

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
NOVEMBER 20, 2006
COUNCIL CONVENED AT 6:45 P.M.**

1. The Clerk called the meeting to order in the absence of the Mayor, and recognized Alderman Beck who moved that Alderman Conness serve as Mayor Pro Tem for the meeting. Said motion was seconded by Alderman Holt. MOTION PREVAILED (Ald. Bell absent).
2. The invocation was given by Pastor Randy Young, Faith Center/Police Chaplain, and the Pledge of Allegiance was led by Page Justin Francis.
3. Roll Call:
Mayor Lawrence J. Morrissey
Aldermen: Sosnowski, Curran, Mark, Wasco, Jacobson, Thompson, Johnson, Timm,
Beach, Holt, Beck, McNeely, Conness –13-
Absent: Bell –1-

PUBLIC PARTICIPATION

4. Ryan Washatka addressed council on behalf of Tri-Vision Sports and Rockford Icehogs supporting the Icehogs and supporting the renovations.
5. Nancy Gdowski addressed council supporting the renovations to the MetroCentre and opposing the financial mechanism proposed.
6. Richard Brosal addressed council supporting the UHL and Rockford Professional Hockey Bond Issue.
7. David Preece addressed council supporting the MetroCentre renovations.
8. Jay Graham addressed council supporting the MetroCentre renovations and AHL affiliation.
9. Coach Steve Martinson requested to address council regarding the Icehogs. Alderman Holt made a motion to allow him to speak and suspend rules, seconded by Alderman McNeely. MOTION PREVAILED (Ald. Bell absent).

Coach Steve Martinson addressed council supporting the Icehogs and the UHL.

ACCEPTANCE OF THE JOURNAL

10. Alderman Mark moved to accept the Journal of Proceedings of November 13, 2006, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Bell absent).

PETITIONS AND COMMUNICATIONS

11. Alderman Beach submitted a Letter from Daniel J. McGrail regarding Wyman & Elm Parking Deck/Trust Building. Referred to Planning and Development Committee.
12. Alderman Beach submitted a Memorandum from Wayne Dust, Planning Administrator, regarding Grant Applications: USEPA Assessment and Cleanup Grants; Brownfield Revolving Loan. Referred to Planning and Development Committee.
13. Alderman Timm submitted an e-mail from Bob Richardson with concerns of speeding traffic and pedestrian crossing North Rockton Avenue before and after school. Referred to the Police Department.
14. Alderman Timm submitted an e-mail from K.L. Waldon, suggesting the City adopt guidelines for trick-or-tricking. Referred to Code and Regulation Committee.
15. Alderman Johnson submitted a Request for Service regarding an abandoned vehicle on Charles Street. Referred to the Police Department.
16. Alderman Johnson submitted a Petition for trees and bushes to be cut between 15th Avenue and 18th Avenue, more street lights on Woodruff Avenue, and requesting more police patrolling in that area because of possible drug dealing. Referred to the Public Works Department and Police Department.
17. Alderman Johnson submitted a claim with photos from William and Linda Evans regarding damages from the Labor Day storm. Referred to Mayor Morrissey.
18. Alderman Johnson submitted photos of several properties with damage from the Labor Day storm along Greendale Drive. Referred to Mayor Morrissey.
19. Alderman Beck submitted a Memorandum from Patrick Zuroske, Capital Program Manager, regarding a Change Order for Springfield Avenue Widening in the amount of \$113,859.77. Placed on file.
20. Alderman Beck submitted a Memorandum from Patrick Zuroske, Capital Program Manager, regarding a Change Order for Engineering Agreement Amendment for Harrison Ave. Bridges over the UP and CC & P Railroads in the amount of \$62,200. Placed on file
21. Alderman Mark submitted a letter from Kay Brentner Sward regarding a denied request from the Historic Preservation Commission. Referred to Ginny Gregory, Rockford Historic Preservation Commission.
22. Alderman Mark submitted a Request for Service regarding lighting in the alley of 500 block of East State Street. Referred to Public Works Department.
23. Alderman Mark submitted a Memorandum from Todd Cagnoni, Manager of Current Planning, regarding the Final Plat of Pepper Pointe West. Referred to Code and Regulation Committee.

24. Alderman Conness submitted an e-mail from Deb Whitmire, regarding a fence that is deteriorated and falling apart behind the Alpine Flea Market and a trash dumpster behind the strip mall at 4300 Sandy Hollow Road that is overflowing with garbage. Referred to Neighborhood Standards.
25. Alderman Conness submitted a letter from Dennis Slagell, concerning streetlights on Diane Court and Drive. Referred to Public Works Department.

NEW COMMITTEE REPORTS

26. Alderman Beck read a Finance and Personnel Committee Report recommending the award for Painting Interior of Various Fire Stations be made to the following: Fire Station #7 – Nova Painting \$18,650.00, Fire Station #10 – Lenz Decorators \$5,477.00, Fire Station #11 – Lenz Decorators \$6,910.00. The funding source is Fire Department Capital Outlay Budget. LAID OVER.
27. Alderman Beck read a Finance and Personnel Committee Report recommending the award of contract for the rehabilitation of five wells (Base Well Rehabilitation, Phase 2) be made to the low bidder Layne-Western Company, for the amount of \$472,680.00. Funding source is Capital Improvements Program Water Bonds. LAID OVER.
28. Alderman Beck read a Finance and Personnel Committee Report recommending the award of contract for the construction of Well #45, located near Stanley Street & Preston St. be made to the low bidder, Layne Western Co. for the amount of \$567,060.00. The funding source is Capital Improvements Program – Water Bonds. LAID OVER.
29. Alderman Beck read a Finance and Personnel Committee Report recommending the award of proposal for Parking Ticket Hearing Code Officer be made to the sole proposer Attorney Joseph Kosek, of Rockford, IL for a fee of \$95.00/hour. The funding source is Motor Vehicle Parking Fund. LAID OVER.
30. Alderman Beck read a Finance and Personnel Committee Report for Engineering Agreement: Rock River Stream Bank Stabilization and Dam Bypass Feasibility Analysis recommending award be made to HNTB, Inc. at a not-to-exceed cost of \$186,570 for Technical Viability Analysis. The funding for this project will come from a General Fund Transfer. LAID OVER.
31. Alderman Beck read a Finance and Personnel Committee Report recommending approval of Task Order #7 with McMahon Associates, Inc., for engineering design for the renovation of 10 well sites and the design of an automated control system at a not to exceed amount of \$565,000. Task Order #7 to be completed under the Master Agreement between the City and McMahon Associates, Inc., for water system improvements. The funding for this project will come from water bonds. LAID OVER.
32. Alderman Beck read a Finance and Personnel Committee Report regarding the 2006 Tax Levy Ordinance, hereby begs leave to report recommending that the Levy Ordinance be prepared by the Finance Department, and accepted in the amount of \$42,190,300 for

the levies in the General, Sanitation, Tuberculosis Sanitarium, Library, Library Maintenance, Illinois Municipal Retirement, Unemployment Compensation, Worker's Compensation, and Auditing Funds. LAID OVER.

33. Alderman Beck read a Finance and Personnel Committee Report regarding increasing the 2006 tax levy for street and bridge purposes from .06% of the value as equalized or assessed by the Department of Revenue of all taxable property in the City of Rockford to .10% of the value, as equalized or assessed by the Department of Revenue of all taxable property in the City of Rockford, hereby recommends: That the City of Rockford adopt an annual levy of .10% of the value as equalized or assessed by the Department of Revenue for street and bridge purposes. LAID OVER.

34. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of November 20, 2006 in the amount of \$2,262,524.44. MOTION PREVAILED by a Roll Call vote:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness –13-
Nays: -0-
Absent: Bell –1-

2006-418CR

35. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the settlement of Maggio v. City of Rockford in the amount of \$55,000.00 with a release to be obtained.

Alderman Mark moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Bell absent, Ald. McNeely voted no). The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Thompson, Johnson, Timm, Beach, Holt, Beck, Conness –12-
Nays: McNeely –1-
Absent: Bell –1-

PETITONS AND COMMUNICATIONS

36. Alderman Beach submitted a Memorandum from Reid Montgomery, Director of Community and Economic Development, regarding RAEDC 2007/2008 Contract Proposal. Referred to Planning and Development Committee.

OFFICERS REPORTS

37. Alderman Conness called upon Jim Ryan, City Administrator, to report on the information received from the Illinois Emergency Management Agency. A copy of the letter he read to council is attached to this document.

38. Alderman Conness made a reminder that Court Street Methodist Church will be hosting their Annual Thanksgiving Dinner on Thursday, November 23rd from 11:00 am – 1:00 pm at 215 North Court Street. Pastor Keith Powell extended an invitation encouraging the alderman to stop by and visit those individuals attending the dinner.
39. Alderman Conness announced the Rockford Chamber of Commerce will be hosting the 21st Legislative Reception on Tuesday, November 21st from 5:30 pm – 7:30 pm in the lobby at City Hall.
40. Alderman Conness made a reminder that City Hall will be closed on Thursday, November 23rd and Friday, November 24th in observance of the Thanksgiving Day Holiday.
41. Alderman Conness called attention to a News Release announcing garbage service for City collection will shift one day on Thanksgiving Day from Thursday to Friday. The remainder of the week Monday through Wednesday will remain unchanged. In addition, Household Hazardous Waste Site at 3333 Kishwaukee Street and the Used Oil and Tire recycling center at Halsted and Rockton **will be closed** the weekend of November 25th and 26th, 2006.
42. Alderman Jacobson thanked Mayor Morrissey and Jim Ryan, City Administrator, for their trip to Washington regarding the FEMA appeal process. He offered a suggestion, that in the future, an alderman be allowed to travel with the administration to facilitate our case.
43. Alderman Thompson made a reminder the Human Services Department will be sponsoring their annual Thanksgiving Day dinner on Wednesday, November 22nd at 11:30 am at St. Pat's Church, 2505 School Street.
44. Alderman Beck expressed concern with the new 9-1-1 systems response to incoming calls being placed on hold and manpower capacity to handle the volume of calls. He requested Chief Robertson clarify the operations of the system in those situations. Chief Robertson explained the calls are placed into a "que", an automatic call distribution system, and answered by the next available Telecommunicator. He also expressed concern and advised the department is working on finding a different solution.
45. Alderman Thompson also expressed concern with the 9-1-1 calls being placed on hold and requested Chief Robertson provide information to her regarding this issue.
46. Alderman Holt thanked Mayor Morrissey for making the trip to Washington for the FEMA appeal process, but was disappointed to have heard about his trip through the newspaper. He requested to be contacted and informed as to what, if any, progress was made in Washington.
47. Alderman Mark announced this coming weekend begins the Holiday season with the Festival of Lights at Sinissippi Park and thanks to the River District, the lighting of the downtown. Also, on Saturday the Rockford Symphony will be presenting two shows of the Nutcracker at the Coronado Theatre.

- 48. Alderman McNeely asked Andres Sammul, Director of Finance, a series of questions regarding the property tax levy and he explained them in detail.
- 49. Alderman Jacobson acknowledged State Representative Charles Jefferson in the audience.

UNFINISHED BUSINESS

2006-202-O

- 50. Alderman Beck moved the adoption of an Ordinance making supplemental appropriations for the City of Rockford, a Municipal Corporation, to finance those functions pertaining to its government and affairs including the General Fund, Library Fund, Redevelopment Fund, Global Trade Park TIF District Fund, and Building Maintenance Fund for the fiscal year 2006. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Thompson, Johnson, Timm, Beach, Beck, Conness –11-
 Nays: Holt, McNeely –2-
 Absent: Bell –1-

2006-203-O

- 51. Alderman Mark moved the adoption of an Ordinance recommending the approval of the sale of property at 829 Miriam Avenue at a minimum bid of \$350.00 with preference to the adjoining property owners. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness –13-
 Nays: -0-
 Absent: Bell –1-

2006-204-O

- 52. Alderman Mark moved the adoption of an Ordinance amending Chapter 16, Section 292, of the City of Rockford Code of Ordinances, that traffic be required to stop prior to entering the intersection of Holiday Drive and Meriday Lane, thus repealing the existing one-way stop sign control. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness –13-
 Nays: -0-
 Absent: Bell –1-

2006-205-O

- 53. Alderman Mark moved the adoption of an Ordinance amending Chapter 16, Section 292, of the City of Rockford Code of Ordinances, that traffic on Westgate Parkway be required to stop prior to entering the intersection of Eastgate Parkway. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness –13-
Nays: -0-
Absent: Bell –1-

2006-116R

58. Alderman Mark suggested a Resolution that the City of Rockford establishes a process for identification, such as photo id, when people turn in copper tubing or other valuable metals at recycling centers. Referred to Code and Regulation Committee.

2006-117R

59. Alderman Beach, on behalf of the Planning and Development Committee, moved the adoption of a Resolution that the attached Development Agreement and MetroCentre Rehabilitation Project be approved. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness –13-
Nays: -0-
Absent: Bell –1-

NEW BUSINESS

60. Alderman Mark introduced and read an Ordinance amending Chapter 37, Section 800.4, of the City of Rockford Code of Ordinances for a Zoning Map Amendment from R-1, Single-Family Residential Zoning District, to C-3, Commercial General Zoning District for the property at 121 & 409 South Bell School Road. Approval is subject to the following conditions:

1. Submittal of a final plat prior to any sale of the property and future access drives.
2. All uses will be restricted to those in a C-3, Commercial General Zoning District.

Approval is based on the Findings of Fact (LAD 12/18/06, ZBA #066-06). LAID OVER.

61. Alderman Mark introduced and read an Ordinance amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances for a Special Use Permit for a Planned Mixed-Use Development consisting of a coffee kiosk with two drive-up windows in a C-2, Commercial Community District at 3730 North Main Street. Approval is subject to the following conditions:

1. That the entire striped area east and west of the kiosk is a landscape island to be approved by staff.
2. That perimeter landscaping shall be installed along the store frontage on the northeast corner of the property along Bennington Road and North Main Street.
3. Meeting all applicable building and fire codes.
4. That a building elevation plan is submitted for Staff review and approval.

Approval is based on the Findings of Fact (LAD 12/18/06, ZBA #068-06). LAID OVER.

62. Alderman Mark introduced and read an Ordinance amending Chapter 37, Section 1604, of the City of Rockford Code of Ordinance for a Variation to reduce the rear yard setback from the required thirty (30) feet to eighteen (18) feet in a R-1, Single-Family Residential Zoning District at 2751 Springdale Drive. Approval is subject to the following conditions:

Approval is based on the Findings of Fact (LAD 12/18/06, ZBA #067-06). LAID OVER.

63. Upon motion duly made and seconded, the meeting was adjourned at 8:16 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
NOVEMBER 27, 2006
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 Hearing
- Public Participation
- Petitions and Communications
- New Committee Reports (Reports of Standing Committees – Code and Regulation, Finance and Personnel, Planning and Development - and other select committees)
- Officers Reports
- Unfinished Business of previous meeting
 - Motion and Resolutions
 - New Business

UNFINISHED BUSINESS

I. COMMITTEE REPORTS LAID OVER NOVEMBER 20, 2006

1. Beck - Finance and Personnel - Recommending the award for Painting Interior of Various Fire Stations be made to the following: Fire Station #7 – Nova Painting \$18,650.00, Fire Station #10 – Lenz Decorators \$5,477.00, Fire Station #11 – Lenz Decorators \$6,910.00. The funding source is Fire Department Capital Outlay Budget.
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6. Beck - Finance and Personnel - Recommending approval of Task Order #7 with McMahon Associates, Inc., for engineering design for the renovation of 10 well sites and the design of an automated control system at a not to exceed amount of \$565,000. Task Order #7 to be completed under the Master Agreement between the City and McMahon Associates, Inc., for water system improvements. The funding for this project will come from water bonds.
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8. Beck - Finance and Personnel - Regarding increasing the 2006 tax levy for street and bridge purposes from .06% of the value as equalized or assessed by the Department of Revenue of all taxable property in the City of Rockford to .10% of the value, as equalized or assessed by the Department of Revenue of all taxable property in the City of Rockford, hereby recommends: That the City of Rockford adopt an annual levy of .10% of the value as equalized or assessed by the Department of Revenue for street and bridge purposes.

II. ORDINANCES LAID OVER NOVEMBER 20, 2006

1. Mark - Ordinance - Amending Chapter 37, Section 800.4, of the City of Rockford Code of Ordinances for a Zoning Map Amendment from R-1, Single-Family Residential Zoning District, to C-3, Commercial General Zoning District for the property at 121 & 409 South Bell School Road. Approval is subject to the following conditions:
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Approval is based on the Findings of Fact (LAD 12/18/06, ZBA #067-06).

III. MISCELLANEOUS HELD OVER NOVEMBER 20, 2006

1.* Mayor Morrissey – Re-appointment to the Citizen Participation Committee, Gerald Buchanan, term ending May 2008. (Pursuant to Rule 18, this appointment will be up for passage November 27, 2006).

2.* Mayor Morrissey – Re-appointment to the Citizen Participation Committee, Maryjane Seward, term ending May 2008. (Pursuant to Rule 18, this appointment will be up for passage November 27, 2006).

3.* Mayor Morrissey – Re-appointment to the Citizen Participation Committee, Joyce Anderson, term ending May 2008. (Pursuant to Rule 18, this appointment will be up for passage November 27, 2006).

4.* Mayor Morrissey – Appointment to the Citizen Participation Committee, Lynne Nelson, term ending May 2009. (Pursuant to Rule 18, this appointment will be up for passage November 27, 2006).

5.* Mayor Morrissey – Appointment to the Citizen Participation Committee, Stefan Miller, term ending May 2009. (Pursuant to Rule 18, this appointment will be up for passage November 27, 2006).

* same action taken before

- Motions and Resolutions
- 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).
- Adjournment

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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, November 27, 2006, 4:45 p.m.
CD Conference Room, City Hall 2nd floor
AGENDA**

1. C & R 06-233 Final Plat of Pepper Pointe West
2. C & R 06-234 Claim of Getharia Smith in the amount of \$6,072.00

FINANCE AND PERSONNEL COMMITTEE

**Monday, November 27, 2006, 5:15 p.m.
Conference Room B, City Hall 2nd floor (south room)
AGENDA**

1. Purchasing and Vouchers
 - A. Resolution to take Bids/Proposals
 - B. Vouchers
 - √ Training/Travel Expenses for Human Services Department
2. 3rd Quarter Investment Report
3. Financial Discussion
4. Street Lighting

PLANNING AND DEVELOPMENT COMMITTEE

**Monday, November 27, 2006, 4:30 p.m.
Conference Room A, City Hall 2nd floor (north room)
AGENDA**

1. Memorandum from Ronald N. Schultz, City Attorney, regarding an Intergovernmental Agreement Establishing the Northern Illinois Technology Triangle Commission.
2. Letter from Daniel J. McGrail regarding Wyman & Elm Parking Deck/Trust Building.
3. Memorandum from Richard May, Development Specialist, regarding the State and Kilburn TIF District and Jackson School TIF District.
4. Memorandum from Wayne Dust, Planning Administrator, regarding USEPA Assessment and Cleanup Grants; Brownfield Cleanup Revolving Loan.

5. Memorandum from Reid Montgomery, Director of Community and Economic Development regarding RAEDC 2007/2008 Contract Proposal.
6. Memorandum from Jim Ryan, City Administrator, regarding authorization to issue up to \$23 million in Alternate Revenue Bonds for the financing of the MetroCentre.



Rod R. Blagojevich, Governor
William C. Burke, Director

November 20, 2006

Mr. Edward Buikema
Regional Director
FEMA Region V
536 South Clark Street, Floor 6
Chicago, IL 60605

Dear Mr. Buikema:

On behalf of Governor Blagojevich, I am submitting information for your consideration that supports the Governor's major disaster declaration request for Illinois that was sent through your office to the President on September 11, 2006. The Governor's request for the major disaster declaration was submitted as a result of flash flooding that occurred in Winnebago County on September 4, 2006. Individual Assistance, to include the Individuals and Households Program and U.S. Small Business Administration Disaster Loans, was specifically requested for Winnebago County. Hazard Mitigation Assistance was requested for jurisdictions statewide.

The Federal Emergency Management Agency (FEMA) denied the Governor's request for federal disaster assistance on October 20, 2006. Governor Blagojevich then appealed the denial on October 24, 2006. The enclosed information, as submitted by the City of Rockford, is intended to support the pending appeal. The information provided will help to clarify information obtained by FEMA from the City during the two damage assessment visits. A description of the disaster's impact on the people living in the most severely flooded neighborhoods is also included.

In addition to the information prepared by the City of Rockford, my staff reconfirmed that there are no assistance programs within State agencies that would provide grants to homeowners for the repair and/or replacement of disaster damaged furnaces, water heaters or electrical systems. The State Disaster Relief Fund Act specifically states: "The fund shall be used for furnishing emergency services and relief to the disaster area as a whole and shall not be used to provide private relief to persons sustaining property damages or personal injury as a result of a disaster".

I appreciate your interest in obtaining all information related to this disaster. Please contact me if you need additional information.

Sincerely,

William C. Burke
Director

Enclosure