

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
JANUARY 7, 2013
COUNCIL CONVENED AT 6:16 P.M.**

1. The invocation was given by Chaplain Ken Hendley, Beverly Park General Baptist Church and the Pledge of Allegiance was led by Council Page Yesenia Centeno.
2. Roll Call:
Mayor Lawrence Morrissey
Aldermen: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson,
Timm, Beach, Elyea, Beck, McNeely -12-
Absent: Durkee, Robertson -2-
3. Alderman Mark moved to accept the Journal of Proceedings of December 31, 2012 seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Durkee, Robertson absent).

PUBLIC PARTICIPATION

4. Pastor Melvin Brown expressed disappointment with this administration's history of managing crime, the economy and police department issues and lack of a solution or vision. He urged the democratic aldermen to act like democrats.
5. John Brantley wished everyone a happy new year, invited council and community members to a meeting on Thursday and spoke about his experience participating in the citizens police academy.
6. Prophet Yusef wished everyone a happy new year and listed several reasons why the West side of Rockford is gold mine.
7. Rev. Earl Dotson again asked council members to reverse their decision about Church School and change it into a Community Learning Center.
8. Antar Baker explained the new "Jim Crowe" that is affecting the success rate of African Americans and believes it is immoral and unfair that leaders of the police department are not being held accountable for deadly use of force cases.

PETITIONS AND COMMUNICATIONS

9. Alderman Timm submitted a letter from James Irelan interested in rehabing city-owned properties scheduled for demolition. Referred to Community Development.
10. Alderman Wasco submitted a Memorandum from Patrick Zuroske, Capital Program Manager regarding City/State Agreement: West State Street Construction. Referred to Finance and Personnel Committee.

11. Alderman Wasco submitted a Memorandum from Jeremy Carter, City Traffic Engineering regarding Letter of Understanding: East State Street Fiber Optic Conduit. Referred to Finance and Personnel Committee.
12. Alderman Wasco submitted a Memorandum from Jeremy Carter, City Traffic Engineer regarding Intergovernmental Agreement: Winnebago County – Traffic Signal Maintenance and Operation. Referred to Finance and Personnel Committee.
13. Alderman Wasco submitted a Memorandum from Patrick Hayes, Legal Director regarding Outside Legal Counsel. Referred to Finance and Personnel Committee.
14. Alderman Jacobson submitted a Memorandum from Reid Montgomery, Director of Community Development, regarding the 2013 EDEEN Funding and Strategic Plan. Referred to Planning and Development.
15. Alderman Mark submitted a letter from Rock River Development Corporation supporting two items to remain in the current CIP; convert the one-way pair systems to two-way and city-wide reforestation program. Referred to Public Works Department.
16. Alderman Thompson-Kelly requested a copy of the 2013 EDEEN Funding and Strategic Plan. Referred to Community Development.

NEW COMMITTEE REPORTS

17. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Liquor Advisory Board of Appeals, thereby recommending that City Council APPROVE the sale of packaged liquor sales in conjunction with a gas station and convenience store in the name of Sean S. Chinna d/b/a Gasland Express in a C-3, Commercial General District and R-4, Multi-Family Residential District at 3299 South Alpine Road. Approval is subject to the following conditions:
 1. Meeting all applicable building and fire codes.
 2. Compliance with all City of Rockford Liquor Codes.
 3. The hours of operation to be in accordance with the liquor code.
 4. The sale of liquor shall be limited to the interior plan that will not exceed more than 10% of floor area.
 5. That the window signage shall not exceed 35% of window area and all temporary outdoor signs shall be removed.
 6. Maintenance of garbage/debris within the green area next to the residential uses.
 7. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into crack pipes is prohibited.

The Legal Director is hereby instructed to prepare the necessary Ordinance. LAID OVER.

18. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Liquor Advisory Board of Appeals, thereby recommending that City Council APPROVE the sale of liquor by the drink with a wine bar and liquor store in the name of **Chiraq Patel d/b/a**

Cork Keg and Spirits in a C-3, Commercial General District at 1603 North Alpine Road. Approval is subject to the following conditions:

1. Meeting all applicable liquor codes.
2. Meeting all applicable building and fire codes.
3. Signage must be in compliance with the Zoning Ordinance and may not cover more than 35% of the window surface for indoor signs.
4. Hours of operation should be limited to Monday through Thursday 10:00 am to 9:00 pm, Friday through Saturday and 10:00 am to midnight, Sunday 10:00 am to 9:00 pm.
5. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into crack pipes is prohibited.

The Legal Director is hereby instructed to prepare the necessary Ordinance. LAID OVER.

19. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Liquor Advisory Board of Appeals, thereby recommending that City Council APPROVE the sale of liquor by the drink in conjunction with a bowling alley, bar and snack bar in the name of **Marjorie Ann Axelson d/b/a Westmor Lanes** in an I-1, Light Industrial District at 2335 and 2407 North Central Avenue. Approval is subject to the following conditions:

1. Meeting all applicable building and fire codes.
2. Compliance with all City of Rockford Liquor Codes.
3. The sale of alcohol shall be limited to the interior site plan that was submitted Exhibit B.
4. Submittal of detailed site and landscaping plans for Staff's review and approval.
5. That the freestanding sign shall be a landmark style sign in accordance with the Sign Ordinance replacing the existing freestanding sign.
6. The bowling alley, bar and snack bar shall not operate as a nightclub
7. The bowling alley, bar and snack bar shall not have outside liquor sales.

The Legal Director is hereby instructed to prepare the necessary Ordinance. LAID OVER.

20. Alderman Mark read a Code and Regulation Committee Report REVERSING the Liquor Advisory Board of Appeals, thereby recommending that City Council DENY the sale of package liquor sales with a convenience store in the name of **Walid Mashrah d/b/a 7th Street Convenience Inc.**, in a C-2, Limited Commercial District at 1312 7th Street.

LAID OVER.

21. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to allow a four (4) foot chain link fence in a front yard in an R-1, Single-Family Residential District at 2311 Green Street.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. LAID OVER.

22. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Zoning Text Amendments as presented. Proposed Text Amendments are:

Add Definitions to Article 91:

Wildlife Rehabilitation Specialists – an individual licensed by the Illinois Department of Natural Resources pursuant to 520 ILCS 5/3.22.

Amend Regulations:

Residential Districts – Add to Table 201-, Wildlife Rehabilitation "S", in the RE, R-1, R1-U, R-2, R-3 and R-4 Districts.

The Legal Director is hereby instructed to Prepare the necessary Ordinance. LAID OVER.

23. Alderman Mark read a Code and Regulation Committee Report REVERSING the Zoning Board of Appeals, thereby recommending that City Council DENY the Special Use Permit for a Planned Unit Development consisting of a bed and breakfast in an R-1, Single-Family Residential Zoning District at 939 North Second Street.

LAID OVER.

24. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the (A) Special Use Permit for a drive-thru in conjunction with a fast food restaurant; APPROVE the (B) Variation to reduce the required parking from 723 parking spaces to 544 parking spaces; APPROVE the (C) Variation to allow building lighting wall sconces and trash enclosure lighting to have a 75 degree cutoff or greater when lighting with less than 75 degree cutoff is required; and DENY the (D) Variation to allow for a free-standing pylon sign when a free-standing landmark-style sign is required along Perryville Road and to APPROVE the Variation to allow for a free-standing pylon sign along East State Street in a C-2, Limited Commercial Zoning District at 7130 East State Street. Approval is subject to the following conditions:

1. Meeting all applicable building and fire codes.
2. Submittal of a revised landscape plan to include building foundation landscaping of at least 50% for the proposed building and plant species for Staff's review and approval.
3. Must obtain separate permits for signage and sign must be constructed to match building design and in accordance with submitted sign elevations.
4. Must develop site in accordance with site and landscaping plans approved by Staff.
5. Must develop site and lighting in accordance with Exhibit H, the photometric plan approved by Staff.
6. Must develop building elevations in accordance with Exhibit L.

Approval/Denial is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. LAID OVER.

25. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for a Church in an R-3, Multi-Family Residential District and R-2, Two-Family Residential District at 2101 Auburn Street and 2029 Auburn Street. Approval is subject to the following conditions:

1. Meeting all applicable building and fire codes.
2. A design professional must evaluate the building to ensure that the building satisfies required building codes.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. LAID OVER.

26. Alderman Mark read a Code and Regulation Committee Report recommending the vacation for the right-of-way between South Central Avenue and Victoria Avenue (aka) Domino Avenue with the following conditions:

1. The existing 2' steel gas main owned by Nicor shall be maintained in an easement.
2. The property be vacated equally to Pilgrim's Promise CDC and Ms. Shirley Fricks (2115 South Central Avenue).
3. The property has been valued at \$1,070.00. Pilgrims Promise has requested to pay for advertisement costs only.

LAID OVER.

27. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the Final Plat #2 of Williams Manny Subdivision. LAID OVER.

28. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the Replat of Riverside Marketplace #6. LAID OVER.

29. Alderman Mark read a Code and Regulation Committee Report recommending the Tentative Plat of Bellwood Acres. Approval is subject to the following conditions:

1. At the time of Final Plat submittal, a drainage study shall be submitted for review. At that time, detention easement will be required.
2. An additional thirty-seven (37) feet of "dedicated" right-of-way shall be shown from the property line to show a total of seventy (70) feet of right-of-way from the centerline of Bell School Road.
3. A previously received letter from the Army Corps. of Engineers for the Tentative Plat from 2004 states their determination outlined in the letter is valid for a period of five (5) years from the date of the letter and this has lapsed. A new letter will need to be obtained and furnished for review as part of the Final Plat.
4. At this time, we have not received a response letter from the Winnebago County Highway Department. Attached additionally are their comments from the previous Tentative Plat and they will likely have comments coming regarding this. Updated review and input from the Winnebago County Highway Department is necessary prior to approval of the Final Plat.

5. Sidewalk is required along Bell School Road as part of the public improvement for the subdivision.

LAID OVER.

2013-001CR

30. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to increase the maximum permitted wall signs from two (2) to four (4) in a C-2, Limited Commercial Zoning District at 1441 Kishwaukee Street. Approval is subject to the following conditions:

1. Must obtain a sign permit for each sign and be consistent to Exhibits.

Approval is based on the Findings of Fact.

Alderman Mark moved to suspend Rule 11, seconded by Alderman Hervey. MOTION PREVAILED (Ald. Durkee, Robertson absent). The Committee Report was placed on Passage. MOTION PREVAILED (Ald. Durkee, Robertson absent).

31. Alderman Wasco read a Finance and Personnel Committee Report recommending the award for an Engineering Agreement for 1111 Cedar St. Renovations be made to Larson and Darby Group to provide Design Services for a total not to exceed cost of \$14,000. The funding for this project will come from the Water Division Operating Budget. LAID OVER.
32. Alderman Wasco read a Finance and Personnel Committee Report recommending the award for Engineering Agreement Amendment: Cessna Road Water Main at Chicago Rockford International Airport 2011 Water Main Improvements be made to Crawford Murphy & Tilly, Inc. for improving the water main distribution system adjacent to and within the airport property an additional \$48,815 for a total not to exceed amount of \$113,615.00. The funding source is WRIA. LAID OVER.

2013-002CR

33. Alderman Wasco read a Finance and Personnel Committee Report recommending the award for Waterworks Contractual Services be made to Water Well Solutions, of Elburn, Illinois for Well & Pump Servicing for their bid of \$42,500; Ron Carlson Electric of Rockford, Illinois for Electrical Wiring for their bid of \$21,125 and precision Drive of Freeport, Illinois for Motor Rewinding for their bid of \$48,268. The funding source is Water Division Operating Budget.

Alderman Wasco moved to suspend Rule 11, seconded by Alderman Hervey. MOTION PREVAILED (Ald. Durkee, Robertson absent). The Committee Report was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely -12-
Nays: -0-

Absent: Durkee, Robertson -2-

34. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of January 7, 2013 in the amount of \$1,550,444.49. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely -12-

Nays: -0-

Absent: Durkee, Robertson -2-

OFFICERS REPORTS

35. Mayor Morrissey reported the tragic house fire today that took the lives of four Rockford residents. He offered his condolences to their family and friends.
36. Mayor Morrissey informed residents who are disconnected from a utility or have a non-working furnace to contact the City of Rockford Human Services Office to apply for assistance. Office hours are Monday through Friday, 8-5 pm; no appointment is needed. You may walk in to the office at 555 N. Court Street or call 815/987-5711.
37. Mayor Morrissey submitted an appointment to the Historical Preservation Commission, Mr. Dave Coady, for a three-year term ending January 2016. LAID OVER.
38. Mayor Morrissey submitted a re-appointment to the Fire Pension Board, Mr. Michael White, Jr., for a three-year term ending January 2016. LAID OVER.
39. Alderman Curran reported he has received several calls from constituents complaining they have found old televisions dumped at the curb or in the alley near their homes. Because state law prohibits us from throwing electronics into the trash, garbage trucks are not picking them up. He urged residents to be aware of suspicious vehicles and strange activity in their neighborhoods.
40. Alderman Johnson announced the Rolling Green Association Quarterly meeting will be held on Tuesday, January 8, 2013 at 6:30 pm at Broadway Covenant Church, 3525 Broadway. Representatives from Keep Northern Illinois Beautiful and Council on Aging will be participating at the meeting.
41. Alderman Jacobson reported televisions have been dumped in residential neighborhoods in his ward as well and advised Best Buy and American will take old televisions for recycling.
42. Alderman Mark announced this Saturday, January 12th will be the 3rd annual Winter Indoor City Market at Lou Bachrodt Auto Mall.

UNFINISHED BUSINESS

2013-003CR

43. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending the award for Ambulance Leasing be made to US Bancorp, of Denver, Colorado for their interest rate proposal of 1.125%. The purchase price of \$1,031,925 is for 4 ambulances. The funding source is Fire Department Capital Budget. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely -11-
Nays: Hervey -1-
Absent: Durkee, Robertson -2-

2013-004CR

44. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending approval of the Letter of Understanding: Illinois Route 2 – Additional Construction Items – North Main Street (Riverside Blvd. – Auburn St.) and South Main Street (Pond St. – Cedar St.). MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck -11-
Nays: McNeely -1-
Absent: Durkee, Robertson -2-

45. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending that the 2013 budget be adopted as presented at meetings on September 8th and September 15th and amended in the attached memorandum and the Budget Officer be directed to prepare the necessary Appropriation Ordinance. MOTION FAILED by a Roll Call vote of:

Ayes: Curran, Hervey, Jacobson, Johnson, Beck -5-
Nays: Mark, Wasco, Thompson-Kelly, Timm, Beach, Elyea, McNeely -7-
Absent: Durkee, Robertson -2-

46. Alderman Wasco moved the appointment to the Community Action Advisory Board, of Ms. Martha Moore, for a three year term ending January 2015. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely -12-
Nays: -0-
Absent: Durkee, Robertson -2-

MOTIONS AND RESOLUTIONS

2013-001R

47. Alderman Jacobson, on behalf of the Planning and Development Committee, moved the adoption of a Resolution Amending Purchase Agreement with Gorman and Company,

Inc. regarding the property at 1419 Blaisdell Street. MOTION PREVAILED (Ald. Hervey, Elyea, McNeely voted no; Ald. Durkee, Robertson absent).

2013-002R

48. Alderman Wasco, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Central Services Manager to take Bids/Proposals for the following:

- A. RFP: Station 3 Architect, funding source: Fire Dept. Capital Budget
- B. Bid: Sprinkler Irrigation, funding source: Property & Parking Funds
- C. Bid: PCC Patching – Water 2013, funding source: Water Operating Budget

MOTION PREVAILED (Ald. McNeely voted no; Ald. Durkee, Robertson absent).

NEW BUSINESS

2013-001-O

49. Alderman Mark introduced and read an Ordinance amending Article 64 of the Zoning Ordinance of the City of Rockford for a Variation to increase maximum permitted wall signs from two (2) to four (4) in a C-2, Limited Commercial Zoning District at 1441 Kishwaukee Street. Approval is subject to the following conditions:

- 1. Must obtain a sign permit for each sign and be consistent to Exhibits.

Approval is based on the Findings of Fact.

Alderman Mark moved to suspend Rule 11, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Durkee, Robertson absent). The Ordinance was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely -12-
Nays: -0-
Absent: Durkee, Robertson -2-

50. Upon motion duly made and seconded, the meeting was adjourned at 7:12 p.m.

Respectfully submitted,

Diane Reed
City Council Clerk

[The meeting was taped in its entirety, and the tape is on file in the Legal Department]

CITY COUNCIL, CITY OF ROCKFORD, ILLINOIS
City Council Chambers, 2ND floor City Hall
425 E. State Street, Rockford
January 14, 2013
6:00 P.M.
AGENDA

The following represents, in general, the chronological order of proceedings at the City Council meeting:

- Call to Order by the Mayor
- Invocation and Pledge of Allegiance
- Roll Call and determination of quorum
- Acceptance of Journal of Proceedings
- Public Participation
- Petitions and Communications

I. CODE AND REGULATION

A. COMMITTEE REPORT TO BE READ IN JANUARY 14, 2013

1. Mark – Rental Property Registration and Chronic Nuisance Ordinance.
- Officers Reports

UNFINISHED BUSINESS

II. COMMITTEE REPORTS LAID OVER JANUARY 7, 2013

1. Mark - Code and Regulation - SUSTAINING the Liquor Advisory Board of Appeals, thereby recommending that City Council APPROVE the sale of packaged liquor sales in conjunction with a gas station and convenience store in the name of Sean S. Chinna d/b/a Gasland Express in a C-3, Commercial General District and R-4, Multi-Family Residential District at 3299 South Alpine Road. Approval is subject to the following conditions:
 1. Meeting all applicable building and fire codes.
 2. Compliance with all City of Rockford Liquor Codes.
 3. The hours of operation to be in accordance with the liquor code.
 4. The sale of liquor shall be limited to the interior plan that will not exceed more than 10% of floor area.
 5. That the window signage shall not exceed 35% of window area and all temporary outdoor signs shall be removed.
 6. Maintenance of garbage/debris within the green area next to the residential uses.
 7. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into crack pipes is prohibited.

The Legal Director is hereby instructed to prepare the necessary Ordinance.

2. Mark - Code and Regulation - SUSTAINING the Liquor Advisory Board of Appeals, thereby recommending that City Council APPROVE the sale of liquor by the drink with a wine bar and liquor store in the name of **Chiraq Patel d/b/a Cork Keg and Spirits** in a C-3, Commercial General District at 1603 North Alpine Road. Approval is subject to the following conditions:
 1. Meeting all applicable liquor codes.
 2. Meeting all applicable building and fire codes.
 3. Signage must be in compliance with the Zoning Ordinance and may not cover more than 35% of the window surface for indoor signs.
 4. Hours of operation should be limited to Monday through Thursday 10:00 am to 9:00 pm, Friday through Saturday and 10:00 am to midnight, Sunday 10:00 am to 9:00 pm.
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The Legal Director is hereby instructed to prepare the necessary Ordinance.

3. Mark - Code and Regulation - SUSTAINING the Liquor Advisory Board of Appeals, thereby recommending that City Council APPROVE the sale of liquor by the drink in conjunction with a bowling alley, bar and snack bar in the name of **Marjorie Ann Axelson d/b/a Westmor Lanes** in an I-1, Light Industrial District at 2335 and 2407 North Central Avenue. Approval is subject to the following conditions:
 1. Meeting all applicable building and fire codes.
 2. Compliance with all City of Rockford Liquor Codes.
 3. The sale of alcohol shall be limited to the interior site plan that was submitted Exhibit B.
 4. Submittal of detailed site and landscaping plans for Staff's review and approval.
 5. That the freestanding sign shall be a landmark style sign in accordance with the Sign Ordinance replacing the existing freestanding sign.
 6. The bowling alley, bar and snack bar shall not operate as a nightclub
 7. The bowling alley, bar and snack bar shall not have outside liquor sales.

The Legal Director is hereby instructed to prepare the necessary Ordinance.

4. Mark - Code and Regulation - REVERSING the Liquor Advisory Board of Appeals, thereby recommending that City Council DENY the sale of package liquor sales with a convenience store in the name of **Walid Mashrah d/b/a 7th Street Convenience Inc.**, in a C-2, Limited Commercial District at 1312 7th Street.
5. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to allow a four (4) foot chain link fence in a front yard in an R-1, Single-Family Residential District at 2311 Green Street.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance.

6. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Zoning Text Amendments as presented. Proposed Text Amendments are:

Add Definitions to Article 91:

Wildlife Rehabilitation Specialists – an individual licensed by the Illinois Department of Natural Resources pursuant to 520 ILCS 5/3.22.

Amend Regulations:

Residential Districts – Add to Table 201-, Wildlife Rehabilitation "S", in the RE, R-1, R1-U, R-2, R-3 and R-4 Districts.

The Legal Director is hereby instructed to Prepare the necessary Ordinance.

7. Mark - Code and Regulation - REVERSING the Zoning Board of Appeals, thereby recommending that City Council DENY the Special Use Permit for a Planned Unit Development consisting of a bed and breakfast in an R-1, Single-Family Residential Zoning District at 939 North Second Street.
8. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the (A) Special Use Permit for a drive-thru in conjunction with a fast food restaurant; APPROVE the (B) Variation to reduce the required parking from 723 parking spaces to 544 parking spaces; APPROVE the (C) Variation to allow building lighting wall sconces and trash enclosure lighting to have a 75 degree cutoff or greater when lighting with less than 75 degree cutoff is required; and DENY the (D) Variation to allow for a free-standing pylon sign when a free-standing landmark-style sign is required along Perryville Road and to APPROVE the Variation to allow for a free-standing pylon sign along East State Street in a C-2, Limited Commercial Zoning District at 7130 East State Street. Approval is subject to the following conditions:
1. Meeting all applicable building and fire codes.
 2. Submittal of a revised landscape plan to include building foundation landscaping of at least 50% for the proposed building and plant species for Staff's review and approval.
 3. Must obtain separate permits for signage and sign must be constructed to match building design and in accordance with submitted sign elevations.
 4. Must develop site in accordance with site and landscaping plans approved by Staff.
 5. Must develop site and lighting in accordance with Exhibit H, the photometric plan approved by Staff.
 6. Must develop building elevations in accordance with Exhibit L.

Approval/Denial is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance.

9. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for a Church in an R-3,

Multi-Family Residential District and R-2, Two-Family Residential District at 2101 Auburn Street and 2029 Auburn Street. Approval is subject to the following conditions:

1. Meeting all applicable building and fire codes.
2. A design professional must evaluate the building to ensure that the building satisfies required building codes.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance.

10. Mark - Code and Regulation - Recommending the vacation for the right-of-way between South Central Avenue and Victoria Avenue (aka) Domino Avenue with the following conditions:
 1. The existing 2' steel gas main owned by Nicor shall be maintained in an easement.
 2. The property be vacated equally to Pilgrim's Promise CDC and Ms. Shirley Fricks (2115 South Central Avenue).
 3. The property has been valued at \$1,070.00. Pilgrims Promise has requested to pay for advertisement costs only.
11. Mark - Code and Regulation - Recommending the approval of the Final Plat #2 of Williams Manny Subdivision.
12. Mark - Code and Regulation - Recommending the approval of the Replat of Riverside Marketplace #6.
13. Mark - Code and Regulation - Recommending the Tentative Plat of Bellwood Acres. Approval is subject to the following conditions:
 1. At the time of Final Plat submittal, a drainage study shall be submitted for review. At that time, detention easement will be required.
 2. An additional thirty-seven (37) feet of "dedicated" right-of-way shall be shown from the property line to show a total of seventy (70) feet of right-of-way from the centerline of Bell School Road.
 3. A previously received letter from the Army Corps. of Engineers for the Tentative Plat from 2004 states their determination outlined in the letter is valid for a period of five (5) years from the date of the letter and this has lapsed. A new letter will need to be obtained and furnished for review as part of the Final Plat.
 4. At this time, we have not received a response letter from the Winnebago County Highway Department. Attached additionally are their comments from the previous Tentative Plat and they will likely have comments coming regarding this. Updated review and input from the Winnebago County Highway Department is necessary prior to approval of the Final Plat.
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provide Design Services for a total not to exceed cost of \$14,000. The funding for this project will come from the Water Division Operating Budget.

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III. APPOINTMENTS

A. LAID OVER JANUARY 7, 2013

1. Mayor Morrissey - Appointment - Historical Preservation Commission, Mr. Dave Coady, for a three-year term ending January 2016. (Pursuant to Rule 18, this item is up for passage on February 11, 2013).
2. Mayor Morrissey - Re-appointment - Fire Pension Board, Mr. Michael White, Jr., for a three-year term ending January 2016. (Pursuant to Rule 18, this item is up for passage on February 11, 2013).

B. HELD OUT JANUARY 7, 2013

- 1.* Mayor Morrissey – Appointment - Community Action Advisory Board; Alderman Ann Thompson-Kelly, term expiring December 2013. (Pursuant to Rule 18, this item is up for passage on January 21, 2013).
- 2.* Mayor Morrissey – Appointment - Community Action Advisory Board; Alderman Frank Beach, term expiring December 2013. (Pursuant to Rule 18, this item is up for passage on January 21, 2013).

- Motions and Resolutions

IV. NEW BUSINESS (note: Ordinances may be read in under New Business and Rule 11 suspended and final vote taken. Committee Reports would have previously been voted on).

1. Mark – Ordinance - APPROVE the sale of packaged liquor sales in conjunction with a gas station and convenience store in the name of Sean S. Chinna d/b/a Gasland Express in a C-3, Commercial General District and R-4, Multi-Family Residential District at 3299 South Alpine Road. Approval is subject to the following conditions:
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outdoor signs shall be removed.

6. Maintenance of garbage/debris within the green area next to the residential uses.
 7. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into crack pipes is prohibited.
2. Mark – Ordinance - APPROVE the sale of liquor by the drink with a wine bar and liquor store in the name of **Chiraq Patel d/b/a Cork Keg and Spirits** in a C-3, Commercial General District at 1603 North Alpine Road. Approval is subject to the following conditions:
1. Meeting all applicable liquor codes.
 2. Meeting all applicable building and fire codes.
 3. Signage must be in compliance with the Zoning Ordinance and may not cover more than 35% of the window surface for indoor signs.
 4. Hours of operation should be limited to Monday through Thursday 10:00 am to 9:00 pm, Friday through Saturday and 10:00 am to midnight, Sunday 10:00 am to 9:00 pm.
 5. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into crack pipes is prohibited.
3. Mark – Ordinance - APPROVE the sale of liquor by the drink in conjunction with a bowling alley, bar and snack bar in the name of **Marjorie Ann Axelson d/b/a Westmor Lanes** in an I-1, Light Industrial District at 2335 and 2407 North Central Avenue. Approval is subject to the following conditions:
1. Meeting all applicable building and fire codes.
 2. Compliance with all City of Rockford Liquor Codes.
 3. The sale of alcohol shall be limited to the interior site plan that was submitted Exhibit B.
 4. Submittal of detailed site and landscaping plans for Staff's review and approval.
 5. That the freestanding sign shall be a landmark style sign in accordance with the Sign Ordinance replacing the existing freestanding sign.
 6. The bowling alley, bar and snack bar shall not operate as a nightclub
 7. The bowling alley, bar and snack bar shall not have outside liquor sales.
4. Mark – Ordinance - APPROVE the Variation to allow a four (4) foot chain link fence in a front yard in an R-1, Single-Family Residential District at 2311 Green Street.
5. Mark – Ordinance - APPROVE the Zoning Text Amendments as presented. Proposed Text Amendments are:

Add Definitions to Article 91:

Wildlife Rehabilitation Specialists – an individual licensed by the Illinois Department of Natural Resources pursuant to 520 ILCS 5/3.22.

Amend Regulations:

Residential Districts – Add to Table 201-, Wildlife Rehabilitation "S", in the RE, R-1, R1-U, R-2, R-3 and R-4 Districts.

6. Mark – Ordinance - APPROVE the (A) Special Use Permit for a drive-thru in conjunction with a fast food restaurant; APPROVE the (B) Variation to reduce the required parking from 723 parking spaces to 544 parking spaces; APPROVE the (C) Variation to allow building lighting wall sconces and trash enclosure lighting to have a 75 degree cutoff or greater when lighting with less than 75 degree cutoff is required; and APPROVE the Variation to allow for a free-standing pylon sign along East State Street in a C-2, Limited Commercial Zoning District at 7130 East State Street. Approval is subject to the following conditions:
1. Meeting all applicable building and fire codes.
 2. Submittal of a revised landscape plan to include building foundation landscaping of at least 50% for the proposed building and plant species for Staff's review and approval.
 3. Must obtain separate permits for signage and sign must be constructed to match building design and in accordance with submitted sign elevations.
 4. Must develop site in accordance with site and landscaping plans approved by Staff.
 5. Must develop site and lighting in accordance with Exhibit H, the photometric plan approved by Staff.
 6. Must develop building elevations in accordance with Exhibit L.

Approval/Denial is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance.

7. Mark – Ordinance - APPROVE the Special Use Permit for a Church in an R-3, Multi-Family Residential District and R-2, Two-Family Residential District at 2101 Auburn Street and 2029 Auburn Street. Approval is subject to the following conditions:
1. Meeting all applicable building and fire codes.
 2. A design professional must evaluate the building to ensure that the building satisfies required building codes.
8. Mark – Ordinance - Recommending the vacation for the right-of-way between South Central Avenue and Victoria Avenue (aka) Domino Avenue with the following conditions:
1. The existing 2' steel gas main owned by Nicor shall be maintained in an easement.
 2. The property be vacated equally to Pilgrim's Promise CDC and Ms. Shirley Fricks (2115 South Central Avenue).
 3. The property has been valued at \$1,070.00. Pilgrims Promise has requested to pay for advertisement costs only.

* same action taken before

• Adjournment

* * * * *

POSSIBLE ADDITIONAL ITEMS:

The following items appear on the City Council Standing Committee Agendas as noted. Items may receive a vote at committee and come before the first City Council meeting held after the committee meeting. Rule 11 can be suspended and final vote taken on said items at the City Council meeting (no rule suspension is necessary to take a vote on vouchers).

CODE AND REGULATION COMMITTEE

**Monday, January 14, 2013, ___ p.m.
Conference Room A, City Hall 2nd floor (north room)
AGENDA**

No Meeting Scheduled.

FINANCE AND PERSONNEL COMMITTEE

**Monday, January 14, 2013, 5:15 p.m.
Conference Room B, City Hall 2nd floor (south room)
AGENDA**

1. Purchasing and Vouchers
 - A. Award of Bid: Demolition of 1117 Buchanan Street – Suspend rules
 - B. Award of Bid: Garage Commercial Labor – Cars & Light Trucks
 - C. Award of Bid: Garage Commercial Labor – Heavy Duty Trucks
 - D. Engineering Agreement Amendment: Materials Testing 2012
 - E. Vouchers
2. Outside Legal Counsel – 2013 Agreement for Professional Services
3. Letter of Understanding: City/State Agreement – West State Street Corridor Phase I Construction
4. Letter of Understanding with IDOT: State Street Fiber Optic Conduit
5. Intergovernmental Agreement: City/County Traffic Signal Maintenance Agreement
6. 2013-2017 Capital Improvement Program – Laid over 1/7

PLANNING AND DEVELOPMENT COMMITTEE

**Monday, January 14, 2013, 5:30 p.m.
CD Conference Room, City Hall 2nd floor
AGENDA**

1. Memorandum from Robert Lamb, Industrial Development Manager, regarding a Request by Beavermatic, Inc. for a Five Year Property Tax Abatement on the Incremental Increase in Value for property located at 1715 Northrock Court.
2. Memorandum from Reid Montgomery, Director of Community and Economic Development Department, regarding the EDEEN (Economic Development Education and Entrepreneurial Network) 2013 Budget and Strategic Plan.

LEGISLATIVE LOBBYING COMMITTEE

**Monday, January 14, 2013, _____ p.m.
Conference Room A, City Hall 2nd floor (north room)
AGENDA**

No Meeting Scheduled.