

**REGULAR CITY COUNCIL MEETING MINUTES
JUNE 24, 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, Musgrove, Clarke, Meza, Adams and Oppen. Alderman Ulmer was absent. Also present were City Administrator Nelson, Supt. Parks & Rec Clingsmith, Supt. Public Works Kruckenberg, Code Enforcement Officer Nutley, Community Development Director Santeler, Chief of Police Kazy-Garey, Deputy Chief Krause, Attorney Carlos Arévalo and members of the audience.

AUDIENCE PARTICIPATION: NONE

POLICE DEPARTMENT COMMENDATIONS

Deputy Chief Krause presented the following commendations:

- Detective Verle Leard who took the initiative to pursue a lead on May 18th, 2014, which resulted in identification and arrest of the offender for criminal defacement with respect to graffiti in, on and around public places around the southwest side of town which had occurred over the course of several weeks.
- Officer Aaron Palmer who responded to a scene on May 4th, 2014, where a woman was not breathing and did not have a pulse. Officer Palmer utilized an AED and chest compressions until the Harvard Rescue arrived and transported her to Mercy Harvard Hospital where she was successfully resuscitated.

SWEAR IN MARK KRAUSE AS CHIEF OF POLICE

Deputy Chief Krause was sworn in as Chief of Police by City Clerk Wells to become effective July 3rd, 2014 upon the retirement of Dan Kazy-Garey.

CITY COUNCIL MEETING MINUTES OF 05/27/2014 - APPROVED

Moved by Marzahl, seconded by Clarke to approve the Regular City Council Meeting minutes of May 27, 2014, as presented. Aldermen voting aye: Leyden, Marzahl, Musgrove, Clarke, Meza, Adams and Oppen. All ayes. Motion carried.

CHICAGO METROPOLITAN AGENCY FOR PLANNING (CMAP)/COMPREHENSIVE LAND USE PLAN

Elizabeth Panella, Assistant Planner and Nora Beck, Senior Planner from the Chicago Metropolitan Agency for Planning (CMAP) gave a brief overview of the GOTO 2040 Comprehensive Regional Plan and introduced the Comprehensive Land Use Plan Project for Harvard which will be developed as part of CMAP's Local Technical Assistance Program. Through this program, CMAP will provide staff assistance to complete the project. Once the plan is adopted, CMAP will remain involved for a period of two years after its completion, with the purpose of monitoring and encouraging progress on the implementation actions specified in the plan. A questionnaire was distributed to City Council members to be completed and returned to City Administrator Dave Nelson who will forward to CMAP.

PLANNING & ZONING COMMISSION RECOMMENDATION AND FINDING OF FACTS

City of Harvard Text Amendment to Add Section 17.44.035, Conditional Uses Compliance and Revocation - Ordinance 2014-115 Approved

Alderman Oppen referred to the Recommendations/Findings of Fact submitted by Andy Wells, Hearing Officer for the Planning and Zoning Commission which met on June 3rd, 2014, to consider the petition submitted by the City of Harvard for a text amendment to the Zoning Code to amend Section 17.44, Conditional Uses, to add Section 17.44.035, Compliance and Revocation. After reviewing the evidence and testimony presented, the Planning and Zoning Commission recommends to the City Council that the text amendment and proposed ordinance be approved as presented.

Moved by Oppen, seconded by Marzahl to approve the Planning and Zoning Commission's recommendation as submitted and Ordinance 2014-115 to add Section 17.44.035, Compliance and

Revocation and to amend Section 21.14, Home Occupation Permit, Revocation. Roll call vote: Leyden, aye; Marzahl, aye; Musgrove, aye; Clarke, aye; Meza, aye; Adams, aye and Opper, aye. Ordinance 2014-115 approved seven to zero.

City of Harvard Text Amendment Reference Group Homes - Ordinance 2014-116 Approved

Alderman Opper referred to the Recommendations/Findings of Fact submitted by Andy Wells, Hearing Officer for the Planning and Zoning Commission which met on June 3rd, 2014, to consider the petition submitted by the City of Harvard for a text amendment to the Zoning Code to amend Section 17.20.100, Permitted Uses in Zoning Districts, Table 3 and Section 17.56, Definitions to provide for group homes that conform to the Federal Fair Housing Act. After reviewing the evidence and testimony presented, the Planning and Zoning Commission recommends to the City Council that the text amendment and proposed ordinance be approved as presented.

Moved by Opper, seconded by Marzahl to approve the Planning and Zoning Commission's recommendation as submitted and Ordinance 2014-116 to amend Section 17.20.100, Permitted Uses in Zoning Districts, Table 3 and Section 17.56, Definitions to provide for group homes that conform to the Federal Fair Housing Act. Roll call vote: Marzahl, aye; Musgrove, aye; Clarke, aye; Meza, aye; Adams, aye; Opper, aye and Leyden, aye. Ordinance 2014-116 approved seven to zero.

MCHEMRY CO BOARD OF REVIEW – ASSESSMENT APPEAL FOR 2014 ASSESSMENTS

Administrator Nelson reviewed the 2014 assessment appeal received from the McHenry County Board of Review for Walgreens, 395 South Division St. After discussion, the consensus was not to take any action to intervene on the appeals.

OFFICER TENNANT'S INTENT TO RETIRE EFFECTIVE DECEMBER 31ST, 2014 - APPROVED

Moved by Clarke, seconded by Opper to approve Officer Darrell Tennant's letter of intent to retire, with regrets, to be effective December 31st, 2014. Aldermen voting aye: Leyden, Marzahl, Musgrove, Meza, Clarke, Adams and Opper. All ayes. Motion carried.

TEAMSTERS CONTRACT - APPROVED

Moved by Marzahl, seconded by Meza to approve the proposed changes for ratification to the Collective Bargaining Agreement between the City of Harvard and the Teamsters and to authorize Mayor Nolan to execute said agreement. Roll call vote: Musgrove, aye; Clarke, aye; Meza, aye; Adams, aye; Opper, aye; Leyden, aye and Marzahl, aye. Motion approved seven to zero.

PROPOSED ORDINANCE AUTHORIZING RENEWAL OF AGGREGATION PROGRAM FOR ELECTRICAL LOAD - ORD. 2014-117 APPROVED

Administrator Nelson reviewed the proposed ordinance which provides for the renewal of the Electric Aggregation Program for residential and small commercial customers. The City will engage NIMEC to solicit bids from multiple suppliers and consult with the City in the decision to select a supplier. Moved by Marzahl, seconded by Clarke to approve Ordinance 2014-117, Authorizing Renewal of the Aggregation Program for Electrical Load. Roll call vote: Clarke, aye; Meza, aye; Adams, aye; Opper, aye; Leyden, aye; Marzahl, aye and Musgrove, aye. Ordinance 2014-117 approved seven to zero.

REPORT ON PARKS & RECREATION COMMITTEE MEETING MINUTES OF JUNE 4, 2014

Chairman Leyden reviewed the Parks & Recreation Committee Meeting Minutes of June 4th, 2014.

Chamber of Commerce Request/4th Annual Tri-County Pro Rodeo - Waiver Denied

The Parks & Rec Committee reviewed the Chamber of Commerce's request for the waiver of fees for the 4th Annual Tri-County Pro Rodeo and recommends that the fees in the amount of \$750 not be waived.

Events Committee Request/Udder Mudder Volleyball Tournament - Waiver Denied

The Parks & Rec Committee reviewed the request for the waiver of fees for the Mudder Udder Volleyball Tournament and recommends that the fees in the amount of \$200 not be waived.

Park & Recreation Foundation

Administrator Nelson updated the committee on the idea of the park and recreation foundation. By-laws have been written and reviewed by our attorney and all the paperwork for the IRS is ready for submittal. The concept behind the foundation is a fundraising arm for the parks and also an avenue to seek private grants. The Committee will be asking individuals who may have an interest in serving on this. Administrator Nelson will coordinate the list of interested persons.

CONSENT AGENDA:

- Sanction Mayor’s approval of Healing Hearts with Hooves and Hounds’ Raffle Request, June 31st, 2014

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

COMMITTEE REPORTS

ALD. OPPER - BILLS APPROVED

Moved by Oppen, seconded by Marzahl to approve the bills list as presented in the amount of \$470,978.83. Roll call vote: Meza, aye; Adams, aye; Oppen, aye; Leyden, aye; Marzahl, aye; Musgrove, aye and Clarke, aye. Motion approved seven to zero.

ALD. MARZAHN

Alderman Marzahl congratulated Dan Kazy-Garey on his retirement and Mark Krause on his appointment to Chief of Police.

ALD. LEYDEN - CALL PARKS MEETING 07/10/2014 @ 6 PM

Chairman Leyden called a Parks & Recreation Committee for Thursday, July 10th, 2014, at 6 pm to discuss user fees for the park system.

MAYOR’S/CITY ADMINISTRATOR’S REPORT

Mayor Nolan and Administrator Nelson reported on CMAP’s assistance with the City’s Comprehensive Land Use Plan and noted that the scope of work for the comp plan will take about a year to complete. The City Council’s input and direction will be needed.

CLERK’S REPORT – UPCOMING MEETING DATES

July 1	Planning & Zoning Commission - POST TO CANCEL
July 8	City Council Meeting - POST TO CANCEL
July 10	Parks & Recreation Committee, 6 pm
July 15	Regular Events Committee Meeting, 5 pm
July 22	Regular City Council Meeting, 7 pm

TREASURER’S REPORT

The monthly treasurer’s report for June, 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 is about 80% complete and should be ready for landscaping and restoration in a couple of weeks.

Deputy Chief Krause reported that he will attend the Police Academy Graduation Ceremony for the new recruits on Thursday, June 26th, 2014. Field Training will start on Saturday, June 28th for a period of ten weeks.

NO REPORT

Attorney Carlos Arévalo and Aldermen Musgrove, Clarke, Meza and Adams had no specific report.

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

Submitted by:



Andy Wells,
City Clerk

7-2-14

Date