

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
AUGUST 7, 2006
COUNCIL CONVENED AT 6:20 P.M.**

1. The invocation was given by Pastor Orville Richardson, Police Chaplain, and the Pledge of Allegiance was led by Page Justin Francis.
2. Roll Call:
Mayor Lawrence J. Morrissey
Aldermen: Curran, Mark, Wasco, Bell, Jacobson, Thompson, Johnson, Timm, Beach,
Holt, Beck, McNeely, Conness -13-
Absent: Sosnowski –1-
3. Alderman Mark moved to accept the Journal of Proceedings of July 31, 2006, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Sosnowski absent).

PUBLIC HEARINGS

4. Mayor Morrissey called upon Alderman Mark to conduct a public hearing. Alderman Mark called the hearing to order at 6:23 pm, stated that it was being held pursuant to 65 Illinois Compiled Statutes 5/11-15.1-3, for an annexation agreement for property located at 4860 Spring Brook Road. He asked for questions or comments from the Council members, and then from the public, and closed the public hearing at 6:23 pm.

The Meeting returned to the regular Order of Business at 6:24 pm.

PUBLIC PARTICIPATION

5. Jerry Kortman addressed Council supporting the On the Waterfront Liquor Ordinance.
6. Kim Casey addressed Council opposing the On the Waterfront Liquor Ordinance.
7. Chad Leber addressed Council supporting the On the Waterfront Liquor Ordinance.
8. Damien Hunter addressed Council supporting the On the Waterfront Liquor Ordinance.
9. Curt Scribner addressed Council supporting the On the Waterfront Liquor Ordinance.

PETITIONS AND COMMUNICATIONS

10. Alderman Jacobson submitted a request from the Eagle Club in conjunction with a Steak Fry requesting permission for liquor outdoors within a confined space on August 19, 2006 from 6 p.m. to midnight. No city support was requested. Alderman Jacobson moved to grant the prayer of petitioner, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Sosnowski absent).

11. Alderman Jacobson submitted a request for service for a street light at 2830 Kinsay Street. Referred to Public Works Department.
12. Alderman Johnson submitted four (4) requests for service. Referred to Neighborhood Standards and the Police Department.
13. Alderman Johnson submitted a request from Kimberly Hofmeister for a request for a streetlight repair on Richard Avenue. Referred to Public Works Department.
14. Alderman Mark submitted nineteen (19) e-mails concerning On The Waterfront liquor sales. Referred to the Mayor's Office.
15. Alderman Mark submitted a Memorandum from Cynthia Powers Hall, Director Mayor's Office of Tourism, Culture and Special Events, regarding On The Waterfront "SP" request. Referred to Code and Regulation Committee.
16. Alderman Mark submitted a Memorandum from William Keith, Property and Equipment Superintendent, regarding the Lease Space request for Downtown Mall at 311 Elm Street. Referred to Code and Regulation Committee.
17. Alderman Mark submitted a Memorandum from Brian A. Eber, Stormwater Section Manager, regarding Request to amend all of Section 11 ½ of the City of Rockford Flood Hazard Ordinance regarding FEMA map modernization project. Referred to Code and Regulation Committee.

NEW COMMITTEE REPORTS

18. Alderman Beck read a Finance and Personnel Committee Report recommending the award for 2006 Cargo Van be made to Anderson Rock River Ford, Inc. of Rockford, IL for their total bid of \$16,970.00. Funding source is Police Department Capital Outlay Budget. LAID OVER.
19. Alderman Beck read a Finance and Personnel Committee report recommending approval of the following task orders with MWH Americas, Inc., for work on the Water System Rehabilitation Project:
 - Task Order #2, in the not to exceed amount of \$306,000
 - Task Order #3, in the not to exceed amount of \$ 90,000
 - Task Order #4, in the not to exceed amount of \$ 39,800.
 - The task orders will be completed under a Master Agreement with MWH Americas, Inc. The funding for the project will come from water bonds. LAID OVER.
20. Alderman Beck read a Finance and Personnel Committee report recommending reauthorization of Task Order #7 with Strand Associates, Inc., to adjust an incorrect amount of the original approval, to be completed under Master Agreement with Strand Associates, Inc., in the amount of \$285,000. The contract is for preliminary design of base well facilities and will be funded from water bonds. LAID OVER.

21. Alderman Beck read a Finance and Personnel Committee report recommending approval of a consultant service agreement with Hitchcock Design Group, for final design of improvements to the South Main Street Railroad Bridge at an estimated cost of \$52,759. Funding for the project was included in the 2005 Capital Plan. LAID OVER.
22. Alderman Beck read a Finance and Personnel Committee report recommending approval of an amendment to consultant service agreement originally approved in July of 2005, with Hitchcock Design Group, for completion of a Riverwalk Master Plan. The not to exceed cost of this amendment is \$19,750. Funding for this contract is from the 2005 Capital Program. LAID OVER.

2006-272CR

23. Alderman Beck read a Finance and Personnel Committee report recommending award of Webster & Fairway Watermain be made to Anderson Underground, of Belvidere, IL for their total bid of \$211,655.00. Funding source Water Replacement & Improvement Account (WRIA).

Alderman Beck moved to suspend Rule 11, seconded by Alderman Johnson. MOTION PREVAILED (Ald. Sosnowski absent). The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

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

24. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of August 7, 2006 in the amount of \$2,727,784.72. MOTION PREVAILED by a Roll Call vote of:

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

2006-273CR

25. Alderman Bell read a Planning and Development Committee Report recommending approval of the Development Agreement with Vision Financial Corporation in the amount of \$100,000 to create 100 jobs in two years. The Legal Director shall prepare the appropriate ordinance.

Alderman Bell moved to suspend Rule 11, seconded by Alderman Thompson. MOTION PREVAILED (Ald. Sosnowski absent). The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

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

26. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council DENY the Zoning Map Amendment from I-1, Light Industrial Zoning District to C-2, Commercial Community Zoning District and a Variation to reduce the front yard setback along North Main Street from the required thirty (30) feet to fifteen (15) feet in a C-2, Commercial Community Zoning District at 2411 North Main Street.

Denial is based on the Findings of Fact (LAD 9/18/06, ZBA #047-06). LAID OVER.

27. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council DENY the Modification of Special Use Permit 059-00 to permit the outdoor sale of food and outdoor liquor sales by the drink in conjunction with a restaurant. Lounge and nightclub in a C-3, Commercial General Zoning District at 4412 Manchester Drive.

Denial is based on the Findings of Fact (LAD 9/18/06, ZBA #043-06). LAID OVER.

28. 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 to allow a car rental facility that does not satisfy all of the performance use criteria in a C-3, Commercial General Zoning District at 7445 East State Street. Approval is subject to the following conditions.

1. Only one automobile-related use will be allowed for the subject property.
2. The car rental facility is limited to the 3,500 square foot tenant space shown on the submitted site plan.
3. The car rental facility shall only be permitted to rent passenger vehicles and the rental of moving vans shall be prohibited.
4. The car rental facility shall be limited to storing twenty (20) vehicles on site, and shall only be stored on the spaces indicated on Exhibit A.
5. That the applicant contribute \$5,600.00 payable to the City of Rockford for the enhancement of the pedestrian system in the general area of the subject property prior to the establishment of use.

Approval is based on the Findings of Fact (LAD 9/18/06, ZBA #044-06). LAID OVER.

29. 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 the sale of liquor by the drink indoors in conjunction with a restaurant/lounge in a C-2, Commercial Community Zoning District at 403 15th Avenue. Approval is subject to the following conditions:

1. That the front entrance of the property on 15th Avenue will be used to service customers. The door at the rear of the building shall be used as an emergency exit only.
2. Applicant to provide an interior layout including entrances and exists to Staff for review and approval.
3. The restaurant kitchen shall remain open and food will be served during all hours of operation and while liquor is served.
4. Landscaping plan to be submitted to Staff for review and approval. This plan shall include an effort to provide an entrance that directs traffic to the parking area and past at least one of the security cameras.
5. Security cameras that are currently in existence will remain and be maintained.
6. Lighting in the parking lot shall be in accordance with City of Rockford ordinance.
7. Hours of operation shall be from 11:00 am to 2:30 pm Monday through Thursday for serving lunch and 5:00 pm to 11:00 pm for dinner. Friday and Saturday hours will be from 11:00 am to 2:00 am. Sunday hours will be from 11:00 am to 11:00 pm. The carryout window will be open from 2:30 pm to 5:00 pm.
8. Applicant agrees to a three-year automatic expiration of this Special Use Permit. Prior to the end of this three-year period, a renewal of the Special Use Permit for the sale of liquor shall be applied for. The City agrees to waive any fees required for the filing of the renewal of Special Use Permit for the sale of liquor.
9. Applicant shall meet all Building and Fire codes.

Approval is based on the Findings of Fact (LAD 9/18/06, ZBA #036-06). LAID OVER.

2006-274CR

30. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the addition to Section 4-20-1 of Chapter 4 of the City of Rockford Code of Ordinances.

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

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

31. Alderman Mark read Code and Regulation Committee Report recommending approval of the draft of the Truancy Ordinance.

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

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

(previously approved, 7/31/06#48)

2006-275CR

32. 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 to allow an office in an R-2, Two-Family Residential Zoning District at 1725 East State Street. Approval is subject to the following conditions:

1. That the proposed office use is limited to organizations where customers and/or clients do not regularly visit the property.
2. That the proposed signage is submitted for Staff review and approval; said signage shall not exceed four (4) feet in height and eight (8) feet in size (2'x4').

Approval is based on the Findings of Fact (LAD 9/18/06, ZBA #046-06).

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

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

OFFICERS REPORTS

33. Mayor Morrissey presented a proclamation proclaiming the week of August 7, 2006 to be "Paint-a-thon Week" and Saturday, August 12, 2006, to be "Paint-a-thon Day," in Rockford, Illinois and urged its citizens to recognize and contribute to this most valuable use of human resources and to pay tribute to those whose volunteer efforts have made our community great.
34. Mayor Morrissey called upon Chief Frank Schmidt and Mark Marinaro from the Rockford Fire Department to present the Maltese Cross award to Kenny Niner and Dave Zarembski who helped rescue two individuals from a house fire last month.
35. Mayor Morrissey mentioned that over the weekend ComEd in conjunction with Human Services gave away approximately 300 air conditioners at Campus Square.
36. Mayor Morrissey mentioned the truancy ordinance first phase, which identifies the violations. The hearing and adjudication process is still at Committee level. Letters have been sent to the Regional Office of Education and the School District asking for support for funding. United Way has committed over \$80,000 in support for the program.

37. Mayor Morrissey announced that there was a press conference at the Police Department announcing that three individuals had been apprehended for graffiti, which has been occurring for a number of years throughout the community. The Mayor congratulated everyone involved in the investigation.
38. Mayor Morrissey mentioned that he had an opportunity to meet with some of the judges involved with the Communities In Bloom Competition, which is an international competition. The Park District Foundation and the City of Gardens did a great job.
39. Mayor Morrissey mentioned that he had a great time at the Festa Italian. It was a great event.
40. Alderman Beach submitted an e-mail from Dr. Dean Thomas, M.D., which included No Smoking Ordinances from Lake and Cook Counties. Referred to Mayor's Office, Legal Department and the Code and Regulation Committee.
41. Alderman Holt mentioned postcards on Aldermen's desks, which are tickets for the first annual fundraiser for 7th Street Shakedown for August 12th.
42. Alderman Holt mentioned that Chris Black will be leaving the City. Chris has been a great asset to the community and to the City of Rockford. Carrie McCarren will be replacing him.
43. Alderman Thompson wished Chris Black well, as well as Carrie McCarren. Alderman Thompson thanked her colleagues for attending National Night Out activities, which were held at Lewis Lemon School. There was a large crowd and activities were held for the children. A number of families attended. She thanked Chief Epperson and the officers involved in planning the event.
44. Alderman Johnson reported that she and Alderman Conness will be holding a press conference regarding the Harrison Avenue project this Wednesday, August 9, 2006, at 2:30 p.m. and invited everyone to attend. A public information meeting will be held following the press conference from 4:00 p.m. to 7:00 p.m.
45. Alderman Jacobson stated he has been in contact with the ILPA, a State Organization regarding the smoking ban. He will be attending a meeting tomorrow regarding the No Smoking Ban. Ald. Jacobson thanked the Mayor for attending a meeting last year, which included Machesney Park and Loves Park.
46. Alderman Mark reported on the public meeting that was held last Thursday regarding the sales tax. A public opinion is needed from State's Attorney Logli regarding how the money can be used.
47. Alderman Mark announced that the Hot Fest for Hospice will be held at the Waterworks Parking Lot on Friday, August 11th and Saturday, August 12th. Proceeds will benefit Northern Illinois Hospice and Grief Counseling Center. Mayor Morrissey and Jim Ryan will be competing at the festival.

- 48. Alderman McNeely joined in with her colleagues to wish Chris Black the best of luck in his new position. Ald. McNeely also wished Carrie McCarren well in her new position.
- 49. Alderman McNeely reminded everyone about the Back-to-School Parade, which is scheduled for Saturday, August 19th. Volunteers are still needed. If there are any questions, individuals can call 987-9978. Applications can be sent to her office. School supply donations can be dropped off at her office as well, or at the Community Development Department at City Hall.

UNFINISHED BUSINESS

2006-276CR

- 50. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending City Council take "No Action" on loitering signage. MOTION PREVAILED by a Roll Call vote of:

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

2006-277CR

- 51. Mark moved the adoption of a Code and Regulation Committee Report recommending City Council take "No Action" on the following:

- a) Request from Matthew Clutter, to make 22nd Street from Pilgrim Court south to Pleasant View Avenue a one-way street.
- b) Request from Jen Fosse, to repeal the existing 2-way stop sign control and replace it with a 4-way stop sign control at the intersection of 16th Avenue and 23rd Street.

MOTION PREVAILED by a Roll Call vote of:

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

2006-278CR

- 52. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance that traffic on 8th Street be required to stop prior to entering the intersection of 10th Avenue, thus repealing the existing yield sign control. MOTION PREVAILED by a Roll Call vote of:

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

2006-279CR

53. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance that all traffic be required to stop prior to entering the intersection of South Main Street and Green Street, thus repealing the existing one-way stop sign control. MOTION PREVAILED by a Roll Call vote of:

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

2006-131-0

54. Alderman Mark moved the adoption of an Ordinance for the Sale of property at 2623 Mulberry Street at a minimum bid of \$350.00, which includes advertising, with preference to the adjoining property owner. MOTION PREVAILED by a Roll Call vote of:

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

2006-132-0

55. Alderman Mark moved the adoption of an Ordinance for the Sale of property, the strip of land adjacent to the south of 801 Trenton, for a minimum bid of \$350.00, which includes advertising, with preference to the adjoining property owner. MOTION PREVAILED by a Roll Call vote of:

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

56. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending approval of the agreement for benefit consulting services with Rockford Consulting & Brokerage, Inc. for the period of August 1, 2006 through December 31, 2006 in the amount of \$44,945. The base consulting fee for 2007 is \$33,500. Funding source Health Insurance Fund. HELD OUT.

2006-133-0

57. Alderman Beck moved the adoption of an Ordinance recommending approval of the creation of the Information Technology Department. MOTION PREVAILED by a Roll Call

vote of:

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

58. Alderman Holt made a motion to take Item 56 out of the hands of the Committee Chair. Alderman Jacobson seconded the motion. After discussion, Alderman Beck made a motion that Item 56 be laid over. Seconded by Alderman Curran. After discussion, Alderman Holt withdrew his motion and Alderman Jacobson withdrew his second. Alderman Jacobson requested Legal Director Hayes research this procedural matter. The Mayor stated he would look into the matter, in the meantime the matter will be shown as held out and will be up for consideration next week.

MOTIONS AND RESOLUTIONS

2006-61R

59. Alderman Bell, on behalf of the Planning and Development Committee, moved the adoption of a Resolution supporting the Blackhawk Area Rail Coalition's (BARC) efforts toward reinstating roundtrip passenger train service from Chicago, Illinois through O'Hare International Airport, Rockford, Freeport, Galena, Illinois and Dubuque, Iowa, and points west. MOTION PREVAILED (Ald. Sosnowski absent).

2006-62R

60. Alderman Bell, on behalf of the Planning and Development Committee, moved the adoption of a Resolution providing for a feasibility study as required by the Tax Increment Allocation Redevelopment Act (Proposed Jackson School Redevelopment Project Area). MOTION PREVAILED (Ald. Sosnowski absent).

2006-63R

61. Alderman Beck moved the adoption of a resolution to take bids for the following: Waterworks Supplies & Materials, funding source: Water Division Operating Budget; Street, Sewer, Traffic, Water Materials, funding source: Departmental Operating Budgets; East State Street Sidewalk, funding source: Motor Fuel Tax. MOTION PREVAILED (Ald. Sosnowski absent).

NEW BUSINESS

2006-134-0

62. Alderman Beck introduced and read an Ordinance recommending approval of an Intergovernmental Agreement to Conduct a Comprehensive Alternatives Analysis and Environmental Impact Statement for the City of Rockford with Rockford Mass Transit District.

Alderman Beck moved to suspend Rule 11, seconded by Alderman Beach. MOTION PREVAILED (Ald. Sosnowski absent). The Committee Report was placed on passage.

MOTION PREVAILED by a Roll Call vote of:

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

2006-135-0

63. Alderman Mark introduced and read an Ordinance amending Chapter 4, Alcohol Liquor, Article I, In General, Section 4-20.1, Carrying Alcoholic Liquor in unsealed or opened containers from premises, of the Code of Ordinances of the City of Rockford.

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

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

2006-136-0

64. Alderman Mark introduced and read an Ordinance amending Chapter 19, Offenses-Miscellaneous, by adding Section 19-28.6, Truancy.

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

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

2006-137-0

65. 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 to allow an office in an R-2, Two-Family Residential Zoning District at 1725 East State Street. Approval is subject to the following conditions:

1. That the proposed office use is limited to organizations where customers and/or clients do not regularly visit the property.
2. That the proposed signage is submitted for Staff review and approval; said signage shall not exceed four (4) feet in height and eight (8) square feet in size (2'x4').

Approval is based on the Findings of Fact (LAD 9/18/06, ZBA #046-06).

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

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

OFFICERS REPORTS

66. Alderman McNeely encouraged everyone, colleagues, citizens, department heads, to send letters to the State in support of the West State Street project.
66. Upon motion duly made and seconded, the meeting was adjourned at 7:45 p.m.

Respectfully submitted,

Ishelia Alexander/lp
Acting 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
AUGUST 14, 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

UNFINISHED BUSINESS

A. COMMITTEE REPORTS LAID OVER AUGUST 7, 2006

1. Beck - Finance and Personnel - Recommending the award for 2006 Cargo Van be made to Anderson Rock River Ford, Inc. of Rockford, IL for their total bid of \$16,970.00. Funding source is Police Department Capital Outlay Budget.
2. Beck - Finance and Personnel - Recommending approval of the following task orders with MWH Americas, Inc., for work on the Water System Rehabilitation Project:

Task Order #2, in the not to exceed amount of \$306,000

Task Order #3, in the not to exceed amount of \$ 90,000

Task Order #4, in the not to exceed amount of \$ 39,800.

The task orders will be completed under a Master Agreement with MWH

Americas, Inc. The funding for the project will come from water bonds.

3. Beck - Finance and Personnel - Recommending reauthorization of Task Order #7 with Strand Associates, Inc., to adjust an incorrect amount of the original approval, to be completed under Master Agreement with Strand Associates, Inc., in the amount of \$285,000. The contract is for preliminary design of base well facilities and will be funded from water bonds.

4. Beck - Finance and Personnel - Recommending approval of a consultant service agreement with Hitchcock Design Group, for final design of improvements to the South Main Street Railroad Bridge at an estimated cost of \$52,759. Funding for the project was included in the 2005 Capital Plan.
5. Beck - Finance and Personnel - Recommending approval of an amendment to consultant service agreement originally approved in July of 2005, with Hitchcock Design Group, for completion of a Riverwalk Master Plan. The not to exceed cost of this amendment is \$19,750. Funding for this contract is from the 2005 Capital Program.
6. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council DENY the Zoning Map Amendment from I-1, Light Industrial Zoning District to C-2, Commercial Community Zoning District and a Variation to reduce the front yard setback along North Main Street from the required thirty (30) feet to fifteen (15) feet in a C-2, Commercial Community Zoning District at 2411 North Main Street.

Denial is based on the Findings of Fact (LAD 9/18/06, ZBA #047-06).

6. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council DENY the Modification of Special Use Permit 059-00 to permit the outdoor sale of food and outdoor liquor sales by the drink in conjunction with a restaurant. Lounge and nightclub in a C-3, Commercial General Zoning District at 4412 Manchester Drive.

Denial is based on the Findings of Fact (LAD 9/18/06, ZBA #043-06).

7. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit to allow a car rental facility that does not satisfy all of the performance use criteria in a C-3, Commercial General Zoning District at 7445 East State Street. Approval is subject to the following conditions.

1. Only one automobile-related use will be allowed for the subject property.
2. The car rental facility is limited to the 3,500 square foot tenant space shown on the submitted site plan.
3. The car rental facility shall only be permitted to rent passenger vehicles and the rental of moving vans shall be prohibited.
4. The car rental facility shall be limited to storing twenty (20) vehicles on site, and shall only be stored on the spaces indicated on Exhibit A.
5. That the applicant contribute \$5,600.00 payable to the City of Rockford for the enhancement of the pedestrian system in the general area of the subject property prior to the establishment of use.

Approval is based on the Findings of Fact (LAD 9/18/06, ZBA #044-06).

8. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for the sale of liquor by the drink indoors in conjunction with a restaurant/lounge in a C-2, Commercial Community Zoning District at 403 15th Avenue. Approval is subject to the following conditions:
 1. That the front entrance of the property on 15th Avenue will be used to service customers. The door at the rear of the building shall be used as an emergency exit only.
 2. Applicant to provide an interior layout including entrances and exists to Staff for review and approval.
 3. The restaurant kitchen shall remain open and food will be served during all hours of operation and while liquor is served.
 4. Landscaping plan to be submitted to Staff for review and approval. This plan shall include an effort to provide an entrance that directs traffic to the parking area and past at least one of the security cameras.
 5. Security cameras that are currently in existence will remain and be maintained.
 6. Lighting in the parking lot shall be in accordance with City of Rockford ordinance.
 7. Hours of operation shall be from 11:00 am to 2:30 pm Monday through Thursday for serving lunch and 5:00 pm to 11:00 pm for dinner. Friday and Saturday hours will be from 11:00 am to 2:00 am. Sunday hours will be from 11:00 am to 11:00 pm. The carryout window will be open from 2:30 pm to 5:00 pm.
 8. Applicant agrees to a three-year automatic expiration of this Special Use Permit. Prior to the end of this three-year period, a renewal of the Special Use Permit for the sale of liquor shall be applied for. The City agrees to waive any fees required for the filing of the renewal of Special Use Permit for the sale of liquor.
 9. Applicant shall meet all Building and Fire codes.

Approval is based on the Findings of Fact (LAD 9/18/06, ZBA #036-06).

B. COMMITTEE REPORTS HELD OUT AUGUST 7, 2006

1. Beck - Finance and Personnel - Recommending approval of the agreement for benefit consulting services with Rockford Consulting & Brokerage, Inc. for the period of August 1, 2006 through December 31, 2006 in the amount of \$44,945. The base consulting fee for 2007 is \$33,500. Funding source Health Insurance Fund.

C. MISCELLANEOUS HELD OUT AUGUST 7, 2006

- 1.* Mayor Morrissey -Appointment to the Homestead Board, Kevin Rudy, for a term ending June 2008. (Pursuant to Rule 18, this appointment will be up for passage August 28, 2006).
- 2.* Mayor Morrissey - Re-appointment to the Homestead Board, Erick Karl Jacobs, for a term ending June 2008. (Pursuant to Rule 18, this appointment will be up for passage August 28, 2006).

- 3.* Mayor Morrissey - Re-appointment to the Homestead Board, Elias Soria, for a term ending June 2008. (Pursuant to Rule 18, this appointment will be up for passage August 28, 2006).
- 4.* Mayor Morrissey - Re-appointment to the Homestead Board, Tammy McNeany, for a term ending June 2008. (Pursuant to Rule 18, this appointment will be up for passage August 28, 2006).
- 5.* Mayor Morrissey - Re-appointment to the Homestead Board, Jean Flores, for a term ending June 2008. (Pursuant to Rule 18, this appointment will be up for passage August 28, 2006).
- 6.* Mayor Morrissey - Appointment to the Library Board, Brad Long to replace Ray Montelongo, for a term to end June, 2009. (Pursuant to Rule 18, this appointment will be up for passage August 21, 2006).
- 7.* Mayor Morrissey - Appointment to the Zoning Board of Appeals, Ed Geeser to replace Joseph Dunker, for a term to end June, 2011. (Pursuant to Rule 18, this appointment will be up for passage August 21, 2006).
- 8.* Mayor Morrissey - Re-appointment to the Zoning Board of Appeals, Dan J. Roszkowski, for a term to end June 2010. (Pursuant to Rule 18, this appointment will be up for passage August 21, 2006).
- 9.* Mayor Morrissey - Re-appointment to the Zoning Board of Appeals, Thomas A. Przytulski, for a term ending June 2011. (Pursuant to Rule 18, this appointment will be up for passage August 21, 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, August 14, 2006, 4:45 p.m.
CD Conference Room, City Hall 2nd floor
AGENDA

1. C & R 06-116 ZBA#038-06 Special Use Permit for the sale of liquor by the drink outdoors in conjunction with a restaurant in a Commercial Zoning District at 510 South Perryville Road
2. C & R 06-137 Resolution from Ald. Conness re: Officer's Reports
3. C & R 06-159 Changes to Purchasing Requirements
4. C & R 06-161 On the Waterfront "SP" Request
5. C & R 06-150 Ordinance Prohibiting Aggressive Panhandling
6. C & R 06-142 Truancy Ordinance
7. C & R 05-323 Building permits for re-roofing work done in the City of Rockford
8. C & R 06-162 Request to amend all of Section 11 ½ of the City of Rockford Flood Hazard Ordinance regarding FEMA map modernization project.
9. C & R 06-160 Closed Session for Purposes of Pending Litigation Kerry Partridge

FINANCE AND PERSONNEL COMMITTEE

Monday, August 14, 2006, 5:15 p.m.

Conference Room B, City Hall 2nd floor (south room)

AGENDA

1. Purchasing and Vouchers
 - A. Award of Bid: Logistics Parkway Development
 - B. Construction Engineering Agreement for Harrison Avenue – Suspend rules
 - C. Resolution for I.C.C. Railroad Crossing Safety Improvements
 - D. Resolution to take Bids/Proposals
 - E. Vouchers
2. Lease Space request for Downtown Mall at 311 Elm Street
3. Union Negotiation Update – Closed Session

PLANNING AND DEVELOPMENT COMMITTEE

Monday, August 14, 2006, 5:30 p.m.

Conference Room A, City Hall 2nd floor (north room).

AGENDA

1. Memorandum from Reid Montgomery, Director Community and Economic Development, regarding a Development Agreement with MNP Corp. to acquire and retain a manufacturing facility.
2. East State/Alpine TIF District formation
3. North Main/Auburn Street TIF District formation.