

**REGULAR CITY COUNCIL MEETING MINUTES
FEBRUARY 13, 2007 - 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: Marzahl, Ulmer, Szczap, Adams, Logan, Perkins and Hay. Also present was City Administrator Nelson.

AUDIENCE PARTICIPATION: NONE

REGULAR CITY COUNCIL MEETING MINUTES OF 01/23/07 - APPROVED

Moved by Perkins, seconded by Adams to approve the Regular City Council Meeting Minutes of January 23, 2007. Aldermen voting aye: Marzahl, Ulmer, Szczap, Logan, Adams, Perkins and Hay. All ayes. Motion carried.

PLANNING & ZONING COMMISSION RECOMMENDATIONS AND FINDING OF FACTS

Franklin Conditional Use Apartment Above First Floor Business Use @ 18 N. Ayer/Ordinance 2007-102 Approved

Chairman Hay noted the recommendations and Findings of Fact submitted by Harry Stafford, Chairman of the Planning and Zoning Commission which met on February 6, 2007, for a hearing in the petition of Jeff and Bryan Franklin. With respect to the petitioners' request for a conditional use for an apartment above a first floor business use on the subject property at 18 N. Ayer St., the Planning and Zoning Commission hereby recommends approval of the Petitioner's request for a conditional use as presented.

Moved by Hay, seconded by Logan to approve the Planning and Zoning Commission's recommendations and Ordinance 2007-102 to grant a conditional use pursuant to the subject petition as presented. Roll call vote: Marzahl, aye; Ulmer, aye; Szczap, aye; Adams, aye; Logan, aye; Perkins, aye and Hay, aye. Ordinance 2007-102 approved seven to zero.

Habitat for Humanity Reclassification and Plat of Subdivision/Ordinance 2007-103 Approved

Chairman Hay noted the recommendations and Findings of Fact submitted by Harry Stafford, Chairman of the Planning and Zoning Commission which met on February 6, 2007, for a hearing in the petition of Habitat for Humanity of McHenry County. With respect to the petitioners' request to rezone the subject property located on Eighth St. at its intersection with McKinley St. from R1 to R2 Single Family Residence District and approval of a Plat of Subdivision, the Planning and Zoning Commission hereby recommends approval of the Petitioner's requests to reclassify the subject property and approve the plat of subdivision as presented.

Moved by Hay, seconded by Logan to approve the Planning and Zoning Commission's recommendations and Ordinance 2007-103, Rezoning 1.19 Acres on Eighth St. at McKinley St. from R-1 to R-2 Single Family Residence District and Subdivide the Acreage into Two Lots. Roll call vote: Ulmer, aye; Szczap, aye; Adams, aye; Logan, aye; Perkins, aye; Hay, aye and Marzahl, aye. Ordinance 2007-103 approved seven to zero.

HARVARD MILK DAY RESOLUTIONS/WAIVER OF OUTDOOR MARKET FEES- APPROVED

Moved by Perkins, seconded by Logan to approve a resolution declaring Harvard Milk Day 2007 a Legal Holiday and a resolution to IDOT to close Route 173 between Garfield and Division St. during the Milk Day Parade on June 2, 2007, and to approve Harvard Milk Day's request for a waiver of Outdoor Market Fees for 2007. Roll call vote: Szczap, aye; Adams, aye; Logan, aye; Perkins, aye; Hay, aye; Marzahl, abstain and Ulmer, aye. Motion approved six to zero, with one abstention.

MCHENRY CO. SHERIFF'S OFFICE/FEE WAIVER SPECIAL OLYMPICS FUNDRAISER - APPROVED

Moved by Ulmer, seconded by Marzahl to approve the McHenry County Sheriff's request for a waiver of rental fees for the use of four softball fields at Milky Way Park on May 19th, 2007, for their 2nd Annual Special Olympics Tournament Fundraiser. Roll call vote: Adams, aye; Logan, aye; Perkins, aye; Hay, aye; Marzahl, aye; Ulmer, aye and Szczap, aye. Motion approved seven to zero.

IDOT RESOLUTION - APPROVED

Moved by Adams, seconded by Marzahl to approve the IDOT Resolution. Aldermen voting aye: Marzahl, Ulmer, Szczap, Logan, Adams, Perkins and Hay. All ayes. Motion carried.

AUTHORIZE PURCHASE OF DUMP TRUCK - APPROVED

Administrator Nelson noted this is a budgeted item which will replace one of the older trucks. Moved by Perkins, seconded by Adams to authorize the purchase of a 2008 dump truck in the amount of \$69,661. Roll call vote: Logan, aye; Perkins, aye; Hay, aye; Marzahl, aye; Ulmer, aye; Szczap, aye and Adams, aye. Motion approved seven to zero.

ORDINANCE COMMITTEE SCHEDULED 02/20/07

Chairman Hay called an Ordinance Committee Meeting for Tuesday, February 20, 2007, at 7 p.m. to discuss the proposal to amend Section 19.04(C)(1), Permit Schedule for Residential Dwelling from 24 months to 12 months; Route 14 Transportation District; Parks Speed Zone and Homeland Security.

FINANCIAL WORKSHOP SCHEDULED 02/17/07

Chairman Logan called a Financial Workshop to finalize the budget for Saturday, February 17th at 8 a.m.

PUBLIC PROPERTY COMMITTEE MEETING SCHEDULED 02/21/07

Chairman Ulmer called a Public Property Committee Meeting for Wednesday, February 21, 2007, at 6.30 p.m. to discuss the Incubator Building, the new City Hall and the Chemung Township Intergovernmental Agreement.

INFORMATION: CITY TO HOST MCCOG MEETING ON WED., FEBRUARY 28th

The City will host the McHenry County Council of Governments Meeting on Wednesday, February 28th at Adriana's.

CONSENT AGENDA:

- ☞ St. Joseph's "Night of Knights" Raffle Request February 15th – April 28th, 2007
- ☞ St. Joseph's "Night of Knights" Raffle Request April 28th, 2007
- ☞ Milk Day Raffle Request February 24th – June 3rd, 2007
- ☞ Salvation Army Donut Days June 1-2, 2007
- ☞ Salvation Army "Red Kettle" Campaign November 16 – December 24, 2007

Moved by Logan, seconded by Perkins to approve the Consent Agenda as presented. Aldermen voting aye: Marzahl, Ulmer, Szczap, Logan, Adams, Perkins and Hay. All ayes. Motion carried.

COMMITTEE REPORTS

ALD. PERKINS – PARKS & RECREATION COMMITTEE MEETING 02/05/07

Chairman Perkins reviewed the Parks & Recreation Committee Meeting Minutes of February 5th, 2007. The Committee reviewed Supt. Burkart's report on research for proposed park programs at the new City Hall facilities. Also discussed was leasing property adjacent to Milky Way Park from the Moose; the general consensus was not to pursue at this time.

ALD. LOGAN - BILLS APPROVED

Alderman Logan indicated that he likes the new format for the bills list. Moved by Logan, seconded by Perkins to approve the bills as presented in the amount of \$290,492.79. Roll call vote: Perkins, aye; Hay, aye; Marzahl, aye; Ulmer, aye; Szczap, aye; Adams, aye and Logan, aye. Motion approved seven to zero.

ALD. ULMER

Alderman Ulmer noted that the streets look good after the snow storm.

ALD. MARZ AHL

Alderman Marzahl updated the council on the drilling/pumping for Well #10; results from the pumping are at the lab pending testing.

MAYOR'S REPORT

Mayor Nolan reported that Attorney Rob Fetzner is no longer at Zukowski, Rogers, Flood and McArdle; for the time being, Attorney McArdle will take his place. The Mayor also noted a positive difference in the Public Works Dept. snowplowing. The Mayor and Dave have been working with Wal Mart; the bid for the building will be going out on Feb. 14th. Also in progress are the residential developments on the north side of town.

ADMINISTRATOR'S REPORT

Administrator Nelson noted a memo from him reference the code book which has been updated and is posted on the website. Future updates will be provided by e-mail so that the aldermen can run copies of the codified pages to update their hard copy if desired.

CLERK'S REPORT - UPCOMING MEETING DATES

February 17	Financial Workshop, 8 a.m.
February 20	Ordinance Committee Meeting, 7 p.m.
February 21	Public Property Committee Meeting, 6:30 p.m.
February 27	Regular City Council Meeting, 7 p.m.

Consolidated Election April 17th

Clerk Wells reported that the ballot has been certified and will be delivered to the County Clerk. All aldermanic positions are unopposed.

DEPARTMENT HEADS REPORTS

Smith Engineering & Dept. Heads Reports as submitted.

NO REPORTS

Aldermen Hay, Adams, Szczap, Ulmer had no report at this time.

At 7:21 p.m., moved by Hay, seconded by Marzahl to adjourn the meeting. Aldermen voting aye: Marzahl, Ulmer, Szczap, Logan, Adams, Perkins and Hay. All ayes. Motion carried.

Submitted by:

Andy Wells,
City Clerk

_____ Date