

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
APRIL 13, 2009
COUNCIL CONVENED AT 6:12 P.M.**

1. The invocation was given by Chaplain Bill Gerber, Jericho Project/Police Chaplain and the Pledge of Allegiance was led by Council Page Shanice Smith
2. Roll Call:

Mayor Lawrence J. Morrissey

Aldermen: Sosnowski, Curran, Mark, Wasco, Bell, Thompson-Kelly, Johnson, Beach, Beck, McNeely, Conness -11-
Absent: Jacobson, Timm, Holt -3-
3. Alderman Mark moved to accept the Journal of Proceedings of April 6, 2009, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Jacobson, Timm Holt absent).

PETITIONS AND COMMUNICATIONS

4. Alderman Curran submitted a letter from Nichole Dyreson regarding the intersection of 8th Avenue and 15th Street. Referred to the Public Works Department/Traffic.
5. Alderman Curran submitted a Memorandum from Patrick Hayes, Legal Director regarding an Intergovernmental Cooperation Agreement with the County of Winnebago regarding the application for and allocation of Byrne Memorial Justice Assistance Grant Funds. Referred to Finance and Personnel Committee.
6. Alderman Curran opened a bid for Sale of Property at 17XX Chestnut Street from B.R. Properties, Inc. in the amount of \$500.00. Referred to Purchasing and Legal Department.
7. Alderman Mark submitted a request from Special Events Management, in conjunction with the Rockford Marathon, requesting permission for barricades for street closures and detours and police assistance. Conditions include notification of neighbors and payment by organizers for Sanco costs (barricades, signage, etc) and recovery of public safety costs at \$50 per man-hour per officer on Sunday, May 17, 2009 from 6:00 am to approximately 3:30 pm at the designated route. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Curran. MOTION PREVAILED (Ald. Jacobson, Timm, Holt absent).
8. Alderman Mark submitted a request from Karen Tilly, in conjunction with the MELD 4th of July Run, requesting permission for barricades for street closures and detours and police assistance on July 4, 2009 at Madison Street and the bike path (Exclusive use of streets for the run). Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Curran. MOTION PREVAILED (Ald. Jacobson, Timm, Holt absent).

9. Alderman Wasco submitted the Traffic Commission Minutes from the meeting held on April 8, 2009. Referred to Code and Regulation Committee.
10. Alderman Wasco submitted a Memorandum from Patrick W. Hayes, Legal Director, amendment to Section 2-51 of the City of Rockford Code of Ordinances, that provides for the day when the Mayor is to be sworn in; the first Monday in May following the election. Referred to Code and Regulation Committee.
11. Alderman Johnson submitted seven (7) Requests for Service. Referred to Police Department and the Public Works Department.
12. Alderman Johnson submitted an e-mail from Mark Sauer suggesting options to help balance the City's budget. Referred to James Ryan, Mayor Morrissey's Office and the Public Works Department/Director Hanson.
13. Alderman Bell submitted a request from Tuffy Quinonez and Julio Salgado, in conjunction with the Cinco de Mayo Parade, requesting permission for barricades for street closures and police assistance on May 2, 2009 at 1:00 pm at the parade route, Broadway from 11th to 4th, south of 4th to 15th, west to Blackhawk Park. Alderman Bell moved to grant the Prayer of the Petitioner, seconded by Alderman Mark. MOTION PREVAILED (Ald. Jacobson, Timm, Holt absent).
14. Alderman Conness submitted a Memorandum from Richard M. May, Commercial Development Coordinator, regarding a Redevelopment Agreement approving TIF funding for the renovation of the former Pioneer Hall at 121 South Madison Street. Referred to Planning and Development Committee.
15. Alderman Conness submitted a Memorandum from Vicki Manson, Development Programs Manager, regarding State of Illinois – Neighborhood Stabilization Program. Referred to Planning and Development Committee.

NEW COMMITTEE REPORTS

16. Alderman Wasco read a Code and Regulation Committee Report recommending the approval of the Well 5/5A expansion sanitary sewer easement to Rock River Water Reclamation District. The Legal Director shall prepare the appropriate Ordinance. LAID OVER.
17. Alderman Wasco read a Code and Regulation Committee Report recommending that the City Council of the City of Rockford approve the right-of-way agreement for Fiber Optics between U.S. Signal and the City of Rockford. LAID OVER.
18. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Household Hazardous Waste Collection be made to Clean Harbors Environmental Services, of Pecatonica, Illinois for their totals as follows:

Years 1, 2 & 3	\$102,062.02	Year 4 \$105,123.88
Year 5	\$116,119.59	

The funding source is Sanitation Fund. LAID OVER.

19. Alderman Curran read a Finance and Personnel Committee Report recommending approval of the Intergovernmental Agreement for Collection of Household Hazardous Waste for the City of Rockford and Rock River Water Reclamation District. The Legal Director shall prepare the appropriate ordinance. LAID OVER.

2009-145CR

20. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Applewood Sidewalk, Phase II-2009 be made to the low bidder, Stenstrom Excavation & Blacktop Group, of Rockford, Illinois for their total bid of \$79,723.00. The funding source is Sales Tax.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. Jacobson, Timm, Holt 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, Beach, Beck, McNeely, Conness -11-
Nays: -0-
Absent: Jacobson, Timm, Holt -3-

2009-146CR

21. Alderman Curran read a Finance and Personnel Committee Report recommending the award for City-Wide Inlet Repair - 2009 be made to TCI Concrete, Inc., of Rockford, Illinois for their total bid of \$142,900.80. The funding source is Sales Tax & Street Maintenance Budget.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. Jacobson, Timm, Holt 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, Beach, Beck, McNeely, Conness -11-
Nays: -0-
Absent: Jacobson, Timm, Holt -3-

2009-147CR

22. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Reed Avenue/Roosevelt Road Reconstruction 2009 be made to Schlichting & Sons, of Rockford, Illinois for their total bid of \$301,186.90. The funding source is Sales Tax.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. Jacobson, Timm, Holt 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, Beach, Beck, McNeely, Conness -11-
Nays: -0-
Absent: Jacobson, Timm, Holt -3-

2009-148CR

23. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Harrison Avenue Relocation Plan be made to Hanson Professional Services for an estimated cost of \$7,800. The funding source is Sales Tax.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. Jacobson, Timm, Holt 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, Beach, Beck, Conness -10-
Nays: McNeely -1-
Absent: Jacobson, Timm, Holt -3-

2009-149CR

24. Alderman Curran read a Finance and Personnel Committee Report recommending approval of Task Order #25 with McMahon Associates, Inc. for the Programming of Control Systems for Water Wells and Towers in an amount not to exceed \$125,000. The funding will come from Water Bonds.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. Jacobson, Timm, Holt 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, Beach, Beck, McNeely, Conness -11-
Nays: -0-
Absent: Jacobson, Timm, Holt -3-

2009-150CR

25. Alderman Curran read a Finance and Personnel Committee Report recommending approval of Task Order #26 with McMahon Associates, Inc. for Electrical Construction Phase Services for Wells 5, 13 and 36, designated Group 3, in an amount not to exceed \$35,000. The funding will come from Water Bonds.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. Jacobson, Timm, Holt 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, Beach, Beck, McNeely, Conness -11-
Nays: -0-
Absent: Jacobson, Timm, Holt -3-

2009-151CR

26. Alderman Curran read a Finance and Personnel Committee Report recommending approval of Task Order #27 with McMahon Associates, Inc. for the design of Instrument and Control Systems (SCADA) associated with Wells 5,13, and 36 in an amount not to exceed \$45,000. Funding for the project will come from Water Bonds.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. Jacobson, Timm, Holt 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, Beach, Beck, McNeely, Conness -11-
Nays: -0-
Absent: Jacobson, Timm, Holt -3-

2009-152CR

27. Alderman Curran read a Finance and Personnel Committee Report regarding an Intergovernmental Agreement: City of Rockford and the Rock River Water Reclamation District (RRWRD) for the Kishwaukee Street Bridge Project recommending the City create and execute an ordinance that approves the Intergovernmental Agreement with the RRWRD. No funding is required for this agreement.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. Jacobson, Timm, Holt 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, Beach, Beck, McNeely, Conness -11-
Nays: -0-
Absent: Jacobson, Timm, Holt -3-

28. Alderman Curran read a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of April 13, 2009 in the amount of \$2,744,458.62. MOTION PREVAILED by a Roll Call vote of:

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

OFFICERS REPORTS

29. Mayor Morrissey presented a Proclamation proclaiming the month of April, 2009 to be "GREAT AMERICAN CLEANUP MONTH" in Rockford, Illinois and called upon our citizens to join in cleanup projects throughout the City and County on April 25, 2009 to keep our community clean, green and healthy.

30. Mayor Morrissey presented a Proclamation proclaiming the week of April 12, 2009 to be "NATIONAL PUBLIC SAFETY TELECOMMUNICATORS WEEK" in Rockford, Illinois in recognition of our public safety telecommunications personnel and the vital contributions they make to the safety and well-being of our citizens.
31. Mayor Morrissey called attention to the Memorandum distributed by Chief Epperson regarding the Federal Bureau of Investigation Audit of the Rockford Police Department Crime statistics.
32. Mayor Morrissey submitted three (3) appointments for City Zoning and Code Officials: Kevin Ciabatti as the Building Code Official; Bonnie Henry as the Property Maintenance Code Official; Todd Cagnoni as the Zoning Officer and Plat Officer. LAID OVER.
33. Mayor Morrissey submitted the re-appointment to the Fire Pension Board, Mr. Michael White Jr., to a three (3) year term which would expire April, 2012. LAID OVER.
34. Mayor Morrissey submitted the re-appointment to the Historical Preservation Commission, Ms. Maureen Flanagan, to a three (3) year term which would expire April, 2012. LAID OVER.
35. Mayor Morrissey mentioned the Rockford Fire Department Weekly Report of April 5, 2009 of reported fires in each Ward.
36. Mayor Morrissey commended Alderman Victory Bell for his great speech today at the Rockford Human Services CAA Luncheon about his personal history and background working on Community Action.
37. Mayor Morrissey explained the referral made to the Code and Regulation Committee regarding an amendment to Section 2/51 to the City Ordinance, is to change the swearing in day of the Mayor to correspond with State Law and the swearing in day of the Aldermen.
38. Mayor Morrissey announced Glenn Trommels, Director of IT and Todd Cagnoni, Community Development Zoning Supervisor, will be making a presentation on technology and process improvements in Construction and Development Services at City Council on May 11, 2009.
39. Mayor Morrissey announced on Wednesday, April 15, 2009 Senator Durbin and representatives from the Governor's office will hold a meeting at 11:30 am at the EIGAR Lab, Fulton Avenue, to discuss funding from the stimulus plan supporting workforce investment and workforce training.
40. Mayor Morrissey congratulated all members of the City Council on their election victories and recognized Aldermen Jeff Holt, Dan Conness and Victory Bell who will be leaving the Council to pursue new positions and retirement. He thanked the Rockford community for their support.

41. Mayor Morrissey presented a Proclamation proclaiming the week of April 20, 2009 to be "MONEY SMART WEEK" in Rockford, Illinois and encouraged all citizens to make themselves aware of the importance of financial literacy and take advantage of programs and activities geared toward financial management and prosperity – this week and all year long.
42. Mayor Morrissey announced Cyndie Hall will be retiring after 29 years of service to start her own consulting company, Dare to Change, Inc. He reflected on her accomplishments, leadership, dedication and invaluable service to the City of Rockford and presented her with a key to the City. He invited all to attend her retirement party on Friday, April 17, 2009 from 3:00 pm – 4:00 pm in the Mayor's Office.
- 42a. Cyndie Hall reflected on the past 29 years of working for the City of Rockford and the great people she has worked with and met through her employment here. She looks forward to starting her own consulting firm, Dare to Change, Inc. and announced she has pizza and pop ordered for everyone after council.
43. Alderman Bell wished Cyndie Hall well in her retirement.
44. Alderman Bell expressed his disapproval that funding for the South Main project is not in the capital bill and requested City Staff coordinate a meeting with State representatives to discuss his concerns.
- 44a. Alderman Bell expressed concern the City does not have reasonable regulations to agricultural land that is adjacent to the City. He requested a meeting with City and County representatives to discuss this issue.
45. Alderman McNeely congratulated Mayor Morrissey and the Aldermen on their election victories. She thanked her constituents for their support.
46. Alderman McNeely requested to be included in discussion concerning agricultural land that is adjacent to the City.
47. Alderman McNeely congratulated Aldermen Conness and Holt on their victories and wished them well in their new positions.
48. Alderman McNeely wished Cyndie Hall the very best in her retirement.
49. Alderman Curran requested council members to drive Rural Street from Prospect to James and for their efforts he would provide them with a \$10 gift certificate for Curran's Apple Orchard.
50. Alderman Thompson-Kelly informed Alderman Curran the streets are the same in everyone's wards.
51. Alderman Thompson-Kelly thanked Mayor Morrissey and Patrick Zuroske, Public Works Department, for their informational presentation at the town hall meeting.

- 52. Alderman Thompson-Kelly thanked the Public Works staff for their prompt completion and excellent service of the requests she submitted.
- 53. Alderman Sosnowski announced treats would be provided in celebration of his birthday after council.
- 54. Alderman Sosnowski thanked all his supports and City staff for providing excellent support to the aldermens' service requests and concerns.
- 54a. Alderman Sosnowski announced he is proud to work with all the aldermen and thanked them for their unique skills and expertise each brings to the table.
- 55. Alderman Curran described Cyndie Hall as a unique, kind, unforgettable person who he will truly miss. He wished her well in her new business venture, Dare to Change, Inc. consulting firm.

UNFINISHED BUSINESS

2009-153CR

- 56. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending the approval of the Final Plat of Winnebago County Justice Center. MOTION PREVAILED by a Roll Call vote of:

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

2009-154CR

- 57. Alderman Wasco 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 an auto transmission shop in a C-2, Limited Commercial Zoning District at 1200 Auburn Street and 1439 North Main Street and to MODIFY conditions of approval to five (5) conditions. Approval is subject to the following conditions:

- 1. Meeting all applicable Building and Fire Codes.
- 2. Detailed site plan shall be submitted showing striped parking that must be approved by Staff.
- 3. That there is no outdoor storage of vehicle parts at any time.
- 4. Disposal and storage of hazardous materials must follow the Illinois Environmental Protection Agency guidelines.
- 5. There shall be a ten (10) foot wide perimeter landscape buffer along the west property line of the lot.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

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

2009-155CR

58. Alderman Wasco 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 C-3, General Commercial District to I-1, Light Industrial/Business Park District at 588 Simpson Road.

1. Meeting all applicable Building and Fire Codes.
2. Submittal of a tentative and final plat prior to development of the site.
3. Submittal of a landscaping and illumination plan prior to issuance of a building permit.
4. No outside storage of boats, unlicensed vehicles, mobile homes and trailers.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

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

2009-156CR

59. Alderman Wasco 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 Crematory in a C-4, Urban Mixed-Use Zoning District at 1001 2nd Avenue. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. Submittal of a Building permit including building elevations for Staff review and approval.
3. Submittal of detailed landscape plan to include the type of species to be planted for Staff's review and approval.
4. All conditions must be met prior to establishment of use.
5. That the property shall conform to State and Federal EPA Regulations.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

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

2009-157CR

60. Alderman Wasco 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 six (6) foot side yard setback to zero (0) feet along the east property line along Parcel B and along the west property line along Parcel A in a C-1, Limited Office Zoning District at 4873-4875 Manhattan Drive. Approval is subject to the following conditions:

1. Meeting all applicable Building Codes, specifically documentation from a licensed design professional (Architect), licensed in the State of Illinois indicating the current construction does not violate any building code requirements in regard to the property line being through the existing building.
2. Meeting all applicable Fire Codes.
3. Access easement be recorded between the two lots.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Thompson-Kelly, Johnson, Beach, Beck, McNeely, Conness -11-

Nays: -0-

Absent: Jacobson, Timm, Holt -3-

2009-158CR

61. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending the approval of the sale of vacant lot at 2623 Mulberry Street. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Thompson-Kelly, Johnson, Beach, Beck, McNeely, Conness -11-

Nays: -0-

Absent: Jacobson, Timm, Holt -3-

2009-159CR

62. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending the approval of the sale of vacant lot at 1209 South Court Street. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Thompson-Kelly, Johnson, Beach, Beck, McNeely, Conness -11-

Nays: -0-

Absent: Jacobson, Timm, Holt -3-

2009-160CR

63. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending the approval of the Street Vacations depicted on the Final Plat of the Winnebago County Justice Center. MOTION PREVAILED by a Roll Call vote of:

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

2009-161CR

64. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending the approval of the Proposed Groundwater Ordinance for ACME Solvents, 15th Street at 20th Avenue. MOTION PREVAILED by a Roll Call vote of:

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

2009-162CR

65. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending the approval of the First Addendum to Intergovernmental Agreement with Winnebago County Justice Center Real Estate Issues. MOTION PREVAILED by a Roll Call vote of:

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

2009-163CR

66. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance for "No Parking Anytime" on both sides of Calgary Court from Florida Drive to fifty (50) feet south of Florida Drive. MOTION PREVAILED by a Roll Call vote of:

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

2009-164CR

67. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance for "Handicapped Parking" on the west side of North Church Street from forty (40) feet to one hundred (100) feet north of Elm Street, thus repealing the "30 Minute" parking restriction. MOTION PREVAILED by a Roll Call vote of:

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

2009-165CR

68. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance for repealing the "Handicapped Parking" on the east side of Latham Street from sixty (60) feet to eighty-five (85) feet north of Auburn Street. MOTION PREVAILED by a Roll Call vote of:

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

2009-166CR

69. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending that "No Action" be taken on the following item:

1. Request from Fire Station #11, 2117 Calgary Court for "No Parking Anytime" on the south side of Eastmoreland Avenue from two hundred ten (210) feet to three hundred seventy-five (75) feet west of Alpine Road.

MOTION PREVAILED by a Roll Call vote of:

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

2009-049-O

70. Alderman Wasco moved the adoption of an Ordinance amending Article 63, of the Zoning Ordinance of the City of Rockford for a Special Use Permit for a banquet facility/nightclub in a C-4, Urban Mixed-Use Zoning District at 301 South Main Street. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. Submittal of a detailed interior plan for Staff review and approval before a Certificate of Occupancy is issued.
3. The banquet facility/nightclub will be limited to the interior site plan submitted and labeled as Phase I.
4. The hours of operation will be limited to 7:30 am to midnight Tuesday through Sunday.
5. There shall be no consumption or sale of alcohol unless a liquor license is approved.
6. That live entertainment or DJ shall be allowed in conjunction with private events not open to the general public.
7. There shall be no ticket sales or cover charges.
8. Prior to the establishment of Phase II a Modification of Special Use Permit shall be approved by City Council or a Liquor License shall be approved by City Council.
9. Should, in the opinion of the Zoning Officer, additional security be required or warranted, it shall be provide by the operator.

MOTION PREVAILED by a Roll Call vote of:

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

2009-167CR

71. Alderman Conness moved the adoption of a Planning and Development Committee Report recommending approval of the attached agreement for \$30,200 in grant assistance to the Regional Access Mobilization Project (RAMP) via the Healthy Neighborhoods Grant Program. The funding recommendation will enable RAMP to continue its successful ramp building program for low-income City residents whom experience mobility problems entering and exiting their homes. MOTION PREVAILED by a Roll Call vote of:

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

72. Alderman Conness moved the adoption of a Planning and Development Committee Report recommending approval of the attached agreement for \$33,200 in grant assistance to The Literacy Council to provide English as a Second Language (ESL) instruction via the Healthy Neighborhoods Grant Program. The funding recommendation will enable The Literacy Council to serve approximately 100 low-income residents.

Alderman Curran made a motion to lay the committee report over, seconded by Alderman Sosnowski. LAID OVER.

73. Alderman Conness moved the adoption of an Ordinance recommending removal of certain parcels of real estate from the Eastside Tax Increment Financing Redevelopment Project Area within the City of Rockford, Winnebago County, Illinois. HELD OUT.

MOTIONS AND RESOLUTIONS

2009-039R

74. Alderman Curran, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Fire Chief of the City of Rockford to bid on used fire apparatus made available on public auction websites on terms as deemed appropriate and in the best interest of the City. The Fire Chief will report to the City Council the terms of the contract and anticipated cost once the contract terms are agreed upon. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Thompson-Kelly, Johnson, Beach, Beck, McNeely, Conness -11-
Nays: -0-

Absent: Jacobson, Timm, Holt -3-

2009-040R

75. Alderman Beach referred a Resolution to the Finance and Personnel Committee that provides for updating the City Council on the financial condition of the City each month. Referred to Finance and Personnel Committee.

NEW BUSINESS

2009-050-O

76. Alderman Wasco introduced and read an Ordinance Prohibiting the use of Groundwater as a Potable Water Supply by the installation or use of potable water supply or by any other method for ACME Solvents, 15th Street at 20th Avenue.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Thompson-Kelly, Johnson, Beach, Beck, McNeely, Conness -11-

Nays: -0-

Absent: Jacobson, Timm, Holt -3-

2009-051-O

77. Alderman Curran introduced and read an Ordinance authorizing the Mayor and Legal Director to execute and attest the Intergovernmental Agreement, Kishwaukee Street Bridge Over Keith Creek with Roadway from Buckbee Street to Pope Street by and between the City of Rockford, a municipal corporation, and Rock River Water Reclamation District.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Thompson-Kelly, Johnson, Beach, Beck, McNeely, Conness -11-

Nays: -0-

Absent: Jacobson, Timm, Holt -3-

78. Alderman Conness introduced and read an Ordinance recommending approval of the Redevelopment Agreement between SR11, INC. and the City of Rockford for \$10,000 in TIF funds from the West Side #1 TIF District for tenant improvements to the Roly Poly storefront in Stewart Square, 115 South Main Street. LAID OVER.

79. Upon motion duly made and seconded, the meeting was adjourned at 7:18 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, 2ND floor City Hall
425 E. State Street, Rockford
April 20, 2009
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)

I. NEW COMMITTEE REPORTS TO BE READ IN APRIL 20, 2009

A. CODE AND REGULATIONS

1. Wasco – Amendment to Section 2-51 of the City of Rockford Code of Ordinances
2. Wasco – Amended Groundwater Protection Ordinance

- Officers Reports
- Unfinished Business of previous meeting

UNFINISHED BUSINESS

II. COMMITTEE REPORTS LAID OVER APRIL 13, 2009

1. Wasco - Code and Regulation - Recommending the approval of the Well 5/5A expansion sanitary sewer easement to Rock River Water Reclamation District. The Legal Director shall prepare the appropriate Ordinance.
2. Wasco - Code and Regulation - Recommending that the City Council of the City of Rockford approve the right-of-way agreement for Fiber Optics between U.S. Signal and the City of Rockford.
3. Curran - Finance and Personnel - Recommending the award for Household Hazardous Waste Collection be made to Clean Harbors Environmental Services, of Pecatonica, Illinois for their totals as follows:

Years 1, 2 & 3	\$102,062.02	Year 4 \$105,123.88
Year 5	\$116,119.59	

The funding source is Sanitation Fund.

4. Curran - Finance and Personnel - Recommending approval of the Intergovernmental Agreement for Collection of Household Hazardous Waste for the City of Rockford and Rock River Water Reclamation District. The Legal Director shall prepare the appropriate ordinance.
5. Conness - Planning and Development - Recommending approval of the agreement for \$33,200 in grant assistance to The Literacy Council to provide English as a Second Language (ESL) instruction via the Healthy Neighborhoods Grant Program. The funding recommendation will enable The Literacy Council to serve approximately 100 low-income residents.

III. ORDINANCES

A. LAID OVER APRIL 13, 2009

1. Conness –Ordinance - Recommending approval of the Redevelopment Agreement between SR11, INC. and the City of Rockford for \$10,000 in TIF funds from the West Side #1 TIF District for tenant improvements to the Roly Poly storefront in Stewart Square, 115 South Main Street.

B. HELD OUT APRIL 13, 2009

- 1.* Conness - Ordinance - Recommending removal of certain parcels of real estate from the Eastside Tax Increment Financing Redevelopment Project Area within the City of Rockford, Winnebago County, Illinois.

IV. MISCELLANEOUS LAID OVER APRIL 13, 2009

1. Mayor Morrissey - Three (3) Appointments - City Zoning and Code Officials, Kevin Ciabatti as the Building Code Official; Bonnie Henry as the Property Maintenance Code Official; Todd Cagnoni as the Zoning Officer and Plat Officer. (Pursuant to Rule 18 this appointment is up for passage on May 18, 2009).
2. Mayor Morrissey - Re-appointment - Fire Pension Board, Mr. Michael White Jr., to a three (3) year term which would expire April, 2012. (Pursuant to Rule 18 this appointment is up for passage on May 18, 2009).
3. Mayor Morrissey - Re-appointment - Historical Preservation Commission, Ms. Maureen Flanagan, to a three (3) year term which would expire April, 2012. (Pursuant to Rule 18 this appointment is up for passage on May 18, 2009).

- Motions and Resolutions

V. 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. Wasco – Ordinance – Special Use Permit at 1200 Auburn Street and 1439 North Main Street.
 2. Wasco – Ordinance - Zoning Map Amendment at 588 Simpson Road.
 3. Wasco – Ordinance - Special Use Permit at 1001 2nd Avenue.
 4. Wasco – Ordinance - Variation at 4873-4875 Manhattan Drive.
 5. Wasco – Ordinance - Sale of vacant lot at 2623 Mulberry Street.
 6. Wasco – Ordinance - Sale of vacant lot at 1209 South Court Street.
 7. Wasco – Ordinance - Street Vacations depicted on the Final Plat of the Winnebago County Justice Center.
 8. Wasco – Ordinance – For the First Addendum to Intergovernmental Agreement with Winnebago County Justice Center Real Estate Issues.
 9. Wasco – Ordinance - For “No Parking Anytime” on both sides of Calgary Court from Florida Drive to fifty (50) feet south of Florida Drive.
 10. Wasco – Ordinance - For “Handicapped Parking” on the west side of North Church Street from forty (40) feet to one hundred (100) feet north of Elm Street, thus repealing the “30 Minute” parking restriction.
 11. Wasco – Ordinance - To repealing the “Handicapped Parking” on the east side of Latham Street from sixty (60) feet to eighty-five (85) feet north of Auburn Street.
 12. Wasco – Ordinance – Amendment to Section 2-51 of the City of Rockford Code of Ordinances.
- * same action taken before
- Adjournment

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POSSIBLE ADDITIONAL ITEMS:

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

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

CODE AND REGULATION COMMITTEE

Monday, April 20, 2009, 5:00 p.m.

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

AGENDA

1. C & R 09-55 April Traffic Commission Minutes
2. C & R 09-56 Amendment to Section 2-51 of the City of Rockford Code of Ordinances, that provides the day when the Mayor is to be sworn in; the first Monday in May following the election
3. C & R 09-10 Adjusting Time Parking Violation Fines
4. C & R 09-44 Weed Regulations & Trailer Regulations
5. C & R 09-57 Closed Session for Purposes of Pending Litigation

FINANCE AND PERSONNEL COMMITTEE

Monday, April 20, 2009, 5:15 p.m.

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

AGENDA

1. Purchasing and Vouchers
 - A. Rejection of Bid: Sale of Real Estate at 17XX Chestnut Street
 - B. Rejection of Bids: Downtown Streetscape – Suspend rules
 - C. Award of Bid: City-Wide Weed Abatement
 - D. Award of Bid: Demolition of 1112 West Street – Suspend rules
 - E. Award of Bid: Tires & Tire Repairs
 - F. Award of Bid: Sidewalks, Curb & Gutter & ADA Ramps, 2009 – Suspend rules
 - G. Award of Bid: City-Wide Alley Reconstruction Phase I 2009 – Suspend rules
 - H. Award of Contract: Ellis Heights United Neighborhood Center
 - I. Award of RFP: Appraisal Services
 - J. Engineering Agreement: Ridge/Whitman – Suspend rules
 - K. Resolution to take Bids

- L. Change Order: Curb & Gutter 2008
- M. Vouchers
- 2. Resolution for Intergovernmental Cooperation Agreement with County of Winnebago for Byrne Memorial Justice Assistance Grant Funds
- 3. Financial Discussion
- 4. Resolution regarding Updating the City Council on the Financial Condition of the City Monthly

PLANNING AND DEVELOPMENT COMMITTEE

**Monday, April 20, 2009, 5:00 p.m.
CD Conference Room, City Hall 2nd floor
AGENDA**

- 1. East River Redevelopment Project Area.
- 2. Memorandum from Richard M. May, Commercial Development Coordinator, regarding the Designation of the Broadway Redevelopment Project Area (TIF District).
- 3. Memorandum from Dwayne A. Collins, Grants Compliance Specialist II regarding Healthy Neighborhoods Program Funding recommendation to fund the Rock River Training Corporation.
- 4. Memorandum from Richard M. May, Commercial Development Coordinator, regarding a Redevelopment Agreement approving TIF funding for the renovation of Lantow Lofts and Katie's Cup Coffee Shop by Zion Development Corporation at 502 7th Street.
- 5. Memorandum from Richard M. May, Commercial Development Coordinator, regarding a Redevelopment Agreement Approving TIF Funding for the Renovation of the Former Pioneer Hall at 121 South Madison Street.
- 6. Memorandum from Vicki Manson, Development Programs Manager, regarding State of Illinois – Neighborhood Stabilization Program.

LEGISLATIVE LOBBYING COMMITTEE

**Monday, April 13, 2009, 4:00 p.m.
Conference Room A, City Hall 2nd floor (north room)
AGENDA**

- 1. Project List for Lobbyist
- 2. New Business

