

**CITY COUNCIL, CITY OF ROCKFORD  
JOURNAL OF PROCEEDINGS  
APRIL 27, 2009  
COUNCIL CONVENED AT 6:23 P.M.**

1. The invocation was given by Father Ron Montanye, St. Sebastain Orthodox Catholic Church/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, Thompson-Kelly, Johnson, Timm,  
Beach, Holt, Beck, McNeely, Conness -12-  
Absent: Bell, Jacobson-2-
3. Alderman Mark moved to accept the Journal of Proceedings of April 13, 2009, seconded by Alderman Holt. MOTION PREVAILED (Ald. Bell, Jacobson absent).

**PUBLIC PARTICIPATION**

4. Niambi Thompson thanked the Aldermen for their effort to make the nCenter a reality and urged them to continue supporting the facility.
5. Aaron Smith spoke in support of the nCenter and the positive programs offered to the youth in this community.
6. Carol DeGutis spoke in support of the nCenter, a facility used by many seniors for fitness and health care purposes.
7. Nancy Epperson urged the Council to continue their support of the nCenter by providing six months of funding at which time alternative funding can be raised.

**PETITIONS AND COMMUNICATIONS**

8. Alderman Sosnowski submitted a request from Joe Bruenger, in conjunction with Hooters Bi-Annual Swimsuit Pageant requesting permission for liquor outdoors within a confined space on Thursday, May 7, 2009 from 7:00 pm – 11:00 pm and Tuesday, June 2, 2009 from 8:00 pm – 12:00 (midnight) at Hooters, 6904 Argus Drive. Alderman Sosnowski moved to grant the Prayer of the Petitioner, seconded by Alderman Mark. MOTION PREVAILED (Ald. Bell, Jacobson absent).
9. Alderman Curran submitted a Memorandum from Patrick Zuroske, Capital Program Manager, regarding Intergovernmental Agreement: Clinton Street Reconstruction. Referred to Finance and Personnel Committee.

10. Alderman Curran submitted a Memorandum from Andres Sammul, Finance Director, regarding March 2009 Financial Discussion. Placed on File
11. Alderman Johnson submitted six (6) Requests for Service. Referred to Community Development/Code Enforcement and the Public Works Department.
12. Alderman Conness submitted a Memorandum from Jovita Donahue, Development Specialist, regarding Guerilla Graffix Enterprise Zone Tax Abatement Request. Referred to Planning and Development Committee.
13. Alderman Conness submitted a Memorandum from Jonah Katz, Planner, and Todd Cagnoni, Deputy Director of Construction and Development Services regarding 2020 Plan proposed amendments. Referred to Planning and Development Committee.
14. Alderman Conness submitted a Memorandum from Victory Bell, 5<sup>th</sup> Ward Alderman, regarding a recommendation to the P&D Committee on renewing the funding for SWIFTT. Referred to Planning and Development Committee.
15. Alderman Wasco submitted a request from Kelly Schultz, in conjunction with American Cancer Society Relay for Life of Winnebago County South requesting permission to hold overnight event. Some participants will be camping outside. Lights and sound will be minimized after 10:00 pm by only using lights that shine away from homes and bringing the walk inside after the remembrance ceremony on June 19, 2009 from 6:00 pm to June 20, 2009 to 6:00 am at Rockford First Assembly/Christian Life High School, 5950 Spring Creek. Alderman Wasco moved to grant the Prayer of the Petitioner, seconded by Alderman Mark. MOTION PREVAILED (Ald. Bell, Jacobson absent).
16. Alderman Wasco submitted the Zoning Board of Appeals minutes from the meeting held on April 21, 2009. Referred to Code and Regulation Committee.
17. Alderman Wasco submitted the Liquor Advisory Board minutes from the meeting held on April 21, 2009. Referred to Code and Regulation Committee.
18. Alderman Wasco submitted a Memorandum from Ronald Schultz, City Attorney, regarding the Kentucky Data Link – Agreement to Use Right-of-Way. Referred to Code and Regulation Committee.
19. Alderman Wasco submitted a Memorandum from Ronald Schultz, City Attorney, regarding a Request for Establishment of Limited Groundwater Ordinance for K's Cleaner's Site, 1601 West State Street. Referred to Code and Regulation Committee.
20. Alderman Mark submitted a Request for Service at the corner of Mound and Franklin. Referred to the Public Works Department.
21. Alderman Mark submitted a request from Curly Thompson, Symbols, for consideration of street closures of West State Street during mall construction. Referred to the Public Works Department.

- 22. The Council Clerk submitted a letter from Comcast regarding their Annual Review and Report. Placed on File.
- 23. Alderman McNeely mentioned this past Sunday was another successful retirement celebration honoring Alderman Victory Bell.
- 24. Alderman McNeely mentioned Rockford Health Systems has been recognized by Health Praise as a recipient of the "2009 National Safety Excellency Award".

**NEW COMMITTEE REPORTS**

- 25. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Police Uniform Shoes be made to Kale Uniforms, of Chicago, Illinois for their total bid of \$37,130.05. The funding source is Police Department Operating Budget. LAID OVER.
- 26. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Water Informational Bulletins be made to the low bidder Level One, of Malvern, PA for their total bid of \$27,142.20. The funding source is Water Division Operating Budget. LAID OVER.

**2009-185CR**

- 27. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Tire & Tire Repairs be made to Wingfoot Commercial Tire, of Rockford, Illinois for their total bid of \$34,177.50. The funding source is Equipment Fund.

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

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

**2009-186CR**

- 28. Alderman Curran read a Finance and Personnel Committee Report recommending all bids be rejected and new bids taken for Sidewalks, Curb & Gutter & ADA Ramps 2009. The funding source is Sales Tax.

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

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

**2009-187CR**

29. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Demolition of 111 Kilburn Avenue be made to the lowest responsible bidder, Northern Illinois Service, of Rockford, Illinois for their total bid of \$56,350.00. The funding source is Sales Tax.

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

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

**2009-188CR**

30. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Bituminous Patching – Water be made to the low bidder, DeKalb Paving, Inc., of DeKalb, Illinois for their total bid of \$296,625.00. The funding source is Water, Street, Sewer, and Forestry Operating Budgets.

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

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

**2009-189CR**

31. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Church and Chestnut Sidewalk be made to the low bidder, Stenstrom Excavation, of Rockford, Illinois for their total bid of \$102,625.50. The funding source is Motor Fuel Tax.

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

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

32. Alderman Curran read a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of April 27, 2009 in the amount of \$2,667,527.91. MOTION PREVAILED by a Roll Call vote of:

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

33. Alderman Wasco read a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance for "No Parking Anytime" on both sides of Walton Drive from Bell School Road to Perryville Road. LAID OVER.
34. Alderman Wasco read a Code and Regulation Committee Report recommending that "No Action" be taken on the request for a stop sign control at the intersection of 18<sup>th</sup> Avenue and Woodruff Avenue. LAID OVER.

### OFFICERS REPORTS

35. Mayor Morrissey presented a Proclamation proclaiming the month of May, 2009 to be "STROKE AWARENESS MONTH" in the City of Rockford and urged all citizens to educate themselves with the signs, symptoms and risk factors associated with stroke so that we might begin to reduce the devastating effects that a stroke makes on our population.
36. Mayor Morrissey presented a Proclamation proclaiming Sunday, May 3, 2009 to be "HOLOCAUST REMEMBRANCE DAY" in Rockford, Illinois in memory of the victims of the Holocaust, and the righteous Gentiles who risked their own lives to save the lives of the persecuted.
37. Mayor Morrissey presented a Proclamation proclaiming Tuesday, April 28, 2009 to be "WORKERS MEMORIAL DAY" in Rockford, Illinois in recognition of workers killed, injured and disabled on the job.
38. Mayor Morrissey presented a Proclamation proclaiming Tuesday, April 28, 2009 to be "EQUAL PAY DAY" in Rockford, Illinois and urged all citizens to recognize the full value of women skills and significant contributions to the labor force, and further encourages businesses to conduct an internal pay evaluation to ensure women are being paid fairly.
39. Mayor Morrissey presented a Proclamation proclaiming Monday, April 27, 2009 to be "DE LA GARDIE GYMNASIET/HIGH SCHOOL DAY" in Rockford, Illinois and extended a warm welcome to our Swedish visitors and thanked them for their efforts to help The Swedish American Medical Foundation improve our community.
40. Mayor Morrissey mentioned the Rockford Park District/City of Gardens Spring Kick-Off will be Tuesday, May 5, 2009 at Cliffbreakers, 700 West Riverside Blvd. beginning at 5:00 pm with Keynote Speaker Katy Moss Warner, Former Director of Disney's "Horticulture & Environmental Initiatives". For more information contact The City of Gardens at 815/987-1689.
41. Mayor Morrissey announced the Mayor's Office will host an informal reception in the lobby at City Hall immediately following the City Council meeting to say good-bye to the

outgoing aldermen and welcome the newly sworn-in aldermen. Any questions may be directed to Julia Valdez in the Mayor's Office.

42. Mayor Morrissey thanked the public participation speakers for voicing their support of the nCenter.
43. Alderman Thompson-Kelly offered her support for the nCenter.
44. Alderman Thompson-Kelly announced she will be making a trip next week to Springfield and encouraged the aldermen to join her.
45. Alderman Thompson-Kelly expressed her disappointment with Senator Syverson's comments in Chuck Sweeney's article "Morrissey, Syverson split on West State Plan" in Sunday's *Rockford Register Star*. She announced a meeting has been scheduled on April 30, 2009 at 6:00 pm at Ellis School concerning the plan for West State Street with Senator Syverson in attendance.
46. Alderman Johnson recognized her Swedish friends at the Council meeting tonight.
47. Alderman Johnson reminded the aldermen to attend the farewell reception at Forest Hills Country Club on Saturday, May 2, 2009 from 6:00 pm to 8:00 pm for the Swedish students.
- 47a. Alderman Johnson invited the aldermen and department heads to a gathering at the Capri Restaurant after the reception in the lobby of City Hall.
48. Alderman Curran presented Alderman Beach with a \$10 certificate to Curran's Apple Orchard as promised for driving the route of Rural Street from Prospect to James.
49. Mayor Morrissey reported he was in Springfield last week lobbying for capital funding for the City's infrastructure plan.

## **UNFINISHED BUSINESS**

### **2009-056-O**

50. 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 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 to approval to five (5) conditions is hereby approved.
  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. There is no overnight outdoor storage of vehicles and no outside storage of vehicles parts at any time.
  4. Disposal and storage of hazardous materials must follow the Illinois Environment Protection Agency guidelines.

5. There shall be a ten foot wide perimeter landscape buffer along the west property line of the lot.

Approval is based on the Findings of Fact. MOTION PREVAILED by a Roll Call vote of:

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

**2009-057-O**

51. Alderman Wasco moved the adoption of an Ordinance amending Article 62 and Article 23-002-A, of the Zoning Ordinance of the City of Rockford for a Zoning Map Amendment from C-3, General Commercial District to I-1, Light Industrial/Business Park District at 588 Simpson Road. Approval is subject to the following conditions:

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. MOTION PREVAILED by a Roll Call vote of:

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

**2009-058-O**

52. 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 crematory in a C-4, Urban Mixed-Use-Zoning District at 1001 2<sup>nd</sup> Avenue. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. Submittal of a building permit including 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. MOTION PREVAILED by a Roll Call vote of:

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

**2009-059-O**

53. Alderman Wasco moved the adoption of an Ordinance amending Article 64, of the Zoning Ordinance of the City of Rockford for a Variation to reduce the required six (6) foot side yard setback to zero (0) feet along the east property line 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 to be recorded between the two lots.

Approval is based on the Findings of Fact. MOTION PREVAILED by a Roll Call vote of:

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

**2009-060-O**

54. Alderman Wasco moved the adoption of an Ordinance for the sale of City owned property, vacant lot at 2623 Mulberry Street at a minimum bid of \$400.00 with preference to the adjoining property owner. MOTION PREVAILED by a Roll Call vote of:

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

**2009-061-O**

55. Alderman Wasco moved the adoption of an Ordinance for the sale of City owned property, vacant lot at 1209 South Court Street at a minimum bid of \$3,000.00 with preference to the adjoining property owner. MOTION PREVAILED by a Roll Call vote of:

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

**2009-062-O**

56. Alderman Wasco moved the adoption of an Ordinance for the vacation of property commonly known as Elm Street and Rockton Avenue and other right-of-way subject to retaining utility easements described and delineated upon the Final Plat of the Winnebago County Justice Center, attached hereto as Exhibit A, and closed inasmuch as the property is no longer required for public use and public interest will be best served by such vacation.

MOTION PREVAILED by a Roll Call vote of:

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

**2009-063-O**

57. Alderman Wasco moved the adoption of an Ordinance that the Mayor and Legal Director execute and attest the First Addendum to the Intergovernmental Agreement with Winnebago County regarding the Justice Center Real Estate issues. MOTION PREVAILED by a Roll Call vote of:

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

**2009-064-O**

58. Alderman Wasco moved the adoption of an Ordinance amending Chapter 16, Section 280 of the Code of Ordinances of the City of Rockford to add the following:

“No Parking Anytime” on both sides of Calgary Court from Florida Drive to Fifty (50) feet south of Florida Drive.

**2009-065-O**

59. Alderman Wasco moved the adoption of an Ordinance amending Chapter 16, Section 312 of the Code of Ordinances of the City of Rockford to add the following:

“Handicapped Parking” on the west side of North Church Street from forty (40) feet north of Elm Street, thus repealing the existing “30 Minute” parking restriction.

MOTION PREVAILED by a Roll Call vote of:

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

**2009-066-O**

60. Alderman Wasco moved the adoption of an Ordinance amending Chapter 16, Section 280 of the Code of Ordinances of the City of Rockford to repeal the following:

“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, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -12-  
Nays: -0-  
Absent: Bell, Jacobson -2-

61. 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.

**2009-190CR**

62. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the bid received for Sale of Property at 17XX Chestnut Street be rejected. MOTION PREVAILED by a Roll Call vote of:

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

**2009-191CR**

63. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the awards for City-Wide Weed Abatement be made to the following bidders as shown below:

Sharpe Maintenance	Rockford, IL
SGC/Universal	Machesney Park, IL
Lawn Force Landscaping	Loves Park, IL
Gerke's Lawn Care	Byron, IL
Vertical Lawn Care	Rockford, IL
AJ Morley & Associates	Rockford, IL
Stephens Landscaping	Rockford, IL
Cousins Tree Service	Belvidere, IL

The funding source is Departmental Operating Budgets. MOTION PREVAILED by a Roll Call vote of:

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

**2009-192CR**

64. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending approval of a sole source contract with Rock River Training Corporation in the amount of \$12,000 to continue to provide employment and training programs at the Ellis Heights United Neighborhood Center. The contract would be from April 1, 2009 to September 30, 2009. The funding source is CSBG. MOTION PREVAILED by a Roll Call vote of:

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

**2009-193CR**

65. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the award for Appraisal Services be made to Davidson & Associates, of Rockford, Illinois for a rate of \$275 for a 1-family and \$450 for a 2-4 family. The funding source is Neighborhood Stabilization Program. MOTION PREVAILED by a Roll Call vote of:

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

**2009-194CR**

66. Alderman Curran moved the adoption of a Finance and Personnel Committee Report regarding Metro Centre cash flow recommending that a loan of \$600,000 be made from the common cash pool of the City. The loan shall be repaid within five (5) years from the implementation of the tax from an increase in the amusement tax in Special Service Area #3 from 3% to 7%. The Legal Director shall prepare the appropriate amendments to the funding agreement with The Metro Authority and The Special Service Area Tax. However, the Finance Director shall have the discretion of disbursing up to 50% (\$300,000) of the funds immediately upon passage of this committee report.

Alderman Curran made a motion to amend the committee to read: Alderman Curran read a Finance and Personnel Committee Report regarding the Metro Centre cash flow recommending:

- (1) That \$600,000 in 2009 Metro Center debt service currently being funded by the Redevelopment Fund instead be paid for by the East Side TIF District; and,
- (2) That \$600,000 then be loaned to the Metro Centre from the Redevelopment Fund to be distributed as follows:
  - a. Up to \$250,000 immediately, at the discretion of the Finance Director.
  - b. The additional sum of \$350,000 contingent upon completion of the report required in paragraph 2 of the RESOLUTION RELATING TO THE REVIEW OF PUBLIC FUNDING FOR ROCKFORD AREA TOURISM, ARTS, ENTERTAINMENT, FESTIVALS AND SPECIAL EVENTS finalized by the Ad Hoc Committee and forwarded to the full City Council for review. At such time the Metro Authority may submit to City Council for approval a loan request in the amount of \$350,000, approval of which shall not be unreasonably withheld by City Council.

The Legal Director shall prepare the appropriate amendments to the funding agreement with The Metro Authority, seconded by Alderman Beck MOTION PREVAILED (Ald. Bell, Jacobson absent, Ald. Mark abstained).

The Committee Report as amended was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Wasco, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, Conness -10-  
Nays: McNeely -1-  
Abstain: Mark -1-  
Absent: Bell, Jacobson -2-

### **MOTIONS AND RESOLUTIONS**

#### **2009-046R**

67. Alderman Wasco, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution that the Mayor and Legal Director execute the Right-of-Way Agreement for Fiber Optics between U.S. Signal and the City of Rockford. MOTION PREVAILED (Ald. Bell, Jacobson absent).

#### **2009-047R**

68. Alderman Curran, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution relating to the Review of Public Funding for Rockford Area Tourism, Arts, Entertainment, Festivals and Special Events. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Wasco, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, Conness -10-  
Nays: McNeely -1-  
Abstain: Mark -1-  
Absent: Bell, Jacobson -2-

#### **2009-048R**

69. Alderman Curran, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Central Services Manager to take bids for the following:

RFP: Energy Efficiency, funding source: Department of Commerce & Economic Opportunity (DCEO)

RFP: Design/Build 2009 Alley, funding source: Sales Tax

Bid: Demolition of 2501 W. State Street, funding source: CDBG

MOTION PREVAILED (Ald. Bell, Jacobson absent).

#### **2009-049R**

70. Alderman Conness moved the adoption of a Resolution for temporary closure of Illinois Route 2 (Wyman Street), a State Highway in the City of Rockford from Cedar Street to

Park Avenue, Illinois Route 2 (Park Avenue) from Wyman Street to Main Street and Illinois Route 2 (North Main Street) from Park Avenue to Riverside Boulevard; and furthest easternmost lane only of North Main from Riverside to Bauer Parkway; US Business 20 (Chestnut/Walnut Street), a United States Highway in the City of Rockford from Kilburn Avenue to 1<sup>st</sup> Avenue for the Rockford Marathon on May 17, 2009. MOTION PREVAILED (Ald. Bell, Jacobson absent).

### NEW BUSINESS

71. Alderman Wasco introduced and read an Ordinance that the Mayor and Legal Director are authorized to execute the agreement for the Well 5/5A expansion sanitary sewer easement to Rock River Water Reclamation District. LAID OVER.

#### **2009-067-O**

72. Alderman Conness introduced and read an Ordinance recommending approval of a Redevelopment Agreement approving TIF funding in the amount of \$150,000 for the renovation of Lantow Lofts and Katie's Cup Coffee Shop by Zion Development Corporation at 502 Seventh Street.

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

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

#### **2009-068-O**

73. Alderman Conness introduced and read an Ordinance recommending approval of the attached Broadway TIF Plan and Project.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, Conness -11-  
Nays: McNeely -1-  
Absent: Bell, Jacobson -2-

#### **2009-069-O**

74. Alderman Conness introduced and read an Ordinance recommending approval of the attached Broadway Redevelopment Project Area.

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

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

**2009-070-O**

75. Alderman Conness introduced and read an Ordinance recommending that Tax Increment Financing be adopted for the Broadway Project Area.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Thompson-Kelly, Johnson, Timm,  
Beach, Holt, Beck, Conness -11-  
Nays: McNeely -1-  
Absent: Bell, Jacobson -2-

76. Alderman Curran introduced and read an Ordinance authorizing the Mayor and Legal Director to execute and attest the Intergovernmental Agreement for Collection of Household Hazardous Waste for the City of Rockford by and between the Rock River Water Reclamation District. LAID OVER.
77. Upon motion duly made and seconded, the meeting was adjourned at 7:45 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**  
**May 4, 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 MAY 4, 2009**

**A. CODE AND REGULATIONS**

1. Wasco – No Horseback Riding on City Street
2. Wasco – “No Action” on stop sign at intersection of 18<sup>th</sup> Ave. and Woodruff Ave.
3. Wasco – Amendment to Chapter 16, Section 16-165 of the City of Rockford Code of Ordinances re: Concourse Parking Violations.

- Officers Reports
- Unfinished Business of previous meeting

**UNFINISHED BUSINESS**

**II. COMMITTEE REPORTS LAID OVER APRIL 27, 2009**

1. Curran - Finance and Personnel - Recommending the award for Police Uniform Shoes be made to Kale Uniforms, of Chicago, Illinois for their total bid of \$37,130.05. The funding source is Police Department Operating Budget.
2. Curran - Finance and Personnel - Recommending the award for Water Informational Bulletins be made to the low bidder Level One, of Malvern, PA for their total bid of \$27,142.20. The funding source is Water Division Operating Budget.

3. Wasco - Code and Regulation - Recommending the Legal Director be instructed to draw an Ordinance for "No Parking Anytime" on both sides of Walton Drive from Bell School Road to Perryville Road.
4. Wasco - Code and Regulation - Recommending that "No Action" be taken on the request for a stop sign control at the intersection of 18<sup>th</sup> Avenue and Woodruff Avenue.

### **III. ORDINANCES**

#### **A. LAID OVER APRIL 27, 2009**

1. Wasco - Ordinance - The Mayor and Legal Director are authorized to execute the agreement for the Well 5/5A expansion sanitary sewer easement to Rock River Water Reclamation District.
2. Curran - Ordinance - Authorizing the Mayor and Legal Director to execute and attest the Intergovernmental Agreement for Collection of Household Hazardous Waste for the City of Rockford by and between the Rock River Water Reclamation District.

#### **B. HELD OUT APRIL 27, 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 HELD OUT APRIL 27, 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. Curran – Ordinance - Regarding Metro Centre cash flow recommending that \$600,000 in 2009 Metro Center debt service currently being funded by the Redevelopment Fund instead by paid for by the East Side TIF District; and, that \$600,000 then be loaned to the Metro Centre from the Redevelopment Fund to be distributed as follows:
  - a. Up to \$250,000 immediately, at the discretion of the Finance Director.
  - b. The additional sum of \$350,000 contingent upon completion of the report required in paragraph 2 of the RESOLUTION RELATING TO THE REVIEW OF PUBLIC FUNDING FOR ROCKFORD AREA TOURISM, ARTS, ENTERTAINMENT, FESTIVALS AND SPECIAL EVENTS finalized by the Ad Hoc Committee and forwarded to the full City Council for review. At such time the Metro Authority may submit to City Council for approval a loan request in the amount of \$350,000, approval of which shall not be unreasonably withheld by City Council.

2. Administration of Oaths of Office for newly elected Mayor and Council.

A. Oaths of Re-elected Aldermen (as a group)

Name	Ward
Joe Sosnowski	First Ward
Patrick Curran	Second Ward
Douglas Mark	Third Ward
Carl R. Wasco	Fourth Ward
Leonard J. Jacobson	Sixth Ward
Ann Thompson-Kelly	Seventh Ward
Nancy L. Johnson	Eighth Ward
Bill Timm	Ninth Ward
Franklin C. Beach	Tenth Ward
John C. Beck	Twelfth Ward
Linda McNeely	Thirteenth Ward

B. Remarks of Departing Aldermen

Name	Ward
Victory Bell	Fifth Ward
Jeff Holt	Eleventh Ward
Daniel P. Conness	Fourteenth Ward

C. Oaths of Aldermen Elected for First Time (and Remarks)

Name	Ward
Venita Hervey	Fifth Ward
Karen Elyea	Eleventh Ward
Bill Robertson	Fourteenth Ward

- D. Oath of Mayor and Remarks
- E. Adjournment Sine Die
- F. Roll Call of Newly Elected Mayor and Council
- G. Adjournment of Meeting
- \* same action taken before
- 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, May 4, 2009, 4:30 p.m.**

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

**AGENDA**

1. C & R 09-36 ZBA#008-09 Special Use Permit for a mural in a C-4, Urban  
Mixed-Use Zoning District at 508 East State Street
2. C & R 09-38 ZBA#011-09 Variation to increase the maximum allowable  
height from eight feet to 18'6" for a freestanding  
sign in a C-3, General Commercial District at 4404  
East State Street
3. C & R 09-58 ZBA#012-09 Modification of Special Use Permit#032-05 to  
change eleven six-family residential condominiums  
and one three-family condominium to nine five-  
family and three six-family condominiums in an R-  
3, Multi-family Residential Zoning District and a C-  
1, Limited Office Zoning District at 7548-7698  
Western Gales Road & 1485-1495 Bonny Bridge  
Lane
4. C & R 09-59 ZBA#013-09 Renewal of Special Use Permit#079-06 (2007-85-  
O) for a Planned Mixed-Use Development for a  
bus terminal center, including joint development of

retail spaces and parking in a C-3, General Commercial District at 725 North Lyford Road

5. C & R 09-60 ZBA#014-09 Modification of Special Use Permit for a Planned Unit Development from a condominium development to fee simple lots in an R-2, Two-family Residential Zoning District at 1105, 1131 North Court Street & 1124, 1126 North Church Street
6. C & R 09-61 ZBA#015-09 Special Use Permit for a restaurant with drive-thru in the C-2, Limited Commercial Zoning District at 7130 East State Street
7. C & R 09-63 ZBA#017-09 Special Use Permit for an entertainment nightclub in a C-2, Limited Commercial Zoning District at 6116 Mulford Village Drive
9. C & R 09-63 09-LAB-002 Request for the sale of packaged beer & wine in conjunction with a gas station in the name of Shaher Bano, dba Aliz, Inc., at 3307 Charles Street (Charles Street Marathon)
10. C & R 09-65 09-LAB-004 Request for the modification of liquor license for the sale of liquor by the drink in conjunction with a sports bar & grill with an outdoor garden area to include night club in the name of Jay Gesner dba Hawks Nest in a C-4, Urban Mixed-Use District at 310 South Church Street
11. C & R 09-66 09-LAB-005 Request for the sale of liquor by the drink in conjunction with a restaurant, bar and nightclub in the name of Reynaldo Vera dba Miranda's Pub & Grill in a C-2, Limited Commercial Zoning District at 6116 Mulford Village Drive
12. C & R 09-44 Weed Regulations & Trailer Regulations
13. C & R 09-71 Closed Session for Purposes of Pending Litigation

**FINANCE AND PERSONNEL COMMITTEE**

**Monday, May 4, 2009, 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: City-Wide Grounds Maintenance – Suspend rules
  - B. Award of Bid: 20<sup>th</sup> Street Resurfacing – Suspend rules
  - C. Engineering Agreement: Rockton Avenue Resurfacing – Suspend rules
  - D. Engineering Agreement: Morgan Street Resurfacing – Suspend rules
  - E. Engineering Agreement: Alpine Road Resurfacing – Suspend rules
  - F. Resolution for improvement Under the Illinois Highway Code: Wyman 2-Way
  - G. Resolution to take Bids
  - H. Vouchers
2. Intergovernmental Agreement: Clinton Street Reconstruction
  3. EMS Resource Hospital Agreement (Laid over 4/27)
  4. Head Start Funding

**PLANNING AND DEVELOPMENT COMMITTEE**

**Monday, May 4, 2009, 5:15 p.m.  
CD Conference Room, City Hall 2<sup>nd</sup> floor  
AGENDA**

1. East River Redevelopment Project Area.
2. RAEDC 1<sup>st</sup> Quarter 2009 results.
3. Memorandum from Jovita Donahue, Development Specialist, regarding Guerilla Graffix Enterprise Zone Tax Abatement Request.
4. Memorandum from Jonah Katz, Planner, and Todd Cagnoni, Deputy Director of Construction and Development Services, regarding 2020 Plan proposed amendments.
5. Memorandum from Victory Bell, 5th Ward Alderman, regarding a recommendation to the P&D Committee on renewing the funding for SWIFTT.

**LEGISLATIVE LOBBYING COMMITTEE**

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

No Meeting Scheduled.