

**REGULAR CITY COUNCIL MEETING MINUTES
AUGUST 22, 2006 - 7:00 P.M.**

Mayor Nolan called the City Council meeting to order at 7:00 p.m. and led the pledge to the flag. Clerk Wells called roll. Aldermen present: Leyden, Marzahl, Ulmer, Berg, Logan, Perkins and Hay. Alderman Adams was absent. Also present were Treasurer Meseck, City Administrator Nelson, Attorney Rob Fetzner and members of the press and audience.

AUDIENCE PARTICIPATION: NONE

REGULAR CITY COUNCIL MINUTES 08/08/06 - APPROVED

Moved by Berg, seconded by Perkins to approve the Regular City Council Meeting Minutes of August 8, 2006. Aldermen voting aye: Leyden, Marzahl, Ulmer, Berg, Logan, Perkins and Hay. All ayes. Motion carried.

LETTER OF CREDIT REDUCTION/AUTUMN GLEN SUBDIVISION, PHASE 2 - APPROVED

Administrator Nelson indicated that City staff has reviewed Autumn Glen's Letter of Credit Reduction Request and all public improvements indicated have been completed and meet the City's acceptance. Moved by Berg, seconded by Logan to approve the Letter of Credit Reduction for Autumn Glen Subdivision as follows: Phase 2 from \$2,315,252.75 to \$330,099.56. Roll call vote: Leyden, aye; Marzahl, aye; Ulmer, aye; Berg, aye; Logan, aye; Perkins, aye and Hay, aye. Motion approved seven to zero.

SURPLUS PROPERTY AUCTION AGREEMENT – APPROVED

Moved by Berg, seconded by Perkins to approve the list of Surplus Property which will be sold at the McHenry County Council of Governments Local Government Vehicle and Equipment Auction on September 15, 2006, posting the list on the bulletin board. Roll call vote: Marzahl, aye; Ulmer, aye; Berg, aye; Logan, aye; Perkins, aye; Hay, aye and Leyden, aye. Motion approved seven to zero.

SALVATION ARMY SITE AGREEMENT - APPROVED

Moved by Logan, seconded by Marzahl to authorize the execution of the Salvation Army Site Agreement for the year October 1, 2006 through September 30, 2007. Roll call vote: Ulmer, aye; Berg, aye; Logan, aye; Perkins, aye; Hay, aye; Leyden, aye and Marzahl, aye. Motion approved seven to zero.

INTERGOVERNMENTAL AGREEMENT DUNHAM TOWNSHIP – APPROVED

Moved by Marzahl, seconded by Ulmer to authorize the execution of the Intergovernmental Agreement with Dunham Township for use of their wood chipper. Roll call vote: Berg, aye; Logan, aye; Perkins, aye; Hay, aye; Leyden, aye; Marzahl, aye and Ulmer, aye. Motion approved seven to zero.

PROCLAMATION “INTERNAT’L HISPANIC/LATINO MENTAL HEALTH WEEK” – APPROVED

Moved by Berg, seconded by Perkins to approve a proclamation designating October 1-7, 2006, as International Hispanic/Latino Mental Health Week Campaign in the City of Harvard. Aldermen voting aye: Leyden, Marzahl, Ulmer, Berg, Logan, Perkins and Hay. All ayes. Motion carried.

PROCLAMATION “SEPTEMBER AS SAVE A LIFE MONTH” – APPROVED

Moved by Logan, seconded by Leyden to approve a proclamation designating September, 2006, as Save a Life Month in the City of Harvard. Aldermen voting aye: Leyden, Marzahl, Ulmer, Berg, Logan, Perkins and Hay. All ayes. Motion carried.

CORRECT LEGAL DESCRIPTION/OAK WEST ANNEXATION – ORD. 2006-165A APPROVED

Moved by Berg, seconded by Perkins to approve Ordinance 2006-165A, Repealing Ordinance 2005-165 and Annexing the Ryan View Partnership and Oakwest Development Co., LLC, Property at the Southeast Corner of Harvard Hills Road and Crowley Road in the City of Harvard. Roll call vote: Logan, aye; Perkins, aye; Hay, aye; Leyden, aye; Marzahl, aye, Ulmer, aye and Berg, aye. Ordinance 2006-165A approved seven to zero.

ISSUANCE & SALE OF \$1,700,000 WATER/SEWER ALTERNATE BOND– ORD. 2006-133 APPROVED

Moved by Marzahl, seconded by Berg to approve Ordinance 2006-133, Authorizing and providing for the issuance and sale of \$1,700,000 General Obligation Alternate Bonds (Waterworks and Sewerage System Alternate Revenue Source), Series 2006, of the City of Harvard, McHenry County, Illinois, for the purpose of paying the costs of improving and extending the Combined Waterworks and Sewerage System of the City; providing for the collection, segregation and application of the revenues of the Combined Waterworks and Sewerage System and the levy of a direct annual tax for the payment of principal and interest on the Series 2006 Bonds; providing procedures for the abatement of such tax based on the availability of such revenues; providing for the execution and delivery of a Continuing Disclosure Undertaking in connection with the Series 2006 Bonds; and concerning related matters. Roll call vote: Perkins, aye; Hay, aye; Leyden, aye; Marzahl, aye; Ulmer, aye; Berg, aye and Logan, aye. Ordinance 2006-133 approved seven to zero.

AMEND SECTION 23.06, RE NATURAL GAS UTILITY TAX – ORD. 2006-134 APPROVED

Moved by Hay, seconded by Perkins to approve Ordinance 2006-134, Amending Section 23.06, Municipality Utility Tax, of the Harvard Municipal Code, to provide for a Natural Gas Utility Tax. Roll call vote: Hay, aye; Leyden, aye; Marzahl, aye; Ulmer, aye; Berg, aye; Logan, aye and Perkins, aye. Ordinance 2006-134 approved seven to zero.

CONSENT AGENDA:

- ☞ HHS Booster Club Raffle Request: August, 2006 thru May, 2007
- ☞ Jacobs Boy's Benefit Raffle Request: September 16th, 2006
- ☞ Knights of Columbus Tootsie Roll Drive: September 15th, 16th, 17th, 2006

Moved by Berg, seconded by Leyden to approve the Consent Agenda. At Alderman Marzahl's inquiry about how long groups can solicit at 5-points, Administrator Nelson indicated that time limits could be set by the City Council on a discretionary basis. Alderman Berg amended his motion that a time limit be set with respect to the Knight's of Columbus from 6 a.m. – 6 p.m. to be included as policy for all future solicitation requests. Aldermen voting aye: Leyden, Marzahl, Ulmer, Berg, Logan, Perkins and Hay. All ayes. Motion carried.

COMMITTEE REPORTS

ALD. PERKINS

Alderman Perkins noted that parking lot at Milky Way Park has been completed.

ALD. LOGAN - BILLS APPROVED

Moved by Logan, seconded by Adams to approve the bills as presented in the amount of \$232,900.02. Roll call vote: Leyden, aye; Marzahl, aye; Ulmer, aye; Berg, aye; Logan, aye; Perkins, aye and Hay, aye. Motion approved seven to zero.

ALD. LOGAN - FINANCE COMMITTEE MEETING 08/30/06

Alderman Logan called a Finance Committee meeting for Wednesday, August 30th, 2006, at 6:30 p.m. for the first quarter financial review.

Aldermen Logan and Marzahl thanked Mayor Nolan with respect to the Veteran's Appreciation Weekend held August 18th – 20th, 2006.

MAYOR'S REPORT

The Mayor updated the Council and noted that the program for the replacement of trees on Ayer Street would be started soon. The Mayor thanked everyone who participated and helped in the Veteran's Appreciation Weekend.

ADMINISTRATOR'S REPORT

Administrator Nelson noted his written monthly report in the packet. There is a public hearing scheduled for Wednesday, August 23rd, for the Facilities Planning Area from 4-6 p.m. Administrator Nelson also

noted his memo in the aldermen's folders reference Will Clark/Special Service Area #5.

CLERK'S REPORT - UPCOMING MEETING DATES

August 30 Finance Committee Meeting, 6:30 p.m.
Sept. 5 Planning and Zoning Commission Meeting Cancelled
Sept. 12 Regular City Council Meeting, 7 p.m.

TREASURER'S REPORT

Treasurer Meseck noted that the monthly treasurer's report is in the aldermen's folders.

DEPARTMENT HEADS REPORTS

Smith Engineering & Dept. Heads Reports as submitted.

NO REPORTS

Administrator Nelson, Attorney Fetzner and Aldermen Hay, Perkins, Marzahl, Leyden, Ulmer and Berg had no report at this time.

At 7:16 p.m., moved by Berg, seconded by Perkins to adjourn the meeting. Aldermen voting aye: Leyden, Marzahl, Ulmer, Berg, Adams, Logan, Perkins and Hay. All ayes. Motion carried.

Submitted by:

Andy Wells,
City Clerk

_____ Date