

**CITY COUNCIL, CITY OF ROCKFORD  
JOURNAL OF PROCEEDINGS  
JANUARY 7, 2008  
COUNCIL CONVENEED AT 6:05 P.M.**

1. The invocation was given by Pastor Orville Richardson, Jefferson Heights Baptist Church/Police Chaplain, the Pledge of Allegiance was led by Council Page Mercedes Martinez.
2. Roll Call:  
Mayor Lawrence J. Morrissey  
Aldermen: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly,  
Johnson, Timm, Beach, Holt, Conness –12-  
Absent: Beck, McNeely –2-
3. Alderman Mark moved to accept the Journal of Proceedings of December 17, 2007, duly seconded. MOTION PREVAILED (Ald. Beck, McNeely absent).

**PUBLIC PARTICIPATION**

4. Alec Kalpanes addressed Council regarding noise pollution and it's effects on quality of life.
5. John Bailey addressed Council regarding traffic problems on Charles Street and requested the Planning Department conduct a traffic study of the intersections of Mulford Road/Charles Street and Harrison Avenue/Mulford Road. Referred to Public Works Department/Traffic.

**PETITIONS AND COMMUNICATIONS**

6. Alderman Conness submitted several letters opposing the asphalt batch plant. Referred to Mayor Morrissey's Office.
7. Alderman Johnson submitted an e-mail from Craig Kallenbach concerning the odd/even parking ordinance. Referred to Public Works Department.
8. Alderman Johnson submitted an e-mail from Marcia Peterson with regards to the City considering a stricter sidewalk shoveling policy. Referred to Public Works Department.
9. Alderman Johnson submitted four (4) Requests for Service. Referred to the Police Department.
10. Alderman Johnson submitted Request for Service from Marvin Henricks concerning traffic issues in his neighborhood. Referred to Traffic Commission
11. Alderman Curran submitted a Memorandum from Adam Smith, Director of Education and Life-Long Learning, regarding the Truancy Eradication Effort Mid-Year Report. Referred to Finance and Personnel Committee.

12. Alderman Curran submitted a Memorandum from Steve Ernst, RATS Study Director, regarding Special RATS Grants. Referred to Finance and Personnel Committee.
13. Alderman Curran submitted a Memorandum from Joseph Bruscato, City Attorney, regarding AFSCME 1058-C Contract. Referred to Finance and Personnel Committee.
14. Alderman Mark submitted two (2) Requests for Service. Referred to the Police Department and Public Works Department.
15. Alderman Mark submitted a Memorandum from Kerry Partridge, City Attorney, regarding Parking Ordinance Amendments. Referred to Code and Regulation Committee.
16. Alderman Mark submitted the Zoning Board of Appeals minutes from the meeting held on December 18, 2007. Referred to Code and Regulation Committee.
17. Alderman Mark submitted a Memorandum from Jessica Roberts, Planner II, regarding the Greater Rockford Industrial Park Plat #3. Referred to Code and Regulation Committee.
18. Alderman Mark submitted a Memorandum from Jessica Jones, Director of Human Resources Department, regarding the City of Rockford Personnel Rules and Regulations Revisions. Referred to Code and Regulation Committee.
19. Alderman Mark submitted a Memorandum from Jessica Roberts, Planner II, regarding the annexation of 1231 N. Johnston Avenue. Referred to Code and Regulation Committee.
20. Alderman Mark submitted a Memorandum from Jessica Roberts, Planner II, regarding Redington Chase Annexation 41xx Owen Center Road. Referred to Code and Regulation Committee.
21. Alderman Sosnowski submitted a request from Eric Peterson, Comp USA, requesting permission for 4' X 40' banner attached to building for twenty-five (25) days at 6290 East State Street from January 8, 2008 through February 21, 2008. Alderman Sosnowski moved to grant the Prayer of the Petitioner, seconded by Alderman Mark. (Ald. Beck, McNeely absent).
- 21a. Alderman Sosnowski submitted a request from Jerry Morrissey, Rapid Graphics & Signs, requesting permission for banner attached to water park facility, facing interstate traffic for sixty (60) days at Clock Tower Resort and Conference Center, 7801 East State Street. Alderman Sosnowski moved to grant the Prayer of the Petitioner, seconded by Alderman Mark. (Ald. Beck, McNeely absent).
22. Alderman Sosnowski announced the Republican caucus will meet after council tonight at Vinny's on Block 5.

## NEW COMMITTEE REPORTS

23. 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 a Performance Use consisting of an Asphalt Batch Plant that does not meet the performance criteria in an I-2, General Industrial District at 25xx South Mulford Road. Approval is subject to the following conditions:
1. Trucks exiting to Charles Street shall be exclusively right-out from the quarry property at the existing location. Appropriate signage must be placed at that location indicating such.
  2. Access to Mulford Road is exclusively right-in right-out. Improvements to Mulford Road shall be done prior to beginning operation of the asphalt batch plant inclusive of acceleration and deceleration lanes per the requirements of the Traffic Engineer.
  3. The plant shall consist of a newly constructed Dual Unit Dryer Mixer facility as submitted by the applicant. Written certification from the original equipment manufacturer will be required prior to establishment of the use.
  4. Hours of operation for the asphalt batch plant shall be limited to 5:00 am to 8:00 pm Monday through Sunday. The hours of operation for the quarry shall be limited to 5:00 am to 12:00 (midnight) Monday through Sunday.
  5. The applicant will be permitted to operate the asphalt batch plant thirty (30) days out of the year on a twenty-four (24) hour basis provided the City of Rockford Planning Office is given notice of the operation in advance.
  6. Landscaping is subject to exhibit D and is required to be installed prior to operation of the asphalt batch plant.
  7. The asphalt batch plant shall be limited to the location as indicated on the attached site plan, exhibit E and must be located on the floor of the quarry below ground level.
  8. Existing berm shall be maintained as to minimize any view of the asphalt batch plant and screen the use from site.
  9. All driveways to the quarry floor shall be maintained with the appropriate dust treatment to minimize dust. The access drives down to the quarry floor shall be paved by September 2008.
  10. All driveways to the quarry floor shall be maintained with the appropriate dust treatment to minimize dust. Within one year of operation of the asphalt batch plant access drives down to the quarry shall be paved.
  11. The owner shall obtain all the appropriate permits including but not limited to local, state and federal. Copies of approved construction and operations permit must be submitted to Zoning Officer prior to operation of the asphalt batch plant.
  12. Conformance with all IEPA and EPA emissions standards. The emission criteria must be met and a copy of any associated approved operating permits from the agencies shall be submitted to the Zoning Officer.
  13. A pedestrian/bike path along Mulford Road connecting Charles Avenue to Harrison Avenue shall be installed prior to the operation of the asphalt batch plant facility.
  14. The special use for the asphalt batch plant shall expire within five (5) years at which time the property owner will have to renew the special use.
  15. The special use approval shall be subject to the applicant's narrative identified as exhibit D and these conditions of approval.

16. The existing concrete batch plant shall be relocated to the floor of the quarry or removed from the property. The operation of the concrete batch plant shall be project specific only and shall not be operated on a day to day basis. The operation of the concrete batch plant shall only take place upon approval of the Zoning Officer and upon a positive findings by the Zoning Officer for limited times of operation as approved on a project by project basis.
17. Storage of stockpiles of materials shall be located only on the floor of the quarry. All potential leachate should be avoided by covering the stockpiles that may result in such.
18. A contingency plan and remediation plan must be submitted to the Zoning Officer prior to operation of the asphalt batch plant to address any potential spills, leaks, etc. associated with the petroleum materials found with the operation of the asphalt batch plant.
19. Prior to building permit, construction, and operation of the asphalt batch plant Zoning Clearance must be made by the Zoning Officer assuring that all the required conditions have been met prior to the establishment of the use.
20. That the Dual Unit Dryer Drum Mixer include industries best practices in the capturing of "Blue Smoke".

Approval is based on the Findings of Fact (LAD 3/3/08, ZBA #083-07). LAID OVER.

24. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the Liquor Fee Schedule. LAID OVER.
25. Alderman Mark read a Code and Regulation Committee Report that the City Council APPROVE the Claim of Joseph Martin for property damage in the amount of \$1,513.45 with a release to be obtained. REFERRED BACK TO COMMITTEE.
26. Alderman Mark read a Code and Regulation Committee Report that the City Council DENY the Claim of May Zeng for property damage. REFERRED BACK TO COMMITTEE.
27. Alderman Curran read a Finance and Personnel Committee Report recommending the Engineering Agreement: Kishwaukee Street Lighting improvements be made to Baxter & Woodman, Inc. at a not to exceed cost of \$138,100 for design engineering and construction inspection. The funding for this project will come from Sales Tax funds. LAID OVER.
28. Alderman Curran read a Finance and Personnel Committee Report recommending the Engineering Agreement: Stormwater Management Master Plan be made to MWH Americas at a not to exceed cost of \$500,000 for required data collection and review, data assessment, modeling, conceptual and final design, and program implementation. The funding for this project will come from Sales Tax funds. LAID OVER.
29. Alderman Curran read a Finance and Personnel Committee Report recommending entering into an Agreement for Reimbursement of Oversized facility Costs with Guilford Crossings LLC 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 \$143,622.50. The funding

for this project will come from water bonds. The Legal Director shall prepare the appropriate ordinance. LAID OVER.

30. Alderman Curran read a Finance and Personnel Committee Report recommending entering into an Agreement for Reimbursement of Oversized Facility Costs (Riverwalk Subdivision) with Infill Market Development Corp. 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 \$29,560.20. The funding for this project will come from water bonds. The Legal Director shall prepare the appropriate ordinance. LAID OVER.

**2008-001CR**

31. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Demolition of 119-129 Irving Ave. be made to J.E. Mark of Rockford, Illinois for their total bid of \$18,500.00. The funding source is CDBG.

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

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

**2008-002CR**

32. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Demolition of 1122 3<sup>rd</sup> Ave. be made to Northern Illinois Service Co., of Rockford, Illinois for their total bid of \$29,742.00. The funding source is 7<sup>th</sup> Street TIF funds.

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

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

**2008-003CR**

33. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Community Coach for Human Services be made to Anquette Parham, of Loves Park, Illinois for one year in the amount of \$25,000 with an option to renew for two additional years. The funding source is IL Department of Human Services Grant Monies.

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

MOTION PREVAILED by a Roll Call vote of:

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

**2008-004CR**

34. Alderman Curran read a Finance and Personnel committee Report recommending the renewal of the Health Insurance Stop Loss Coverage with HCC (formerly Allianz) for one year beginning January 1, 2008 through December 31, 2008 at a premium rate of \$9.21 per single employee coverage and \$27.57 per family employee coverage. The estimated annual premium and administrative costs are \$353,285.00. The funding source is Human Resources Health Insurance Fund.

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

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

35. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of January 7, 2008 in the amount of \$4,851,740.97. MOTION PREVAILED by a Roll Call vote of:

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

**OFFICERS REPORTS**

36. Mayor Morrissey thanked members of Council and the community for their thoughts, prayers and support for his family during this very difficult time and thanked staff for their continued efforts with city business in his absence.
37. Mayor Morrissey thanked all members of the City of Rockford Police Department for their commitment to serving this community. He announced the FBI released their crime statistics report for the State of Illinois showing Rockford's over all crime rate declined approximatley 17% for the year 2007.
38. Mayor Morrissey submitted a Re-appointment to the Historic Preservation Committee, Ms. Sally Faber, to a 3-year term ending December 2010. LAID OVER.

39. Mayor Morrissey submitted an Appointment to the Historic Preservation Committee, Mr. Thomas Graceffa to serve out Mr. Mike Pauly's term, term ending June 2009. LAID OVER.
40. Mayor Morrissey advised that City Hall will be closed on Monday, January 21, 2008 in observance of the Martin Luther King Jr. holiday. The next City Council meeting will be held on Tuesday, January 22, 2008 at 6:00 pm.
41. Mayor Morrissey announced the North End Square Neighborhood Watch will be sponsoring a Crime Fighting event with a one hour seminar given by J.J. Bitternbinder on Tuesday, January 8, 2007 at 7:00 pm at the 3<sup>rd</sup> Presbyterian Church in Rockford, 1221 Custer Ave. He encouraged all to attend this free presentation on personal safety.
42. Mayor Morrissey announced the upcoming Rockford Chamber of Commerce's Annual Dinner to be held on Wednesday, January 23, 2008 from 5:30 pm to 8:30 pm at Giovanni's Restaurant. He suggested Council members interested in attending should contact Chris Washington, Mayor's Office, at 815/987-5720.
43. Mayor Morrissey acknowledged and extended his prayers to the victims of the tornado that touched down in Boone County this afternoon. In light of this disaster, he suggested discussion at the upcoming retreat with regards to partnering with other agencies for an early warning system.
44. Alderman Beach welcomed Mayor Morrissey back to Council.
45. Alderman Beach requested the presentation given by J.J. Bittenbinder at tomorrow nights North End Square Neighborhood Watch meeting be recorded so other neighborhood groups could benefit from his wealth of information regarding personal safety.
46. Alderman Timm welcomed Mayor Morrissey back to Council and offered his prayers to him.
47. Alderman Timm thanked the Fire Department, on behalf of a constituent, for their quick response to help his wife who had a serious medical problem.
48. Alderman Timm mentioned he received a letter from Frank Rotello, commending the Public Works Department for their outstanding snow removal efforts during this past snow storm.  
  
Alderman Beck joined the meeting at 6:43 pm.
49. Alderman Jacobson mentioned receiving several phone calls praising the Public Works Department for their snow removal efforts.
50. Alderman Sosnowski commented on the recent personal attack of himself with regards to the Asphalt Batch Plant and is hopeful the focus be kept on the issues and debate at a cordial level.

## UNFINISHED BUSINESS

### 2008-005CR

51. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the award for Demolition of 805 S. 5<sup>th</sup> St. be made to Northern Illinois Service Company, of Rockford, Illinois for their total bid of \$15,785.00. The funding source is CDBG. MOTION PREVAILED by a Roll Call vote of:

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

### 2008-006CR

52. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the Engineering Agreement: CityWide Residential Street and Alley Reconstruction be made to Arnold Lundgren & Associates at a not to exceed cost of \$31,800 for design engineering and construction inspection. The funding source is Sales Tax funds. MOTION PREVAILED by a Roll Call vote of:

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

### 2008-007CR

53. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the Engineering Agreement: City-Wide Residential Street and Alley Reconstruction for the Reconstruction of Lapey Street be made to Willett, Hofmann & Associates at a not to exceed cost of \$34,306 for design engineering and construction inspection. The funding source is Sales Tax funds. MOTION PREVAILED by a Roll Call vote of:

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

### 2008-008CR

54. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the Engineering Agreement: Montrose Avenue Drainage and Reconstruction be made to McClure Engineering and Associates at a not to exceed cost of \$36,822 for design engineering and construction inspection. The funding source is Sales Tax funds. MOTION PREVAILED by a Roll Call vote of:

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

Absent: McNeely -1-

55. Alderman Curran moved the appointment of Craig Sockwell to the Zoning Board of Appeals, who is replacing Tom Morgan who resigned.

Alderman Curran moved to suspend Rule 18, seconded by Alderman Timm. MOTION PREVAILED (Ald. McNeely absent). The appointment was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, Conness -13-

Nays: -0-

Absent: McNeely -1-

**2008-009CR**

56. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending that the City Council APPROVE the claim of Heather Brady in the amount of \$465.85 for property damage with a release to be obtained. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, Conness -13-

Nays: -0-

Absent: McNeely -1-

**2008-001-O**

57. Alderman Mark moved the adoption of an Ordinance to approve of the Revised Liquor Ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, Conness -12-

Nays: Jacobson -1-

Absent: McNeely -1-

**MOTIONS AND RESOLUTIONS**

**2008-01R**

58. Alderman Curran moved the adoption of a Resolution to take bids/proposals for the following:

RFP: Code Violation Hearing Officer, funding source: CD/Building Operating Budgets

Bid: Painting Interior of City Hall, funding source: Property Fund

Bid: Demolition of 1625 West State Street, funding source: CDBG funds

MOTION PREVAILED (Ald. McNeely absent).

## NEW BUSINESS

59. Alderman Mark introduced and read an Ordinance amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances, for a Special Use Permit for a Planned Mixed Use Development consisting of medical office buildings over 3,000 square feet, professional office building and a community service organization to include multiple uses for children and/or elderly care in an R-1, Single-Family Residential District at 1502 Parkview Avenue. Approval is subject to the following conditions:
1. Meeting all applicable Building and Fire Codes.
  2. Medical office use is limited to one floor of the proposed building (8,000 total square footage) and no immediate medical care facility shall be provided at this site. Hours of operation for the proposed medical building are limited from 8:00 a.m. to 10:00 p.m.
  3. Submittal of a landscaping plan and illumination plan for staff's review and approval prior to issuance of a building permit. Lighting shall comply with the Zoning Ordinance.
  4. Submittal of a civil site plan including a detention area for staff's review and approval.
  5. Submittal of a tree preservation plan for staff's review and approval.
  6. The building height of the second proposed building at the highest point of the peak of the roof shall not exceed the building height of the existing building.
  7. Any proposed uses would also need to be evaluated by staff prior to occupying the buildings to ensure compliance of parking and compatible to existing land uses.

Approval is based on the Findings of Fact (LAD 1/21/07; ZBA #102-07). LAID OVER.

60. Alderman Mark introduced and read an Ordinance amending Chapter 37, Section 1604, of the City of Rockford Code of Ordinances, for a variation to allow a third wall sign to identify brand name service in a C-3, Commercial General District at 5909 East State Street. Approval is subject to the following conditions:
1. Must be in accordance with Exhibits E and F.

Approval is based on the Findings of Fact (LAD 1/21/08, ZBA #101-07). LAID OVER.

61. Upon motion duly made and seconded, the meeting was adjourned at 6:54 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 14, 2008**  
**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 JANUARY 7, 2008**

1. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for a Performance Use consisting of an Asphalt Batch Plant that does not meet the performance criteria in an I-2, General Industrial District at 25xx South Mulford Road. Approval is subject to the following conditions:
  1. Trucks exiting to Charles Street shall be exclusively right-out from the quarry property at the existing location. Appropriate signage must be placed at that location indicating such.
  2. Access to Mulford Road is exclusively right-in right-out. Improvements to Mulford Road shall be done prior to beginning operation of the asphalt batch plant inclusive of acceleration and deceleration lanes per the requirements of the Traffic Engineer.
  3. The plant shall consist of a newly constructed Dual Unit Dryer Mixer facility as submitted by the applicant. Written certification from the original equipment manufacturer will be required prior to establishment of the use.
  4. Hours of operation for the asphalt batch plant shall be limited to 5:00 am to 8:00 pm Monday through Sunday. The hours of operation for the quarry shall be limited to 5:00 am to 12:00 (midnight) Monday through Sunday.
  5. The applicant will be permitted to operate the asphalt batch plant thirty (30) days out of the year on a twenty-four (24) hour basis provided the City of Rockford Planning Office is given notice of the operation in advance.

6. Landscaping is subject to exhibit D and is required to be installed prior to operation of the asphalt batch plant.
7. The asphalt batch plant shall be limited to the location as indicated on the attached site plan, exhibit E and must be located on the floor of the quarry below ground level.
8. Existing berm shall be maintained as to minimize any view of the asphalt batch plant and screen the use from site.
9. All driveways to the quarry floor shall be maintained with the appropriate dust treatment to minimize dust. The access drives down to the quarry floor shall be paved by September 2008.
10. All driveways to the quarry floor shall be maintained with the appropriate dust treatment to minimize dust. Within one year of operation of the asphalt batch plant access drives down to the quarry shall be paved.
11. The owner shall obtain all the appropriate permits including but not limited to local, state and federal. Copies of approved construction and operations permit must be submitted to Zoning Officer prior to operation of the asphalt batch plant.
12. Conformance with all IEPA and EPA emissions standards. The emission criteria must be met and a copy of any associated approved operating permits from the agencies shall be submitted to the Zoning Officer.
13. A pedestrian/bike path along Mulford Road connecting Charles Avenue to Harrison Avenue shall be installed prior to the operation of the asphalt batch plant facility.
14. The special use for the asphalt batch plant shall expire within five (5) years at which time the property owner will have to renew the special use.
15. The special use approval shall be subject to the applicant's narrative identified as exhibit D and these conditions of approval.
16. The existing concrete batch plant shall be relocated to the floor of the quarry or removed from the property. The operation of the concrete batch plant shall be project specific only and shall not be operated on a day to day basis. The operation of the concrete batch plant shall only take place upon approval of the Zoning Officer and upon a positive findings by the Zoning Officer for limited times of operation as approved on a project by project basis.
17. Storage of stockpiles of materials shall be located only on the floor of the quarry. All potential leachate should be avoided by covering the stockpiles that may result in such.
18. A contingency plan and remediation plan must be submitted to the Zoning Officer prior to operation of the asphalt batch plant to address any potential spills, leaks, etc. associated with the petroleum materials found with the operation of the asphalt batch plant.
19. Prior to building permit, construction, and operation of the asphalt batch plant Zoning Clearance must be made by the Zoning Officer assuring that all the required conditions have been met prior to the establishment of the use.
20. That the Dual Unit Dryer Drum Mixer include industries best practices in the capturing of "Blue Smoke".

Approval is based on the Findings of Fact (LAD 3/3/08, ZBA #083-07).

2. Mark - Code and Regulation - Recommending the approval of the Liquor Fee Schedule.

3. Curran - Finance and Personnel - Recommending the Engineering Agreement: Kishwaukee Street Lighting improvements be made to Baxter & Woodman, Inc. at a not to exceed cost of \$138,100 for design engineering and construction inspection. The funding for this project will come from Sales Tax funds.
4. Curran - Finance and Personnel - Recommending the Engineering Agreement: Stormwater Management Master Plan be made to MWH Americas at a not to exceed cost of \$500,000 for required data collection and review, data assessment, modeling, conceptual and final design, and program implementation. The funding for this project will come from Sales Tax funds.
5. Curran - Finance and Personnel - Recommending entering into an Agreement for Reimbursement of Oversized facility Costs with Guilford Crossings LLC 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 \$143,622.50. The funding for this project will come from water bonds. The Legal Director shall prepare the appropriate ordinance.
6. Curran - Finance and Personnel - Recommending entering into an Agreement for Reimbursement of Oversized Facility Costs (Riverwalk Subdivision) with Infill Market Development Corp. 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 \$29,560.20. The funding for this project will come from water bonds. The Legal Director shall prepare the appropriate ordinance.

## **II. ORDINANCES LAID OVER JANUARY 7, 2008**

1. Mark - Ordinance - Amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances, for a Special Use Permit for a Planned Mixed Use Development consisting of medical office buildings over 3,000 square feet, professional office building and a community service organization to include multiple uses for children and/or elderly care in an R-1, Single-Family Residential District at 1502 Parkview Avenue. Approval is subject to the following conditions:
  1. Meeting all applicable Building and Fire Codes.
  2. Medical office use is limited to one floor of the proposed building (8,000 total square footage) and no immediate medical care facility shall be provided at this site. Hours of operation for the proposed medical building are limited from 8:00 a.m. to 10:00 p.m.
  3. Submittal of a landscaping plan and illumination plan for staff's review and approval prior to issuance of a building permit. Lighting shall comply with the Zoning Ordinance.
  4. Submittal of a civil site plan including a detention area for staff's review and approval.
  5. Submittal of a tree preservation plan for staff's review and approval.
  6. The building height of the second proposed building at the highest point of the peak of the roof shall not exceed the building height of the existing building.
  7. Any proposed uses would also need to be evaluated by staff prior to occupying the buildings to ensure compliance of parking and compatible to existing land uses.

Approval is based on the Findings of Fact (LAD 1/21/07; ZBA #102-07).

- 2. Mark - Ordinance - Amending Chapter 37, Section 1604, of the City of Rockford Code of Ordinances, for a variation to allow a third wall sign to identify brand name service in a C-3, Commercial General District at 5909 East State Street. Approval is subject to the following conditions:
  - 1. Must be in accordance with Exhibits E and F.

Approval is based on the Findings of Fact (LAD 1/21/08, ZBA #101-07).

**III. MISCELLANEOUS**

**A. LAID OVER JANUARY 7, 2008**

- 1. Mayor Morrissey - Re-appointment - Historic Preservation Committee -Ms. Sally Faber, to a 3-year term ending December 2010. (Pursuant to Rule 18, this re-appointment will be up for passage on February 11, 2008).
- 2. Mayor Morrissey - Appointment - Historic Preservation Committee - Mr. Thomas Graceffa to serve out Mr. Mike Pauly's term, term ending June 2009. (Pursuant to Rule 18, this appointment will be up for passage on February 11, 2008).

**B. HELD OUT JANUARY 7, 2008**

- 1.\* 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, January 14, 2008, 4:30 p.m.**

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

**AGENDA**

1. C & R 08-11 Greater Rockford Industrial Park Plat #3
2. C & R 08-13 Redington Chase Annexation – 41xx Owen Center Road
3. C & R 08-14 1231 North Johnston Avenue Annexation
4. C & R 07-292 ZBA#095-07 Special Use Permit for an off-site business advertising freestanding sign  
Variation to increase the maximum height of a low-profile sign from 8 feet to 15 feet  
Variation to increase the maximum square footage of a low-profile sign from 64 to 89 in a C-1, Limited Office Zoning District at 6951 Olde Creek Road
5. C & R 07-293 ZBA#097-07 Variation to increase the maximum height of wall signs from 35 feet to a maximum of 56 feet (not to exceed the height of the building) in a C-1, Limited Office Zoning District at 6957 Olde Creek Road
6. C & R 07-305 ZBA#104-07 (A) Renewal of Special use Permit #113-05 for a Planned Mixed-Use Development in an R-1, Single-Family Residential District  
(B) Variation to reduce the required parking from 22 parking spaces to 19 parking spaces for a professional office in a R-1, Single-Family Residential District at 6982 Olde Creek Road
7. C & R 07-306 ZBA#105-07 Special Use Permit for a eighty-three (83) foot high Communication antenna support structure in a C-3, Commercial General District at 4242 Harrison Avenue
8. C & R 07-307 ZBA#110-07 Special Use Permit to allow the installation of up to two (2) wind generators on the roof as permitted obstructions in a C-4, Commercial Oldtown Zoning District at 201 7<sup>th</sup> Street
9. C & R 07-308 ZBA#112-07 Special Use Permit for the sale of passenger (used) vehicles that does not satisfy the Performance Criteria of being 600 feet away from a residential district in a C-3, Commercial General Zoning District at 2230 North Central Avenue

10. C & R 07-309 ZBA#113-07 Variation to reduce the front yard setback from 30 feet to 24.7 feet for a porch in a R-1, Single-Family Residential District at 3240 Andover Drive
11. C & R 07-310 ZBA#114-07 (A) Zoning Map Amendment from R-1, Single-Family Residential District to C-3, Commercial General District for Tract I  
(B) Modification of Special Use Permit #074-85 & 030-86 for a Performance Use consisting of a fast food restaurant that cannot satisfy performance criteria of 600 feet from a residential district in a C-3, Commercial General District for Tracts I and II at 4409 Mayflower Road and 3402 South Alpine Road
12. C & R 07-311 ZBA#115-07 Special Use Permit for a Planned Mixed-use Development consisting of a parking lot in a R-2, Two-family Residential District for 202 Williams Park
13. C & R 07-312 ZBA#116-07 Modification of Special Use Permit #066-07 for a outside storage that does not satisfy the Performance Criteria of being 600 feet away from a residential district in a I-1, Light Industrial Zoning District at 2605 Pamela Avenue
14. C & R 07-313 ZBA#117-07 (A) Special Use Permit for off-site storage on a gravel lot  
(B) Special Use Permit to allow barb wire on top of a fence  
(C) Variation to allow plastic slats through chain-link fencing as an enclosure for a dumpster in a C-1, Limited Office and C-3, Commercial General District at 1209 South Alpine Road and 4301 Tonawanda Avenue
15. C & R 08-15 Parking Ordinance Amendments
16. C & R 07-274 Right of Way & Franchise Ordinances  
(a) Streets & Sidewalks  
(b) Cable & Video Service Provider Fee  
(c) Cable & Video Customer Service Protection
17. C & R 08-159 Municipal Code Re-Codification Project

**FINANCE AND PERSONNEL COMMITTEE**

**Monday, January 14, 2008, 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: Waterworks Contractual Services – Suspend rules
  - B. Award of Bid: Carpeting
  - C. Award of RFP: TIF District Retail & Residential Analysis
  - D. Award of RFP: Investment Broker Services
  - E. Engineering Agreement: Rockton Avenue Reconstruction
  - F. Change Order #2: Stanley Street Pumping Station Construction Project
  - G. Resolution to take Bids/Proposals
  - H. Vouchers
    - √ Training/Travel Expense for Police Department
2. Informational Memorandum: Riverwalk Subdivision Oversize Agreement (funding clarification)
3. Special RATS Grant
4. AFSCME 1058-C Contract – Suspend rules
5. Revisions to the City of Rockford Rules & Regulations
6. Truancy Eradication Effort Mid-Year Report
7. CIP Update

**PLANNING AND DEVELOPMENT COMMITTEE**

**Monday, January 14, 2008, 5:15 p.m.  
CD Conference Room, City Hall 2<sup>nd</sup> floor  
AGENDA**

No Meeting Scheduled.

**LEGISLATIVE LOBBYING COMMITTEE**

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

No Meeting Scheduled.