

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
JUNE 15, 2009
COUNCIL CONVENED AT 6:23 P.M.**

1. The invocation was given by Deacon Randy Fast, St. Peter Cathedral Church/Police Chaplain and the Pledge of Allegiance was led by City Council Page Shanice Smith.

2. Roll Call:

Mayor Lawrence J. Morrissey

Aldermen: Sosnowski, Curran, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -11-

Absent: Mark, Thompson-Kelly, Beck -3-

3. Alderman Timm moved to accept the Journal of Proceedings of June 15, 2009, seconded by Alderman Jacobson.

Alderman Hervey made a motion to reconsider items #52 and #53 from last week's journal of proceedings, seconded by Alderman Elyea. MOTION PREVAILED (Ald. Mark, Thompson-Kelly, Beck absent; Ald. Beach voted no).

Alderman Beach made a motion to hold the items out, Alderman Elyea objected.

Alderman Beach made a motion to lay the items over, seconded by Alderman McNeely. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Wasco, Timm, Beach, Robertson -6-

Nays: Hervey, Jacobson, Johnson, Elyea, McNeely -5-

Absent: Mark, Thompson-Kelly, Beck -3-

The Journal of Proceedings as amended was placed on passage. MOTION PREVAILED (Ald. Mark, Thompson-Kelly, Beck absent).

PUBLIC PARTICIPATION

4. Anthony Foreman urged the Council to reconsider the conditions of his business zoning permit for an event to be held at his restaurant.

5. Nancy Gdowski again urged the Council to insist on job and financial audits, mission statement and all around business plan before providing additional funding for the venue.

6. Sidella Hughes agreed with Gdowski's comments adding the City needs to take care of funding services and programs that will benefit the people that live in this community.

PETITIONS AND COMMUNICATIONS

7. Alderman Johnson submitted four (4) Requests for Service. Referred to Community Development/Code Enforcement and the Public Works Department.
8. Alderman Johnson submitted a letter from Merri Worden concerning the financial condition of the Metro Centre. Referred to James Ryan, City Administrator, and Metro Centre Ad Hoc Committee Chairman Mike Dunn.
9. Alderman Beach submitted the Zoning Board of Appeals minutes from the meeting held on June 16, 2009. Referred to Code and Regulation Committee.
10. Alderman Beach submitted a Memorandum from Mark Rose, Land Acquisition Officer, regarding the proposed sale of five (5) vacant lots, 728 Kilburn Avenue, 719 Lee Street, SW Corner of Maple and Lee, 914 Maple Street, 936 Maple Street. Referred to the Code and Regulation Committee.

NEW COMMITTEE REPORTS

11. Alderman Wasco read a Finance and Personnel Committee Report recommending the award for Data Storage, Backup and Archival Services be made to Datalink Corporation, of Chanhassen, Minnesota for an estimated annual amount of \$60,000 to \$80,000 annually. The funding source is Information Technology Operating Budget. LAID OVER.

2009-277CR

12. Alderman Wasco read a Finance and Personnel Committee Report recommending rejecting all bids for the Backhoe and Hydraulic Hammer and taking new bids as soon as possible.

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

Ayes: Sosnowski, Curran, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, Robertson -11-
Nays: -0-
Absent: Mark, Thompson-Kelly, Beck -3-

2009-278CR

13. Alderman Wasco read a Finance and Personnel Committee Report recommending the award for 13 residential demolitions be made to the low bidder for each property as summarized below:

JE Mark	Rockford, IL	\$101,271.00
B & J Excavating	Rockford, IL	\$20,300.00
K & M Demolition	Marengo, IL	\$6,449.00

The funding source is 2008 Neighborhood Stabilization Funds.

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

Ayes: Sosnowski, Curran, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -11-
Nays: -0-
Absent: Mark, Thompson-Kelly, Beck -3-

2009-279CR

14. Alderman Wasco read a Finance and Personnel Committee Report recommending the award for Williams Avenue Reconstruction be made to the low bidder, Schlichting & Sons Excavating, Inc. of Rockford, Illinois for their total bid of \$117,272.00. The funding source is Sales Tax.

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

Ayes: Sosnowski, Curran, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -11-
Nays: -0-
Absent: Mark, Thompson-Kelly, Beck -3-

2009-280CR

15. Alderman Wasco read a Finance and Personnel Committee Report recommending the award for West State Street Relocation Plan be made to O.R. Colan Associates for an estimated cost of \$78,600. The funding source is Motor Fuel Tax.

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

Ayes: Sosnowski, Curran, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -11-
Nays: -0-
Absent: Mark, Thompson-Kelly, Beck -3-

2009-281CR

16. Alderman Wasco read a Finance and Personnel Committee Report for an Intergovernmental Agreement: Hecker Avenue Reconstruction recommending the City create and execute an ordinance that approves the Intergovernmental Agreement with Rock River Water Reclamation District. No funding is required for this agreement.

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

Ayes: Sosnowski, Curran, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -11-
Nays: -0-
Absent: Mark, Thompson-Kelly, Beck -3-

2009-282CR

17. Alderman Wasco read a Finance and Personnel Committee Report for an Intergovernmental Agreement: Storm Sewer Repairs at Sinnissippi Centennial Path Park recommending the City create and execute an ordinance that approves the Intergovernmental Agreement. The cost for this project is estimated not-to-exceed \$40,000. The funding for this project will come from the CIP Drainage Fund and Street Maintenance Division Bridge, Ditch, and Dam Maintenance Fund.

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

Ayes: Sosnowski, Curran, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -11-
Nays: -0-
Absent: Mark, Thompson-Kelly, Beck -3-

18. Alderman Wasco read a Finance and Personnel Committee Report recommending the approval of vouchers for the week of June 22, 2009 in the amount of \$3,827,867.81. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -11-
Nays: -0-
Absent: Mark, Thompson-Kelly, Beck -3-

2009-283CR

19. Alderman Johnson read a Legislative Lobbying Committee Report recommending approval of the McGuireWoods Consulting proposal for extended service for 2 months, restricted to State of Illinois legislative and administrative matters, not to exceed \$10,000. Funding Source is the City Council Operating Budget.

Alderman Johnson moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Mark, Thompson-Kelly, Beck absent). The Committee Report was placed on passage. MOTION PREVAILED (Ald. Mark, Thompson-Kelly, Beck absent; Alderman McNeely voted no).

OFFICERS REPORTS

20. John Mecklenburg, Swedish American Medical Foundation, presented Mayor Morrissey with an award recognizing the City of Rockford for contributing over \$100,000 to the foundation.

21. Mayor Morrissey submitted a Re-appointment to the Board of Fire and Police Commission, Mr. Gary Caruana for a three (3) year term which would expire June 2012. LAID OVER.
22. Mayor Morrissey submitted four (4) Re-appointments to the Electrical Commission; Mr. Michael Bonavia to a three (3) year term which would expire June 2012; Mr. Lowell Larson to a three (3) year term which would expire June 2012; Mr. Todd Crull to a three (3) year term which would expire June 2012; Mr. Frank Schmitt to a three (3) year term which would expire June 2012. LAID OVER.
23. Mayor Morrissey submitted a Re-appointment to the Fair Housing Board, Ms. Patricia Kiddell to a three (3) year term which would expire June 2012. LAID OVER.
24. Mayor Morrissey submitted two (2) Re-appointments to the Mechanical Board, Mr. Dave Hendrix (Refrigeration) to a three (3) year term which would expire June 2012; Mr. Brad Glidden (Mechanical Rep.) to a two (2) year term which would expire June 2011. LAID OVER.
25. Mayor Morrissey submitted a Re-appointment to the Police Pension Board, Ms. Marcia L. Mueller to a two (2) year term which would expire June 2011. LAID OVER.
26. Mayor Morrissey announced Andres Sammul, Finance Director, will be making a brief presentation at the end of tonight's meeting regarding the 2009 budget and noted discussion will begin for the 2010 budget in July.
27. Mayor Morrissey commended the entire public safety team from Rockford and surrounding communities and Public Works employees for their extraordinary response and efforts to control the crisis of the derailment of the Canadian National Railway just outside the City limits last weekend. He offered prayers to those injured and to the family of Zoila Tellez who was killed in the disaster. He mentioned representatives from the NTSB (National Transportation Safety Board) are here investigating and examining the scene.
28. Mayor Morrissey thanked the Public Works and Fire Department personnel for following up on flooding incidents which occurred in the Rolling Green area during the rain storm on Friday.
29. Alderman Johnson lauded Police, Fire and 9-1-1 personnel for their efforts with the derailment of the Canadian National Railway.
30. Alderman Johnson thanked Tim Hanson, Director of Public Works, and Brian Eber, Supervisor Storm Water Management, for taking calls all weekend from concerned residents in the Rolling Green area and inspecting the flooding situation. She mentioned she will have a meeting this week with Public Works staff concerning flooding in that area.

31. Alderman Johnson announced on Wednesday, June 24, 2009 at 5:00 pm there will be a Citywide Rally at Davis Park planned by local human service providers in response to the Illinois General Assembly cutting state spending for several human care services. She encouraged all to attend and support these agencies impacted by these budget cuts.
32. Alderman Jacobson requested information regarding road closures due to the derailment of the Canadian National Railway and asked when the regular maintenance program of debris cleanup from ditches and creeks will begin.
33. Chief Bergsten thanked the exemplary efforts of the 9-1-1 personnel for handling in excess of 100 calls within the first 3-4 minutes of the derailment and coordinating the efforts of several regional public safety agencies to that scene. He provided a summary of the coordinated efforts of all the participating agencies and commended the Rockford Fire Department firefighters who were sent to the wreck. He also passed around pictures of the disaster.
34. Chief Epperson also provided a summary of the Police Department's role and efforts to evacuate the residents in the area.
35. Alderman Jacobson questioned why reverse 9-1-1 was not used to evacuate residents in the area and how was it that regional public safety agencies responded to the derailment.
36. Chief Epperson advised the Rockford Police Department and Winnebago County Sheriff's Department belongs to an organization called ILEAS which summons all public safety resources in the State of Illinois to disasters. He reported evacuations were done door-to-door by officers requesting that they leave the area.
37. Tim Hanson, Director of Public Works, advised the regular creek maintenance program will begin the week of July 6th through October 2nd.
38. Alderman McNeely also commended the Police and Fire Departments for their efforts with the train derailment.
39. Alderman McNeely thanked her constituents for attending her first monthly Ward meeting last week and thanked City staff for participating.
40. Alderman McNeely commented she would be contacting the Legal Department to discuss options regarding Anthony Foreman's request during Public Participation.
41. Alderman Robertson also thanked Tim Hanson, Brian Eber, Public Works staff and Rock River Water Reclamation District for their quick response to the rain storm and flooding issues in his ward. He advised he along with City staff will be touring his ward tomorrow to inspect drainage problems.
42. Alderman Robertson announced his first quarterly ward meeting will be held this Thursday, June 25th at Heartland Community Church on South Alpine at 7:00 pm.

UNFINISHED BUSINESS

43. Alderman Sosnowski moved the adoption of a Planning and Development Committee Report recommending approval of the City Council approve the attached request for funding for Southwest Ideas for Today and Tomorrow (SWIFTT) in the amount of \$50,000 - Funding Year 2009, with a 15% reduction in funding for a total of \$41,052.00. HELD OUT.

2009-284CR

44. Alderman Sosnowski moved the adoption of a Planning and Development Committee Report recommending approval of the Year Two Work Plan and Operational Budget for The Element. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -11-
Nays: -0-
Absent: Mark, Thompson-Kelly, Beck -3-

2009-285CR

45. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending that an award be made for Powered Ambulance Cots to the lowest responsible bidder, Stryker Sales Corp of Portage, Wisconsin for a total of \$70,854. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -11-
Nays: -0-
Absent: Mark, Thompson-Kelly, Beck -3-

2009-286CR

46. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending that RMAP enter into an intergovernmental agreement with IDOT establishing the City of Rockford as the local fiscal agent between July 1, 2009 and June 30, 2010. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -11-
Nays: -0-
Absent: Mark, Thompson-Kelly, Beck -3-

2009-287CR

47. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending approval of an Early Head Start grant application. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -11-
Nays: -0-

Absent: Mark, Thompson-Kelly, Beck -3-

48. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending that the City Council seek authorization of up to \$8.1 million in Alternate Revenue Bonds for the refunding of the Metro Centre bonds issued in 2007. The Legal Director shall prepare the appropriate ordinance. LAID OVER.

Alderman Robertson made a motion to lay the committee report over, seconded by Alderman Jacobson.

2009-288CR

49. Alderman Beach moved the adoption of a Code and Regulation Committee Report recommending approval to vacate part of Carlson Road from Brooke Road to River Blvd. to the Rock River Water Reclamation District to retaining utility easements. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED (Ald. Mark, Thompson-Kelly, Beck absent).

2009-289CR

50. Alderman Beach moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council DENY the variation to increase the maximum square footage for an accessory building from 720 square feet to 1276 square feet and to DENY a variation to increase the maximum height for an accessory building from 18 feet to 21½ feet in an R-1, Single-family Residential District at 803 Starview Court.

Denial is based on the Findings of Fact. MOTION PREVAILED (Ald. Mark, Thompson-Kelly, Beck absent).

51. Alderman Beach moved the adoption of a Code and Regulation Committee Report recommending the approval of the amendments to Rules 7, 17 and 19 and the temporary repeal of Rule 20 contained within Chapter 2, Section 2-31 of the Code of Ordinances of the City of Rockford, Rule 20 shall be immediately reinstated upon passage of the ordinance amending Rules 7, 17 and 19 of the aforementioned Code section. HELD OUT.

MOTIONS AND RESOLUTIONS

2009-069R

52. Alderman Wasco, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the use of Motor Fuel Tax funds for West State Street Corridor in the amount of \$85,000.00. MOTION PREVAILED (Ald. Mark, Thompson-Kelly, Beck absent).

2009-070R

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

A. Bid: Dawson Avenue Waterman, funding source: IEPA

- B. Bid: Day Avenue Reconstruction, funding source: Sales Tax
- C. Bid: Seven Demolitions, funding source: Community Development Block Grant (CDBG)
- D. RFP: Emergency Solutions Grant Program, funding source: Grant monies

MOTION PREVAILED (Ald. Mark, Thompson-Kelly, Beck absent).

NEW BUSINESS

- 54. Alderman Sosnowski introduced and read an Ordinance recommending approval of the attached Redevelopment Agreement with FMS Investment Corporation dba Financial Management Systems (FMS) for a grant in the amount of \$350,000 to develop a new call center at 4021 Morsay Drive in the Miracle Mile Business District. LAID OVER.
- 55. Alderman Sosnowski introduced and read an Ordinance recommending approval of the attached Development Agreement with Harrison Industrial LLC. to rehabilitate an existing industrial building located at 2020 Harrison Avenue. The funding source is the Kishwaukee-Harrison (KH) Tax Increment Financing (TIF) District #2. LAID OVER.
- 56. Alderman Beach introduced and read an Ordinance amending Section 3-15, Chapter 3 of the City of Rockford Code of Ordinances (Block Five event). LAID OVER.
- 57. Alderman Beach introduced and read an Ordinance amending Section 16-131 of the City of Rockford Code of Ordinances reducing the fine from one hundred dollars (\$100) to fifty dollars (\$50) on zoning ordinance parking violations. LAID OVER.
- 58. Alderman Beach introduced and read an Ordinance amending Chapter 3, Section 3-55 of the Code of Ordinances of the City of Rockford, upon all other requirements of the Liquor Ordinance having been met, said amendment shall serve as City Council advice and consent for the Liquor Commissioner to issue a Liquor License to the following person:

Rick White d/b/a Bandana's Bar-B-Q, located at 5494 East State Street for the sale of beer and wine. Approval is subject to the following conditions:

- 1. Meeting all applicable Building and Fire Codes.
- 2. Compliance with all City of Rockford Liquor Codes.
- 3. The hours of operation will be limited to 11:00 am to 9:00 pm Sunday through Thursday.
- 4. The hours of operation will be limited to 11:00 am to 10:00 pm Friday through Saturday.
- 5. Submittal of Building Permits for Staff's review and approval.
- 6. Submittal of a detailed site plan for Staff's review and approval.
- 7. The sale of alcohol shall be limited to the interior site and outdoor seating areas that were submitted.

LAID OVER.

- 59. Alderman Beach introduced and read an Ordinance amending Article 64, of the Zoning Ordinance for the City of Rockford for a Variation to increase the number of allowable wall

signage from four (4) to five (5) in a C-2, Commercial Community Zoning District at 6838 East State Street. LAID OVER.

2009-108-O

60. Alderman Wasco introduced and read an Ordinance authorizing the Mayor and Legal Director to execute and attest the attached Intergovernmental Agreement, Hecker Avenue Reconstruction by and between the City of Rockford, a municipal corporation, and Rock river Water Reclamation District.

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

Ayes: Sosnowski, Curran, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -11-
Nays: -0-
Absent: Mark, Thompson-Kelly, Beck -3-

2009-109-O

61. Alderman Wasco introduced and read an Ordinance authorizing the Mayor and Legal Director to execute and attest the attached Intergovernmental Agreement for Sinnissippi-Centennial Path Park by and between the City of Rockford, a municipal corporation, and Rock River Water Reclamation District.

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

Ayes: Sosnowski, Curran, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -11-
Nays: -0-
Absent: Mark, Thompson-Kelly, Beck -3-

OFFICERS REPORTS

62. Andres Sammul presented the monthly financial report and conveyed the recession is likely to impact the City budget for approximately two more years.
63. Alderman Beach thanked Director Sammul for providing the report and asked about making budget cuts now in anticipation of projected shortfalls for the years 2010 and 2011?
64. Andres Sammul indicated he would wait see the performance of the income and replacement taxes.

65. Upon motion duly made and seconded, the meeting was adjourned at 7:44 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
June 29, 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 JUNE 29, 2009

A. CODE AND REGULATIONS

1. Beach – Traffic – Westbound traffic from Fisher Avenue be required to Stop prior to entering the intersection of Haskell Avenue.
2. Beach – Traffic – Repealing the previous time limit of Monday through Saturday, 8:00 am to 5:00 pm on the “Commercial Loading Zone” – on the north side of Elm Street from Main Street to thirty (30) feet west of Wyman Street, to Monday through Friday, 8:00 am to 3:00 pm.
3. Beach – Traffic – “Two Hour Parking” on the south side of Cedar Street from Church Street to Winnebago Street.
4. Beach – Traffic – That traffic on 8th Avenue be required to Stop prior to entering the intersection of 15th Street.
5. Beach – Traffic – Repealing the “No Parking Anytime” restriction on the west side of 9th Street from 33 feet to 66 feet north of Broadway.
6. Beach – Traffic – “One-Way” traffic operation for west bound traffic on Fisher Avenue from 320 feet to 450 feet west of Court Street.
7. Beach – Traffic – Request for Yield or Stop sign control at the intersection of Hedge Cliff Drive and Stone Cottage Road.

8. Beach – Water Annexation of 524 South Pierpoint

- Officers Reports
- Unfinished Business of previous meeting

UNFINISHED BUSINESS

II. COMMITTEE REPORTS

A. LAID OVER JUNE 22, 2009

1. Beach - Code and Regulation - SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE the sale of liquor by the drink in conjunction with a nightclub in the names of **James W. Funk and John M. Kennedy d/b/a Tabu Nightclub and Lounge** in a C-2, Limited Commercial District at 3780 East State Street. Approval is subject to the following conditions:

1. Hours of operation shall be limited to 8:00 pm to 2:00 am Wednesday through Saturday and Sunday 12:00 pm to Midnight.
2. Security shall be provided at a minimum of 1 per 50 patrons.
3. The business shall operate according to the submitted business and security plan.
4. The business shall maintain a parking agreement with the adjacent property for a minimum of 50 parking spaces or modification of Special Use Permit approved by City Council.
5. The property shall maintain a maximum capacity of 450 people unless reduced as determined by the Fire Department.
6. The interior layout of the business shall be consistent with the submitted site plan, Exhibit K.
7. All applicable Building and Liquor Codes shall apply.
8. The business shall operate in conformance with the submitted dress code.
9. The use of the property shall not detrimentally effect the surrounding neighborhood and business or unduly burden the City of Rockford Police Department.
10. The business shall provide parking lot patrol and security during hours of operation and until the parking lot is cleared of all patrons.

The Legal Director is hereby instructed to prepare the necessary Ordinance.

2. Beach - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for a nightclub in a C-2, Limited Commercial District at 3780 East State Street. Approval is subject to the following conditions:

1. Hours of operation shall be limited to 8:00 pm to 2:00 am Wednesday through Saturday and Sunday 12:00 pm to Midnight.
2. Security shall be provided at a minimum of 1 per 50 patrons.
3. The business shall operate according to the submitted business and security plan.
4. The business shall maintain a parking agreement with the adjacent property for a

minimum of 50 parking spaces or modification of a Special Use Permit approved by City Council.

5. The property shall maintain a maximum capacity of 450 people unless as determined by the Fire Department.
6. The interior layout of the business shall be consistent with the submitted site plan, Exhibit K.
7. All applicable Building and Fire Codes shall apply.
8. The business shall operate in conformance with the submitted dress code.
9. The use of the property shall not detrimentally effect the surrounding neighborhood and businesses or unduly burden the City of Rockford Police Department.
10. The business shall provide parking lot patrol and security during hours of operation and until the parking lot is cleared of all patrons.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance.

3. Wasco - Finance and Personnel - Recommending the award for Data Storage, Backup and Archival Services be made to Datalink Corporation, of Chanhassen, Minnesota for an estimated annual amount of \$60,000 to \$80,000 annually. The funding source is Information Technology Operating Budget.
4. Wasco - Finance and Personnel - Recommending that the City Council seek authorization of up to \$8.1 million in Alternate Revenue Bonds for the refunding of the Metro Centre bonds issued in 2007. The Legal Director shall prepare the appropriate ordinance.

B. HELD OUT JUNE 22, 2009

1. Sosnowski - Planning and Development - Recommending approval of the City Council approve the attached request for funding for Southwest Ideas for Today and Tomorrow (SWIFTT) in the amount of \$50,000 - Funding Year 2009, with a 15% reduction in funding for a total of \$41,052.00.
2. Beach - Code and Regulation - Recommending the approval of the amendments to Rules 7, 17 and 19 and the temporary repeal of Rule 20 contained within Chapter 2, Section 2-31 of the Code of Ordinances of the City of Rockford, Rule 20 shall be immediately reinstated upon passage of the ordinance amending Rules 7, 17 and 19 of the aforementioned Code section.

III. ORDINANCES LAID OVER JUNE 22, 2009

1. Sosnowski - Ordinance - Recommending approval of the attached Redevelopment Agreement with FMS Investment Corporation dba Financial Management Systems (FMS) for a grant in the amount of \$350,000 to develop a new call center at 4021 Morsay Drive in the Miracle Mile Business District.
2. Sosnowski – Ordinance - Recommending approval of the attached Development Agreement with Harrison Industrial LLC. to rehabilitate an existing industrial building

located at 2020 Harrison Avenue. The funding source is the Kishwaukee-Harrison (KH) Tax Increment Financing (TIF) District #2.

3. Beach - Ordinance - Amending Section 3-15, Chapter 3 of the City of Rockford Code of Ordinances (Block Five event).
4. Beach - Ordinance - Amending Section 16-131 of the City of Rockford Code of Ordinances reducing the fine from one hundred dollars (\$100) to fifty dollars (\$50) on zoning ordinance parking violations.
5. Beach - Ordinance - Amending Chapter 3, Section 3-55 of the Code of Ordinances of the City of Rockford, upon all other requirements of the Liquor Ordinance having been met, said amendment shall serve as City Council advice and consent for the Liquor Commissioner to issue a Liquor License to the following person:

Rick White d/b/a Bandana's Bar-B-Q, located at 5494 East State Street for the sale of beer and wine. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
 2. Compliance with all City of Rockford Liquor Codes.
 3. The hours of operation will be limited to 11:00 am to 9:00 pm Sunday through Thursday.
 4. The hours of operation will be limited to 11:00 am to 10:00 pm Friday through Saturday.
 5. Submittal of Building Permits for Staff's review and approval.
 6. Submittal of a detailed site plan for Staff's review and approval.
 7. The sale of alcohol shall be limited to the interior site and outdoor seating areas that were submitted.
6. Beach - Ordinance - Amending Article 64, of the Zoning Ordinance for the City of Rockford for a Variation to increase the number of allowable wall signage from four (4) to five (5) in a C-2, Commercial Community Zoning District at 6838 East State Street.

IV. MISCELLANEOUS LAID OVER JUNE 22, 2009

1. Mayor Morrissey - Re-appointment - Board of Fire and Police Commission, Mr. Gary Caruana for a three (3) year term which would expire June 2012. (Pursuant to Rule 18, this appointment is up for passage on July 27, 2009)
2. Mayor Morrissey - Re-appointment - Electrical Commission; Mr. Michael Bonavia to a three (3) year term which would expire June 2012. (Pursuant to Rule 18, this appointment is up for passage on July 27, 2009)
3. Mayor Morrissey - Re-appointment - Electrical Commission, Mr. Lowell Larson to a three (3) year term which would expire June 2012. (Pursuant to Rule 18, this appointment is up for passage on July 27, 2009)

4. Mayor Morrissey – Re-appointment - Electrical Commission, Mr. Todd Crull to a three (3) year term which would expire June 2012. (Pursuant to Rule 18, this appointment is up for passage on July 27, 2009)
5. Mayor Morrissey – Re-appointment – Electrical Commission, Mr. Frank Schmitt to a three (3) year term which would expire June 2012. (Pursuant to Rule 18, this appointment is up for passage on July 27, 2009)
6. Mayor Morrissey submitted a Re-appointment to the Fair Housing Board, Ms. Patricia Kiddell to a three (3) year term which would expire June 2012. (Pursuant to Rule 18, this appointment is up for passage on July 27, 2009)
7. Mayor Morrissey - Re-appointment - Mechanical Board, Mr. Dave Hendrix (Refrigeration) to a three (3) year term which would expire June 2012. (Pursuant to Rule 18, this appointment is up for passage on July 27, 2009)
8. Mayor Morrissey – Re-appointment – Mechanical Board, Mr. Brad Glidden (Mechanical Rep.) to a two (2) year term which would expire June 2011. (Pursuant to Rule 18, this appointment is up for passage on July 27, 2009)
9. Mayor Morrissey - Re-appointment - Police Pension Board, Ms. Marcia L. Mueller to a two (2) year term which would expire June 2011. (Pursuant to Rule 18, this appointment is up for passage on July 27, 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. Beach – Ordinance – Vacate part of Carlson Road from Brooke Road to River Blvd. to the Rock River Water Reclamation District to retaining utility easements.

* 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, June 29, 2009, 5:00 p.m.

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

AGENDA

1. C & R 09-93 ZBA#021-09 Variation to increase the number of allowable wall signage from two (2) to four (4) in a C-3, General Commercial Zoning District at 7651 Walton Street.
2. C & R 09-94 ZBA#022-09 Zoning Map Amendment from R-1, Single-Family Residential District to C-3, General Commercial District
Variation to reduce the required parking spaces from four (4) to three (3) parking spaces for a Child Care Facility in a C-3, General Commercial District at 119 South Central Avenue.
3. C & R 09-95 ZBA#023-09 Special Use Permit for a Planned Unit Development to consist of manufacturing and grinding of machine parts, storage, and to allow the installation of up to one (1) wind turbine on the south side of the building as a permitted obstruction in an I-1, Light Industrial Zoning District at 2400 11th Street.
4. C & R 09-96 ZBA#024-09 Special Use Permit for a church and church related Uses Variation to reduce the required perimeter landscape by 50% Variation to eliminate the required Type "A" landscape buffer in an R-1, Single-Family Residential District at 404, 410 North Avon Street
5. C & R 09-97 ZBA#025-09 Annexation of 3301 New England Drive
Variation to increase the total allowable floor area of a detached accessory building from 720 square feet to 1,100 square feet in an R-1, Single-Family Residential Zoning District at 3301 New England Drive.

FINANCE AND PERSONNEL COMMITTEE

Monday, June 29, 2009, 5:00 p.m.

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

AGENDA

1. Purchasing and Vouchers
 - A. Award of Bid: Three (3) Tandem Axle Dump Trucks – Suspend rules

- B. Award of Bid: Fusion Splicer
 - C. Award of RFP: Design/Build Alley Package 2009
 - D. Engineering Agreement: Water System Rehabilitation Project, Task Order #10 – Suspend rules
 - E. Resolution to take Bids/Proposals
 - F. Emergency P.O. Summer Food Program (Info Only)
 - G. Emergency P.O. for Repairs to Thermopatch Patching Equipment (Info Only)
 - H. Vouchers
2. Metro Centre Ad Hoc Committee Report

PLANNING AND DEVELOPMENT COMMITTEE
Monday, June 29, 2009, p.m.
CD Conference Room, City Hall 2nd floor
AGENDA

No Meeting Scheduled.

LEGISLATIVE LOBBYING COMMITTEE
Monday, July 6, 2009, 4:00 p.m.
Conference Room A, City Hall 2nd floor (north room)
AGENDA

No Agenda Provided.