REGULAR CITY COUNCIL MEETING MINUTES
SEPTEMBER 27, 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. Deputy City Clerk Moller called roll. Aldermen present: Burlingame, Marzahl, Ulmer, Kelly, Meza, Adams and Opper. Also present were Treasurer Szczap, City Administrator Nelson, Code Enforcement Officer Nutley, Community Development Director Santeler, Chief Krause, Supt. Parks & Rec Clingingsmith, Supt. Utilities Grant, City Attorney Clifton as well as members of the audience.

APPOINTMENT WARD 3 VACANCY - APPROVED

A motion was made by Alderman Adams, seconded by Alderman Meza to approve Mayor Nolan's recommendation to appoint Robert O'Halloran to fill the aldermanic vacancy in Ward 3 with a term to expire April 30, 2017. Roll call vote: Burlingame, aye; Marzahl, aye; Ulmer, aye; Kelly, aye; Meza, aye; Adams, aye and Opper, aye. Motion approved seven to zero. Robert O'Halloran was sworn in by Deputy City Clerk Moller.

POLICE DEPARTMENT

Sgt. Dixon to address City Council reference Hunter

Sgt. Dixon addressed the City Council reference Hunter who was put down on September 7th, 2016 due to issues with his back legs not working. Sgt. Dixon thanked the City of Harvard and City Council for their support, encouragement and funding of the Harvard Police Canine Unit. Sgt. Dixon gave an overview of his 8 year career with the Harvard Police Canine Unit. Hunter was deployed over 500 times and utilized in many different ways ranging from narcotics searches, area searches, tracks for criminals, tracks for lost children and elderly adults, article searches for evidence and public demonstrations as well as assisting several other agencies. Harvard's Canine Unit had a very positive impact on our community and surrounding communities.

Officer Schultz Promoted to Sergeant

Officer Schultz was sworn in as Sergeant by Deputy City Clerk Moller.

Police Department Commendations

Chief Krause presented commendations to Officers Charles Lorenz and Cody Noren for their response to a medical call on September 15th, 2016, where a subject was not breathing and did not have a pulse. Officers Lorenz' and Noren's quick response in administering CPR contributed to saving the subject's life.

Chief Krause presented commendations to Detective Verle Leard and Officer Carmen Sacco for their initiative and investigation in response to the armend robbery that occurred in the area of Church St. and Jefferson St. on August 17, 2016, which resulted in felony charges against all three suspects.

PUBLIC COMMENT

Scott Logan, 204 W. Roosevelt St., thanked the City Council, Police Dept., Harvard Events Committee and Alderman Kelly for the Balloon Fest which was held over Labor Day Weekend. Scott felt the event showcased the best of Harvard and hoped it was something the City of Harvard would continue to support and that the Events Committee would continue the festival.

CITY COUNCIL MEETING MINUTES OF 08/23/2016 - APPROVED

A motion was made by Alderman Opper, seconded by Alderman Marzahl to approve the minutes of the Regular City Council Meeting of August 23rd, 2016, as presented. Aldermen voting aye: Burlingame, Marzahl, Ulmer, Kelly, O'Halloran, Meza, Adams and Opper. All ayes. Motion carried.

ABEL VEGA/1513 SAGE LANE - DRIVEWAY VARIATION FROM SECTION 19.15B3, DRIVEWAYS AND PRIVATE PARKING LOTS - ORD 2016-124 APPROVED

The City Council reviewed Abel Garcia's petition requesting a variation from Section 19.15B3, Driveways and Private Parking Lots to widen his driveway 5' on each side. The requisite notice was sent to adjoining property owners and no objections have been received. Mayor Nolan opened the floor to comments/objections from the audience; there were none. A motion was made by Alderman Ulmer,

seconded by Alderman Burlingame to approve the petition and Ordinance 2016-124 granting a variation from Section 19.15B3 pursuant to the submitted petition and plans. Roll call vote: Marzahl, aye; Ulmer, aye; Kelly, aye; O'Halloran, aye; Meza, aye; Adams, aye; Opper, no and Burlingame, aye. Ordinance 2016-124 approved seven to one.

MCHENRY COUNTY BOARD OF REVIEW - 2016 ASSESSMENT APPEAL

Mayor Nolan and City Administrator Nelson reviewed the 2016 assessment appeals received from the McHenry County Board of Review:

- *06-02-427-029 Wal Mart Real Estate*
- *06-02-451-007;008 Sullivan's Foods, 1201-1299 S. Division St. (2 parcels)*

After discussion, the consensus was not to take any action to intervene on the appeals.

SERVICE AGREEMENT WITH KELLER MCINTYRE & ASSOCIATES FOR GOVERNMENT RELATIONS SERVICES - APPROVED

Administrator Nelson noted discussion at the last City Council meeting to consider hiring Keller McIntyre & Associates as lobbyists to obtain federal funds to help build the WWTP. The projected cost of the WWTP is $20 million and Dave felt it would be worthwhile to our customers if we could fund half the cost. The firm's cost is $7,500/month and Dave has negotiated with them so the City would only be committing to a three month time period from October 1st - December 31st to determine if the City likes them or not. After that, it would be a one year contract to continue their services in the amount of $90,000. The firm indicated that as part of their contract contingency, they could also lobby for additional funds for roads, sidewalks, bike paths, etc.

A motion was made by Alderman Opper, seconded by Alderman Burlingame to authorize City Administrator Nelson's execution of the initial Service Agreement with Keller McIntyre & Associates for Government Relations Services for a three month period commencing on October 1st, 2016, and terminating on December 31st, 2016. Roll call vote: Ulmer, aye; Kelly, aye; O'Halloran, aye; Meza, aye; Adams, aye; Opper, aye; Burlingame, aye and Marzahl, aye. Motion approved eight to zero.

INTERGOVERNMENTAL AGREEMENT/CMAP/ZONING AND SUBDIVISION ORDINANCES

A motion was made by Alderman Opper, seconded by Alderman Marzahl to sanction the Mayor's execution of the Intergovernmental Agreement with the Chicago Metropolitan Agency for Planning (CMAP) to redo the City's development codes, both the zoning and subdivision ordinances. Roll call vote: Kelly, aye; O'Halloran, aye; Meza, aye; Adams, aye; Opper, aye; Burlingame, aye; Marzahl, aye and Ulmer, aye. Motion approved eight to zero.

HARVARD FOOD PANTRY LEASE - APPROVED

A motion was made by Alderman Opper, seconded by Alderman Kelly to authorize the Mayor and City Clerks' executuion of the lease with the Harvard Food Pantry commencing on September 1, 2016 and terminating on Sepember 1, 2115. Roll call vote: O'Halloran, aye; Meza, aye; Adams, aye; Opper, aye; Burlingame, aye; Marzahl, aye; Ulmer, aye and Kelly, aye. Motion approved eight to zero.

A RESOLUTION CALLING FOR A REFERENDUM IN THE CITY OF HARVARD MCHENRY COUNTY, ILLINOIS, TO INCREASE THE MAXIMUM TAX RATE FOR PUBLIC PARKS TO ALLOW FOR UPGRADES OF THE PARK & RECREATION SYSTEM; IMPROVED MAINTENANCE, DESIGN AND AESTHETIC ENHANCEMENTS AND MODERNIZATION TO PARK FACILITIES WITH ADDITIONAL ACTIVITY PROGRAMS - RESOLUTION 2016-R-112 APPROVED

Attorney Clifton reviewed the proposed resolutuion which supercedes Resolution No. 2016-R-110 passed on July 26, 2016, which increases the tax rate 100% and matches what the library is requesting. A motion was made by Alderman Opper, seconded by Alderman Ulmer to approve a Resolution Calling for a Referendum in the City of Harvard McHenry County, Illinois, to Increase the Maximum Tax Rate for Public Parks to Allow for Upgrades of the Park & Recreation System; Improved Maintenance, Design and Aesthetic Enhancements and Modernization to Park Facilities with Additional Activity Programs. Roll call vote: Meza, aye; Adams, no; Opper, aye; Burlingame, no; Marzahl, aye; Ulmer, aye; Kelly, aye and O'Halloran, aye. Resolution 2016-R-112 approved six to two.

AN ORDINANCE PROVIDING FOR AND REQUIRING THE SUBMISSION OF THE PROPOSITION OF INCREASING THE EXTENSION LIMIT OF THE CITY OF HARVARD, MCHENRY COUNTY, ILLINOIS AT THE CONSOLIDATED ELECTION TO BE HELD ON APRIL 4, 2017 - ORD 2016-125 APPROVED

Attorney Clifton reviewed the proposed ordinance which supercedes and repeals Ordinance 2016-118 passed on July 26, 2016, and extends the tax for both the library and parks. A motion was made by Alderman Kelly, seconded by Alderman O'Halloran to approve an Ordinance Providing for and Requiring the Submission of the Proposition of Increasing the Extension Limit of the City of Harvard, McHenry County, Illinois at the Consolidated Election to be held on April 4, 2017. Roll call vote: Adams, aye; Opper, aye; Burlingame, aye; Marzahl, aye; Ulmer, aye; Kelly, aye; O'Halloran, aye and Meza, aye. Ordinance 2016-125 approved eight to zero.

TRAVEL EXPENSE CONTROL ACT

The City Council discussed the Local Government Travel Expense Control Act which goes into effect January 1st, 2017. Attorney Clifton indicated the first deadline is March 2nd, 2017 and recommended that the City Council have something in place by January 1st, 2017. Attorney Clifton was directed to poll what surrounding communities are doing.

PLANNING & ZONING COMMISSION APPOINTMENT - APPROVED

A motion was made by Alderman Opper, seconded by Alderman Adams to approve Mayor Nolan's recommendation to appoint Jonathan Sara to fill the vacancy on the Planning & Zoning Commission. Aldermen voting aye: Burlingame, Marzahl, Ulmer, Kelly, O'Halloran, Meza, Adams and Opper. All ayes. Motion carries.

PARK BOARD RESIGNATION - APPROVED

A motion was made by Alderman Adams, seconded by Alderman Marzahl to accept Tyler Kurth's resignation from the Park Board with regrets. Aldermen voting aye: Burlingame, Marzahl, Ulmer, Kelly, O'Halloran, Meza, Adams and Opper. All ayes. Motion carried.

PARK BOARD MEETING - SEPTEMBER 19, 2016

There was a lack of a quorum for the meeting.

Chairman Adams reported that the parks mulch day was a success. There was great turnout from various community groups with 30-40 people at each park spreading 250 yards of mulch. Parks & Rec Supt. Clingingsmith noted that mulch was also spread at Jaycee and Mary D. Ayer Parks with Park Pointe to be completed by the end of next week.

Chairman Adams indicated that there are 1 possibly 2 vacancies on the Park Board to be filled.

HALLOWEEN TRICK OR TREAT HOURS - APPROVED

A motion was made by Alderman Kelly, seconded by Alderman Adams to set Halloween Trick or Treat hours for Monday, October 31st from 5 – 8 pm. Aldermen voting aye: Burlingame, Marzahl, Ulmer, Kelly, O'Halloran, Meza, Adams and Opper. All ayes. Motion carried.

COMMITTEE REPORTS

ALD. OPPER - BILLS APPROVED

A motion was made by Alderman Opper, seconded by Alderman Marzahl to approve the revised bills list as in the amount of $340,464.49. Roll call vote: Opper, aye; Burlingame, aye; Marzahl, aye; Ulmer, aye; Kelly, aye; O'Halloran, aye; Meza, aye and Adams, aye. Motion approved eight to zero.

ALD. OPPER - FINANCE COMMITTEE MEETING OCTOBER 5, 2016 @ 6:30 PM

Alderman Opper called a Finance Committee Meeting for Wednesday, October 5th, 2016 at 6:30 pm.

ALD. ADAMS - PARK BOARD MEETING OCTOBER 17, 2016 - 6 PM

Chairman Adams reported that the regularly scheduled meeting of the Park Board will be Monday, October 17th, 2016 at 6 pm and noted a lot of good things happened in the community during the last month.

ALD. KELLY - HARVARD BALLOON FEST

Alderman Kelly thanked the Harvard Events Committee, the City of Harvard, Darrell Perkins and his group, the Police Dept., sponsors and volunteers that helped make the Balloon Fest a success.

ALD. ULMER - ORDINANCE COMMITTEE MEETING OCTOBER 5, 2016 @ 6:30 PM

Alderman Ulmer called an Ordinance Committee Meeting for Wednesday, October 5th, 2016, at 6:30 pm following the Finance Committee to discuss limiting the number of dogs and cats allowed in a residence.

ALD. BURLINGAME

Alderman Burlingame congratulated Alderman Kelly on a good job with the Balloon Fest.

MAYOR'S REPORT

Mayor Nolan noted changes in the City Council Committees which were in the aldermen's folders due to Alderman Clarke's resignation and Alderman O'Halloran's appointment.

CITY ADMINISTRATOR'S REPORT

- MDC will start leaf vacuuming on October 10th and continue until leaves are gone, typically around Thanksgiving.
- Dave noted an opinion from the City Attorney in the aldermen's folders regarding the Local Liquor Control Commissioner. The Mayor will be starting a new business involving the manufacture of alcohol which requires a state liquor license at which time he will be ineligible to serve as Liquor Control Commissioner. State law requires that the City Council appoint an attorney to that position and Dave's recommendation is that City Attorney Clifton be appointed in the interim until the next election. The issue will be on the next City Council agenda.

CLERK'S REPORT

October 4	Planning & Zoning Commission, 7 pm
October 5	Finance Committee Meeting, 6:30 pm
October 5	Ordinance Committee Meeting, 6:30 pm
October 11	Regular City Council Meeting - POST TO CANCEL
October 17	Regular Park Board Meeting, 6 pm
October 18	Regular Events Committee Meeting, 5:30 pm
October 25	Regular City Council Meeting, 7 pm

Petition packets are available in the City Clerk's office for the April 4th, 2017 Consolidated Election. Positions up for election are Mayor, City Clerk and 1st, 2nd, 3rd, 4th Ward Alderman, each for a four-year term and 3rd Ward Alderman for a two-year term. The filing period is from December 12th - 19th, 2016.

TREASURER'S REPORT

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

ENGINEERING & DEPARTMENT HEADS REPORTS

Dept. Heads: Reports as submitted.

NO REPORT

Aldermen O'Halloran, Meza, Marzahl and Burlingame had no additional reports.

At 7:56 pm, a motion was made by Alderman Opper, seconded by Alderman Marzahl to adjourn the regular City Council meeting. Aldermen voting aye: Burlingame, Marzahl, Ulmer, Kelly, O'Halloran, Meza, Adams and Opper. All ayes. Motion carried.

Submitted by:

Andy Wells, City Clerk

10-05-16
Date