

**REGULAR CITY COUNCIL MEETING MINUTES
SEPTEMBER 11, 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: Leyden, Marzahl, Ulmer, Szczap, Adams, Logan, Perkins and Hay. Also present were Treasurer Meseck, City Administrator Nelson, Building Inspector Perkins, Community Development Director Santeler, Code Enforcement Officer Brennecka, Chief Kazy-Garey, City Attorney Carlos Arévalo and members of the audience.

AUDIENCE PARTICIPATION: NONE

CITY COUNCIL MEETING MINUTES OF 08/28/07 - APPROVED

Moved by Perkins, seconded by Adams to approve the Regular City Council Meeting Minutes of August 28, 2007. Aldermen voting aye: Leyden, Marzahl, Ulmer, Szczap, Adams, Logan, Perkins and Hay. All ayes. Motion carried.

EVENTS COMMITTEE RECOMMENDATIONS

Alderman Logan reviewed the Events Committee Meeting Minutes of September 6, 2007.

Selection of Officers: Vice-Chairman, Secretary, Treasurer - Approved

Moved by Logan, seconded by Perkins to approve the Events Committee's recommendations for the following slate of officers: Vice-Chairman – Cathy Pescinski; Secretary – Lori Moller and Treasurer – Wanda Marzahl. Aldermen voting aye: Leyden, Marzahl, Ulmer, Szczap, Adams, Logan, Perkins and Hay. All ayes. Motion carried.

By-Laws - Approved

Moved by Logan, seconded by Szczap to approve the Harvard Events Committee Bylaws as presented and amended. Roll call vote: Leyden, aye; Marzahl, aye; Ulmer, aye; Szczap, aye; Adams, aye; Logan, aye; Perkins, aye and Hay, aye. Motion approved eight to zero.

Jimmy's Patio Request/October Fest on October 6th - Approved

The Events Committee reviewed Jimmy Parhas' proposal and layout for October Fest on October 6th, from 4 p.m. – 1:00 a.m. Alderman Logan noted there was lengthy discussion; the revised layout places the beer tent in Stahl's parking lot to provide better security with the stage in front of Jimmy's patio.

Jimmy Parhas, 2 Tara Court, Lake Zurich, IL addressed the City Council and reviewed his request to close Ayer Street from Jimmy's Patio to Sumner St. with the entire area fenced in for a food tent, entertainment tent with 3 live bands, beer truck, Harvard Happy Hop, dunk tank and information booths. The entrance/exit to the entire area would be off Sumner St. Upon entrance, individuals would be carded and required to wear wristbands that will be color coded with under 21 one color and over 21 a different color. All items in the street (Happy Hop, Dunk Tank, Food Tent, Stage) will be taken down immediately after the event with the beer tent taken down the following day. At Chief Kazy-Garey's inquiry about alcohol being served during the child friendly hours, Jimmy indicated that the tent is the only place people can drink. Chief Kazy-Garey requested that the individuals covering the gates for security submit to a local background check and that there be a minimum of three officers at the petitioner's expense present to cover the event. The Chief also expressed concern that closing Ayer St. would create a bottleneck and hazard and suggested that there be no parking on the west side of Ayer St. Moved by Logan, seconded by Szczap to approve the Events Committee's recommendations with additional conditions as discussed:

1. Approval of a variation from the liquor code to serve beer in Stahl's parking lot
 - a. Variation Fee of \$100; Permit Fee of \$100 to serve liquor at that location
 - b. Drinking area to be fenced in with a minimum 7' high orange fencing (Jimmy ordered 8' fencing)
2. Jimmy's Patio to obtain a State of Illinois Special Event One Day Liquor Permit

3. Rider to Dram Shop Insurance for use of Stahl Insurance Parking Lot – Jimmy obtained permission from Stahl Insurance to use the parking lot for beer tent
4. Three (3) police officers, at petitioner’s expense, to cover the event
5. Individuals covering the entrance submit to local background check
6. Jimmy to obtain a Noise Permit from Police Department with the bands done at 11 p.m.
7. Closing Ayer Street from Jimmy’s Patio to Sumner Street with “No Parking Signs” to be posted on the west side of Ayer Street

Roll call vote: Marzahl, aye; Ulmer, aye; Szczap, aye; Adams, aye; Logan, aye; Perkins, aye; Hay, aye and Leyden, aye. Motion approved eight to zero.

Alderman Logan noted that the Events Committee also discussed Christmas in Harvard on December 1st and set up a regular meeting schedule for the 3rd Tuesday of the month. City Clerk Wells noted that until next year’s meeting dates are published, meetings will be called at the request of the chairman. Additionally, the Chamber was directed to turn over the balance of the Christmas in Harvard funds to be deposited with the City.

REQUEST TO VACATE A PORTION OF FINNEY ST. REFERRED TO STREETS AND ALLEYS COMM.

The Mayor referred a request to vacate a portion of Finney Street to the Streets and Alleys Committee for review. Alderman Leyden noted he will be out of town for the better part of the next couple weeks, but will be back for the next City Council meeting. The item was tabled until the next City Council meeting, at which time Alderman Leyden will have a better idea of what his schedule is.

AUTHORIZE MAYOR AND CITY CLERK TO SIGN CLOSING DOCUMENTS FOR THE PURCHASE OF REAL ESTATE/CASTLE BANK - APPROVED

Mayor Nolan updated the City Council on a meeting with Castle Bank who is considering closing on the property in November with a lease option. Moved by Hay, seconded by Logan to authorize the Mayor and City Clerk to sign closing documents with Castle Bank for the purchase of real estate located at 201 W. Diggins St., Harvard. Roll call vote: Ulmer, aye; Szczap, aye; Adams, aye; Logan, aye; Perkins, aye; Hay, aye; Leyden, aye and Marzahl, aye. Motion approved eight to zero.

AUTHORIZE MAYOR TO NEGOTIATE LEASE WITH CASTLE BANK – APPROVED

Moved by Hay, seconded by Perkins to authorize the Mayor to negotiate and sign the lease with Castle Bank for their continued use of the property upon closing. Roll call vote: Szczap, aye; Adams, aye; Logan, aye; Perkins, aye; Hay, aye; Leyden, aye; Marzahl, aye and Ulmer, aye. Motion approved eight to zero.

LOAN TO TOM MURPHY/DOWNTOWN CORNER FRONT & AYER – APPROVED

The Mayor reviewed Tom Murphy’s loan request for façade improvements to 16 N. Ayer which is the corner building at Front/Ayer St.; terms of the loan are 5 years, zero interest. Moved by Logan, seconded by Ulmer to approve the request. Roll call vote: Adams, aye; Logan, aye; Perkins, aye; Hay, aye; Leyden, aye; Marzahl, aye; Ulmer, aye and Szczap, aye. Motion approved eight to zero.

DOWNTOWN STREET LIGHTS – APPROVED

The City Council discussed street and pedestrian lights, banner sizes, benches, trash cans and planters for the Downtown Streetscape, all of which would be black. Street lights would be located on the corners (two lights to a corner diagonally across from each other) on a 26’ pole with a mast arm so the light comes out into the street. The street lights would utilize down lighting so as not to reflect upwards into second story windows. Flags would be mounted on the street lights. Height options for the pedestrian lights are a 3’ street light on either a 13’ or 16’ pole. Seasonal standard stock banners (18” x 48”) would be located street side and hanging baskets on the sidewalk side of the pedestrian lights. The City Council discussed the potential for vandalism to the banners; Chief Kazy-Garey noted that most of the damage to the banners that were on Ayer Street was due to the wind as opposed to vandalism. The general consensus was to proceed with the proposed Ripon A-1130 A for the mid block pedestrian lighting on a 13’ pole, the Galesburg-1921 for street lights and the Lamplighter Series for the benches, planters and trash cans. The benches can be purchased by local businesses, organizations or individuals and would have a bronze plaque identifying the

donor; all would have a custom cast nameplate for “City of Harvard”.

HIRE BLUE RIBBON ELECTRIC TO DESIGN BUILD THE DOWNTOWN STREETLIGHT SYSTEM – APPROVED

Moved by Logan, seconded by Hay to waive the bidding procedure and to hire Blue Ribbon Electric to design and build the downtown streetlight system. Blue Ribbon Electric would design, install and maintain the streetlight system. Aldermen voting aye: Leyden, Marzahl, Ulmer, Szczap, Adams, Logan, Perkins and Hay. All ayes. Motion carried

MCCOG MEETING, SEPTEMBER 26th

The MCCOG Meeting will be held on Wednesday, September 26th, 2007, at Deeter’s in Woodstock. The Mayor encouraged the City Council to attend, in particular for the presentation on “Land First – Conservation Design”.

MCHEMRY CO. ZBA NOTICE OF HEARING WITHIN CITY'S 1½ MILE JURISDICTION

The City Council reviewed the McHenry County ZBA Notice of Hearing to be held on September 13th, 2007 for property located at 18620 Lincoln Rd., Harvard. The petitioners are requesting reclassification of the subject property from A-1 Agriculture District to E-5 Estate District. There were no objections.

CONSENT AGENDA:

- ☞ Harvard Booster Club Raffle License, Home Games 2007/2008 School Year
- ☞ Knights of Columbus Tootsie Roll Drive-September 14, 15, 16
- ☞ Halloween Trick-or-Treat, October 31st from 5-8 p.m.

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

COMMITTEE REPORTS

ALD. LOGAN - BILLS APPROVED

Moved by Logan, seconded by Perkins to approve the bills as presented in the amount of \$166,603.05. Roll call vote: Perkins, aye; Hay, aye; Leyden, aye; Marzahl, aye; Ulmer, aye; Szczap, aye; Adams, aye and Logan, aye. Motion approved eight to zero.

MAYOR’S REPORT

Mayor Nolan noted there was a flag raising ceremony at Milky Way Park earlier in the evening. The Am Vets, Chapter 269 out of Woodstock donated a flag pole out of the proceeds they receive for parking cars during Milk Days.

Landscaping has been planted around the gazebos at Northfield Ave. Park.

ADMINISTRATOR’S REPORT

Administrator Nelson noted his monthly written report in the packet and reported that both of the CDBG Grant Applications were approved in the full amount of \$240,000 (Garfield sidewalks and Washington/Thompson Street curbs).

CLERK'S REPORT - UPCOMING MEETING DATES

September 18 Events Committee – 5:00 p.m.
September 25 Regular City Council Meeting – 7:00 p.m.

DEPARTMENT HEADS REPORTS

Smith Engineering & Dept. Heads: Reports as submitted

NO REPORTS

Attorney Arévalo, Treasurer Meseck and Aldermen Leyden, Marzahl, Ulmer, Szczap, Adams, Perkins and

Hay had no report at this time.

At 7:50 p.m., moved by Hay, seconded by Perkins to adjourn the meeting. Aldermen voting aye: Leyden, Marzahl, Ulmer, Szczap, Logan, Adams, Perkins and Hay. All ayes. Motion carried.

Submitted by:

Andy Wells,
City Clerk

Date