

**CITY COUNCIL, CITY OF ROCKFORD**  
**JOURNAL OF PROCEEDINGS**  
**JUNE 5, 2006**  
**COUNCIL CONVENED AT 6:25 P.M.**

1. The Clerk called the meeting to order in the absence of the Mayor, and recognized Alderman Johnson who moved that Alderman Bell serve as Mayor Pro Tem for the meeting. Said motion was seconded by Alderman Jacobson. MOTION PREVAILED.
2. The invocation was given by Alderman Shirley Bartholomew, Salvation Army/Police Chaplain and the Pledge of Allegiance was led by Page Justin Francis.
3. Roll Call:  
Alderman Bell, Pro Tem  
Aldermen: Sosnowski, Mark, Curran, Wasco, (Bell), Thompson, Jacobson, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -14-  
Absent: -0-
4. Alderman Mark moved to accept the Journal of Proceedings of May 30, 2006, seconded by Alderman Jacobson. MOTION PREVAILED.

**PETITIONS AND COMMUNICATIONS**

5. Alderman Beach submitted a letter from the Northern Illinois Building Contractors Association regarding the Procurement Policy. Referred to Code and Regulation Committee.
6. Alderman Beach mentioned a letter from Alderman Thompson regarding the same agreement.
7. Alderman Beach mentioned a letter from Randall Ballard, expressing concerns about the Alpine/Guilford Development.
8. Alderman Beach submitted a Memorandum from Todd Cagnoni, Manager of Current Planning, regarding the Final Plat of East Rock Industrial Park Subdivision #7. Referred to Code and Regulation Committee.
9. Alderman Beach submitted a Memorandum from Kerry Partridge, City Attorney, regarding the Policy for Honorary Street Name Designation. Referred to Code and Regulation Committee.
10. Alderman Johnson submitted four (4) Requests for Service. Referred to Neighborhood Standards and the Public Works Department.
11. Alderman Johnson submitted a letter from Matthew Clutter with concerns regarding traffic problems on 22<sup>nd</sup> Street. Referred to the Public Works Department/Traffic.

12. Alderman Jacobson submitted a Request for Service. Referred to the Building Department.
13. Alderman Wasco submitted four (4) Requests for Service. Referred to Neighborhood Standards and the Public Works Department.
14. Alderman Wasco thanked Gary Longnecker, Director Animal Control Services, for his quick response in rescuing two dogs from an abandoned house.
15. Alderman Sosnowski submitted a Memorandum from Todd M. Cagnoni, Manager of Current Planning, regarding the Amendment of Subdivision Regulations – Street Lights. Referred to Code and Regulation Committee.
16. Alderman Mark submitted a Memorandum from Stephen K, Ernst, City Traffic Engineer, regarding a request for parking arrangements for the Rockford Public Library. Referred to Planning and Development Committee.
17. Alderman Mark submitted a Memorandum from Todd M. Cagnoni, Manager of Current Planning, regarding the 2020 Plan Implementation – Madison Street Zoning Change to C-4, Commercial Oldtown. Referred to Planning and Development Committee.
18. Alderman Mark submitted a request from Carol Wright, in conjunction with Stars and Guitars Concerts, for permission for liquor outdoors within a confined space at Davis Park on July 1st & 2nd. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Curran. MOTION PREVAILED.
19. Alderman Mark submitted a request from Carol Wright, in conjunction with Stars and Guitars Concerts, for permission for liquor outdoors within a confined space at Davis Park on June 23rd & 24th. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Curran. MOTION PREVAILED.
20. Alderman Holt submitted a letter from Bill Mohr, Mid Town District, thanking the Neighborhood Standards Department, and the Public Works Department for the efforts and cooperation in a joint program with Patriot's Gateway and the Regional Learning Center to remove debris and clean up the area south of Keith Creek between 5<sup>th</sup> and 6<sup>th</sup> Streets. Copies to Neighborhood Standards and the Public Works Department.

#### **NEW COMMITTEE REPORTS**

21. Alderman Johnson read a Finance and Personnel Committee Report recommending approval of Task Order #9 with Strand Associates, Inc., for engineering services to construct a new well at Stanley Street Pumping Station at a not-to-exceed cost of \$23,800. Task Order #9 to be completed under terms of the Master Agreement with the City and Strand Associates, Inc., for water system improvements. The funding for this project will come from water bonds. LAID OVER.
22. Alderman Johnson read a Finance and Personnel Committee Report recommending approval of Task Order #6 with McMahon Associates, Inc., for engineering design for

the Stanley Street Water Pumping Station at a not-to-exceed amount of \$153,000. Task Order #6 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.

23. Alderman Johnson read a Finance and Personnel Committee Report recommending approval of Task Order #8 with Strand Associates, Inc., for engineering services to rehabilitate 5 wells at a not-to-exceed cost of \$39,500. Task Order #8 to be completed under terms of the Master Agreement with the City and Strand Associates, Inc., for water system improvements. The funding for this project will come from water bonds. LAID OVER.

**2006-186CR**

24. Alderman Johnson read a Finance and Personnel Committee Report recommending the award for HVAC/Mechanical Weatherization Program be made to both bidders, Jim Holder Heating & Air Conditioning, of Machesney Park, IL and Gough Heating and Air Conditioning, of Loves Park, IL based on the statement of Qualifications submitted and placed on file. The State of Illinois establishes the unit prices for all work completed under the program. Annual program spending is estimated at \$450,000. The funding source is Human Services Operating Budget.

Alderman Johnson moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED. The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -14-  
Nays: -0-  
Absent: -0-

**2006-187CR**

25. Alderman Johnson read a Finance and Personnel Committee Report recommending the award for Request for Qualifications for 2007 Architectural Weatherization Program be made to both Quality Renovations, Inc. of Rockford, IL and Taylor Made Carpentry, of Capron, IL, based on the Statement of Qualifications submitted and placed on file. The State of Illinois establishes the unit prices for all work completed under the program. Annual program spending is estimated at \$300,000. The funding source is Human Services Operating Budget.

Alderman Johnson moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED. The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -14-  
Nays: -0-  
Absent: -0-

**2006-188CR**

26. Alderman Johnson read a Finance and Personnel Committee Report recommending the award for City-Wide PCC Patching – 2006 be made to Campos Construction for their bid of \$77,010.00. The funding for this project will come from Motor Fuel Tax (MFT).

Alderman Johnson moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED. The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -14-  
Nays: -0-  
Absent: -0-

27. Alderman Johnson moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of June 5, 2006 in the amount of \$1,341,573.90. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -14-  
Nays: -0-  
Absent: -0-

28. Alderman Beach read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that the City Council APPROVE the Special Use Permit for a Planned Residential Development consisting of a four-family residence in a R-1, Single-family Residential District and APPROVE the Variation to reduce the density requirements from 3,851.5 square feet per unit to 1,503 square feet per unit in an R-1, Single-Family Residential District at 3121 Garrison Avenue. Approval is subject to the following conditions:

1. The use of the property be limited to a four-family residence. The addition of another unit is prohibited.

Approval is based on the Findings of Fact (LAD 7/17/06, ZBA #026-06). LAID OVER.

29. Alderman Beach read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that the City Council DENY the Modification of Special Use Permit #127-00 to include sales and installation of automobile audio systems, wheels and tires in addition to the following uses permitted by the Special Use Permit: sales of passenger vehicles and motorcycles, vehicle preparation, office area, and minor repairs of passenger vehicles and motorcycles in a C-4, Commercial Oldtown Zoning District at 1517 11<sup>th</sup> Street.

Denial is subject to the Findings of Fact (LAD 7/17/06, ZBA #029-06). LAID OVER.

30. Alderman Beach read a Code and Regulation Committee Report REVERSING the Zoning Board of Appeals, thereby recommending that the City Council DENY the Special Use Permit for a Planned Mixed Use Development for a double drive-thru/walk up coffee shop in a C-2, Commercial Community Zoning District, and DENY a Variation in the required stacking spaces from eight to four for each of the drive-thru windows in a C-2, Commercial Community Zoning District at 3600 North Main Street (8XX Riverside Blvd.)

Denial is subject to the Findings of Fact (LAD 7/17/06, ZBA #030-06). LAID OVER.

31. Alderman Beach read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that the City Council APPROVE the Special Use Permit to allow the sale of used passenger vehicles in an I-1, Light Industrial District; and DENY a Variation to allow landscaping to remain "as is" in an I-1, Light Industrial District at 2250 11<sup>th</sup> Street. Approval is subject to the following conditions:

1. That a landscaping plan in accordance with the ordinance is submitted for Staff review and approval and said landscaping is installed prior to establishment of the use.
2. The Zoning Officer will not provide certification to the State of Illinois that passenger vehicle sales are permitted on the property until landscaping has been installed.

Denial is based on the Findings of Fact (LAD 7/17/06, ZBA #031-06). LAID OVER.

32. Alderman Beach read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that the City Council APPROVE the Special Use Permit for retail outdoor sales by the drink in a C-3, Commercial General Zoning District at 3870 North Perryville Road. Approval is subject to the following conditions:

1. Meeting all applicable building and fire codes
2. Meeting all city liquor codes
3. Fence permit must be received if any fencing is required.
4. Removal of the third wall sign prior to establishing the use
5. No sales for off-site consumption of alcoholic beverages

Approval is based on the Findings of Fact (LAD 7/17/06, ZBA #033-06). LAID OVER.

33. Alderman Beach read a Code and Regulation Committee Report SUSTIANING the Zoning Board of Appeals, thereby recommending that the City Council APPROVE the Special Use Permit for a Planned Mixed Use Development consisting of passenger vehicle and boat sales, and a passenger vehicle detailing shop in an I-1, Light Industrial Zoning District at 3424 South Alpine Road. Approval is subject to the following conditions:

1. Limited to three bays for automobile detailing
2. Removal of the semi-trailer from the site

3. Cars waiting for detailing or pick-up to be parked along east property line behind and not hindering egress from the automatic car wash. Said vehicles may not be stored outside overnight.
4. Detailing shop may not store unlicensed or inoperable vehicles outside at any time.

Approval is based on the Findings of Fact (LAD 7/17/06, ZBA 035-06). LAID OVER.

**2006-189CR**

34. Alderman Beach read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that the City Council APPROVE the Special Use Permit to allow a commercial office in an R-1, Single-family Residential District at 1401 North 2<sup>nd</sup> Street.

Approval is based on the Findings of Fact (LAD 7/17/06, ZBA #028-06).

Alderman Beach moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED. The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -14-  
 Nays: -0-  
 Absent: -0-

**OFFICERS REPORTS**

35. Alderman Bell, on behalf of Mayor Morrissey, read a Proclamation proclaiming Saturday, June 10, 2006 to be "Biker Jam Day" in Rockford, and urged all citizens to support and enjoy the festivities of Biker Jam Day in support of Goldie Floberg Children's Home.
36. Alderman Bell, on behalf of Mayor Morrissey, read a Proclamation proclaiming Tuesday, June 6, 2006 to be "National Hunger Awareness Day" in Rockford, and called upon all citizens and businesses to join in supporting the Northern Illinois Food Bank during this national campaign to provide meals for our children, secure additional resources for the communities it serves and for its year-long efforts in providing food assistance in Northern Illinois.
37. Alderman Bell called attention to a Memorandum from Jennifer Cacciapaglia, City Attorney, regarding the Animal Services Presentation to be held on June 13<sup>th</sup> at 5:00 pm in Council Chambers, City Hall 2<sup>nd</sup> floor.
38. Alderman Bell, on behalf of Mayor Morrissey, submitted the re-appointment of Joe Capone to the Library Board. LAID OVER.
39. Alderman Bell, on behalf of Mayor Morrissey, submitted the re-appointment of Jane Heimer to the Library Board. LAID OVER.

40. Alderman Bell mentioned some information that had been distributed regarding Fair Employment Practices.
41. Alderman Bell submitted a letter from Frank Marconi, St. Ambrogio Society, requesting assistance with the procedure to have the intersection of Ferguson and Montague Street renamed to "Ferentino Way". Referred to Code and Regulation Committee.
42. Alderman Bell advised the Orchard 3<sup>rd</sup> Union Neighborhood Association will be having a neighborhood party on June 24<sup>th</sup>.
43. Alderman Johnson commented on the e-mail from Julia Valdez, Training and Development Manager, Personnel Department, regarding the purposed survey by the National Research Center. Monday night, June 12<sup>th</sup> at 5:00 pm in Conference Room B, Julia Valdez will be conducting a conference call with Dr. Thomas Miller, National Research Center, to answer questions and concerns. All are encouraged to attend.
44. Alderman Johnson called attention to the invitations distributed for the Mayor's Arts Awards to be held outside the Coronado Theatre on Thursday, June 8<sup>th</sup> at 5:00 pm. She encouraged all to attend this wonderful event.
45. Alderman Holt mentioned he was appreciative of the information received from the Police Department with statistics of arrests made on traffic violations, and suggested possibly having similar enforcement targeted towards sound amplification and littering violations. Referred to the Police Department.
46. Alderman Holt advised there was another shooting in his neighborhood and requested that City Council receive a monthly report from the Police Department on shootings/ shots fired and general location of the crime, as well as a year-to-date total. Referred to the Police Department.
47. Alderman Jacobson reiterated his concerns about shootings and gun related crimes in Rockford and would be appreciative of receiving a monthly report from the Police Department on those statistics.
48. Alderman Jacobson commented on a vicious dog attack in his neighborhood and reminded council members that Gary Longnecker, Director of Animal Services and Greg Minger, Winnebago County Assistant State's Attorney, will be making a presentation and answering questions on June 13<sup>th</sup> at 5:00 pm in Council Chambers, City Hall 2<sup>nd</sup> floor.
49. Alderman Jacobson announced he was canceling the Democratic Caucus tonight so that aldermen would be available to meet with Representative Manzullo on the Post Office issue.
50. Alderman Curran announced that Swedish American Hospital had the ribbon cutting ceremony for the new Heart Hospital last Thursday. He congratulated the Swedish American Hospital group for their commitment for excellence in Rockford.

51. Alderman Thompson commented on the several calls she has received from her constituents requesting weeds be mowed and acknowledged the Neighborhood Standards Department was working diligently to service those requests.
52. Alderman Thompson also commented on her concerns with the violence and numerous shootings and requested more information to pass on to her constituents from the Police Department and suggested possibly having a workshop. Referred to the Police Department.
53. Alderman Mark commented on the tremendous turn-out at the annual Safety Fest sponsored by the Rockford Fire Department and Rockford Police Department held at Davis Park last weekend and expressed how wonderful it was to see the interaction between the firefighters and officers with the children.
54. Alderman Mark mentioned that Glen Thiel, a community pillar, had passed away at the age of 95 and reflected on his generosity, having established several monetary gifts for many community organizations, Rockford Symphony Orchestra, Crusader Clinic, Rosecrance and "Friends of the Coronado" to name a few. Through his generosity his memory will shine on.

Alderman Beach exited the meeting at 7:00 pm.

55. Alderman Bell mentioned he attended prayer night and the annual meeting at Providence Baptist Church Friday night.
56. Alderman Bell mentioned last Saturday was the Garden Walk at Klehm Arboretum, which was well attended.
57. Alderman Bell commented he attended the Heritage Museum Annual Festival at the Lithuanian Club on Sunday.

### **UNFINISHED BUSINESS**

#### **2006-190CR**

58. Alderman Johnson moved the adoption of a Finance and Personnel Committee Report recommending the award for Fire Hydrant Painting be made to the low bidder Davies Water, of Appleton, WI for their total bid of \$35,000.00 for painting approximately 500 hydrants. The funding source Water Division Operating Budgets. MOTION PREVAILED by a Roll Call vote of:

Ayes:        Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Johnson,  
                 Timm, Holt, Beck, McNeely, Conness -14-

Nays:        -0-

Absent:      Beach -1-

#### **2006-191CR**

59. Alderman Johnson moved the adoption of a Finance and Personnel Committee Report recommending the award for Recording Equipment for the Police Department be made

to the low bidder Entre Computer, of Rockford, IL for their total bid of \$11,878.80. The funding source Crime Stoppers Grant. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Johnson, Timm, Holt, Beck, McNeely, Conness -14-  
Nays: -0-  
Absent: Beach -1-

**2006-192CR**

60. Alderman Johnson moved the adoption of a Finance and Personnel Committee Report recommending an engineering agreement amendment with Missman, Stanley & Assoc. for Chestnut Street Water Main Improvements for a total not-to-exceed amount of \$17,452.00 for design services. The funding for this project will come from Water Improvement and Replacement Account. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Johnson, Timm, Holt, Beck, McNeely, Conness -14-  
Nays: -0-  
Absent: Beach -1-

**2006-193CR**

61. Alderman Johnson moved the adoption of a Finance and Personnel Committee Report recommending an engineering agreement amendment with Missman, Stanley & Assoc. for Harrison Avenue Reconstruction for a total not-to-exceed amount of \$547,653.00 for design services. The funding for this project will come from Motor Fuel Tax. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Johnson, Timm, Holt, Beck, McNeely, Conness -14-  
Nays: -0-  
Absent: Beach -1-

**2006-194CR**

62. Alderman Mark moved the adoption of a Planning and Development Committee Report recommending that the City Council approve the attached Coronado Theatre Management and Operations Agreement. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Johnson, Timm, Holt, Beck, McNeely, Conness -14-  
Nays: -0-  
Absent: Beach -1-

**2006-195CR**

63. Alderman Mark moved the adoption of a Planning and Development Committee Report recommending that the City Council approve the attached draft ordinance creating a Commercial Redevelopment Fund from 10% of the Municipal Retailers Occupation Tax

Revenue collected by the City on projects where rebates of that tax are given be approved. The Legal Director shall prepare the appropriate ordinance.

Alderman McNeely made a motion to send the committee report back to committee, seconded by Alderman Thompson. MOTION FAILED by a Roll Call vote of:

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

The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

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

**2006-196CR**

64. Alderman Holt moved the adoption of a Code and Regulation Committee Report recommending the approval of the claim of Sam Giardono for property damage in the amount of \$346.30. MOTION PREVAILED by a Roll Call vote of:

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

**2006-197CR**

65. Alderman Holt moved the adoption of a Code and Regulation Committee Report recommending the approval of the Final Plat of the Highlands Subdivision, located east of University Drive, 1,450 feet north of East State Street. MOTION PREVAILED by a Roll Call vote of:

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

**2006-198CR**

66. Alderman Holt moved the adoption of a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance for "No Parking Anytime" on the east side of Rockton Avenue from Cherry Street to 100 feet north of Locust Street. MOTION PREVAILED by a Roll Call vote of:

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

Absent: Beach -1-

**2006-199CR**

67. Alderman Holt moved the adoption of a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance for No Parking Anytime" on the west side of Rockton Avenue from 65 feet of Locust Street to 100 feet south of Locust Street. MOTION PREVAILED by a Roll Call vote of:

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

**2006-200CR**

68. Alderman Holt moved the adoption of a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance restricting parking to "Passenger Loading Zone" on the west side of Madron Road from 400 feet to 510 feet north of Arbutus Road. MOTION PREVAILED by a Roll Call vote of:

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

**2006-201CR**

69. Alderman Holt moved the adoption of a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance that traffic on Overland Trail be required to Stop prior to entering the intersection of Chisholm Trail. MOTION PREVAILED by a Roll Call vote of:

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

70. Alderman Holt moved the adoption of a Code and Regulation Committee Report recommending the City of Rockford DENY the request of Rose Development for a sidewalk waiver on lots 32, 33, 42, 69 and 70 along Kelley Road. BACK TO COMMITTEE.

Alderman Holt made a motion to send the committee report back to committee, seconded by Alderman McNeely.

**MOTION AND RESOLUTIONS**

**2006-96R**

71. Alderman Holt on behalf of the Code and Regulation Committee, moved the adoption of a Resolution that the City Council approve the request for a liquor permit for consumption of liquor outdoors on public property ("SP" license) for the Mayor's Arts Awards on June 8<sup>th</sup>.

MOTION PREVAILED (Ald. Beach absent).

### NEW BUSINESS

72. Alderman Mark read a Planning and Development Committee Ordinance recommending that the City Council approve the attached draft ordinance creating a Commercial Redevelopment Fund from 10% of the Municipal Retailers Occupation Tax Revenue collected by the City on projects where rebates of that tax are given be approved. LAID OVER.

#### 2006-95-O

73. Alderman Mark read a Planning and Development Committee Ordinance recommending that the City Council approve the attached Coronado Theatre Management and Operations Agreement.

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

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

Alderman Conness exited the meeting at 7:26 pm.

74. Alderman Holt introduced an Ordinance that the corner of Dickerman Street and Cunningham Street be designated as "Pastor Betty Barlow Corners." LAID OVER.

#### 2006-96-O

75. Alderman Holt introduced an Ordinance amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances for a Special Use Permit to allow a commercial office in an R-1, Single-Family Residential District at 1401 North 2<sup>nd</sup> Street.

Approval is based on the Findings of Fact (LAD 7/17/06, ZBA #028-06).

Alderman Holt moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. Beach, Conness absent; Ald. McNeely voted no). The Ordinance was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Johnson, Timm, Holt, Beck, McNeely -12-  
Nays: -0-  
Absent: Beach, Conness -2-

76. Alderman Holt introduced 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 resource center equipped with a computer room, food and

clothing services, and referral center in an R-1, Single-Family Residential Zoning District at 128 Albert Avenue. Approval is subject to the following conditions:

1. The property must meet all applicable Building and Fire Codes
2. The property must operate with uses as per the submitted "Program Narrative"
3. Applicants must continue working with Weed and Seed administrators to ensure development is consistent with Focus Area objectives.
4. Hours of operation shall be from 8:00 A.M. to 6:00 P.M. during the school year, and 8:00 A.M. to 8:00 P.M. during the summer when school is not in session.
5. The Zoning Officer shall periodically review activities on the property allowed by the Special Use Permit to ensure that the facility is operating in compliance with the conditions of approval and positive Findings of Fact. Should the Zoning Officer find that the property is operating in violation of any condition of approval or the facility has a negative review for any one or more findings of fact, the Special Use Permit shall immediately lapse.

Approval is based on the Findings of Fact (LAD 6/19/06, ZBA #025-06).

Alderman Holt moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. Beach, Conness absent; Ald. McNeely voted no). The Ordinance was placed on passage. MOTION FAILED by a Roll Call vote of:

Ayes: Curran, Beck -2-  
Nays: Sosnowski, Mark, Wasco, Bell, Jacobson, Thompson, Johnson, Timm, Holt, McNeely -10-  
Absent: Beach, Conness -2-

77. Upon motion duly made and seconded, the meeting was adjourned at 7:30 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, 2<sup>ND</sup> floor City Hall**  
**425 E. State Street, Rockford**  
**June 12, 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 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

**UNFINISHED BUSINESS**

**I. PUBLIC HEARING**

1. Public Hearing scheduled for the Amendment to the Annexation Agreement for property at 7520 & 7542 Spring Brook Road (Landmark Development).
2. Public Hearing scheduled for the Pre-Annexation for 11xx Edson Road and 87xx Friday Road.
3. Public Hearing scheduled for the Annexation Agreement with Rockford Health Systems Southeast corner of Riverside and I-90

**II. COMMITTEE REPORTS LAID OVER JUNE 5, 2006**

1. Johnson - Finance and Personnel - Recommending approval of Task Order #9 with Strand Associates, Inc., for engineering services to construct a new well at Stanley Street Pumping Station at a not-to-exceed cost of \$23,800. Task Order #9 to be completed under terms of the Master Agreement with the City and Strand Associates, Inc., for water system improvements. The funding for this project will come from water bonds.
2. Johnson - Finance and Personnel - Recommending approval of Task Order #6 with McMahon Associates, Inc., for engineering design for the Stanley Street Water Pumping Station at a not-to-exceed amount of \$153,000. Task Order #6 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.

3. Johnson - Finance and Personnel - Recommending approval of Task Order #8 with Strand Associates, Inc., for engineering services to rehabilitate 5 wells at a not-to-exceed cost of \$39,500. Task Order #8 to be completed under terms of the Master Agreement with the City and Strand Associates, Inc., for water system improvements. The funding for this project will come from water bonds.
4. Beach - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that the City Council APPROVE the Special Use Permit for a Planned Residential Development consisting of a four-family residence in a R-1, Single-family Residential District and APPROVE the Variation to reduce the density requirements from 3,851.5 square feet per unit to 1,503 square feet per unit in an R-1, Single-Family Residential District at 3121 Garrison Avenue. Approval is subject to the following conditions:
  1. The use of the property be limited to a four-family residence. The addition of another unit is prohibited.

Approval is based on the Findings of Fact (LAD 7/17/06, ZBA #026-06).

5. Beach - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that the City Council DENY the Modification of Special Use Permit #127-00 to include sales and installation of automobile audio systems, wheels and tires in addition to the following uses permitted by the Special Use Permit: sales of passenger vehicles and motorcycles, vehicle preparation, office area, and minor repairs of passenger vehicles and motorcycles in a C-4, Commercial Oldtown Zoning District at 1517 11<sup>th</sup> Street.

Denial is subject to the Findings of Fact (LAD 7/17/06, ZBA #029-06).

6. Beach - Code and Regulation - REVERSING the Zoning Board of Appeals, thereby recommending that the City Council DENY the Special Use Permit for a Planned Mixed Use Development for a double drive-thru/walk up coffee shop in a C-2, Commercial Community Zoning District, and DENY a Variation in the required stacking spaces from eight to four for each of the drive-thru windows in a C-2, Commercial Community Zoning District at 3600 North Main Street (8XX Riverside Blvd.)

Denial is subject to the Findings of Fact (LAD 7/17/06, ZBA #030-06).

7. Beach - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that the City Council APPROVE the Special Use Permit to allow the sale of used passenger vehicles in an I-1, Light Industrial District; and DENY a Variation to allow landscaping to remain "as is" in an I-1, Light Industrial District at 2250 11<sup>th</sup> Street. Approval is subject to the following conditions:

1. That a landscaping plan in accordance with the ordinance is submitted for Staff review and approval and said landscaping is installed prior to establishment of the use.
2. Zoning Officer will not provide certification to the State of Illinois that passenger vehicle sales are permitted on the property until landscaping has been installed.

Denial is based on the Findings of Fact (LAD 7/17/06, ZBA #031-06).

8. Beach - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that the City Council APPROVE the Special Use Permit for retail outdoor sales by the drink in a C-3, Commercial General Zoning District at 3870 North Perryville Road. Approval is subject to the following conditions:

1. Meeting all applicable building and fire codes
2. Meeting all city liquor codes
3. Fence permit must be received if any fencing is required.
4. Removal of the third wall sign prior to establishing the use
5. No sales for off-site consumption of alcoholic beverages

Approval is based on the Findings of Fact (LAD 7/17/06, ZBA #033-06).

9. Beach - Code and Regulation - SUSTIANING the Zoning Board of Appeals, thereby recommending that the City Council APPROVE the Special Use Permit for a Planned Mixed Use Development consisting of passenger vehicle and boat sales, and a passenger vehicle detailing shop in an I-1, Light Industrial Zoning District at 3424 South Alpine Road. Approval is subject to the following conditions:

1. Limited to three bays for automobile detailing
2. Removal of the semi-trailer from the site
3. Cars waiting for detailing or pick-up to be parked along east property line behind and not hindering egress from the automatic car wash. Said vehicles may not be stored outside overnight.
4. Detailing shop may not store unlicensed or inoperable vehicles outside at any time.

Approval is based on the Findings of Fact (LAD 7/17/06, ZBA 035-06).

### **III. ORDINANCES**

#### **A. LAID OVER JUNE 5, 2006**

1. Holt - Ordinance - That the corner of Dickerman Street and Cunningham Street be designated as "Pastor Betty Barlow Corners."
2. Mark - Ordinance - Recommending that the City Council approve the attached draft ordinance creating a Commercial Redevelopment Fund from 10% of the Municipal Retailers Occupation Tax Revenue collected by the City on projects where rebates of that tax are given be approved.

**B. HELD OUT JUNE 5, 2006**

- 1.\* Beach - Ordinance - That the Mayor and Legal Director are hereby authorized to execute the attached Development Agreement and Amendment Annexation Agreement by and between the City of Rockford and Landmark Riverside, LLC. (UNTIL JUNE 12, 2006).

**IV. MISCELLANEOUS LAID OVER JUNE 5, 2006**

1. Mayor Morrissey – Re-appointment to the Library Board of Joe Capone. (Pursuant to Rule 18, this appointment will be up for passage July 10, 2006).
2. Mayor Morrissey – Re-appointment to the Library Board of Jane Heimer. (Pursuant to Rule 18, this appointment will be up for passage July 10, 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

\* \* \* \* \*

**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, June 12, 2006, 4:45 p.m.**  
**CD Conference Room, City Hall 2<sup>nd</sup> floor**  
**AGENDA**

1. C & R 06-99 Parking violations on private property
2. C & R 06-105 Final Plat of East Rock Industrial Park Subdivision #7
3. C & R 06-107 Amendment of Subdivision Regulations – Street Lights
4. C & R 06-106 Policy for Honorary Street Name Designation
5. C & R 06-28 ZBA#005-06 (A) Annexation Agreement from County R-1, to City C-2, Commercial Community District for Parcel I; to City C-1, Limited Office District for Parcel II; and to City R-

- 2, Two-Family Residential District for Parcel III.
- (B) Zoning Map Amendment at 1007 & 1127 North Alpine Road, 4591, 4627, 4669, 4689, 4707 & 4921 Guilford Road
6. C & R 06-82 ZBA#027-06 (A) Special Use Permit for Planned Mixed Use Development consisting of a gas station, convenience store and car wash
- (B) Special Use Permit for the sale of liquor (indoors) by the package
- (C) Variation in the front yard setback along Broadway from thirty feet to fourteen feet
- (D) Variation in the rear yard setback and landscape buffer along the south property line to allow a setback and buffer of five feet for a car wash in a C-2, Commercial Community Zoning District at 3803, 3811 & 3819 Broadway
7. C & R 06-109 Closed Session for purposes of pending litigation – Attorney Kerry Partridge

**FINANCE AND PERSONNEL COMMITTEE**

**Monday, June 12, 2006, 5:00 p.m.**

**Conference Room B, City Hall 2<sup>nd</sup> floor (south room)**

**AGENDA**

1. Performance Measurement Initiative (Laid over 5/30)
2. Purchasing and Vouchers
  - A. Award of Bid: Chestnut Street Watermain – Suspend rules
  - B. Emergency P.O. for Concrete Repair
  - C. City-State Agreement for Chestnut Street Resurfacing
  - D. Survive Alive Safety House
  - E. Vouchers
    - √ Travel/Training for Human Services Department
3. Amendment to Intergovernmental Agreement with G.S.A. for the Federal Courthouse Project (Laid over 6/5)
4. Financial Discussion

5. Union Negotiation Update – Closed Session

**PLANNING AND DEVELOPMENT COMMITTEE**

**Monday, June 12, 2006, 5:30 p.m.**

**Conference Room A, City Hall 2<sup>nd</sup> floor (north room)**

**AGENDA**

1. Memorandum from Stephen K. Ernst, Traffic Engineer, regarding Request for Parking Arrangements for the Rockford Public Library.