

**CITY COUNCIL, CITY OF ROCKFORD  
JOURNAL OF PROCEEDINGS  
JANUARY 22, 2007  
COUNCIL CONVENED AT 6:16 P.M.**

1. The invocation was given by Pastor David Broom, Faith Center/Police Chaplain, the Pledge of Allegiance was led by Cub Scout Troop #43 and their Scout Master Jim Noe.
2. Roll Call:

Mayor Lawrence J. Morrissey

Aldermen: Sosnowski, Mark, Wasco, Bell, Jacobson, Johnson, Beach, Holt, Beck, McNeely, Conness –11-  
Absent: Curran, Thompson-Kelly, Timm –3-
3. Alderman Mark moved to accept the Journal of Proceedings of January 16, 2007, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Curran, Thompson-Kelly, Timm absent).

**PUBLIC HEARING**

4. Mayor Morrissey called upon Alderman Beck to conduct a public hearing. Alderman Beck called the hearing to order at 6:19 pm, stating that it was being held pursuant to 65 Illinois Compiled Statutes 5/8-2-9 (2004), a public hearing must be conducted by the City Council prior to the adoption of an Appropriation Ordinance. Notice of this hearing was given by publication in the Rockford Register Star on January 11, 2007. That notice informed citizens of Rockford that a copy of the proposed Budget and Appropriation Ordinance could be reviewed in the Finance Department, Third Floor, City Hall Building, 425 East State Street, Rockford, Illinois from 8:00 a.m. to 4:45 p.m. weekdays. Alderman Beck asked for questions or comments from Council members, and then from the public. The public hearing was closed at 6:20 pm.

The Meeting returned to the regular Order of Business at 6:20 pm.

**PUBLIC PARTICIPATION**

5. David Preece addressed Council regarding the RACVB Winter Marketing Program.
6. Brad Englin addressed Council supporting the Sales Tax/CIP Referendum.
7. Paul Arena addressed Council opposing a Property Tax for Roads.
8. Robert Trojan addressed Council supporting the Sales Tax Referendum.
9. Brian Brown addressed Council supporting the Sales Tax Referendum.

**PETITIONS AND COMMUNICATIONS**

10. Alderman Bell submitted a Memorandum from Reid Montgomery, Director of Community and Economic Development, regarding RAEDC 2006- 4th Quarter Report. Referred to Planning and Development Committee.
11. Alderman Bell submitted a Memorandum from Cynthia Powers Hall, Director, Mayor's Office of Tourism, Culture and Special Events, regarding a Request for free parking for Senior Follies. Referred to Planning and Development Committee.
12. Alderman Bell submitted a Memorandum from Vicki Manson, Neighborhood Development Administrator, regarding 809 and 811 Kishwaukee Street – Demolition. Referred to Planning and Development Committee.
13. Alderman Bell submitted an e-mail from Kim Wheeler requesting consideration on the issue of TIF funding and a parking fee discount for the former CAMCO Building at 303 N. Main Street. Placed on File.
- 13a. Alderman Bell submitted an e-mail from Lester and EJ Rebman supporting the Sales Tax Referendum. Placed on File.
14. Alderman Mark submitted a letter from Maureen Elick regarding maintenance of the Spring Creek as it runs through private properties. Referred to the Public Works Department/Brian Eber.
15. Alderman Mark submitted a letter from Lee Mitchell regarding snowplow damage to his property on Old Orchard Road. Referred to the Public Works Department.
16. Alderman Mark submitted a letter from Reggie Roberson requesting a Prayer of Petitioner for an outdoor concert on Memorial Day Weekend. Referred to Mayor's Office/Cyndie Hall
17. Alderman Mark submitted a Memorandum from Todd Cagnoni, Manager of Current Planning, regarding the Tentative Plat of Guilford Park. Referred to Code and Regulation Committee.
18. Alderman Mark submitted the Zoning Board of Appeal Minutes from the meeting held on January 17, 2007. Referred to Code and Regulation Committee.
19. Alderman Mark submitted a request from Pat Hayes Parks, Rockford Park District in conjunction with Illinois Snow Sculpting Competition, requesting permission to post no parking on local streets and use variable message boards for "Snow Sculpting Traffic Only" from January 25<sup>th</sup>-28<sup>th</sup>, 2007 at Sinnissippi Park, 1401 North Second Street. Alderman Mark moved to grant to prayer of petitioner, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Curran, Thompson-Kelly, Timm absent). He requested Cyndie Hall work with the Park District Police to ensure the entrances and exits from Sinnissippi Park onto Arlington and Ethel Avenues are supervised and maintained.
20. Alderman Beach submitted three (3) e-mails supporting the Sales Tax Referendum. Placed on File.

21. Alderman Beach submitted four (4) e-mails opposing the Sales Tax Referendum. Placed on File.
22. Alderman Beach submitted an e-mail from Nick Sheuer requesting consideration for speed humps to be placed on Crosby Street, east and west of the Calvin Park Boulevard intersection. Referred to the Public Works Department/Traffic.
23. Alderman Beach submitted an e-mail from Kim Wheeler requesting consideration on the issue of TIF funding and a parking fee discount for the former CAMCO Building at 303 N. Main Street. Placed on File. (See #13).
24. Alderman Beach submitted an e-mail from a concerned citizen regarding a pile of garbage and furniture along the curb at the 200 block of Fairview Boulevard. Referred to Neighborhood Standards.
25. Alderman Beach submitted an e-mail from Jim Millhouse requesting information on the City's policy for shoveling snow off sidewalks on private property. Referred to the Public Works Department.
26. Alderman Beach mentioned he received a letter from a concerned citizen and will be forwarding that letter to the proper department.
27. Alderman Sosnowski submitted a Memorandum from himself to the Finance and Personnel Committee regarding a Personnel Hiring Freeze, 2007 Budget. Referred to Finance and Personnel Committee.
28. City Council Clerk submitted a letter from Insight Communications regarding the 2006 4<sup>th</sup> Quarter Performance Report. Placed on File.

## **NEW COMMITTEE REPORTS**

### **2007-20CR**

29. Alderman Beck read a Finance and Personnel Committee Report recommending the award for Engineering Agreement: Phase I Engineering for the N. Main & Auburn St. Roundabout be made to Hanson Professional Services at a not-to-exceed cost of \$369,663. The State provided funding in the amount of \$400,000 for the project. Funds expended in support of the Phase I Engineering that are above the total would be the responsibility of the City. If the City is required to expend funds the source will be a General Fund transfer.

Alderman Beck moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. Curran, Thompson-Kelly, Timm absent). The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Mark, Wasco, Bell, Jacobson, Johnson, Beach, Holt, Beck,  
McNeely, Conness -11-

Nays: -0-

Absent: Curran, Thompson-Kelly, Timm –3-

**2007-21CR**

30. Alderman Beck read a Finance and Personnel Committee Report recommending the Engineering Agreement: Harrison Ave. ROW Plats & Easements for a total not-to-exceed amount of \$230,922 for design services. The funding for this project will come from Motor Fuel Tax.

Alderman Beck moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. Curran, Thompson-Kelly, Timm absent). The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Mark, Wasco, Bell, Jacobson, Johnson, Beach, Holt, Beck, McNeely, Conness -11-

Nays: -0-

Absent: Curran, Thompson-Kelly, Timm –3-

31. Alderman Beck read a Finance and Personnel Committee Report recommending the award for Demolition of 727 South 3<sup>rd</sup> St. be made to B & J Excavating, of Rockford, IL for their total bid of \$10,650.00. The funding source is CDBG. LAID OVER.

32. Alderman Beck read a Finance and Personnel Committee Report recommending the Addendum to the City-State Agreement for South Main & Clifton Ave. with the State paying for \$24,176 for additional watermain construction, and an additional \$3,627 for construction engineering. The preliminary estimate of the City's share for the project totals \$75,945. The funding for the watermain construction will come from Water Bonds, and funding for the additional construction inspections will come from Motor Fuel Taxes. LAID OVER.

33. Alderman Beck read a Finance and Personnel Committee Report regarding the alternatives for the CIP Funding Referendum recommending that, the City Council should approve the submission of a referendum question for the April 17, 2007 General Consolidated Election, authorizing the imposition and collection of a 1% non-home rule Municipal Retailers Occupation Tax, Service Occupation Tax, and Use Tax. Said Referendum shall include the provision that the authority for such tax shall cease as of December 31, 2012, absent referendum approval extending the same. 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 January 22, 2007 in the amount of \$2,501,277.65. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Mark, Wasco, Bell, Jacobson, Johnson, Beach, Holt, Beck, McNeely, Conness -11-

Nays: -0-

Absent: Curran, Thompson-Kelly, Timm –3-

35. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the Tentative Plat of Redington Chase. Approval is subject to the following conditions:

1. The location of the pedestrian paths shall be clearly shown on the final plat and said paths shall be under the control and maintenance of the homeowners association.
2. All storm sewers located outside of the right-of-way shall be labeled as outlots and shall be under the control and maintenance of the homeowners association.
3. The street lights shall be located between lots at approximately every 200 feet and alternating sides of the street. Or, streetlights shall be located every intersection and within the covenants each lot is to have a yard light that is sunlight sensitive. Or, an alternative street light plan may be submitted for staff review and approval that allows a street light system to be controlled and maintained by the homeowner's association.
4. The storm sewer located between lots 127 and 128 shall have an easement shown on the plat.
5. The access in the detention pond for the Fire Department and RRWRD shall be labeled as 6" thick concrete or alternative bituminous path to be reviewed and approved by staff.
6. Note 2 shall state from "Owen Center Road" not "Owner Center".
7. Construction plans shall be submitted for the development along with the watermain extension along the property of Riverside Church of God.
8. Based on the indication of the location of Plat 1 the watermain connection from Riverside Boulevard shall be relocated to the north line of the ComEd easement and run east between Lots 32 and 33 and connect to the watermain in Redington Court. The watermain from Riverside Boulevard through the development to Owen Center Road shall be 20 inches in diameter.
9. Prior to the removal of trees upon the site a tree removal plan shall be approved by the City. This will be required to be coordinated with utility installation, public improvement construction and residential structure construction.
10. Sidewalks shall be constructed along all public streets in accordance with the subdivision ordinance including Owen Center Road.
11. The development of the property shall be in conformance with the approved preannexation agreement. Each final plat shall be accompanied by subdivision covenants and restrictions which shall include the terms and requirements of the preannexation agreement.
12. All subdivision regulations shall apply.

LAID OVER.

36. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the release of the following closed session minutes:

January 9, 2006  
 January 23, 2006  
 March 13, 2006  
 March 20, 2006  
 May 30, 2006  
 June 19, 2006

June 26, 2006  
 August 14, 2006  
 September 5, 2006  
 September 11, 2006  
 September 25, 2006  
 November 20, 2006

A need for confidentiality still exists for the remainder, as the cases and matters are still pending. LAID OVER.

37. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the amendments to the attached ordinances as they relate to the change of the name of the "Personnel Department" to the Human Resources" Department. LAID OVER.
38. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the proposed revisions to Section 2-42, Rule 19, of the City of Rockford Code of Ordinances; Rules of procedure and order of business, to add a Legislative Advisory and Lobbying Committee. LAID OVER.

**2007-22CR**

39. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the claim of Betty Russell in the amount of \$5,223.58 for personal injury, with a release to be obtained.

Alderman Mark moved to suspend Rule 11, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Curran, Thompson-Kelly, Timm absent). The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Mark, Wasco, Bell, Jacobson, Johnson, Beach, Holt, Beck, McNeely, Conness -11-  
Nays: -0-  
Absent: Curran, Thompson-Kelly, Timm -3-

40. Alderman Bell read a Planning and Development Committee Report recommending approval of Redevelopment and Parking Space Lease agreements with Joseph James Partners, LLC for the redevelopment of the former Gas & Electric Building located at 303 N. Main Street. LAID OVER.

**OFFICERS REPORTS**

41. Mayor Morrissey called attention to a Memorandum from himself to Council in response to some questions and concerns raised during the budget process, on the comparison of the sales tax versus the property tax funded bonds for financing the capital improvement program. After reviewing the memorandum, if there are any additional questions, direct them to Mayor Morrissey's Office or Andres Sammul, Director of Finance.
42. Mayor Morrissey submitted an appointment to the Metro Authority Board, Michael Hakanson, replacing Daniel McGrail, for a term to expire June 2012. LAID OVER.
43. Mayor Morrissey mentioned today he joined Chief Epperson and several police officers for a presentation and training from Professor Herman Goldstein on Community Policing. Chief Epperson announced the new M3 Street Team, which will combine a number of different units, to allow greater coverage throughout the community. A map has also been provided outlining the new areas assigned to each officer in the community services

unit. Mayor Morrissey advised Professor Goldstein will be back in Rockford on Thursday, January 25<sup>th</sup> for additional discussion at 1:30 pm at the Public Safety Building, 2<sup>nd</sup> floor. This event is open to the public.

44. Mayor Morrissey mentioned the Rockford Public Library provided to council materials summarizing plans from the past few years, proposed operations for the future and discussion of a new branch. Any questions or comments can be directed to Frank Novak at the library or Mayor Morrissey's office.
45. Mayor Morrissey thanked all the city employees for their hard work over the weekend keeping our streets clear and mentioned the Snow and Ice Report for the week of January 15<sup>th</sup> through January 21<sup>st</sup>, 2007 has been distributed from the Public Works Department.
46. Alderman Mark thanked Chief Epperson for providing the map which indicates the assigned areas for each Community Services Officer. He also mentioned the Community Foundation of Northern Illinois, 815/962-2110, are accepting applications for neighborhood group grants. These funds could be used for buying trees, neighborhood signage, creating a newsletter or simply beautifying your neighborhood. The deadline is February 1, 2007.
47. Alderman Mark congratulated the Rockford Symphony Orchestra for being named the 2007 Orchestra of the Year by the Illinois Council of Orchestras. More than thirty (30) professional orchestras vied for this prestigious award which will be presented to the Rockford Symphony Orchestra at the Chicago College of Performing Arts on February 16<sup>th</sup>.

### **UNFINISHED BUSINESS**

#### **2007-9-0**

48. Alderman Bell moved the adoption of an Ordinance recommending that the Jackson School Redevelopment Project Planning Area be approved. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Mark, Wasco, Bell, Jacobson, Johnson, Beach, Holt, Beck, McNeely, Conness -11-  
Nays: -0-  
Absent: Curran, Thompson-Kelly, Timm -3-

#### **2007-10-0**

49. Alderman Bell moved the adoption of an Ordinance recommending that the attached Jackson School Redevelopment Plan and Project be approved. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Mark, Wasco, Bell, Jacobson, Johnson, Beach, Holt, Beck, McNeely, Conness -11-  
Nays: -0-  
Absent: Curran, Thompson-Kelly, Timm -3-

**2007-11-O**

50. Alderman Bell moved the adoption of an Ordinance recommending that the County Clerk be instructed to implement tax increment financing per statute within the Jackson School Redevelopment Area. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Mark, Wasco, Bell, Jacobson, Johnson, Beach, Holt, Beck, McNeely, Conness -11-

Nays: -0-

Absent: Curran, Thompson-Kelly, Timm -3-

**2007-12-O**

51. Alderman Bell moved the adoption of an Ordinance recommending that the Preston/Central Redevelopment Project Planning Area be approved. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Mark, Wasco, Bell, Jacobson, Johnson, Beach, Holt, Beck, McNeely, Conness -11-

Nays: -0-

Absent: Curran, Thompson-Kelly, Timm -3-

**2007-13-O**

52. Alderman Bell moved the adoption of an Ordinance recommending that the attached the Preston/Central Redevelopment Plan and Project be approved. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Mark, Wasco, Bell, Jacobson, Johnson, Beach, Holt, Beck, McNeely, Conness -11-

Nays: -0-

Absent: Curran, Thompson-Kelly, Timm -3-

**2007-14-O**

53. Alderman Bell moved the adoption of an Ordinance recommending that the County Clerk be instructed to implement tax increment financing per statute within the Preston/Central Redevelopment Area. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Mark, Wasco, Bell, Jacobson, Johnson, Beach, Holt, Beck, McNeely, Conness -11-

Nays: -0-

Absent: Curran, Thompson-Kelly, Timm -3-

**2007-15-O**

54. Alderman Bell moved the adoption of an Ordinance recommending that the West Side #2 Redevelopment Project Planning Area be approved. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Mark, Wasco, Bell, Jacobson, Johnson, Beach, Holt, Beck, McNeely, Conness -11-

Nays: -0-  
Absent: Curran, Thompson-Kelly, Timm -3-

**2007-16-O**

55. Alderman Bell moved the adoption of an Ordinance recommending that the attached West Side #2 Redevelopment Plan and Project be approved. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Mark, Wasco, Bell, Jacobson, Johnson, Beach, Holt, Beck, McNeely, Conness -11-  
Nays: -0-  
Absent: Curran, Thompson-Kelly, Timm -3-

**2007-17-O**

56. Alderman Bell moved the adoption of an Ordinance recommending that the County Clerk be instructed to implement tax increment financing per statute within West Side #2 Redevelopment Area. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Mark, Wasco, Bell, Jacobson, Johnson, Beach, Holt, Beck, McNeely, Conness -11-  
Nays: -0-  
Absent: Curran, Thompson-Kelly, Timm -3-

**2007-23CR**

57. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending the award for Large-Scale Scanner/Printer for Engineering Division be made to B & H Industries, of Rockford, IL for their alternate bid of \$33,180.00. The funding source is Public Works Engineering Division General Fund. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Mark, Wasco, Bell, Jacobson, Johnson, Beach, Holt, Beck, McNeely, Conness -11-  
Nays: -0-  
Absent: Curran, Thompson-Kelly, Timm -3-

**2007-24CR**

58. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending that the tax levied under the Bond issues referred to on the attached sheet be abated in the amounts as indicated. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Mark, Wasco, Bell, Jacobson, Johnson, Beach, Holt, Beck, McNeely, Conness -11-  
Nays: -0-  
Absent: Curran, Thompson-Kelly, Timm -3-

**2007-25CR**

59. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending that the guidelines of the Rockford Area Assistance Recovery Plan be

approved and implemented. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Mark, Wasco, Bell, Jacobson, Johnson, Beach, Holt, Beck,  
McNeely, Conness -11-  
Nays: -0-  
Absent: Curran, Thompson-Kelly, Timm -3-

**2007-26CR**

60. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending the approval of the Tentative Plat of Logistics Park. MOTION PREVAILED (Ald. Curran, Thompson-Kelly, Timm absent).

**2007-27CR**

61. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending the approval of the annexation of 7xx & 721 South Horace Avenue. MOTION PREVAILED (Ald. Curran, Thompson-Kelly, Timm absent).

**2007-28CR**

62. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending the approval of the annexation of 733 South Horace Avenue. MOTION PREVAILED (Ald. Curran, Thompson-Kelly, Timm absent).
63. Alderman Mark made a motion to lay over Item IV on the City Council Agenda, Review of City Council Closed Session Minutes, seconded by Alderman Jacobson. LAID OVER.

**MOTIONS AND RESOLUTIONS**

**2007-13R**

64. Alderman Beck, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution that the Fire Department be directed to apply for a grant for enhancement of the 9-1-1 system from settlement funds which have been placed in trust for this purpose. MOTION PREVAILED (Ald. Curran, Thompson-Kelly, Timm absent).

**2007-14R**

65. Alderman Beck, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution to take bids for the following: Bid: Water Treatment Chemicals, funding source: Water Division Operating Budget; Bid: Police Web Gear, funding source: Police Dept. Operating Budget; Bid: Photo Processing, funding source: Departmental Operating Budgets; Bid: Storage & Disposal of Impound Vehicles, funding source: Police Dept. Operating Budget; Bid: Inn Towne Demolition 733 East State St., funding source: East Side TIF District; RFP: FMLA Management, funding source: Personnel Operating Budget. MOTION PREVAILED (Ald. Curran, Thompson-Kelly, Timm absent).

**NEW BUSINESS**

66. Alderman Mark introduced and read an Ordinance amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances for a Modification of Special Use Permit #075-93

for a 5,286 square foot addition (two stories; 2,643 square foot per floor) consisting of a fitness center on the 1<sup>st</sup> floor and additional beds for patients on the 2<sup>nd</sup> floor, and a 1,050 square foot addition consisting of a new entrance and waiting room in an R-4, Multi-family Residential District at 3815 Harrison Avenue. Approval is subject to the following conditions:

1. Submittal of a detailed and accurate site plan to reflect existing conditions and proposed additions, including outdoor patios.
2. Meeting all applicable building and fire codes.
3. Submittal of a breakdown of services provided by the facility with an estimate of parking needs.

Approval is based on the Findings of Fact (LAD 2/26/07, ZBA #078-06). LAID OVER.

67. 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 an I-1, Light Industrial Zoning District to a C-3, Commercial General Zoning District at 3224-3250 South Alpine Road.

Approval is based on the Findings of Fact (LAD 2/26/07, ZBA #076-06). LAID OVER.

68. Alderman Mark introduced and read an Ordinance amending Chapter 37, Section 1603 of the City of Rockford Code of Ordinances for (A) a Special Use Permit for the sale of beer and wine by the drink for both indoor and outdoor; and (B) a Special Use Permit for retail sale of package liquor in a C-2, Commercial Community District at 2636 McFarland Road. Approval is subject to the following conditions:

1. Meet all applicable liquor codes.
2. This Special Use Permit is limited to the space labeled as Mary's Market as shown on the site plan.
3. That the sale of alcohol by the drink is in conjunction with a restaurant.
4. That the sale of package liquor is limited to wine.
5. Hours of operation of the restaurant and sale of alcohol shall be no later than 10:00 pm.

Approval is based on the Findings of Fact (LAD 2/26/07, ZBA #077-06). LAID OVER.

69. Upon motion duly made and seconded, the meeting was adjourned at 7:02 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**  
**JANUARY 29, 2007**  
**6:00 P.M.**  
**AMENDED 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**

**I. COMMITTEE REPORTS LAID OVER JANUARY 22, 2007**

1. Beck - Finance and Personnel - Recommending the award for Demolition of 727 South 3<sup>rd</sup> St. be made to B & J Excavating, of Rockford, IL for their total bid of \$10,650.00. The funding source is CDBG.
2. Beck - Finance and Personnel - Recommending the Addendum to the City-State Agreement for South Main and Clifton Ave. with the State paying for \$24,176 for additional watermain construction, and an additional \$3,627 for construction engineering. The preliminary estimate of the City's share for the project totals \$75,945. The funding for the watermain construction will come from Water Bonds, and funding for the additional construction inspections will come from Motor Fuel Taxes.
3. Beck - Finance and Personnel - Regarding the alternatives for the CIP Funding Referendum recommending that, the City Council should approve the submission of a referendum question for the April 17, 2007 General Consolidated Election, authorizing the imposition and collection of a 1% non-home rule Municipal Retailers Occupation Tax, Service Occupation Tax, and Use Tax. Said Referendum shall include the provision that the authority for such tax shall cease as of December 31, 2012, absent referendum approval extending the same.
4. Mark - Code and Regulation - Recommending the approval of the Tentative Plat of Redington Chase. Approval is subject to the following conditions:

1. The location of the pedestrian paths shall be clearly shown on the final plat and said paths shall be under the control and maintenance of the home owners association.
  2. All storm sewers located outside of the right-of-way shall be labeled as outlots and shall be under the control and maintenance of the homeowners association.
  3. The street lights shall be located between lots at approximately every 200 feet and alternating sides of the street. Or, streetlights shall be located every intersection and within the covenants each lot is to have a yard light that is sunlight sensitive. Or, an alternative street light plan may be submitted for staff review and approval that allows a street light system to be controlled and maintained by the homeowner's association.
  4. The storm sewer located between lots 127 and 128 shall have an easement shown on the plat.
  5. The access in the detention pond for the Fire Department and RRWRD shall be labeled as 6" thick concrete or alternative bituminous path to be reviewed and approved by staff.
  6. Note 2 shall state from "Owen Center Road" not "Owner Center".
  7. Construction plans shall be submitted for the development along with the watermain extension along the property of Riverside Church of God.
  8. Based on the indication of the location of Plat 1 the watermain connection from Riverside Boulevard shall be relocated to the north line of the ComEd easement and run east between Lots 32 and 33 and connect to the watermain in Redington Court. The watermain from Riverside Boulevard through the development to Owen Center Road shall be 20 inches in diameter.
  9. Prior to the removal of trees upon the site a tree removal plan shall be approved by the City. This will be required to be coordinated with utility installation, public improvement construction and residential structure construction.
  10. Sidewalks shall be constructed along all public streets in accordance with the subdivision ordinance including Owen Center Road.
  11. The development of the property shall be in conformance with the approved preannexation agreement. Each final plat shall be accompanied by subdivision covenants and restrictions, which shall include the terms and requirements of the preannexation agreement.
  12. All subdivision regulations shall apply.
5. Mark - Code and Regulation - Recommending the approval of the release of the following closed session minutes:

January 9, 2006  
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 November 20, 2006

A need for confidentiality still exists for the remainder, as the cases and matters are still pending.

6. Mark - Code and Regulation - Recommending the approval of the amendments to the attached ordinances as they relate to the change of the name of the "Personnel Department" to the Human Resources" Department.
7. Mark - Code and Regulation - Recommending the approval of the proposed revisions to Section 2-42, Rule 19, of the City of Rockford Code of Ordinances; Rules of procedure and order of business, to add a Legislative Advisory and Lobbying Committee.
8. Bell - Planning and Development - Recommending approval of Redevelopment and Parking Space Lease agreements with Joseph James Partners, LLC for the redevelopment of the former Gas and Electric Building located at 303 N. Main Street.

**II. ORDINANCES LAID OVER JANUARY 22, 2007**

1. Mark - Ordinance - Amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances for a Modification of Special Use Permit #075-93 for a 5,286 square foot addition (two stories; 2,643 square foot per floor) consisting of a fitness center on the 1<sup>st</sup> floor and additional beds for patients on the 2<sup>nd</sup> floor, and a 1,050 square foot addition consisting of a new entrance and waiting room in an R-4, Multi-family Residential District at 3815 Harrison Avenue. Approval is subject to the following conditions:

1. Submittal of a detailed and accurate site plan to reflect existing conditions and proposed additions, including outdoor patios.
2. Meeting all applicable building and fire codes.
3. Submittal of a breakdown of services provided by the facility with an estimate of parking needs.

Approval is based on the Findings of Fact (LAD 2/26/07, ZBA #078-06).

2. Mark - Ordinance - Amending Chapter 37, Section 800.4, of the City of Rockford Code of Ordinances for a Zoning Map Amendment from an I-1, Light Industrial Zoning District to a C-3, Commercial General Zoning District at 3224-3250 South Alpine Road.

Approval is based on the Findings of Fact (LAD 2/26/07, ZBA #076-06).

3. Mark - Ordinance - Amending Chapter 37, Section 1603 of the City of Rockford Code of Ordinances for (A) a Special Use Permit for the sale of beer and wine by the drink for both indoor and outdoor; and (B) a Special Use Permit for retail sale of package liquor in a C-2, Commercial Community District at 2636 McFarland Road. Approval is subject to the following conditions:

1. Meet all applicable liquor codes.
2. This Special Use Permit is limited to the space labeled as Mary's Market as shown on the site plan.
3. That the sale of alcohol by the drink is in conjunction with a restaurant.
4. That the sale of package liquor is limited to wine.
5. Hours of operation of the restaurant and sale of alcohol shall be no later than 10:00

pm.

Approval is based on the Findings of Fact (LAD 2/26/07, ZBA #077-06).

### **III. MISCELLANEOUS LAID OVER JANUARY 22, 2007**

1. Mark – Review of City Council Closed Session Minutes.
2. Mayor Morrissey - Appointment – Metro Authority Board, Michael Hakanson, for a term to expire June 2012. (Pursuant to Rule 18, this appointment will be up for passage on February 26, 2007).

### **IV. MISCELLANEOUS HELD OUT JANUARY 22, 2007**

1. Mayor Morrissey - Appointment - Personnel Appeals Board, Susan Salvi Buckwalter, term ending December 2008 (Pursuant to Rule 18, this appointment will be up for passage on February 19, 2007).
- 2.\* Mayor Morrissey - Appointment - Personnel Appeals Board, Sam Castree, term ending June 2010 (Pursuant to Rule 18, this appointment will be up for passage on February 12, 2007).
- 3.\* Mayor Morrissey – Appointment - Personnel Appeals Board, Shurice Hunter, term ending June 2009 (Pursuant to Rule 18, this appointment will be up for passage on February 12, 2007).

\* 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).**
  1. **Consideration of Amendment to Ordinance Approving Intergovernmental Agreement between the City of Rockford, County of Winnebago and Metro Centre, to accept the modifications approved by the Winnebago County Board on January 25, 2007.**
- Adjournment

\* \* \* \* \*

### **POSSIBLE ADDITIONAL ITEMS:**

The following items appear on the City Council Standing Committee Agendas as noted. Items may receive a vote at committee and come before the first City Council meeting held after the

committee meeting. Rule 11 can be suspended and final vote taken on said items at the City Council meeting (no rule suspension is necessary to take a vote on vouchers).

**CODE AND REGULATION COMMITTEE**

**Monday, January 29, 2007, 4:30 p.m.**

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

**AGENDA**

1. C & R 07-19 Tentative Plat of Guilford Park
2. C & R 07-08 ZBA#075-06 Variation to install a sixteen foot (16') by eighteen (18') turnaround extension to a driveway in the required front yard in an R-3, Multi-family Residential District at 4336 Pepper Drive
3. C & R 07-10 ZBA#080-06 Special Use Permit for a Planned Mixed-Use Development consisting of a single-family residence and a performance use of passenger vehicle sales that cannot satisfy the performance criteria of 600 feet from a residential district  
Variation to reduce the required parking spaces from two (one fully enclosed) to one parking space (not fully enclosed)  
Variation from the required Type C Landscape Buffer to remain "as is" on the west 1/3<sup>rd</sup> of lot in an C-3, Commercial General District at 3205 Kishwaukee Street
4. C & R 07-11 ZBA#081-06 Special Use Permit for alcohol sales within a sit-down restaurant in a C-3, Commercial General Zoning District at 7240 Walton Street
5. C & R 07-12 ZBA#082-06 (A) Variation to reduce the Type "C" Landscape Buffer along the eastern property line from the required twenty (20) feet to two (2) feet wide  
(B) Variation to reduce the Type "C" Landscape Buffer along the northern property line from the required twenty (20) feet to two (2) feet wide  
(C) Variation to reduce the building setback along the northern property line from the

(D) required six (6) feet to two (2) feet  
Variation to reduce the Perimeter  
Landscape Strip along Pershing Avenue from the  
required ten (10) feet to four (4) feet, in a C-3,  
Commercial General Zoning District at 3030 11<sup>th</sup>  
Street

6. C & R 07-13 ZBA#083-06 Modification of Special use Permit #101-03 for a  
Planned Residential Development for One, two-  
family residence and Two, four-family residence  
with a revised site plan and landscaping plan in a R-  
2, Two-family Residential Zoning District at 20xx  
20<sup>th</sup> Street
7. C & R 07-20 Closed Session for Purposes of Pending Litigation – Kerry  
Partridge

**FINANCE AND PERSONNEL COMMITTEE**

**Monday, January 29, 2007, 5:15 p.m.**

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

**AGENDA**

1. Purchasing and Vouchers
  - A. Award of Bid: Parking Lot Attendant Vehicle – Suspend rules
  - B. Award of Bid: Fire Prevention Interior Remodeling – Suspend rules
  - C. Engineering Agreement: Riverwalk – Phase I Engineering
  - D. Resolution to take Bids/Proposals
  - E. Vouchers
2. Redevelopment Tax (Laid over 1/22)
3. Vehicle Sticker Resolution
4. 2007 Personnel Hiring Freeze
5. Review of Finance & Personnel Closed Session Minutes

**PLANNING AND DEVELOPMENT COMMITTEE**

**Monday, January 29, 2007, 5:00 p.m.**

**CD Conference Room, City Hall 2<sup>nd</sup> floor**

**AGENDA**

1. 2007-2011 Capital Improvement Project discussion.
2. West State/Kilburn TIF District.
3. Memorandum from Vicki Manson, Neighborhood Development Administrator regarding 809 and 811 Kishwaukee Street – Demolition.
4. Memorandum from Cynthia Powers Hall, Director, Mayor's Office of Tourism, Culture & Special Events, regarding a Request for free parking for Senior Follies.