

**CITY COUNCIL, CITY OF ROCKFORD  
JOURNAL OF PROCEEDINGS  
SEPTEMBER 17, 2007  
COUNCIL CONVENED AT 6:18 P.M.**

1. The invocation was given by Pastor Jerry Demond, Halsted Road Baptist Church/Police Chaplain and the Pledge of Allegiance was led by Page Karla Centeno.
2. Roll Call:  
Mayor Lawrence J. Morrissey  
Aldermen: Sosnowski, Curran, Mark, Wasco, Bell, Thompson-Kelly, Johnson, Timm,  
Beach, Holt, Beck, McNeely, Conness –13-  
Absent: Jacobson –1-
3. Alderman Mark moved to accept the Journal of Proceedings of September 10, 2007, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Jacobson absent).

**PUBLIC HEARING**

4. Mayor Morrissey called upon Alderman Mark to conduct a public hearing. Alderman Mark called the hearing to order at 6:21 pm, stated that it was being held pursuant to 65 Illinois Compiled Statutes 5/11-15.1-3, for a pre-annexation agreement for property located at 2040 Hawthorne Drive. He asked for questions or comments from the Council members, and then from the public, and closed the public hearing at 6:22 pm.

The Meeting returned to the regular Order of Business at 6:22 pm.

**PUBLIC PARTICIPATION**

5. Delicia Harris addressed Council supporting Chief Epperson.
6. Glenn Throndsen addressed Council supporting Chief Epperson, Deputy Chief Booker and Mayor Morrissey.
7. Becky Lichty addressed Council supporting Chief Epperson.

**PETITIONS AND COMMUNICATIONS**

8. Alderman Mark submitted a Memorandum from Jessica Ellwanger, Planner II, regarding the Final Plat 2 of Riverside Marketplace. Referred to Code and Regulation Committee.
9. Alderman Mark submitted a Memorandum from Jessica Ellwanger, Planner II, regarding the Tentative Plat of Guilford Crossings. Referred to Code and Regulation Committee.
10. Alderman Mark submitted the Rockford Traffic Commission minutes from the meeting held on September 12, 2007. Referred to Code and Regulation Committee.
11. Alderman Mark submitted a Memorandum from Todd Cagnoni, Zoning Supervisor,

regarding Public Park – Linden Pointe Subdivision. Referred to Code and Regulation Committee.

12. Alderman Mark submitted a request from Dennis Horton, Regional Director, Better Business Bureau, requesting barricades for closures and detours and permission to create a route exclusive to participants coming in via E. State Street, north of 3<sup>rd</sup>, east of Market and exiting via 4<sup>th</sup> Street. Self-contained shredder truck would sit in parking spaces on Market on September 29, 2007 from 9:00 am – 3:00 pm. Neighbors are being informed. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Wasco (Ald. Jacobson absent).
13. Alderman Mark submitted a request from Steven Zimmerman, in conjunction with the Head of the Rock Regatta, requesting barricades and police assistance along the river near the YMCA on October 7, 2007. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Wasco. (Ald. Jacobson absent).
14. Alderman Johnson submitted four (4) Requests for Service. Referred to Neighborhood Standards and the Public Works Department.
15. Alderman Johnson submitted a Request from Steven Conti concerning cablevision and their rates. Referred to the Legal Department.
16. Alderman Johnson submitted a request from J. Glenn Lamb, in conjunction with the Calvary Baptist Neighborhood Event, requesting barricades for closures of Brooke from Kishwaukee to Foley for pedestrian safety activity in the 600 block of Brooke Road on October 20, 2007 from 1:00 pm – 4:00 pm, Neighbors are invited. Alderman Johnson moved to grant the Prayer of the Petitioner, seconded by Alderman Mark (Ald. Jacobson absent).
17. Alderman Bell submitted a claim from Stanley Guyer. Referred to the Legal Department.
18. Alderman Bell submitted a request from Marsha Givens, in conjunction with the Temple of Blessing COGIC outdoor church service requesting permission for outdoor services on church property at 1303 Loomis on September 22, 2007 from 6:00 pm – 9:00 pm. Alderman Bell moved to grant the Prayer of the Petitioner, seconded by Alderman Wasco (Ald. Jacobson absent).
19. Alderman Wasco submitted a request from Pam Keeling, in conjunction with International Day of Peace event, requesting police assistance for traffic control and pedestrian safety at Keeling-Puri Peace Plaza on September 21, 2007 from 9:00 am – 1:00 pm. Alderman Wasco moved to grant the Prayer of the Petitioner, seconded by Alderman Mark (Ald. Jacobson absent).
20. Alderman Sosnowski submitted a request from Jacobs Sign Company, requesting permission for banner for approximately five (5) weeks from September 18, 2006 through November 2, 2007 for holiday store. Alderman Sosnowski moved to grant the Prayer of the Petitioner, seconded by Alderman Mark (Ald. Jacobson absent).

21. Alderman Curran submitted a memorandum from Adam Smith, Director of Education & Lifelong Learning regarding Intergovernmental Agreement for Administrative Adjudication of the Truancy Provisions of the Ordinances of the City of Rockford, Illinois and Winnebago County, Illinois. Referred to Finance and Personnel Committee.
22. Council Clerk submitted a correspondence from Arthur Block, Senior Vice President of Comcast, regarding the Insight/Comcast Transaction. Placed on File.
23. Alderman Beach mentioned a letter he received from a constituent regarding parking on Harney Court, west of the school. She is concerned that if needed an ambulance or fire engine would not be able to get through. Referred to the Public Works Department.
24. Alderman Conness submitted an e-mail from Natalie Myers concerning traffic problems, criminal activity and requested installation of sidewalks in their neighborhood. Referred to the Police Department and Public Works Department.
25. Alderman Conness submitted an e-mail from William Lyons regarding storm drainage problems in the area of 4315 O'Connell Street. Referred to the Public Works Department.
26. Alderman Conness submitted an e-mail from Jeff and Karen Carlson concerning flood damage to their home and storm sewer problems in their neighborhood. Referred to the Public Works Department.
27. Alderman Conness submitted an e-mail from Rhonda Barrigas requesting an update on her previous request regarding the repair and or replacement of curb/sidewalk on Fieldcrest Drive. Referred to the Public Works Department.
28. Alderman Conness submitted an e-mail from Vicki Rimkus concerning flood damage to her property on Eastlawn Drive. Referred to the Public Works Department.

### **NEW COMMITTEE REPORTS**

29. Alderman Bell read a Planning and Development Committee Report recommending creation of the Healthy Neighborhoods Program to provide supplemental funding from CDBG funds for projects designed to deliver needed services to neighborhoods within the Community Development Block Grant target area as outlined and amended to include approval by City Council. (Funding Source: CDBG Funds) LAID OVER.
30. Alderman Bell read a Planning and Development Committee Report recommending approval TIF Funding of \$11,351.50 for renovation of Auto Clinic of Rockford, Inc. 4109 East State Street for repair of flood damage. The Legal Director shall prepare the appropriate ordinance. LAID OVER.

### **2007-391CR**

31. Alderman Bell read a Planning and Development Committee Report recommending approval of the First Amendment to Memorandum of Agreement between the United States General Services Administration and the City of Rockford providing for the sale of

Lot 1, GSA Subdivision for a price of \$2,360,475.17, and an Option to Purchase Lot 2 at a later date for \$717,619.20. The Legal Director shall prepare the appropriate ordinance.

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

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

32. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the annexation agreement for 34XX and 37XX Samuelson Road. LAID OVER.
33. Alderman Mark read a Code and Regulation Committee Report recommending the annexation of 34XX and 37XX Samuelson Road. LAID OVER.
34. Alderman Mark read a Code and Regulation Committee Report recommending that the City of Rockford ACCEPT the offer for the sale of property located at 3101 11<sup>th</sup> Street. LAID OVER.
35. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the Tentative Plat of Winterberry Park. LAID OVER.
36. Alderman Mark read a Code and Regulation Committee Report recommending the approval of Final Plat of Linden Pointe #5. LAID OVER.
37. Alderman Curran read a Finance and Personnel Committee Report recommending authority be given for the issuance of \$1,100,000 in General Obligation Bonds (Sales Tax Alternative Revenue Source) for the Liebovich Expansion Project. The Legal Director shall prepare the appropriate ordinance. LAID OVER.
38. Alderman Curran read a Finance and Personnel Committee Report recommending authority be given for the issuance of \$1,100,000 in General Obligation Bonds (Sales Tax Alternative Revenue Source) for the Northwest Rockford Sewer Project. The Legal Director shall prepare the appropriate ordinance. LAID OVER.
39. Alderman Curran read a Finance and Personnel Committee Report recommending authority be given for the issuance of \$3,050,000 in General Obligation Bonds (Sales Tax Alternative Revenue Source) for the Library East Side Branch Project. The Legal Director shall prepare the appropriate ordinance. LAID OVER.
40. Alderman Curran read a Finance and Personnel Committee Report recommending authority be given for the issuance of \$2,025,000 in General Obligation Bonds (Sales Tax Alternative Revenue Source) for the State and Main Parking Deck Acquisition. The Legal Director shall prepare the appropriate ordinance. LAID OVER.

41. Alderman Curran read a Finance and Personnel Committee Report recommending the contract for FMLA Management be awarded to FMLA Source/ComPsych, of Chicago, IL for \$19,620/year. The funding source is Human Resources Operating Budget. LAID OVER.
42. Alderman Curran read a Finance and Personnel Committee Report recommending award for Refrigerators for Human Services be made to the low bidder, Al Grace Appliance, of Rockford, IL for their bid as shown on tabulation. The funding source is Human Services Operating Budget. LAID OVER.
43. Alderman Curran read a Finance and Personnel Committee Report recommending the Sale of Property at 1407 Michigan Avenue be awarded to the adjacent property owner, Heriberto Medrano, of Rockford, IL for their bid of \$300.00. LAID OVER.
44. Alderman Curran read a Finance and Personnel Committee Report recommending entering into an agreement for reimbursement of oversized facility costs (Redington Chase) with Eagleland Development Co. for the cost to upsize the watermain through the development as part of the City's \$75 million water project at a not to exceed cost of \$195,545.00. The funding for this project will come from water bonds. LAID OVER.
45. Alderman Curran read a Finance and Personnel Committee Report recommending the Assist First-Time Homebuyer Down Payment Assistance Program/Tax Exempt Single Family Mortgage Revenue Bonds be approved. LAID OVER.

**2007-392CR**

46. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Fire Pumper Apparatus be made to the low bidder, Jefferson Fire & Safety, of Middleton, WI for their total bid of \$325,186.00. The funding source is Fire Department Capital Budget.

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

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

**2007-393CR**

47. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Vermont Street Reconstruction be made to the low bidder Fischer Excavating, of Freeport, IL for their total bid of \$54,316.55. The funding source is Sales Tax.

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

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

48. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of September 17, 2007 in the amount of \$2,215,503.80. MOTION PREVAILED by a Roll Call vote of:

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

### OFFICERS REPORTS

49. Mayor Morrissey presented a Proclamation proclaiming Friday, September 21, 2007 to be "International Day of Peace" in Rockford, Illinois and urged all our citizens to use this day as an opportunity to make peace a reality in our homes, our communities and between all nations.
50. Mayor Morrissey presented a Proclamation proclaiming Saturday, September 22, 2007 to be "Mother's March Against Violence Day" in Rockford, Illinois and urged citizens to participate in the march and support this effort to raise awareness of the violence in our neighborhoods.
51. Mayor Morrissey presented a Proclamation proclaiming the week of September 17, 2007 to be "Constitution Week" in Rockford, Illinois and urged all citizens to reflect on the privilege of being an American with all the rights and responsibilities which that privilege involves.
52. Mayor Morrissey mentioned later in the meeting under "Unfinished Business" he would be asking for a motion to suspend Rule 18 for the appointments of the City of Rockford Zoning Commission.
53. Mayor Morrissey mentioned a Memorandum from Patrick W. Hayes, Legal Director, regarding amendments the Governor recently signed into law that impact the open meetings act. Any questions concerning these amendments can be directed to the Legal Department.
54. Mayor Morrissey called attention to a Memorandum from Dwayne Collins, Grants Compliance Specialist II, regarding the 2008 Annual Plan Public Hearings. The first public hearing will be held at Patriot's Gateway Center, 615 S. Fifth Street on Tuesday, September 25, 2007 at 6:00 pm. The second public hearing will be held at the Rockford Housing Authority, 223 S. Winnebago Street on Wednesday, September 26, 2007 at 1:00 pm. The general public as well as staff are encouraged to attend one of these public hearings.

55. Mayor Morrissey announced the 2007 City Council Retreat is scheduled for Tuesday, October 2, 2007 from 9:00 am to 5:00 pm. Information regarding the location will be available on Monday, September 24, 2007.
56. Mayor Morrissey mentioned a Memorandum from Cindy Hall, Director of Tourism, Culture and Special Events, regarding the "International Day of Peace" events and activities at the Keeling-Puri Peace Plaza.
57. Mayor Morrissey announced the Music Academy of Rockford College in collaboration with the Coronado Performing Arts Center will be celebrating the Coronado's 80<sup>th</sup> Anniversary on Sunday, October 14, 2007 beginning at 1:00 pm at the Coronado Performing Arts Center, 314 North Main Street. For more information contact the Music Academy of Rockford College at 815/226-4168.
58. Mayor Morrissey mentioned a News Conference will be held on Thursday, September 20, 2007 at 3:00 pm in the RACVB lobby, 102 N. Main Street, announcing that Rockford is hosting the 6<sup>th</sup> Annual America in Bloom Symposium and Awards Program this year. Representatives of competing cities and towns from across the country will travel here to receive their final evaluations and participate in seminars.
59. Alderman Thompson-Kelly wished her granddaughter a happy 9<sup>th</sup> birthday today and her daughter a happy 40<sup>th</sup> birthday tomorrow.
60. Alderman Bell mentioned he attended the RAMCA March this past weekend and acknowledged Jim Ryan, City Administrator, and Alderman McNeely were there as well supporting the event.
61. Alderman Bell mentioned he also attended the Health Fair at Ellis School and was encouraged to see area churches participating in this event.
62. Alderman Bell voiced his support for Chief Epperson and his administration.
63. Alderman Beck talked about the renovations at the Metro Centre and mentioned concrete for the new hockey floor, press suites and club suites will be poured tomorrow and invited anyone interested in watching this transformation to stop by. Alderman Conness noted union craftsmen are working on the project.
64. Alderman Beach commended the Rockford International Airport for their exceptional customer service and encouraged area residents to support the airport when traveling.
65. Alderman Beach mentioned he received a call from a constituent in the 10<sup>th</sup> ward concerning the second drive-by shooting within one week in his neighborhood. He thanked Chief Epperson for responding to his concerns and keeping him informed of the situation through his officers.

Alderman Thompson-Kelly exited the meeting at 7:05.

- 66. Alderman Johnson announced the Rolling Green Neighborhood Association will be holding its first meeting on Saturday, September 22, 2007 at the Broadway Covenant Church, 3525 Broadway at 10:30 am. This will be an organizational meeting for the association and representatives from the City and FEMA will be available to answer questions regarding flood assistance.
- 67. Alderman Johnson made a reminder that anyone seeking flood assistance needs to make an appointment and meet with FEMA representatives in the Pioneer Deck office.
- 68. Alderman McNeely mentioned she attended the RAMCA March and Concord Commons College Annual Outing this past weekend.
- 69. Alderman McNeely expressed her concern with the disciplinary action against Jefferson High School Principal Kenneth Jackson.

**UNFINISHED BUSINESS**

**2007-189-O**

- 70. Alderman Bell moved the adoption of an Ordinance regarding the Development Agreement by and between Liebovich Brothers, Inc. and the City of Rockford. MOTION PREVAILED by a Roll Call vote of:

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

**2007-190-O**

- 71. Alderman Bell moved the adoption of an Ordinance regarding the Amendment to Lease with Murphy Transfer and Storage, Inc. and the City of Rockford. MOTION PREVAILED by a Roll Call vote of:

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

Aldermen Bell and McNeely exited the meeting at 7:19 pm.

**2007-394CR**

- 72. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending all bids be rejected for LED Traffic Modules and new bids taken as soon as revisions are made to the specifications and quantities. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Johnson, Timm, Beach, Holt, Beck, Conness –10-  
 Nays: -0-

Absent: Bell, Jacobson, Thompson-Kelly, McNeely – 4-

**2007-395CR**

73. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the award for Human Services Roof Replacement at 612 N. Church Street be made to McDermaid Roofing, of Rockford, IL for their total bid of \$24,920.00. The funding source is Human Services Capital Outlay Budget. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Johnson, Timm, Beach, Holt, Beck, Conness –10-

Nays: -0-

Absent: Bell, Jacobson, Thompson-Kelly, McNeely – 4-

**2007-396CR**

74. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending entering into an agreement for reimbursement of oversized facility costs (Arbor Heights) with John Kapotas for the cost to upsize the water main through the development as part of the City's \$75 million water project at a not to exceed cost of \$24,215.00. The funding for the project will come from water bonds. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Johnson, Timm, Beach, Holt, Beck, Conness –10-

Nays: -0-

Absent: Bell, Jacobson, Thompson-Kelly, McNeely – 4-

**2007-397CR**

75. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending entering into an agreement for reimbursement of oversized facility costs (Riverside Marketplace) with Landmark Development for the cost to upsize the watermain through the development as part of the City's \$75 million water project at a not to exceed cost of \$151,361.00. The funding for this project will come from water bonds. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Johnson, Timm, Beach, Holt, Beck, Conness –10-

Nays: -0-

Absent: Bell, Jacobson, Thompson-Kelly, McNeely – 4-

76. Alderman Curran moved the re-appointment to the Board of Fire and Police Commission, Ms. Henrietta Dotson-Williams, to a three year-term, which would expire June 2010. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Timm, Beach, Beck, Conness –8-

Nays: Johnson, Holt –2-

Absent: Bell, Jacobson, Thompson-Kelly, McNeely – 4-

77. Alderman Curran moved the appointment to the Metro Authority Board, Mr. Jay Graham, to a five year-term, which would expire June 2008. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Johnson, Timm, Beach, Holt, Beck, Conness –10-

Nays: -0-

Absent: Bell, Jacobson, Thompson-Kelly, McNeely – 4-

**2007-398CR**

78. Alderman Mark moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to reduce the front yard setback along Barton Boulevard from the required thirty (30) feet to twenty-four (24) feet; APPROVE the Variation to reduce the front yard setback along Rockton Avenue from the required thirty (30) feet to twelve (12) feet; APPROVE the Variation to reduce the side yard setback along the north property line from the required six (6) feet to three (3) feet; APPROVE the Variation to reduce the parking spaces from the required seventeen (17) to thirteen (13); APPROVE the Variation to allow terrace parking; APPROVE the Variation from the required landscaping to allow landscaping as proposed and that the action of the Zoning Board of Appeals be REVERSED to DENY the Variation to allow a dumpster enclosure as a permitted obstruction in the front yard along Barton Boulevard, in a C-2, Commercial Community District at 3021 Rockton Avenue. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire codes.
2. Submittal of a revised site plan for Staff review and approval.
3. Submittal of a revised landscaping plan for Staff review and approval.

Approval/Denial is based on the Findings of Fact (LAD 10/22/07; ZBA #069-07).  
MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Johnson, Timm, Beach, Holt, Beck, Conness –10-

Nays: -0-

Absent: Bell, Jacobson, Thompson-Kelly, McNeely – 4-

**2007-399CR**

79. Alderman Mark moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Zoning Map Amendment from an R-1, Single-family District to a I-1, Light Industrial District; and APPROVE a Special Use Permit for an auto body collision center with outside storage at 5902 Sandy Hollow Road. Approval is subject to the following conditions:

1. That future development of the property shall conform with City of Rockford codes and ordinances.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #071-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Johnson, Timm, Beach, Holt, Beck, Conness –10-  
Nays: -0-  
Absent: Bell, Jacobson, Thompson-Kelly, McNeely – 4-

**2007-400CR**

80. Alderman Mark moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to reduce the front yard setback along Logan Street from the required thirty (30) feet to ten (10) feet in an R-1, Single-family Residential District at 17XX Harlem Boulevard. Approval is subject to the following conditions:

1. Submittal of plans showing the architectural features of the structure that will be constructed for Staff review and approval.
2. Submittal of a site plan showing setbacks and location of the house, garage and garage access from the alley for Staff review and approval.
3. Compliance with all Building codes.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #068-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Johnson, Timm, Beach, Holt, Beck, Conness –10-  
Nays: -0-  
Absent: Bell, Jacobson, Thompson-Kelly, McNeely – 4-

**2007-401CR**

81. Alderman Mark moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for a Planned Mixed-Use Development consisting of a chroming and plating shop with installation of decorative chrome on vehicles in a C-3, Commercial General District at 3012 Wallin Avenue. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire codes.
2. No overnight outside storage of vehicles.
3. No Certificate of Occupancy may be issued until required pavement and landscaping have been completed.
4. All vehicles waiting for installation of decorative chrome shall be currently licensed and registered.
5. There shall be no outside storage of vehicle chrome parts.
6. A Certificate of Occupancy shall not be issued until the property is in compliance with Illinois EPA and the City of Rockford regulations.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #067-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Johnson, Timm, Beach, Holt, Beck, Conness –10-  
Nays: -0-  
Absent: Bell, Jacobson, Thompson-Kelly, McNeely – 4-

**2007-402CR**

82. Alderman Mark moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for a Planned Mixed-Use Development for auto or truck leasing including outside storage of vehicles in a C-2, Commercial Community District at 4007 East State Street. Approval is subject to the following conditions:

1. The Special Use Permit is limited to the area shown on Exhibit D.
2. The Special Use Permit shall expire in two (2) years from date of Ordinance approval.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #064-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Johnson, Timm, Beach, Holt, Beck, Conness –10-  
Nays: -0-  
Absent: Bell, Jacobson, Thompson-Kelly, McNeely – 4-

**2007-403CR**

83. Alderman Mark moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation from the required parking spaces to forty-seven (47) parking spaces in a C-3, Commercial General District at 4760 East State Street.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #061-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Johnson, Timm, Beach, Holt, Beck, Conness –10-  
Nays: -0-  
Absent: Bell, Jacobson, Thompson-Kelly, McNeely – 4-

**2007-404CR**

84. Alderman Mark moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for a Planned Residential Development consisting of a two-family residence in an R-1, Single-family Zoning District at 905 18<sup>th</sup> Street.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #060-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Johnson, Timm, Beach, Holt, Beck, Conness –10-  
Nays: -0-  
Absent: Bell, Jacobson, Thompson-Kelly, McNeely – 4-

**2007-405CR**

85. Alderman Mark moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council DENY the Special Use Permit for a Planned Residential Development consisting of seven (7) homes in an R-1, Single-family Residential District; and APPROVE the Special Use Permit for a Planned Residential Development consisting of six (6) homes in an R-1, Single-family Residential District at 52XX Newburg Road and 14XX Geneva Avenue. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire codes.
2. Building materials and architectural features for the proposed building shall be reviewed and approved by Staff prior to the issuance of a building permit.
3. As the site develops submittal of landscaping, signage and illumination shall be required for Staff review and approval, and meet all applicable codes and ordinances prior to the issuance of a building permit.
4. Sidewalks will be required as the site develops prior to building permit.
5. Substantial conformance with the site layout submitted by the applicant on July 10, 2007, identified as Exhibit D.
6. Substantial conformance with the building layout and elevations submitted by the applicant regarding the row houses dated July 9, 2007 identified as Exhibit E.
7. The proposed structure along Geneva Avenue face Geneva Avenue and access be on the private drive.
8. That the property is a condominium development and that Condominium Regulations be submitted for Staff review and approval.
9. A final subdivision plat is submitted for City review and approval.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #043-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Johnson, Timm, Beach, Holt, Beck, Conness –10-  
Nays: -0-  
Absent: Bell, Jacobson, Thompson-Kelly, McNeely – 4-

**2007-406CR**

86. Alderman Mark moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council DENY the Special Use Permit for a Planned Mixed-Use Development consisting of a video store in an R-1, Single-family Residential District at 27XX Rockton Avenue.

Denial is based on the Findings of Fact (LAD 10/22/07; ZBA #059-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Johnson, Timm, Beach, Holt, Beck, Conness –10-  
Nays: -0-  
Absent: Bell, Jacobson, Thompson-Kelly, McNeely – 4-

**2007-407CR**

87. Alderman Mark moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for Community Based Housing that will have eight (8) residents in a single dwelling unit in an R-1, Single-family Residential District at 3185 Applewood Drive. Approval is subject to the following conditions:

1. That the property and use shall comply with all Building and Fire codes.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #058-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Johnson, Timm, Beach, Holt, Beck, Conness –10-  
Nays: -0-  
Absent: Bell, Jacobson, Thompson-Kelly, McNeely – 4-

**2007-408CR**

88. Alderman Mark moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to reduce the required rear yard setback from thirty (30) feet to fourteen (14) feet in an R-1, Single-family Residential District at 2910 East State Street. Approval is subject to the following conditions:

1. The proposed addition must be in accordance with Exhibit D.
2. An elevation plan must be submitted that illustrates that the addition will match the existing home design for Staff review and approval.
3. Work within the right-of-way along East State Street may require a permit through IDOT.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #062-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Johnson, Timm, Beach, Holt, Beck, Conness –10-  
Nays: -0-  
Absent: Bell, Jacobson, Thompson-Kelly, McNeely – 4-

**2007-409CR**

89. Alderman Mark moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for off-premise business sign in a C-3, Commercial General District at 7474 East State Street. Approval is subject to the following conditions:

1. Placement of sign shall be in accordance with Exhibit D.
2. Construction of sign shall be in accordance with Exhibit E.
3. The proposed LED sign may not exceed forty (40) square feet as shown on Exhibit E.
4. Removal of the existing freestanding sign for Giovanni's Restaurant must be removed prior to installation of the new freestanding sign.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #063-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Johnson, Timm, Beach, Holt, Beck, Conness –10-  
Nays: -0-  
Absent: Bell, Jacobson, Thompson-Kelly, McNeely – 4-

**2007-410CR**

90. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending the approval of the sale of City-owned Vacant Lot of 219 North Johnston Avenue for the amount of three hundred dollars (\$300.00), including the cost of advertising with preference to adjacent property owners. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Johnson, Timm, Beach, Holt, Beck, Conness –10-  
Nays: -0-  
Absent: Bell, Jacobson, Thompson-Kelly, McNeely – 4-

**2007-411CR**

91. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending the approval of the vacation request for the part of Weldon Street between Salter Avenue and Heath Street for the amount of eight hundred and seventy-five dollars (\$875.00). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Johnson, Timm, Beach, Holt, Beck, Conness –10-  
Nays: -0-  
Absent: Bell, Jacobson, Thompson-Kelly, McNeely – 4-

**2007-191-O**

92. Alderman Mark moved the adoption of an Ordinance regarding the vacation of the property commonly known as the north/south alley lying east of 514 East State Street, be vacated and closed inasmuch as the property is no longer required for public use and

public interest. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Johnson, Timm, Beach, Holt, Beck, Conness –10-  
Nays: -0-  
Absent: Bell, Jacobson, Thompson-Kelly, McNeely – 4-

**2007-192-O**

93. Alderman Mark moved the adoption of an Ordinance regarding the quit claim of any City of Rockford interest in the alley immediately to the North of 201 West State Street to the owner of the property located at 201 West State Street. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Johnson, Timm, Beach, Holt, Beck, Conness –10-  
Nays: -0-  
Absent: Bell, Jacobson, Thompson-Kelly, McNeely – 4-

94. Alderman Mark moved the adoption of an Ordinance regarding the annexation of property commonly known as 2040 Hawthorne Drive. This Item was read in error.
95. Alderman Mark moved the appointments to the City of Rockford Zoning Commission, Alice Howard, Fred Money, David Peterson, Tom Przytulski, Jr., Dan Roszkowski, William Orr, Tom Morgan.

Alderman Mark moved to suspend Rule 18, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Bell, Jacobson, Thompson-Kelly, McNeely absent). The Appointments were placed on passage. MOTION PREVAILED (Ald. Bell, Jacobson, Thompson-Kelly, McNeely absent).

**MOTIONS AND RESOLUTIONS**

**2007-98R**

96. Alderman Curran moved the adoption of a resolution authorizing the Central Services Manager to take proposals for the following:

TIF Consultant – Creation of Broadway TIF District, funding source: CD Administrative Operating Budget. MOTION PREVAILED (Ald. Bell, Jacobson, Thompson-Kelly, McNeely absent).

**2007-99R**

97. Alderman Mark, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution that the Mayor and Legal Director execute the Pre-Annexation Agreement by and between Theodore C. Klint and the City of Rockford pertaining to property known as 2040 Hawthorne Drive. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Johnson, Timm, Beach, Holt, Beck, Conness –10-

Nays: -0-  
Absent: Bell, Jacobson, Thompson-Kelly, McNeely – 4-

### NEW BUSINESS

#### 2007-193-O

98. Alderman Conness introduced and read an Ordinance recommending approval of the First Amendment to Memorandum of Agreement between the United States General Services Administration and the City of Rockford providing for the sale of Lot 1, GSA Subdivision for a price of \$2,360,475.17, and an Option to Purchase Lot 2 at a later date for \$717.619.20. The Legal Director shall prepare the appropriate ordinance.

Alderman Conness moved to suspend Rule 11, seconded by Alderman Beck. MOTION PREVAILED (Ald. Bell, Jacobson, Thompson-Kelly, McNeely absent). The Ordinance was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Johnson, Timm, Beach, Holt, Beck, Conness -10-  
Nays: -0-  
Absent: Bell, Jacobson, Thompson-Kelly, McNeely – 4-

99. Alderman Mark introduced and read an Ordinance regarding the vacation for property along the south side of Linden Road at 4502 35<sup>th</sup> Street. LAID OVER.
100. Alderman Mark introduced and read an Ordinance regarding the sale of property located at 1105 Broadway. LAID OVER.
101. Upon motion duly made and seconded, the meeting was adjourned at 7:34 p.m.

Respectfully submitted,

Diane M. 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**  
**SEPTEMBER 24, 2007**  
**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**

**I. COMMITTEE REPORTS LAID OVER SEPTEMBER 17, 2007**

1. Bell - Planning and Development - Recommending creation of the Healthy Neighborhoods Program to provide supplemental funding from CDBG funds for projects designed to deliver needed services to neighborhoods within the Community Development Block Grant target area as outlined and amended to include approval by City Council. (Funding Source: CDBG Funds)
2. Bell - Planning and Development - Recommending approval TIF Funding of \$11,351.50 for renovation of Auto Clinic of Rockford, Inc. 4109 East State Street for repair of flood damage. The Legal Director shall prepare the appropriate ordinance.
3. Mark - Code and Regulation - Recommending the approval of the annexation agreement for 34XX and 37XX Samuelson Road.
4. Mark - Code and Regulation - Recommending the annexation of 34XX and 37XX Samuelson Road.
5. Mark - Code and Regulation - Recommending that the City of Rockford ACCEPT the offer for the sale of property located at 3101 11<sup>th</sup> Street.
6. Mark - Code and Regulation - Recommending the approval of the Tentative Plat of Winterberry Park.

7. Mark - Code and Regulation - Recommending the approval of Final Plat of Linden Pointe #5.
8. Curran - Finance and Personnel - Recommending authority be given for the issuance of \$1,100,000 in General Obligation Bonds (Sales Tax Alternative Revenue Source) for the Liebovich Expansion Project. The Legal Director shall prepare the appropriate ordinance.
9. Curran - Finance and Personnel - Recommending authority be given for the issuance of \$1,100,000 in General Obligation Bonds (Sales Tax Alternative Revenue Source) for the Northwest Rockford Sewer Project. The Legal Director shall prepare the appropriate ordinance.
10. Curran - Finance and Personnel - Recommending authority be given for the issuance of \$3,050,000 in General Obligation Bonds (Sales Tax Alternative Revenue Source) for the Library East Side Branch Project. The Legal Director shall prepare the appropriate ordinance.
11. Curran - Finance and Personnel - Recommending authority be given for the issuance of \$2,025,000 in General Obligation Bonds (Sales Tax Alternative Revenue Source) for the State and Main Parking Deck Acquisition. The Legal Director shall prepare the appropriate ordinance.
12. Curran - Finance and Personnel - Recommending the contract for FMLA Management be awarded to FMLA Source/ComPsych, of Chicago, IL for \$19,620/year. The funding source is Human Resources Operating Budget.
13. Curran - Finance and Personnel - Recommending award for Refrigerators for Human Services be made to the low bidder, Al Grace Appliance, of Rockford, IL for their bid as shown on tabulation. The funding source is Human Services Operating Budget.
14. Curran - Finance and Personnel - Recommending the Sale of Property at 1407 Michigan Avenue be awarded to the adjacent property owner, Heriberto Medrano, of Rockford, IL for their bid of \$300.00.
15. Curran - Finance and Personnel - Recommending entering into an agreement for reimbursement of oversized facility costs (Redington Chase) with Eagleland Development Co. for the cost to upsize the watermain through the development as part of the City's \$75 million water project at a not to exceed cost of \$195,545.00. The funding for this project will come from water bonds.
16. Curran - Finance and Personnel - Recommending the Assist First-Time Homebuyer Down Payment Assistance Program/Tax Exempt Single Family Mortgage Revenue Bonds be approved.

**II. ORDINANCES LAID OVER SEPTEMBER 17, 2007**

- 1. Mark - Ordinance - Regarding the vacation for property along the south side of Linden Road at 4502 35<sup>th</sup> Street.
- 2. Mark - Ordinance - Regarding the sale of property located at 1105 Broadway.

**III. MISCELLANEOUS HELD OUT SEPTEMBER 17, 2007**

- 1. Mayor Morrissey - Appointment - Metro Authority Board, Dr. William Stephen Minore, to a one-year term which would expire June 2008 to fill Gretchen Hudson's term who resigned from the Board. (Pursuant to Rule 18, this appointment will be up for passage on October 8, 2007).
- 2.\* Mayor Morrissey - Re-appointments - Directors of their Municipal Departments in the City of Rockford.

\* 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, September 24, 2007, 4:45 p.m.**  
**CD Conference Room, City Hall 2<sup>nd</sup> floor**  
**AGENDA**

- 1. C & R 07-230 Final Plat 2 of Riverside Marketplace
- 2. C & R 07-231 Tentative Plat Guilford Crossings
- 3. C & R 07-232 September Traffic Commission Minutes
- 4. C & R 07-233 Public Park – Linden Pointe Subdivision

- 5. C & R 07-234 Claim – Tim Sharp
- 6. C & R 07-235 Claim – Kevin Knight

**FINANCE AND PERSONNEL COMMITTEE**

**Monday, September 24, 2007, p.m.  
Conference Room B, City Hall 2<sup>nd</sup> floor (south room)  
AGENDA**

- 1. Purchasing and Vouchers
  - A. Award of Bid: Printing – Suspend rules
  - B. Award of Bid: Demolition of City Yards Buildings, #2,3,4 & 5 – Suspend rules
  - C. Engineering Agreement for Remedial Oversight & Reporting at City Yards
  - D. Resolution for Improvement Under the Illinois Highway Code – City-Wide Bridge Inspection
  - E. Resolution to take Bids
  - F. Emergency P.O. Keith Creek Debris Removal
  - G. Vouchers
- 2. Pioneer Office Space Renovation
- 3. Riverside Widening
- 4. Intergovernmental Agreement for Administrative Adjudication of the Truancy Provisions
- 5. Financial Discussion (Laid over 9/17)
- 6. CIP Project Status (Laid over 9/17)

**PLANNING AND DEVELOPMENT COMMITTEE**

**Monday, September 24, 2007, 5:15 p.m.  
Conference Room A, City Hall 2<sup>nd</sup> floor (north room)  
AGENDA**

No Meeting Scheduled.

**LEGISLATIVE LOBBYING COMMITTEE**

**Tuesday, September 25, 2007, 7:30 a.m.  
Conference Room A, City Hall 2<sup>nd</sup> floor (north room)**

**AGENDA**

1. Call to Order & Roll Call
2. Approval of Minutes
3. Old Business
  - a) Discussion of By-laws/Rules
  - b) Ongoing Communications with State Legislators and Mayor's Office
  - c) 4/23/07CC#7, Ald. Johnson Referral re Congressional Leadership Directory Online
4. New Business