

**PUBLIC PROPERTY COMMITTEE MEETING MINUTES**  
**MAY 13, 2010 – 6:30 P.M.**

Chairman Ulmer called the meeting to order at 6:30 p.m. Committee members present were Aldermen Ulmer, Marzahl and Adams. Committee member Alderman Perkins was absent. Also present were City Administrator Nelson, Alderman Logan, Community Development Director Santeler and Dr. Richard Crosby and Rich Elk from Kelso-Burnett Co.

**Intergovernmental Agreement with Harvard Community School District #50 for Fiber Optic Network**

Dr. Richard Crosby and Rich Elk, from Kelso-Burnett, Co., Rockford, IL reviewed Harvard Community School District 50's request to run a 14,000' fiber optic network from Harvard High School to Crosby Elementary School on Marengo Rd. pursuant to the submitted plan prepared by Kelso-Burnett Co.

Administrator Nelson indicated that the cable will be in the front yards in the right of way between the sidewalk and curb which will create some aesthetic issues and service issues both during and after installation. The cable will be in same area as City water and sewer lines. A nick on the water line would be immediately noticeable, but a nick in the sewer line might not be noticed for several years.

The Committee expressed concerns with the vault markers which will stick up out of the ground and how to protect residents in the event that a sewer collapses down the road because it was nicked during installation. There was further discussion about putting vault markers only on school property and commercial property and not in the residential areas. Administrator Nelson noted some serious grade issues along the right of way on Lincoln St. and suggested closing the road for safe construction. It may not be a problem if school is done for the year before construction begins. Community Development Director Santeler indicated that City code regulates many different issues such as traffic control and would cover any problems that might arise during construction or in the future.

Alderman Adams stated that he is also a member of the Harvard Diggins Library Board and felt that it might be advantageous if the library was included as part of the network. Dr. Crosby noted that the original plan included District 50 Schools, St. Joseph's School and the City, but could be expanded to include the library and hospital. Administrator Nelson noted that Mercy Harvard Hospital is already making arrangements with an outside company to tie in all of their facilities in southern Wisconsin and Northern Illinois. Dr. Crosby will contact Harriet Roll at the library and will put together a proposal to present to the library board.

Mr. Elk stated that construction duration is a couple of months and gave an overview of construction techniques. They are currently doing a project in Lake Forest where they made door hangars to put on the front doors of affected homes ahead of time informing them of the construction project. The consensus was that it would be a good way to notify residents. During construction they will do their best to avoid tree roots but there are some streets where that will be impossible.

Administrator Nelson recommended that the City negotiate with the school at a staff level as to the exact amount of a letter of credit to be used as an escrow account for restoration and as a warranty for future issues. When the project is completed, the letter of credit amount will be reduced with an amount retained to cover warranty issues for a period of years yet to be determined.

Moved by Marzahl, seconded by Adams to recommend to the City Council as follows:

1. That the project be allowed and to authorize Mayor Nolan to sign the Intergovernmental Agreement with Community Unit School District 50 for a Fiber Optic Network with the stipulation that vault markers be located only in commercial areas and on school property and not in residential areas.
  2. Authorize City staff to negotiate the letter of credit amount for restoration and damages.
- All ayes. Motion carried.

At 7:15 p.m., moved by Adams, seconded by Marzahl to adjourn the meeting. All ayes. Motion carried.

Submitted by:  
Chairman Ulmer