

REGULAR CITY COUNCIL MEETING MINUTES

December 14, 2010 - 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, Musgrove, Adams, Logan, Perkins and Oppen. Also present were Treasurer Meseck, City Administrator Nelson, Community Development Director Santeler, Police Chief Kazy-Garey, Supt. Public Works Kruckenberg, City Attorney Carlos Arévalo and members of the audience.

AUDIENCE PARTICIPATION: NONE

CITY COUNCIL MEETING MINUTES OF 11/23/2010 - APPROVED

Moved by Perkins, seconded by Marzahl to approve the minutes of the Regular City Council Meeting of November 23, 2010, as presented. Aldermen voting aye: Leyden, Marzahl, Ulmer, Musgrove, Adams, Logan, Perkins and Oppen. All ayes. Motion carried.

HOME OCCUPATION PERMIT MUTT LOVE DOG GROOMING/806 ROSE LANE - APPROVED

Petitioner Kelli Gorski, 806 Rose Lane, Harvard addressed the City Council with respect to her Home Occupations Permit Application to operate a business, Mutt Love Dog Grooming, from her residence. The proposed business would offer dog grooming. The petitioner noted she would not board dogs. At Mayor Nolan's inquiry, Kelli stated she would not have any signage in her yard but would pass out business cards. The requisite notice was sent to adjoining property owners. There were no objectors present. Moved by Perkins, seconded by Oppen to approve the Home Occupations Permit Application as submitted. Roll call vote: Leyden, aye; Marzahl, aye; Ulmer, aye; Musgrove, aye; Adams, aye; Logan, aye; Perkins, aye and Oppen, aye. Motion approved eight to zero.

WATER BILL/PAUL JACOBS 707 DEWEY ST. - APPROVED

Paul Jacobs, 707 Dewey Street addressed the City Council regarding his current water bill in the amount of \$341.17 which is triple the normal use for one billing cycle after which the meter dropped back to a normal use. Paul stated that he does not have any leaks, any active outside outlets and his water softener has been disconnected for four years. Paul further stated that he consulted with a plumbing contractor, Bill Hartwig, who felt it was a meter problem and requested that the City Council consider an adjustment to the water bill. Supt. Kruckenberg reported that Public Works tested the water meter on November 30th, with a determination that the meter was accurate. The meter was changed out at the homeowner's request. Administrator Nelson and Supt. Kruckenberg reported that the water meters are mechanical and do not move unless there is water flowing through them; if anything, the meter would read low. Moved by Oppen, seconded by Perkins to deny the request and to grant the property owner additional time to pay the bill. Roll call vote: Marzahl, aye; Ulmer, aye; Musgrove, aye; Adams, aye; Logan, aye; Perkins, aye; Oppen, aye and Leyden, aye. Motion approved eight to zero.

VENDING LICENSES 2011 - APPROVED

Mayor Nolan noted that all vending license applications have been paid with the exception of Guacamole Restaurant and Stingerz. Moved by Logan, seconded by Perkins to approve the 2011 Vending Licenses upon payment of fees including those that may come in between now and January 1st, 2011. If they are not paid by January 1st, the applicants will have to wait until the meeting in January for approval. Roll call vote: Ulmer, aye; Musgrove, aye; Adams, aye; Logan, aye; Perkins, aye; Oppen, aye; Leyden, aye and Marzahl, aye. Motion approved eight to zero.

NAME OF ESTABLISHMENT	AMOUNT DUE	PAID	LICENSE #
Hartwig Plumbing Airport Road Laundromat 110 Airport Rd.	\$540.00	#154	2011-01
John Schneider Bopp's Grille and Saloon			

103 E. Front St. Joe Ocello Bravo Pizza 337 S. Division St.	\$300.00	Cash	2011-02
Tim Galvin Cool Music Stop Bar & Grille 10 N. Ayer St.	\$240.00	#154	2011-03
John Giannasi Front Street Tap 106 E. Front St.	\$490.00	#154	2011-04
Miguel Lopez Guacamole Restaurant 5204 S. Route 14	\$375.00	#2205	2011-05
Ed Serritella Harvard Coin Wash 307 Randall St.	late amount due \$120.00 \$-60.00	Paid late amt Cash	2011-07
Harvard Moose Lodge #1289 Route 173 West	\$365.00	#27283	2011-08
Cindy Waldo Hub Lounge 15 N. Ayer St.	\$545.00	#3293	2011-09
Pete Parhas Jimmy's Patio 71 N. Ayer St.	late amount due \$490.00 \$245.00	paid original amount Dec 2 nd #3306	2011-10
Gricelda Perez La Rosita Foods 106 W. Sumner St.	late amount due \$120.00 \$-60.00	Paid late amt Ck #2989	2011-11
Sean McGarry McGarry's Bowl 5507 S. Division St.	\$250.00	Ck #5030	2011-12
J. Prokop Service Inc. Site Location South Side 111 S Ayer St.	\$305.00	Ck #17980	2011-13
Nikail Halimi Stingerz 703 E. Diggins St.	late amount due \$860.00 \$430.00		
Red-Box Automated Retail Site Location Wal-Mart Supercenter 21101 McGuire Rd.	\$120.00	Ck #79041	2011-15
Redbox Automated Retail LLC Site Location Walgreen's 395 S. Division St.	\$60.00	Ck #79041	2011-16

PARATRANSIT GRANT AGREEMENT WITH PACE FOR 2011 - APPROVED

Moved by Logan, seconded by Ulmer to approve the Paratransit Grant Agreement with Pace for calendar year 2011. Roll call vote: Musgrove, aye; Adams, aye; Logan, aye; Perkins, aye; Opper, aye; Leyden, aye; Marzahl, aye and Ulmer, aye. Motion approved eight to zero.

RESOLUTION ESTABLISHING REGULAR CITY COUNCIL MEETING DATES FOR 2011 – APPROVED

Moved by Opper, seconded by Adams to approve the Resolution Establishing the Regular City Council Meeting Dates for 2011 and granting authorization to publish, correcting the dates for the Planning and Zoning Commission to Tuesdays. Mayor Nolan noted that the City Council will still continue to meet once a month on the 4th Tuesday and will post to cancel the meeting scheduled for the first Tuesday of the month. Aldermen voting aye: Leyden, Marzahl, Ulmer, Musgrove, Logan, Adams, Perkins and Opper. All ayes. Motion carried.

PUBLIC PROPERTY COMMITTEE RECOMMENDATIONS

Chairman Ulmer reviewed the Ordinance Committee Meeting Minutes of December 7, 2010.

Illinois Power Agency Act

The Committee met to discuss the Illinois Power Agency Act at which Time Attorney Arévalo reviewed his research into the Illinois Power Agency Act and the steps necessary for the City to take in order to implement an aggregate program. David Hoover from the Northern Illinois Municipal Cooperative (NIMEC) further explained the program for NIMEC to act as a broker to provide for a competitive rate offerings. NIMEC would get a large pool of municipalities together and leveraging that with power suppliers. Currently, there are between 10-20 communities interested in the concept. The City is already working with NIMEC on some of our larger accounts with an approximate 15% savings. If a resolution is approved, two public hearings must be held after the April 5th election. NIMEC would then solicit bids from suppliers and compare them to ComEd’s rates, which are fixed from May 2011 to May 2012. The City Council would then choose to either move forward and change suppliers or elect to stay with ComEd for another year. If the City changed suppliers, ComEd would continue to bill all residents on behalf of the municipal supplier and payments would continue to be paid to ComEd. The City would make a decision each year based on supplier’s bids. The only change residential users would see is possibly a lower rate. NIMEC will assist in the public education process. The Public Property recommends to the City Council approval of an ordinance Authorizing a Referendum on the April 5, 2011, Ballot regarding the Illinois Power Agency Act.

Moved by Ulmer, seconded by Perkins to approve the Public Property Committee’s recommendation and Ordinance 2010-127, Authorizing a Referendum on the April 5, 2011 Ballot Regarding the Illinois Power Agency Act. Roll call vote: Adams, aye; Logan, aye; Perkins, aye; Opper, aye; Leyden, aye; Marzahl, aye; Ulmer, aye and Musgrove, aye. Ordinance 2010-127 approved eight to zero.

APPOINT DEB SZCZAP AS IMRF AUTHORIZED AGENT - APPROVED

Moved by Ulmer, seconded by Marzahl to appoint Deb Szczap as the IMRF Authorized Agent. Aldermen voting aye. Leyden, Marzahl, Ulmer, Musgrove, Adams, Logan, Perkins and Opper. All ayes. Motion carried.

FYI: MCHENRY CO BOARD OF REVIEW/ASSESSMENT REDUCTION REQUESTED

Notice has been received from the McHenry County Board of Review for a Assessment Reduction for property located at 360 S. Division St., Harvard.

CONSENT AGENDA:

- St. Joseph’s “Night of Knights” Raffle Application: 12/8/10 – 04/09/11
- Girl Scouts 2011 Cookie Sales: January thru March

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

COMMITTEE REPORTS

ALD. LOGAN - BILLS APPROVED

Moved by Adams, seconded by Perkins to approve the bills list as presented in the amount of \$71,790.86. Roll call vote: Logan, abstain; Perkins, aye; Opper, aye; Leyden, aye; Marzahl, aye; Ulmer, aye; Musgrove, aye and Adams, aye. Motion approved seven to zero with one abstention.

MAYOR’S REPORT

Mayor Nolan reported that the City received the sales tax for the month of September which is the highest it has been in the last six years.

CLERK’S REPORT - UPCOMING MEETING DATES

- December 21 Regular Events Committee Meeting 5 p.m.
- January 4 Planning & Zoning Commission Meeting, 7 p.m. POST TO CANCEL

January 11 Regular City Council Meeting, 7 p.m. POST TO CANCEL
January 18 Regular Events Committee Meeting, 5 p.m.
January 25 Regular City Council Meeting, 7 p.m.

TREASURER'S REPORT

Treasurer Meseck noted that the monthly treasurer's report for November, 2010, was in packet.

NO REPORTS

City Attorney Arévalo, Administrator Nelson and Aldermen Opper, Perkins, Adams, Musgrove, Ulmer, Marzahl and Leyden had no specific report.

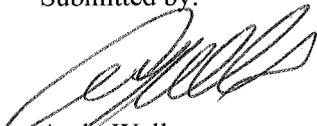
DEPARTMENT HEADS REPORTS

SEC Group, Inc., an HR Green Company and Dept. Heads: Reports as submitted.

Supt. Kruckenberg stated that Public Works crew did an excellent job with the snowstorm on Sunday.

At 7:33 p.m., moved by Perkins, seconded by Opper to adjourn the meeting. Aldermen voting aye: Leyden, Marzahl, Musgrove, Adams, Logan, Perkins and Opper. All ayes. Motion carried.

Submitted by:


Andy Wells,
City Clerk

12/17/10
Date