

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

Mayor Nolan called the Regular City Council Meeting to order at 7:00 pm and led the pledge to the flag. Clerk Wells called roll. Aldermen present: Burlingame, Marzahl, Ulmer, Kelly, Clarke, Meza, Adams and Opper. Also present were Treasurer Szczap, City Administrator Nelson, Code Enforcement Officer Nutley, Community Development Director Santeler, Chief of Police Krause, Supt. Parks & Rec Clingsmith, Supt. Public Works Kruckenberg, Supt. Utilities Grant, City Attorney Clifton and members of the audience.

PUBLIC COMMENT: NONE

CITY COUNCIL MEETING MINUTES OF 06/23/2015 - APPROVED

Moved by Opper, seconded by Marzahl to approve the minutes of the Regular City Council Meeting of June 23, 2015, as presented. Aldermen voting aye: Burlingame, Marzahl, Ulmer, Kelly, Clarke, Meza, Adams and Opper. All ayes. Motion carried.

RESOLUTION IN RECOGNITION OF BROWN BEAR DAYCARE AND LEARNING CENTER/15 YEARS IN BUSINESS - APPROVED

Moved by Ulmer, seconded by Adams to approve a resolution in recognition of Brown Bear Daycare and Learning Center's achievement of 15 Years in Business which was presented to Sheila Henson. Aldermen voting aye: Burlingame, Marzahl, Ulmer, Kelly, Clarke, Meza, Adams and Opper. All ayes. Motion carried.

WILLIAM PEREZ/HOME SERVICES UNLIMITED, ONE YEAR EXTENSION OF HARD SURFACING AGREEMENT - TABLED

Mr. Perez was granted a one year extension of the Hard Surfacing Agreement for various properties at the City Council Meeting on July 22, 2014, to be reviewed in one year, with Mr. Perez to complete hard surfacing of two additional properties prioritizing driveways of occupied residences first. Mr. Perez did not hard surface any driveways in the past year. Mr. Perez is out of town and unable to attend the City Council meeting and has requested that the review be referred to the August 25th, 2015, City Council Meeting. Administrator Nelson related that City staff has been working with Mr. Perez seeking compliance and has not yet assessed any fines. Moved by Opper, seconded by Clarke to table the agenda item to the City Council meeting on August 25th, 2015. Aldermen voting aye: Burlingame, Marzahl, Ulmer, Kelly, Clarke, Meza, Adams and Opper. All ayes. Motion carried.

CHAMBER OF COMMERCE REQUEST/KELLY MILLER CIRCUS @ MILKY WAY PARK ON SEPTEMBER 27th, 2015 - APPROVED

Rolando Cruz was present on behalf of the Chamber of Commerce to request permission to proceed with the Kelly Miller Circus at Milky Way Park on September 27th, 2015, and the allowance of large circus animals, the use of water, 10-15 trash cans and the ability to post event sponsor banners at the park on the day of the event. In addition to the items requested in the letter, the Chamber is also requesting permission to have a 4 ton dumpster on site, having the park lights turned on and permission for the circus to stay overnight in the park. The Chamber is not requesting a waiver of the \$750 fee. At Alderman Clarke's inquiry, Administrator Nelson indicated that the use of electricity is factored into the fee. Moved by Kelly, seconded by Opper to approve the Chamber of Commerce's requests as presented. Aldermen voting aye: Burlingame, Marzahl, Ulmer, Kelly, Clarke, Meza, Adams and Opper. All ayes. Motion carried.

KNIGHT'S OF COLUMBUS SOLICITATION REQUEST - APPROVED

The Knights of Columbus Council is requesting permission to solicit at Five Points for their Annual Tootsie Roll Fundraiser on September 18th & 19th, 2015, pursuant to the requirements outlined in Section 22.14, Solicitation by Charitable Organizations. Moved by Opper, seconded by Burlingame to approve the Knights of Columbus' solicitation request as presented. Aldermen voting aye: Burlingame, Marzahl, Ulmer, Kelly, Clarke, Meza, Adams and Opper. All ayes. Motion carried.

FREE SPIRIT SIBERIAN RESCUE SOLICITATION REQUEST - APPROVED

The Free Spirit Siberian Rescue is requesting permission to solicit at Five Points for their Annual Tag Days on August 22nd, 2015, pursuant to the requirements outlined in Section 22.14, Solicitation by Charitable Organizations. Moved by Opper, seconded by Adams to approve the Free Spirit Siberian Rescue's solicitation request as presented. Aldermen voting aye: Burlingame, Marzahl, Ulmer, Kelly, Clarke, Meza, Adams and Opper. All ayes. Motion carried.

HARVARD POLICE PENSION BOARD TRUSTEE RESIGNATION - APPROVED

Moved by Clarke, seconded by Marzahl to accept Scott Logan's resignation from the Harvard Police Pension Board, with regrets. Aldermen voting aye: Burlingame, Marzahl, Ulmer, Kelly, Clarke, Meza, Adams and Opper. All ayes. Motion carried.

SANCTION MAYOR'S APPROVAL OF A TOBACCO LICENSE TO IK PETROLEUM, D/B/A HARVARD MARATHON, 360 S. DIVISION ST., #1 - APPROVED

Moved by Opper, seconded by Burlingame to sanction the Mayor's approval of a Tobacco License to IK Petroleum, d/b/a Harvard Marathon, 360 S. Division St., #1. Roll call vote: Burlingame, aye; Marzahl, aye; Ulmer, aye; Kelly, aye; Clarke, aye; Meza, aye; Adams, aye and Opper, aye. Motion approved eight to zero.

AUTHORIZING SALE OF SURPLUS PROPERTY - ORD. 2015-117 APPROVED

The proposed ordinance provides for the sale of surplus property. Administrator Nelson stated that it is uncertain at this time if MCCG will have their annual auction. Should MCCG not proceed, the City will need to look into alternatives to sell/dispose of said surplus property. Moved by Burlingame, seconded by Marzahl to approve Ordinance 2015-117, Authorizing the Sale of Personal Property Owned by the City. Roll call vote: Marzahl, aye; Ulmer, aye; Kelly, aye; Clarke, aye; Meza, aye; Adams, aye; Opper, aye and Burlingame, aye. Ordinance 2015-117 approved eight to zero.

COMED NATIONAL SAFETY COUNCIL COMMUNITY SAFETY PROGRAM GRANT/AMEND FY15/16 BUDGET - ORD. 2015-118 APPROVED

Administrator Nelson reported that the City has been awarded a grant from the 2015 National Safety Council-ComEd Community Safety program. The grant funds will be used to update four outdoor warning sirens and utilizing VHF radio transmission. Moved by Opper, seconded by Ulmer to authorize acceptance of the National Safety Council ComEd Community Safety Program Grant authorizing the execution of all necessary documents and Ordinance 2015-118 Amending the City of Harvard Annual Budget for Fiscal Year 2015/2016 as follows:

General Fund Revenue Estimates Account 01-00-4420 "Grant" to be increased by \$8,000; and Street Expenses Account 01-02-5702 "Miscellaneous" to be increased by \$8,000

Roll call vote: Ulmer, aye; Kelly, aye; Clarke, aye; Meza, aye; Adams, aye; Opper, aye; Burlingame, aye and Marzahl, aye. Ordinance 2015-118 approved eight to zero.

RESOLUTION AUTHORIZING THE DESTRUCTION OF CERTAIN AUDIO RECORDINGS OF CLOSED SESSION MEETINGS - APPROVED

Moved by Marzahl, seconded by Clarke to approve resolution Authorizing the Destruction of Audio Recordings of the following closed session meeting: January 28, 2014. Aldermen voting aye: Burlingame, Marzahl, Ulmer, Kelly, Clarke, Meza, Adams and Opper. All ayes. Motion carried.

MFT PATCHING PROGRAM - RESOLUTION APPROVED

Moved by Burlingame, seconded by Opper to sanction approval of a resolution for the Maintenance of Streets & Highways by Municipality Appropriating \$50,000 MFT Funds for the 2015 Patching Program. Roll call vote: Kelly, aye; Clarke, aye; Meza, aye; Adams, aye; Opper, aye; Burlingame, aye; Marzahl, aye; and Ulmer, aye.

DONATION OF PROPERTY FROM WELLS FARGO BANK - RESOLUTION 2015-R-109 APPROVED

Mayor Nolan stated that the City was contacted by Wells Fargo Bank about donating a piece of foreclosed

property to the City commonly known as 312 Hart St. Once received, the property will be declared surplus and set out to bid. Moved by Burlingame, seconded by Marzahl to approve Resolution 2015-R-109, Accepting the Donation of Real Property from Wells Fargo Bank. The City Council discussed designating revenue received from the sale of the property into the Park Fund Capital Improvement Fund. City Clerk Wells suggested including language in the ordinance when the property is declared surplus. Roll call vote: Clarke, aye; Meza, aye; Adams, aye; Oppen, aye; Burlingame, aye; Marzahl, aye Ulmer, aye and Kelly, aye. Resolution 2015-R-109 approved eight to zero.

AWARD CONTRACT WELL #9 REHABILITATION PROJECT - APPROVED

Moved by Marzahl, seconded by Adams to approve staff recommendation to award the contract for the Well #9 Inspection Project to Water Well Solutions Service at their low bid of \$17,896 and to execute all necessary contracts/documents in conjunction with said project. Roll call vote: Meza, aye; Adams, aye; Oppen, aye; Burlingame, aye; Marzahl, aye; Ulmer, aye; Kelly, aye and Clarke, aye. Motion approved eight to zero.

AWARD CONTRACT HARVARD CITY HALL & WELL HOUSE #9 ROOFING PROJECTS - APPROVED

Moved by Oppen, seconded by Marzahl to approve staff recommendation to award the contract for the City Hall and Well House #9 Roofing Projects to Exteriors Plus, Inc. at their low bid of \$20,100 and to execute all necessary contracts/documents in conjunction with said project. Roll call vote: Adams, aye; Oppen, aye; Burlingame, aye; Marzahl, aye; Ulmer, aye; Kelly, aye; Clarke, aye and Meza, aye. Motion approved eight to zero.

PUBLIC PROPERTY COMMITTEE MEETING MINUTES OF JULY 21, 2015

Chairman Meza reviewed the Public Property Committee Meeting Minutes of July 21st, 2015.

Senate Bill 96/McHenry County Emergency Telephone System - Approved

The Committee reviewed Senate Bill 96 which is an amendment that extends 9-1-1 funding. One of the components of the bill that will directly affect McHenry County is the consolidation of public safety answering points (PSAPS). After discussion, the Committee recommends to proceed with the application to the McHenry County Emergency Telephone System Board to maintain our PSAP (911 center) in Harvard.

Moved by Meza, seconded by Burlingame to approve the Committee's recommendation to proceed with the application. Aldermen voting aye: Burlingame, Marzahl, Ulmer, Kelly, Clarke, Meza, Adams and Oppen. All ayes. Motion carried.

INFO: LIFE CHAIN, SUNDAY, OCTOBER 4th, 2015

The Knights of Columbus will be sponsoring the National Life Chain to be held on Sunday, October 4th, 2015, from 2:00 – 3:30 p.m. on the sidewalk at the intersection of Route 14/Diggins St/Ayer St.

COMMITTEE REPORTS

ALD. OPPER- BILLS APPROVED

Moved by Oppen, seconded by Adams to approve payment of the bills in the amount of \$297,677.49. Roll call vote: Oppen, aye; Burlingame, aye; Marzahl, aye; Ulmer, aye; Kelly, aye; Clarke, aye; Meza, aye; and Adams, aye. Motion approved eight to zero.

ALDERMAN ULMER

Alderman Ulmer commended City staff for their work removing the steel I-beams at City Hall.

CLERK'S REPORT – UPCOMING MEETING DATES

August 4	Planning & Zoning Commission - POST TO CANCEL
August 11	Regular City Council Meeting - POST TO CANCEL
August 18	Regular Events Committee Meeting, 5 pm
August 25	Regular City Council Meeting, 7 pm

City Clerk Wells reported that state legislature passed and the governor signed a Happy Hour Reform Act which allows license holders in Illinois to have happy hour restricted to 4 hours a day, a maximum of 15 hours per week, not after 10 pm. The Act also requires Basset certification by all bartenders, bouncers and handlers with a compliance deadline of July 1, 2016. This is an amendment to the Liquor Control Act which is adopted by reference in the City Code, so the City does not need to take any additional action.

TREASURER'S REPORT

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

ENGINEERING & DEPARTMENT HEADS REPORTS

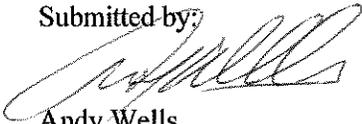
Dept. Heads: Reports as submitted.

NO REPORT

Mayor Nolan, City Administrator Nelson, Aldermen Burlingame, Marzahl, Kelly, Clarke, Meza and Adams and Attorney Clifton had no additional reports.

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

Submitted by:



Andy Wells,
City Clerk

8-4-15

Date