

**REGULAR CITY COUNCIL MEETING MINUTES**  
**MAY 24, 2016 - 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. Treasurer Szczap was absent. Also present were City Administrator Nelson, Code Enforcement Officer Nutley, Community Development Director Santeler, Chief of Police Krause, Supt. Parks & Rec Clingingsmith, Supt. Public Works Kruckenberg, Supt. Utilities Grant, City Attorney Clifton as well as members of the audience.

**PUBLIC COMMENT**

An unidentified member of the audience inquired about getting a grocery store in town. Mayor Nolan replied the City is working towards that, but it involves private business.

**CITY COUNCIL MEETING MINUTES OF 04/26/2016 - APPROVED**

A motion was made by Alderman Opper, seconded by Alderman Marzahl to approve the minutes of the Regular and Year End City Council Meeting of April 26<sup>th</sup>, 2016, as presented. Aldermen voting aye: Burlingame, Marzahl, Ulmer, Kelly, Clarke, Meza, Adams and Opper. All ayes. Motion carried.

**RESOLUTION RECOGNITION BRADY JEWELERS 50<sup>TH</sup> ANNIVERSARY - APPROVED**

A motion was made by Alderman Opper, seconded by Alderman Marzahl to adopt a resolution in recognition of Brady Jewelers 50<sup>th</sup> Anniversary. Aldermen voting aye: Burlingame, Marzahl, Ulmer, Kelly, Clarke, Meza, Adams and Opper. All ayes. Motion carried. Mayor Nolan read and presented the resolution to David Brady.

**MILK DAY CERTIFICATE REQUESTS/SATURDAY, JUNE 4<sup>th</sup>, 2016 – APPROVED**

The City Council reviewed permit requests submitted by Bopp's Bar & Grille and the Hub Lounge for Saturday, June 4<sup>th</sup>, 2016, for the outside consumption of alcohol and to encroach on the city sidewalk. The requests are the same as have been submitted for the last several years. Mayor Nolan and Chief Krause indicated there have been no problems the last few years. A motion was made by Alderman Clarke, seconded by Alderman 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: Burlingame, Marzahl, Ulmer, Kelly, Clarke, Meza, Adams and Opper. All ayes. Motion carried.

**SPECIAL EVENT LIQUOR LICENSE HERS LEAGUE SATURDAY, JUNE 25<sup>TH</sup> AND SUNDAY, JUNE 26<sup>TH</sup>, 2016 - APPROVED**

A motion was made by Alderman Ulmer, seconded by Alderman Opper to approve the HERS League Special Event Liquor License Application for Saturday, June 25<sup>th</sup> and Sunday, June 26<sup>th</sup>, 2016 from 8 am - 10 pm at the HERS Softball Fields. The HERS League is not requesting a waiver of fees. Roll call vote: Marzahl, aye; Ulmer, aye; Kelly, aye; Clarke, aye; Meza, aye; Adams, aye; Opper, aye and Burlingame, aye. Motion approved eight to zero.

**CHAMBER OF COMMERCE MEMBERSHIP DUES - APPROVED**

Mayor Nolan and Administrator Nelson noted that the Chamber of Commerce redid their fee schedule and the City's dues have increased from \$595 to \$1,500. Mayor Nolan asked for City Council consensus on whether or not to renew the City's membership. After discussion, the general consensus was to renew membership with the Chamber of Commerce.

**STARCOM21 USER AGREEMENT**

A motion was made by Alderman Opper, seconded by Alderman Marzahl to authorize the Mayor's execution of the Starcom21 User Agreement. Roll call vote: Ulmer, aye; Kelly, aye; Clarke, aye; Meza, aye; Adams, aye; Opper, aye; Burlingame, aye and Marzahl, aye.

**PARKS & REC COMMITTEE MEETING MINUTES OF MAY 16<sup>th</sup>, 2016**

Chairman Clarke reviewed the Parks & Recreation Committee Meeting minutes of May 16<sup>th</sup>, 2016.

Public Comment at Meetings

The Park Board adopted the rules for public comment as outlined in Ordinance 2014-121.

Review Comparison of Costs/Savings Upcoming

The Committee reviewed Administrator Nelson’s memo comparing costs/savings for the upcoming park/pool levy referendum and recommends to the City Council to adopt the .15/\$100 Tax Rate Plan. The proposed rate would result in a 10% savings to residents based on the current bond and \$144,000 revenue/year that would go into the Parks Budget starting in 2018/2019.

A motion was made by Alderman Clarke, seconded by Alderman Burlingame to approve the Park Board’s recommendation and directing the City Attorney to draft the resolution and ordinance for City Council approval. Roll call vote: Kelly, aye; Clarke, aye; Meza, aye; Adams, aye; Opper, aye; Burlingame, aye; Marzahl, aye and Ulmer, aye. Motion approved eight to zero.

Review Comprehensive Parks Plan

The Committee reviewed the Comprehensive Parks Plan. No action needed.

Update on Park Improvements

Alderman Clarke reviewed his meeting with the Lion’s Club reference ongoing improvements to Lion’s Park and setting up a community day to help work on the parks. No action needed.

Supt. Clingingsmith’s Report

As submitted.

**STREETS & ALLEYS COMMITTEE MEETING MINUTES OF MAY 16<sup>th</sup>, 2016**

Chairman Adams reviewed the Streets & Alleys Committee Meeting minutes of May 16<sup>th</sup>, 2016.

Two Year Road Program

Administrator Nelson recommends that a two year road program be implemented setting the 2017 road program this spring and the 2018 road program in the fall. A two-year program will allow sufficient time for planning and adequate time for Public Works to repair any underground the year before the program begins. The Streets and Alley’s Committee discussed the map and spreadsheet showing roads in need of repair and resurfacing. The City should have approximately \$150,000 to resurface 2,200 linear feet for the 2017 Road Program. The Committee recommends to the City Council street resurfacing improvements, to be submitted to IDOT for approval, prioritized as follows:

<u>Streets</u>	<u>Feet</u>
Front/Division/Johnson	470
Front/Eastman/Page	330
Front/Hutchinson/Diggins	305
Front/Page/Hutchinson	330
<u>Alternate Streets</u>	<u>Feet</u>
Admiral/Ridgelane/Division	780
Ridgelane/Admiral/Cul-de-sac	330

Stop Signs Eighth Street - Ordinance 2016-107 Approved

The Committee reviewed Supt. Kruckenberg’s recommendation to eliminate two stop signs on Eighth St. and recommends to the City Council to amend the Master Stop Sign List to eliminate the following stop signs on Eighth St.:

<u>STOP STREET</u>	<u>DIRECTION</u>	<u>INTERSECTING STREET</u>
8 <sup>th</sup> Street	South	West St.
8 <sup>th</sup> Street	North	Blaine St.

A motion was made by Alderman Adams, seconded by Alderman Kelly to approve the Committee's recommendation and Ordinance 2016-107, *Eliminating Certain Stop Intersections* in the City of Harvard. Roll call vote: Clarke, aye; Meza, aye; Adams, aye; Opper, no; Burlingame, aye; Marzahl, aye; Ulmer, aye and Kelly, aye. Ordinance 2016-107 approved seven to one.

Alleys Ward 1

The Committee reviewed Supt. Kruckenberg's memo concerning maintenance of the alleys off of E. McKinley St. One alley runs between McKinley and Burbank St., the other from McKinley to Brown St. The item was tabled pending more information.

Possible Bike Path McGuire Rd.

The Committee discussed a possible bike path along McGuire Rd. from Marengo Rd. to Wal-Mart. Administrator Nelson was directed to pursue with the county.

Bridge Marengo Road South

The Committee recommends to the City Council to approve the proposal from Finke Concrete to replace the concrete curb on the Marengo Road Bridge south of Hereley Dr. in the amount of \$13,710.

A motion was made by Alderman Adams, seconded by Alderman Burlingame to approve the Committee's recommendation as presented. Roll call vote: Meza, aye; Adams, aye; Opper, aye; Burlingame, aye; Marzahl, aye; Ulmer, aye; Kelly, aye and Clarke, aye. Motion approved eight to zero.

Add School Zone Signs on Garfield St. Near High School and Jr. High School

The Committee recommends to the City Council that an ordinance be drafted creating a school zone on North Garfield Street near the High School and Jr. High School.

City Clerk Wells reported that he is currently reviewing the Illinois Vehicle Code and City Code and will report back to the Committee in a month.

Speed Limit Signs on McKinley St. West of Division St.

The Committee discussed the speed limit signs on McKinley St. west of Division St. Item tabled pending the City Clerk's review of the code.

**FINANCE COMMITTEE MEETING MINUTES OF MAY 17<sup>th</sup>, 2016**

Chairman Opper reviewed the Finance Committee Meeting minutes of May 17<sup>th</sup>, 2016.

911 Call Center Financial Update

The Committee reviewed City Administrator Nelson's memo outlining the transition of the 911 Communications Center over to the City of McHenry including budget amendments that will be required and necessary equipment purchases. The Committee recommends to the City Council that the equipment purchase orders be approved as presented.

**ZONING, PLANNING & ORDINANCE COMMITTEE MEETING MINUTES OF MAY 17<sup>th</sup>, 2016**

Chairman Ulmer reviewed the Zoning, Planning and Ordinance Committee Meeting minutes of May 17<sup>th</sup>, 2016.

Proposed Zoning Amendment for Tasting Rooms in Manufacturing Use District and Liquor Code Amendment

The Ordinance Committee reviewed City Administrator Nelson's memo reference an inquiry from Rush Creek Distilling about the possibility of having a tasting room and small retail center for their products and promotional material. The subject property is located at 1501 W. Diggins St. and is in the M-1 Manufacturing District. The Ordinance Committee recommends to the City Council to refer the following text amendments to the Planning and Zoning Commission for a public hearing:

1. Amend Section 17.56 to add the following definition: “Manufacturer’s Retail Outlet: Retail space open to the general public offering items primarily manufactured on site. Complimentary and ancillary items offered for resale shall be deemed incidental for purposes of this definition.”
2. Amend Section 17.20.100 Uses Permitted in Zoning Districts to add Manufacturer’s Retail Outlet as a permitted use in M1 and M2 Zoning Districts.
3. Amend Section 17.20.100 Uses Permitted in Zoning Districts to add Distilleries as a permitted use in M-1, M-2, BP and B3 Zoning Districts.
4. Amend Section 17.20.100 Uses Permitted in Zoning Districts to add Breweries, Brew Pubs as a permitted use in M1, M2, BP and B3 Zoning Districts.

A motion was made by Alderman Ulmer, seconded by Opper to approve the Committee’s recommendation and directing staff to draft a petition to be submitted to the Planning and Zoning Commission for a public hearing to consider the text amendments as presented. Roll call vote: Adams, aye; Opper, aye; Burlingame, aye; Marzahl, aye; Ulmer, aye; Kelly, aye; Clarke, aye and Meza, aye. Motion approved eight to zero.

The Committee further recommends to the City Council amendments to Chapter 25, Alcoholic Liquor Dealers, as follows:

1. Add a liquor license classification for an “A1” License which would have same parameters as an A License that would specifically be for Distilleries, Breweries and Brew Hub.
2. Delete Section 25.15B, which relates to sales restrictions on any story of a building other than the first floor.

A motion was made by Alderman Ulmer, seconded by Alderman Marzahl to approve the Committee’s recommendations and Ordinance 2016-108, Amending Chapter 25 as presented. Roll call vote: Opper, aye; Burlingame, aye; Marzahl, aye; Ulmer, aye; Kelly, aye; Clarke, aye; Meza, aye and Adams, aye. Ordinance 2016-108 approved eight to zero.

Amend Section 15.14 Metra Parking Lots - Ordinance 2016-109 Approved

The Ordinance Committee reviewed Treasurer Szczap’s memo pertaining to the Metra Parking Overflow and recommends to the City Council to amend Section 15.14 to add the 65 spaces in the Front Street City Lot and the 10 spaces to the east of the Police Department as overflow parking for the Metra Parking Lot.

A motion was made by Alderman Ulmer, seconded by Alderman Marzahl to approve the Committee’s recommendation as presented and Ordinance 2016-109, Amending Section 15.14, Metra Parking Lot. Roll call vote: Burlingame, aye; Marzahl, aye; Ulmer, aye; Kelly, aye; Clarke, aye; Meza, aye; Adams, aye and Opper, aye. Ordinance 2016-109 approved eight to zero.

**COMMITTEE REPORTS**

**ALD. OPPER - BILLS APPROVED**

A motion was made by Alderman Opper, seconded by Alderman Kelly to approve the bills list as presented in the amount of \$207,870.53. Roll call vote: Marzahl, aye; Ulmer, aye; Kelly, aye; Clarke, aye; Meza, aye; Adams, aye and Opper, aye and Burlingame, aye. Motion approved eight to zero.

**ALD. MEZA - PUBLIC PROPERTY COMMITTEE MEETING JUNE 7<sup>th</sup>, 2016**

Alderman Meza called a Public Property Meeting for Tuesday, June 7<sup>th</sup>, 2016, at 6 pm to discuss Orrin Kinney’s request reference tree bank parking on Page Street for Starline Factory banquet events.

**ALD. CLARKE - PARK BOARD MEETING JUNE 10<sup>th</sup>, 2016**

Alderman Clarke reported that the regularly scheduled meeting of the Park Board will be Monday, June 20<sup>th</sup>, 2016 at 6 pm.

**MAYOR’S REPORT**

- Flowers on Ayer St. have been delivered.
- Solid Rock Community Church painted the fire hydrants along the parade route.

- The Mayor and City Administrator met with the new owners of the old Motorola building, Edward Harvard Holdings, LLC. The new owner is planning to use the facility for manufacturing with different companies throughout the United States and Canada and is anticipating cleaning up the property within the next 30-60 days.

#### **ADMINISTRATOR NELSON'S REPORT**

City Administrator Nelson reported he has been working with the McHenry County Defenders to host an E-Cycle Event at City Hall on Saturday, June 11<sup>th</sup> from 9 am - noon. The Defenders will be providing some marketing material which will be posted on the City's websites and community sign and are looking for volunteers to assist the day of the event. There are some fees in association with the recycling event.

#### **CLERK'S REPORT**

June 7 Planning & Zoning Commission - POST TO CANCEL  
Public Property Committee Meeting 6 pm  
June 14 Regular City Council Meeting - POST TO CANCEL  
June 20 Regular Park Board Meeting 6 pm  
June 21 Regular Events Committee Meeting, 5:30 pm  
June 28 Regular City Council Meeting, 7 pm

#### **TREASURER'S REPORT**

The monthly treasurer's report for April, 2016 is in the packet.

#### **ENGINEERING & DEPARTMENT HEADS REPORTS**

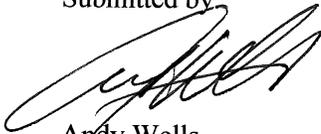
Dept. Heads: Reports as submitted.

#### **NO REPORT**

City Attorney Clifton and Aldermen Adams, Kelly, Ulmer, Marzahl and Burlingame had no additional reports.

At 7:32 pm, a motion was made by Alderman Clarke, seconded by Alderman Opper to adjourn the regular City Council meeting. Aldermen voting aye: Burlingame, Marzahl, Ulmer, Kelly, Clarke, Meza, Adams and Opper. All ayes. Motion carried.

Submitted by:



Andy Wells,  
City Clerk

05-26-16  
Date