

**REGULAR CITY COUNCIL MEETING MINUTES
SEPTEMBER 23, 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, Musgrove, Clarke, Meza, Adams and Opper. Also present were City Administrator Nelson, Supt. Parks & Rec Clingsmith, Code Enforcement Officer Nutley, Community Development Director Santeler, Chief of Police Krause, Deputy Chief Bauman, Supt. Public Works Kruckenberg, Attorney Carlos Arévalo and members of the audience.

AUDIENCE PARTICIPATION

Mayor Nolan opened the floor to audience participation for anything not on the City Council Agenda. There was none.

INTRODUCTION OF NEW PATROL OFFICERS: CODY NOREN AND CARMEN SACCO

Chief Krause introduced new patrol officers Cody Noren and Carmen Sacco who will be going to Police Academy on Sunday, September 28th for a period of ten weeks.

CITY COUNCIL MEETING MINUTES OF 08/26/2014 - APPROVED

Moved by Clarke, seconded by Adams to approve the Regular City Council Meeting minutes of August 26, 2014, as presented. Aldermen voting aye: Leyden, Marzahl, Ulmer, Musgrove, Clarke, Meza, Adams and Opper. All ayes. Motion carried.

MEMORANDUM OF UNDERSTANDING BETWEEN CITY OF HARVARD AND CUSD 50 FOR SCHOOL RESOURCE OFFICER - APPROVED

The proposed three-year Memorandum of Understanding between the City of Harvard and the Board of Education of Harvard Community Unit School District 50 provides for a School Resource Officer (SRO). At Alderman Ulmer's inquiry if the Memorandum is the same as the previous one, City Administrator Nelson indicated that the proposed Memorandum is more comprehensive in its coverage with an increase in cost to the school. Moved by Marzahl, seconded by Opper to authorize the Mayor and City Clerk's execution of said Memorandum of Understanding. Roll call vote: Leyden, aye; Marzahl, aye; Ulmer, aye; Musgrove, aye; Clarke, aye; Meza, aye; Adams, aye and Opper, aye. Motion approved eight to zero.

INTERGOVERNMENTAL AGREEMENT BETWEEN CITY OF HARVARD AND CUSD 50 FOR RECIRPOCAL REPORTING - APPROVED

Chief Krause noted that the proposed Intergovernmental Agreement between the City of Harvard and the Board of Harvard Community Unit School District 50 provides for an exchange of information between the City and the School which allows the School Resource Officer to function better in his capacity as a liaison. Language in said agreement reflects some of the recent law changes. Moved by Opper, seconded by Marzahl to authorize the Mayor and City Clerk's execution of said Intergovernmental Agreement. Roll call vote: Marzahl, aye; Ulmer, aye; Musgrove, aye; Clarke, aye; Meza, aye; Adams, aye; Opper, aye and Leyden, aye. Motion approved eight to zero.

SMR GAS & FOOD, INC./360 S. DIVISION ST., TOBACCO LICENSE - APPROVED

Mayor Nolan asked that the license be approved pending receipt of final documents. Moved by Opper, seconded by Meza to approve a Tobacco License to SMR Gas & Food, Inc., 360 S. Division St. pending submission of final documents. Roll call vote: Ulmer, aye; Musgrove, aye; Clarke, aye; Meza, aye; Adams, aye; Opper, aye; Leyden, aye and Marzahl, aye. Motion approved eight to zero.

HARVARD HARMONY "ZOMBIE" RUN, OCTOBER 11th 2014 - APPROVED

Harvard H.A.R.M.O.N.Y. is requesting permission to conduct a "Zombie" themed 5K Run/Walk on Saturday, October 11th, 2014, in conjunction with Family Fall Fest. The proposed route would start under the water tower on E. Front St. and proceed downtown to Milky Way Park and return to Ayer St. Moved by Adams, seconded by Leyden to approve Harvard H.A.R.M.O.N.Y.'s request as presented. Aldermen voting aye: Leyden, Marzahl, Ulmer, Marzahl, Clarke, Meza, Adams and Opper. All ayes. Motion carried.

MCCG AGREEMENT/LOCAL GOVERNMENT VEHICLE & EQUIPMENT AUCTION - APPROVED

Moved by Ulmer, seconded by Opper to declare subject property as surplus and to authorize the Mayor's execution of the McHenry County Council of Governments Local Government Vehicle and Equipment Auction Agreement to be held on Saturday, October 11th, 2014. Roll call vote: Marzahl, aye; Ulmer, aye; Musgrove, aye; Clarke, aye; Meza, aye; Adams, aye; Opper, aye and Leyden, aye. Motion approved eight to zero.

PROPOSED ORDINANCE AMENDING SECTION 2.05, CITY COUNCIL AND ELECTED OFFICIALS, MEETINGS - ORD 2014-121 APPROVED

Attorney Carlos Arévalo reviewed the proposed ordinance which amends Section 2.05, City Council and Elected Officials, Meetings to add Section 2.05F, which establishes and records rules for public comment pursuant to the Public Access Counselor's determination that the Open Meetings Act requires definite and established rules regarding public comment at all open meetings of a public entity. Moved by Opper, seconded by Ulmer to approve Ordinance 2014-121, Adding Section 2.05F of the Harvard Municipal Code to Establish and Record Rules for Public Comment. Roll call vote: Clarke, aye; Meza, aye; Adams, aye; Opper, aye; Leyden, aye; Marzahl, aye; Ulmer, aye and Musgrove, aye. Motion approved eight to zero.

EVENTS COMMITTEE'S REQUEST/CHRISTMAS IN HARVARD, DECEMBER 6th, 2014 - APPROVED

The Events Committee is requesting permission to proceed with Christmas in Harvard on Saturday, December 6th, 2014, closing certain streets for the parade, use of barricades and the City float, permission to allow horses in the parade to use Diggins St. to Ratzlaff St. to return to the staging area and to allow for free parking in all City lots, including Metra, for the day. Moved by Leyden, seconded by Opper to approve the Events Committee's request as submitted. Aldermen voting aye: Leyden, Marzahl, Ulmer, Musgrove, Clarke, Meza, Adams and Opper. All ayes. Motion carried.

REPORT ON WATER & SEWER COMMITTEE MEETING MINUTES OF SEPTEMBER 2, 2014

Chairman Marzahl reviewed the Water & Sewer Committee Meeting Minutes of September 2, 2014. The Committee met at the Waste Water Treatment Facility for a walking tour outlining the function, age and efficiency of the various components and stations involved. The meeting was then adjourned to City Hall for a presentation by Scott Trotter and Aaron Berry of Trotter and Associates to review the tour and the 2014 Master Plan Document. Future committee meetings will be called for further discussion.

REPORT ON PARKS & RECREATION COMMITTEE MEETING MINUTES OF SEPTEMBER 3, 2014

Chairman Leyden reviewed the Parks & Recreation Committee Meeting Minutes of September 3, 2014:

Milk Day Path Proposal - Approved

The Committee reviewed Harvard Milk Day's proposal to install a 1,150' limestone path at Milky Way Park, at Milk Day's expense, that would run just north of the Rotary pavilion going west and meet with the path that goes north and south to complete the loop that was installed in 2010. The Committee recommends to the City Council approval of Milk Day's request as submitted.

Moved by Leyden, seconded by Adams to approve Harvard Milk Day's request as submitted. Roll call vote: Meza, aye; Adams, aye; Opper, aye; Leyden, aye; Marzahl, abstain, Ulmer, aye; Musgrove, aye and Clarke, aye. Motion approved seven to zero, with one abstention.

GK Services, Alderman Meza's Memo, Service Cuts in Park

The Committee discussed GK Services, Alderman Meza's memo and Service Cuts in the Park. No action taken.

Fee Schedule for Hard Costs and Field Charges & Ordinance Changes

The Committee reviewed the fee schedule for field usage and organized sports activities as outlined in the hourly rates & miscellaneous charges. City Clerk Wells reviewed the draft ordinance amending Section 6.13, Parks, which includes language for permits and fee requirements for organized leagues. The ordinance further references an Appendix A which will include new schedules, hard costs and fees. The Committee recommends to the City Council to adopt the text amendments to Chapter 6.13, Parks, as presented. City Clerk Wells noted that once the final fee schedule (Appendix A) is determined, a motion can be made to adopt the appendix to present to the City Council.

Moved by Leyden to approve the Committee's recommendation to draft an ordinance for the text amendments to Chapter 6.13, Parks, as presented. Mayor Nolan opened the meeting for audience participation. The following individuals addressed the City Council in opposition to the proposed fee schedule for field usage and organized sports activities: Jose Saucedo, President of the HERS League; Dawn Bihlmaier; Casey Seyller; Jackie Fiegel; Leslie Engersol, Duffy Seyller and Ashley Kleinsmith.

City Clerk Wells re-stated that the motion on the floor is authorize City staff to draft an ordinance for the text amendments to Chapter 6.13 to report at the next City Council meeting where it may be passed or referred to Committee. Motion seconded by Alderman Clarke. Aldermen voting aye: Leyden, Marzahl, Ulmer, Musgrove, Clarke, Meza, Adams and Oppen. All ayes. Motion carried.

HALLOWEEN TRICK OR TREAT HOURS - APPROVED

Moved by Marzahl, seconded by Meza to approve Halloween Trick or Treat hours on Friday, October 31st from 5 – 8 p.m. Aldermen voting aye: Leyden, Marzahl, Ulmer, 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 \$273,850.33. Roll call vote: Adams, aye; Oppen, aye; Leyden, aye; Marzahl, aye; Ulmer, aye; Musgrove, aye; Clarke, aye and Meza, aye. Motion approved eight to zero.

ALD. OPPER - FINANCE COMMITTEE MEETING CALLED OCTOBER 21, 2014

Chairman Oppen called a Finance Committee Meeting for Tuesday, October 21st, 2014, at 6 pm to review the audit for FY2013/2014.

ALD. MUSGROVE

Alderman Musgrove noted an e-mail sent to other aldermen that she didn't get copied on and requested in the future all aldermen be treated equally with information shared either verbally or via e-mail.

ALD. ULMER - ORDINANCE COMMITTEE MEETING CALLED OCTOBER 21, 2014

Chairman Ulmer called an Ordinance Committee Meeting for Tuesday, October 21st, 2014, at 6 pm to commence following the Finance Committee Meeting.

ALD. MARZAH

Alderman Marzahl reported on a Harvard Community Radio fundraiser to be held on Sunday, October 5th, 2014 at the Starline Factory from 3 - 6 pm.

ALD. LEYDEN - PARKS & RECREATION COMMITTEE MEETING CALLED OCTOBER 6, 2014

Chairman Leyden called a Parks & Recreation Committee Meeting for October 6th, 2014, at 6:30 pm to be held in the City Council Chambers, 201 W. Front St., Harvard.

MAYOR'S REPORT

Mayor Nolan reported that the City was successful in securing a contract to purchase salt for \$54/ton whereas neighboring communities are paying between \$100-\$140/ton.

CLERK'S REPORT – UPCOMING MEETING DATES

October 6	Parks & Recreation Committee Meeting, 6:30 pm
October 7	Planning & Zoning Commission - 7 pm
October 14	City Council Meeting - POST TO CANCEL
October 21	Regular Events Committee Meeting, 5 pm Finance Committee Meeting, 6 pm Ordinance Committee Meeting, 6 pm
October 28	Regular City Council Meeting, 7 pm

City Clerk Wells stated today is the first day to circulate petitions for the April 7th, 2015, Consolidated Election. Petition packets are available for 1st, 2nd, 3rd, 4th Ward Alderman, each for a four-year term. Candidate Packets may be picked up in the City Clerk's office during normal business hours. The filing period is from December 15th - 22nd, 2014.

TREASURER'S REPORT

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

ENGINEERING & DEPARTMENT HEADS REPORTS

Dept. Heads: Reports as submitted.

Community Development Director Santeler reported that the Marengo Road Bridge should be completed over the next week.

NO REPORT

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

At 8:05 p.m., moved by Opper, seconded by Meza to adjourn the regular City Council meeting. Aldermen voting aye: Leyden, Marzahl, Ulmer, Musgrove, Clarke, Meza, Adams and Opper. All ayes. Motion carried.

Submitted by:



Andy Wells,
City Clerk

10-2-14

Date