

**REGULAR CITY COUNCIL MEETING MINUTES
APRIL 28, 2015 - 7:00 PM**

Mayor Nolan called the Regular City Council Meeting to order at 7:00 p.m. and led the pledge to the flag. Clerk Wells called roll. Aldermen present: Marzahl, Ulmer, Meza, Adams and Opper. Aldermen Leyden, Musgrove and Clarke were absent. Also present were Treasurer Szczap, City Administrator Nelson, Code Enforcement Officer Nutley, Chief of Police Krause, Community Development Director Santeler, Supt. Parks & Rec Clingingsmith, Supt. Public Works Kruckenberg, Attorney Carlos Arévalo and members of the audience.

PUBLIC COMMENT: NONE

FY2015/2016 BUDGET PUBLIC HEARING

Mayor Nolan opened the public hearing to review the FY2015/2016 Budget. Clerk Wells called roll. Aldermen present: Marzahl, Ulmer, Meza, Adams and Opper. Aldermen Leyden, Musgrove and Clarke were absent. Mayor Nolan asked for public comment; there was none. Moved by Marzahl, seconded by Adams to close the hearing. Aldermen voting aye: Marzahl, Ulmer, Meza, Adams and Opper. All ayes. Motion carried.

CITY COUNCIL MEETING MINUTES OF 03/24/2015 - APPROVED

Moved by Adams, seconded by Opper to approve the minutes of the Regular City Council Meeting of March 24th, 2015, as presented. Aldermen voting aye: Marzahl, Ulmer, Meza, Adams and Opper. All ayes. Motion carried.

DUNNETT OVERNIGHT PARKING REQUEST ON EAST BRAINARD ST.

Gordy Dunnett, property owner at 202 E. Brainard St. addressed the City Council requesting a variance to allow overnight parking on E. Brainard St. to allow two parking spots either in front of or across the street from his property. Unlike his prior tenants, Mr. Dunnett's current tenants have cars and require additional parking space. Alderman Ulmer recommended that the request be sent to committee for review. After discussion, the request was referred to the Streets & Alleys Committee for review.

Chairman Adams called a Streets and Alleys Committee for Tuesday, May 12th, 2015, at 6 pm at City Hall, 201 W. Front St.

JOHN GIANNASI/FRONT STREET TAP, 106 E. FRONT ST., MILK DAY CERTIFICATE REQUEST/SATURDAY, JUNE 6, 2015 – APPROVED

The City Council reviewed a permit request submitted by John Giannasi, Front Street Tap, 106 E. Front St. for Saturday, June 6th, 2015, for the outside consumption of alcohol and to encroach on the city sidewalk. The request is the same as has been submitted for the last several years. Chief Krause stated there haven't been any issues with Front St. Tap. Moved by Opper, seconded by Marzahl to grant a permit to Front Street Tap 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 and the execution of a hold harmless and indemnification waiver. Aldermen voting aye: Marzahl, Ulmer, Clarke, Meza, Adams and Opper. All ayes. Motion carried.

HARVARD MILK DAYS, INC. REQUEST FOR A WAIVER OF PARK FEES - MOTION DENIED

Harvard Milk Days, Inc. submitted a letter requesting a waiver of park fees for the use of Milky Way Park for their annual festival and is asking that the City Council consider park improvements as an alternate form of payment. President Bryce Bannwolf, 811 E. Brown St. and General Chairman Phil Lehmann, 1306 Primrose Lane were in attendance to address any questions. The letter outlines improvements made by Harvard Milk Days, Inc. in the amount of \$155,000. Mayor Nolan stated that Milk Days currently pays electric, water and \$3,000 in addition to yearly park improvements. In 2014, Phil noted that the latest walking path was put in at a cost of \$5,300. Bryce Bannwolf noted that 2015 improvements will be excess of \$10,000 for electrical lighting at the west entrance. Moved by Ulmer, seconded by Opper to approve the waiver. Roll call vote: Marzahl, abstain; Ulmer, aye; Meza, no;

Adams, aye; Opper, aye. Clerk Wells noted that the motion fails three to one, with one abstention. At Administrator Nelson's inquiry, Attorney Arevelo noted that the request can be brought up again at the May 26th, 2015, City Council meeting.

HERS LEAGUE SPECIAL EVENT LIQUOR LICENSE REQUEST ON SATURDAY, JUNE 20th and SUNDAY, JUNE 28th AT HERS LEAGUE SHELTER - APPROVED WITH WAIVER OF FEE

The HERS League is requesting a waiver of the special event liquor license fee of \$30; this does not include park rental fees which were paid. Moved by Opper, seconded by Adams to approve the HERS League Special Event Liquor License, with a waiver of fees, for their annual picnic on Saturday, June 20th and Sunday, June 28th, 2015 at the HERS League Shelter 9 am - 10 pm. Roll call vote: Meza, aye; Adams, aye; Opper, aye; Marzahl, aye and Ulmer, aye. Motion approved five to zero.

ST. JOSEPH'S CATHOLIC SCHOOL REQUEST FOR A WAIVER OF PARK FEES - APPROVED

St. Joseph's Catholic School is requesting a fee waiver for the use of Lion's Park on Tuesday, June 9th, 2015, for their school picnic. Moved by Opper, seconded by Meza approve the request to waive park fees for St. Joseph's School for use of Lion's Park on Tuesday, June 9th for their school picnic. Roll call vote: Adams, aye; Opper, aye; Marzahl, aye; Ulmer, aye and Meza, aye. Motion approved five to zero.

JEFFERSON ELEMENTARY SCHOOL REQUEST FOR A WAIVER OF PARK FEES - APPROVED

Jefferson Elementary School is requesting a fee waiver for the use of Lion's Park on Thursday, June 11th, 2015, for their school picnic. Moved by Ulmer, seconded by Opper to approve the request to waive park fees for Jefferson School for use of Lion's Park on Thursday, June 11th. Roll call vote: Opper, aye; Marzahl, aye; Ulmer, aye; Meza, aye and Adams, aye. Motion approved five to zero.

SURPLUS PARK PROPERTY BID – APPROVED

City Clerk Wells opened and read the Surplus Park Property bids received as follows:

- Lindsay Clarke, 110 Shawnee Ln., Lot #43 in the amount of \$200
- Jeremy/Hollie Mortimer, 1005 Dewey St in the amount of \$200, the bid does not specify the lot number, but it would be the lot adjoining their property.

Moved by Opper, seconded by Marzahl that the Harvard City Council award the bids to the respective property owners. Roll call vote: Marzahl, aye; Ulmer, aye; Meza, aye; Adams, aye and Opper, aye. Motion approved five to zero.

MCHEMRY COUNTY MAJOR INVESTIGATION ASSISTANCE TEAM (MIAT) INTERGOVERNMENTAL AGREEMENT - APPROVED

Chief Krause gave a brief history on MIAT which was founded in 1987 to help communities with resources in the event of a major crime or homicide. The proposed agreement updates the agreement from the 1980's and was drafted by Zukowski, Rogers, Flood & McArdle. Moved by Opper, seconded by Ulmer to authorize Mayor Nolan's execution of the McHenry County Major Investigation Team (MIAT) Intergovernmental Agreement. Roll call vote: Ulmer, aye; Meza, aye; Adams, aye; Opper, aye and Marzahl, aye. Motion approved five to zero.

CITY OF HARVARD ANNUAL BUDGET FOR FY2015/2016— ORD. 2015-110 APPROVED

Moved by Opper, seconded by Marzahl to approve Ordinance 2015-110, Approving the City of Harvard Annual Budget for Fiscal Year 2015/2016. Roll call vote: Meza, aye; Adams, aye; Opper, aye; Marzahl, aye and Ulmer, aye. Ordinance 2015-110 approved five to zero.

PROPOSED ORDINANCE ESTABLISHING A 3% AMUSEMENT TAX, LICENSE & REGULATION- REFERRED TO ORDINANCE COMMITTEE

The draft ordinance amending Chapter 21 establishing a 3% Amusement Tax, License and Registration was referred to the Ordinance Committee for review.

Chairman Ulmer called a meeting for Tuesday, May 12th, 2015, at 6 pm at City Hall, 201 W. Front St.

ADOPT APPENDIX A OUTLINING CITY OF HARVARD HOURLY RATES & MISCELLANEOUS CHARGES - ORD. 2015-111 APPROVED

Moved by Adams, seconded by Marzahl to approve Ordinance 2015-111, Adopting Appendix A as referred to in Section 6.13H.4, Outlining City of Harvard Hourly Rates and Miscellaneous Charges to be effective January 1, 2016. Roll call vote: Adams, aye; Opper, aye; Marzahl, aye; Ulmer, aye and Meza, aye. Ordinance 2015-111 approved five to zero.

FYI: ADOPT A HIGHWAY PROGRAM/ROUTE 173 CLEAN-UP

There will be a cleanup on Highway 173 from the Public Works garage to Ayer Street as part of the Adopt A Highway Program on Saturday, May 9th beginning at 8 a.m., meeting at the Public Works garage.

COMMITTEE REPORTS

ALD. OPPER- BILLS APPROVED

Moved by Opper, seconded by Marzahl to approve payment of the bills as presented in the amount of \$522,636.55. Roll call vote: Opper, aye; Marzahl, aye; Ulmer, aye; Meza, aye and Adams, aye. Motion approved five to zero.

Alderman Opper thanked Chief Krause and his department in pursuing the CVS Grant for the prescription drug drop off container located at the police dept.

MAYOR'S REPORT

Mayor Nolan thanked the outgoing aldermen for their service to the community.

ADMINISTRATOR NELSON'S REPORT

City Administrator Nelson thanked the City Council for approving the budget.

CLERK'S REPORT – UPCOMING MEETING DATES

May 5	Planning & Zoning Commission - 7 pm
May 12	Regular City Council Meeting - POST TO CANCEL
	Streets & Alleys Committee Meeting, 6 pm
	Ordinance Committee Meeting, 6 pm
May 19	Regular Events Committee Meeting, 5 pm
May 26	Regular City Council Meeting, 7 pm

TREASURER'S REPORT

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

ENGINEERING & DEPARTMENT HEADS REPORTS

Dept. Heads: Reports as submitted.

NO REPORT

Attorney Carlos Arévalo and Aldermen Marzahl, Ulmer, Meza and Adams had no specific report.

Police Chief Krause reported that Officer Salas is in his second week of field training and doing well.

Supt. Kruckenberg reported that brush pick up begins Monday, May 11th.

At 7:20 p.m., moved by Marzahl, seconded by Clarke to adjourn the regular City Council meeting. Aldermen voting aye: Marzahl, Ulmer, Meza, Adams and Opper. All ayes. Motion carried.

Submitted by:



Andy Wells,
City Clerk

5-5-15

Date