter field training June 26th.

NO REPORT

Administrator Nelson, Aldermen Marzahl, Meza and Adams had no specific report.

At 7:25 p.m., moved by Clarke, seconded by Marzahl to adjourn the regular City Council meeting. Aldermen voting aye: Leyden, Marzahl, Ulmer, Clarke, Meza and Adams. All ayes. Motion carried.

Submitted by:


Andy Wells,
City Clerk

6-2-14
Date