

**REGULAR CITY COUNCIL MEETING MINUTES
FEBRUARY 11, 2008 - 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, Logan, Perkins and Hay. Alderman Adams was absent. Also present were Treasurer Meseck, City Administrator Nelson, Chief Kazy-Garey, Public Works Supt. Kruckenberg and members of the audience.

AUDIENCE PARTICIPATION: NONE

CITY COUNCIL MEETING MINUTES OF 01/22/08 - APPROVED

Moved by Logan, seconded by Adams to approve the Regular City Council Meeting Minutes of January 22, 2008. Aldermen voting aye: Leyden, Marzahl, Ulmer, Szczap, Logan, Perkins and Hay. All ayes. Motion carried.

PLANNING & ZONING COMMISSION RECOMMENDATION AND FINDING OF FACTS

City of Harvard Text Amendment Regarding Accessory Uses – Ord. 2008-104

Chairman Hay read the recommendations and Findings of Fact submitted by Glenda Miller, Chairman Protem of the Planning and Zoning Commission which met on February 5, 2008, for a hearing in the petition of the City of Harvard. The petitioner is requesting that the Planning and Zoning Commission consider a text amendment to the Zoning Ordinance regarding accessory uses for non-profit purposes and community use. The Planning and Zoning Commission recommends to the City Council that the petitioner's request be approved as submitted.

Moved by Hay, seconded by Logan to approve the Planning and Zoning Commission's recommendation and Ordinance 2008-104, Amending the Harvard Zoning Ordinance, Section 17.36.050, Regarding Accessory Uses for Non-Profit Purposes and Community use. Roll call vote: Marzahl, aye; Ulmer, aye; Szczap, aye; Logan, aye; Perkins, aye; Hay, aye and Leyden, aye. Ordinance 2008-104 approved seven to zero.

SHADOW GLEN PLAT REVOCATION

Administrator Nelson reviewed his correspondence to Casey Clark in September, 2007, requesting a final plat of subdivision and a letter of credit for Shadow Glen Subdivision; it has been two years since City Council approval of the preliminary plat and over a year since engineering review. In a subsequent conversation with Mr. Clark, it was agreed to end the platting process; anything new regarding this subdivision would require the petitioner to start over with a public hearing. Moved by Logan, seconded by Hay to approve City Administrator Nelson's recommendation to revoke the preliminary plat. Roll call vote: Ulmer, aye; Szczap, aye; Logan, aye; Perkins, aye; Hay, aye; Leyden, aye and Marzahl, aye. Motion approved seven to zero.

EXTENSION OF NORTHFIELD PARK GRANT

Administrator Nelson reported that the City has completed all the necessary improvements and paperwork for reimbursement of the grant funds for the Northfield Park Grant (gazebo), which has a deadline of March 31, 2008. The state owes the City money as part of its obligation of which they have not made. The grant representative with the Dept. of Commerce recommends that the City request an extension of the grant as it is uncertain when the monies will be released. Moved by Logan, seconded by Marzahl that the City of Harvard request an extension of the Northfield Park Grant #07-203223 giving Administrator Nelson authority to execute all necessary paperwork. Roll call vote: Szczap, aye; Logan, aye; Perkins, aye; Hay, aye; Leyden, aye; Marzahl, aye and Ulmer, aye. Motion approved seven to zero.

ADD SECTION 2.01-J, EMERGENCY INTERIM EXECUTIVE – ORD. 2008-105 APPROVED

Chief Kazy Garey noted that the proposed ordinance is part of the Emergency Disaster Plan. After discussion, moved by Logan, seconded by Hay to approve Ordinance 2008-105, Amending the Harvard Municipal Code to Add Section 2.01-J, Designating An Emergency Interim Executive with the following correction: 2.01-J2 to read "...lawful incumbent..." Roll call vote: Logan, aye; Perkins, aye; Hay, aye;

Leyden, aye; Marzahl, aye; Ulmer, aye and Szczap, aye. Ordinance 2008-105 approved seven to zero.

WATER & SEWER COMMITTEE RECOMMENDATIONS

Chairman Marzahl reviewed the Water & Sewer Committee Meeting Minutes of January 28, 2008.

Well #10

The Committee reviewed proposals received for the construction of the Well #10 pump building for walls/flatwork, electric, masonry and plumbing costs and recommends to the City Council to waive the bidding process for the construction of the Well #10 pump building.

Moved by Marzahl, seconded by Ulmer to approve the Committee's recommendation to waive the bidding process for the construction of the Well #10 pump building. Roll call vote: Perkins, aye; Hay, aye; Leyden, aye; Marzahl, aye; Ulmer, aye; Szczap, aye and Logan, aye; Motion approved seven to zero.

ORDINANCE COMMITTEE MEETING – 02/19/08

Chairman Hay called an Ordinance Committee Meeting for Tuesday, February 19th at 6:30 p.m. to discuss Front Street Commons and the Sign Ordinance.

CONSENT AGENDA: NONE

COMMITTEE REPORTS

ALD. LOGAN - BILLS APPROVED

Moved by Logan, seconded by Perkins to approve the bills as presented in the amount of \$256,663.52. Roll call vote: Hay, aye; Leyden, aye; Marzahl; Ulmer, aye; Szczap, aye; Logan, aye and Perkins, aye. Motion approved seven to zero.

ALD. LOGAN – FINANCE COMMITTEE MEETING 02/19/08

Chairman Logan called a Finance Committee Meeting for Tuesday, February 19th at 6:30 p.m. to discuss FY08/09 Budget.

ALD. LEYDEN – HISTORIC PRESERVATION COMMISSION MEETING 02/25/08

Chairman Leyden called a Historic Preservation Commission Meeting for Monday, February 25th at 7 p.m. to discuss Commission Guidelines.

MAYOR'S REPORT

Mayor Nolan reported the following:

- ☞ Status and timeline of the Downtown Streetscape Project
- ☞ There is still time to make reservations for the EDC Dinner at Adriana's on Wed., February 13th.
- ☞ Harvard hosts the next MCCOG Meeting on Wed., February 27th at Adriana's.

CLERK'S REPORT - UPCOMING MEETING DATES

February 19	Events Committee Meeting, 5 p.m.
	Ordinance Committee Meeting, 6:30 p.m.
	Finance Committee Meeting, 6:30 p.m.
February 25	Historic Preservation Commission Meeting, 7 p.m.
February 26	Regular City Council Meeting, 7 p.m.

DEPARTMENT HEADS REPORTS

Smith Engineering & Dept. Heads: Reports as submitted.

Mayor Nolan commended the Public Works Dept. for a fantastic job with respect to snow plowing.

NO REPORTS

Administrator Nelson, Treasurer Meseck and Aldermen Marzahl, Ulmer, Szczap, Perkins and Hay had no report at this time.

At 7:22 p.m., moved by Logan, seconded by Perkins to go into Closed Session to discuss Section 2(c)(5) Purchase or Lease of Real Estate. Roll call vote: Leyden, aye; Marzahl, aye; Ulmer, aye; Szczap, aye; Logan, aye; Perkins, aye and Hay, aye. Motion approved seven to zero.

At 7:27 p.m., moved by Perkins, seconded by Logan to reconvene the Open Session. Roll call vote: Perkins, aye; Hay, aye; Leyden, aye; Marzahl, aye; Ulmer, aye; Szczap, aye and Logan, aye. Motion approved seven to zero.

RESOLUTION AUTHORIZING EXECUTION OF CONTRACT TO PURCHASE PROPERTY - APPROVED

Moved by Perkins, seconded by Marzahl to authorize the execution of the Real Estate Purchase Agreement between the City of Harvard and Roach Family Limited Partnership for the purchase of certain property improved with a park site located at the intersection of Front and Ayer St. Roll call vote: Ulmer, aye; Szczap, aye; Logan, aye; Perkins, aye; Hay, aye; Leyden, aye and Marzahl, aye. Motion approved seven to zero.

At 7:28 p.m., moved by Perkins, seconded by Hay to adjourn the meeting. Aldermen voting aye: Leyden, Marzahl, Ulmer, Szczap, Logan, Perkins and Hay. All ayes. Motion carried.

Submitted by:

Andy Wells,
City Clerk

_____ Date