

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
NOVEMBER 1, 2010
COUNCIL CONVENED AT 6:23 P.M.**

1. The invocation was given by Father Ken Stachyra, St. Bernadette's Church/Rockford Police Chaplain and the Pledge of Allegiance was led by City Council Page Yesenia Centeno.
2. Roll Call:
Mayor Lawrence J. Morrissey
Aldermen: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -12-
Absent: Thompson-Kelly, Beck -2-
3. Alderman Mark moved to accept the Journal of Proceedings of October 25, 2010, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Thompson-Kelly, Beck absent).

PUBLIC PARTICIPATION

4. Jim Phelps urged council members to vote against continued TIF raids to fund other city projects.
5. Joe Owens spoke against the proposed Rockford Police Department lay-offs.
6. Bruce Roberts recited recent crime statistics and suggested council members have a choice to either fund downtown projects or preserve public safety.
7. Prophet Yusef wished Tim Hanson, Director of Public Works, a happy birthday and spoke about domestic violence.

PETITIONS AND COMMUNICATIONS

8. Alderman Jacobson submitted a Memorandum from Rob Lamb, Industrial Development Manager, regarding a request for a Development Agreement with Anderson Automotive Group. Referred to Planning and Development Committee.
9. Alderman Hervey submitted a Memorandum from Patrick Hayes, Legal Director regarding Shumway Building Lease with the Rockford Area Arts Council. Referred to Finance and Personnel Committee.
10. Alderman Hervey submitted a Memorandum from Andres Sammul, Finance Director regarding the 2010 Tax Levy. Referred to Finance and Personnel Committee.
11. Alderman Johnson submitted a Memorandum from Julia Valdez, Director of Human Resources, regarding upcoming events:

1. Arthritis Foundation Jingle Bell Run, 11/20/10
Referred to Code and Regulation Committee.
12. Alderman Johnson submitted three (3) requests for service. Referred to the Public Works Department.
13. Alderman Johnson submitted an e-mail from Gary Mousel, requesting clean-up and restoration of the area where a tree was cut down by the City. Referred to Public Works Department/Forestry Department.
14. Alderman Johnson submitted an e-mail from Kevin Horstman, concerning a tree in the right-of-way that continues to cause her problems with roots getting into her sewer line. Referred to Public Works Department.
15. Alderman Wasco submitted a request from Catherine Marsh, in conjunction with Community Gardens, requesting permission for community gardens from the fall 2010 through planting season 2011. Alderman Wasco moved to grant the Prayer of the Petitioner, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Thompson-Kelly, Beck absent).
16. Alderman Sosnowski submitted a request from Cathie Jacobson, Kelley Williamson Company, in conjunction with Salvation Army Nickel Tuesday/Feed the Hungry Promotion, requesting permission for temporary banners located at Mobil Stations throughout Rockford; 3251 N. Perryville Road, 8061 E. State Street, 2624 Stowmarket, 5810 E. State Street, 1621 N. Alpine Road, 2605 Broadway, 3945 Dawes Road (550 South Rock Drive), 1621 Sandy Hollow Road, 3338 North Main Street, 1132 Harrison Avenue from November 29th through December 22, 2010. Alderman Sosnowski moved to grant the Prayer of the Petitioner, seconded by Alderman Mark. MOTION PREVAILED (Ald. Thompson-Kelly, Beck absent).

NEW COMMITTEE REPORTS

17. Alderman Hervey read a Finance and Personnel Committee Report recommending the Purchase of (4) Chemical Feed System Scales from Smith Ecological Systems, of Rockford, Illinois at a cost of \$2,619 per scale for a total of \$10,476. The funding source is Water Division Operating Budget. LAID OVER.
18. Alderman Hervey read a Finance and Personnel Committee Report recommending the award for Sale of Property at 617 Fisher Ave. be made to the sole bidder, Josephine Varalli, of Rockford, Illinois for her total bid of \$560.00. LAID OVER.
19. Alderman Hervey read a Finance and Personnel Committee Report recommending the Agreement between the City and the Rockford Area Arts Council be approved as attached. The Mayor and Legal Director are authorized to execute such Agreement. LAID OVER.

2010-372CR

20. Alderman Hervey read a Finance and Personnel Committee Report recommending the award for Snow Removal – Municipal Parking Lots be made to the low bidder for parking facilities, Snow Solutions, of Roscoe, Illinois for Groups 1 through 8 and the second low bidder for Fire property, ADV Enterprise of Rockford, Illinois for Group 9 for their hourly rates as shown on tabulation. The funding source is Parking Fund and Fire Department Operating Budget.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Beck -2-

2010-373CR

21. Alderman Hervey read a Finance and Personnel Committee Report recommending the award of contract with Five Star Plumbing of Loves Park, Illinois for Water Operations Center Plumbing Modifications in an amount not to exceed \$18,150. Funding for the project will come from Water Division Operating Budget.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Beck -2-

2010-374CR

22. Alderman Hervey read a Finance and Personnel Committee Report recommending the award for Demolition of 204 N. Central, 1809 W. Jefferson, 3620 Preston, & 951 N. Rockton be made to the low bidder for each property as summarized:

Swinson Materials	Rockford, IL	204 N. Central, 1809 W. Jefferson 3620 Preston St.
K & M Demolition	Marengo, IL	951 N. Rockton Ave.

The funding source is CDBG & Hope 6 TIF Funds (3620 Preston).

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

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Beck -2-

2010-375CR

23. Alderman Hervey read a Finance & Personnel Committee Report recommending the award for Demolition of 1224, 1227, 1307 Andrews, & 419 Whitman be made to the low bidder for each property as summarized:

B & J Excavating	Rockford, IL	1227 & 1307 Andrews
Rodman Services	Rockford, IL	1224 Andrews
Resurgence Demolition	Carrollton, GA	419 Whitman St.

The funding source is CDBG.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Beck -2-

24. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of November 1, 2010 in the amount of \$2,201,766.38. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Beck -2-

25. Alderman Johnson read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to allow an eight foot privacy fence along the back of petitioner's properties within the front yard along Spring Creek Road in an R-1, Single-Family Residential District at 6336, 6358, 6382, 6394 Brigantine Lane. Approval is subject to the following conditions:

1. The applicant shall work with the Traffic Engineer to ensure that the fence will not be located within a sight triangle prior to issuance of a fence permit.

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

26. Alderman Johnson read a Code and Regulation Committee Report SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE the Sale of liquor by the drink in conjunction with a tavern in the name of Gene Hayenga d/b/a Gene's Place, Inc., in a C-3 General Zoning District at 4412 Manchester Drive, Unit F-1. Approval is subject to the following conditions:

1. Meeting all applicable Liquor, Building and Fire Codes.
2. Must be in accordance with the Business and Security plans.
3. That there shall be no cover charge to enter or dance floor/stage area over 150 square feet.
4. Hours of operation are limited as shown within Exhibit F.

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

27. Alderman Johnson read a Code and Regulation Committee Report recommending approval of the proposed ordinance prohibiting the use of groundwater for the property located at 3708 East State Street a/k/a Octopus Carwash. The Legal Director is hereby instructed to prepare the necessary Ordinance. LAID OVER.

2010-376CR

28. Alderman Johnson read a Code and Regulation Committee Report recommending that claims of unpaid franchise fees prior to October 1, 2010 be settled in exchange for payment of \$990,722.26. The Legal Director is hereby instructed to obtain and execute an appropriate release.

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

Ayes: Curran, Mark, Hervey, Johnson, Timm, Elyea, McNeely, Robertson -8-
Nays: Sosnowski, Wasco, Jacobson, Beach -4-
Absent: Thompson-Kelly, Beck -2-

2010-377CR

29. Alderman Johnson read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to reduce the front yard setback from 25 feet to 20 feet for a three-season porch, in an R-1, Single-Family Residential District at 3129 16th Street. Approval is subject to the following conditions:

1. Must meet all applicable codes for a three-season porch and may not be converted to a bedroom without meeting applicable codes for heating.

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

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

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Beck -2-

2010-378CR

30. Alderman Johnson read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Modification of liquor sales in conjunction with a restaurant with sale of liquor by the drink indoor and outdoor to include package liquor sales in the name of Anderson Gardens d/b/a Anderson Gardens, in an R-1 Single-Family Residential District at 312, 318, 330 and 340 Spring Creek Road. Approval is subject to the following conditions:

1. Compliance with the Liquor Ordinance.

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

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

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Beck -2-

2010-379CR

31. Alderman Johnson read a Code and Regulation Committee Report recommending that the City Council APPROVE the claim of Jesse Rynders in the amount of \$3,121.13 with a release to be obtained.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Beck -2-

2010-380CR

32. Alderman Johnson read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special

Use Permit for outdoor passenger vehicle sales and office, in a C-3, General Commercial District at 1159 North Second Street. Approval is subject to the following conditions:

1. That there be no more than 25 vehicles stored outside, including those displayed for sale, on the property at any one time.
2. That 80% of the vehicles be no more than 5 years old.

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

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

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Beck -2-

OFFICERS REPORTS

33. Mayor Morrissey mentioned a Memorandum from Jim Strey, Firefighter's Pension Board President, regarding pension funds and other public safety funding. Please contact the Finance Department or Mayor Morrissey's Office with any questions or concerns.
34. Mayor Morrissey addressed concerns of two public participation speakers regarding budget issues and mentioned traveling to Springfield to lobby for pension reform. He also requested public participation speakers refrain from using offensive and inappropriate descriptions of the City's handling of budget issues.
35. Mayor Morrissey explained that TIF, Metro Centre, Tourism and Capital funding cannot be transferred to the General Fund to help relieve that deficit and he commended the Council for their continued efforts with the budget challenges.
36. Mayor Morrissey wished Tim Hanson, Director of Public Works, a happy birthday.
37. Mayor Morrissey reported Governor Quinn announced last week over \$600 million will be invested in our region at the Chrysler Plant in Belvidere.
38. Mayor Morrissey announced this week he and Stacy will be celebrating the birth of another child.
39. Alderman Timm commended the Public Works Department staff and Jeremy Carter, Traffic Engineer, for a job well done with improvements to the intersection of Rockton and Halsted.
40. Alderman Timm announced the Neighborhood Network will be hosting the First Annual RANI'S – Rockford Area Neighborhood Improvement Awards and Hometown "How TO"

Forum on November 6, 2010 at 8:30 am to noon at Klehm Arboretum and Botanical Gardens, 2715 South Main Street. For more information contact Cyndie Hall at 815/967-4034.

41. Alderman McNeely encouraged everyone to vote tomorrow.

UNFINISHED BUSINESS

2010-381CR

43. Alderman Jacobson moved the adoption of a Planning and Development Committee Report recommending that the City Council take No Action on the request to publish a RFP for the Redevelopment of the former Lorden Building on South Main for commercial or residential use. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Beck -2-

2010-382CR

44. Alderman Jacobson moved the adoption of a Planning and Development Committee Report recommending that the City Council approve the purchase of the TAPCO Building (502 South Main Street) for a price of \$169,000. Source of funds: CDBG. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, Robertson -11-
Nays: McNeely -1-
Absent: Thompson-Kelly, Beck -2-

2010-383CR

45. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending award for the Engineering Agreement Amendment: Phase II Engineering – Peer Review project be made to McClure Engineering Associates, Inc. to coordinate the Peer Review for the project for an additional \$14,853.82 for a new total not to exceed cost of \$347,569.06. Funding for this project will come from General Funds. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, Robertson -11-
Nays: McNeely -1-
Absent: Thompson-Kelly, Beck -2-

2010-384CR

46. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report regarding the 2010 year supplemental appropriations, recommending that the 2010 Budget be amended and a supplemental appropriation ordinance be prepared by the

Budget Officer in accordance with the attached schedule. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Beck -2-

2010-385CR

47. Alderman Johnson moved the adoption of a Code and Regulation Committee Report recommending the approval of the Davis Junction Boundary Agreement. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Elyea, Robertson -10-
Nays: Beach, McNeely -2-
Absent: Thompson-Kelly, Beck -2-

2010-386CR

48. Alderman Johnson moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance to designate Bell School Road from the Spring Brook Road to the Riverside Boulevard as a "Through Street".

MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Beck -2-

2010-387CR

49. Alderman Johnson moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance establishing a mid-block pedestrian crossing on Haskell Avenue 150 feet south of Bruce Street. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Beck -2-

2010-388CR

50. Alderman Johnson moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance establishing a "No Parking Anytime" restriction on the west side of Bend Trail from Creek Bend to Bell School Road and on the east side of Bend Trail from Bell School Road to 100 feet south east of Bell School. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Beck -2-

2010-389CR

51. Alderman Johnson moved the adoption of a Code and Regulation Committee Report recommending "No Action" be taken on the following items:

1. Request from Connie Blaisdell, for stop sign control at Royal Oaks Road to Castle Hill Drive.
2. Request from Dee Thompson, to repeal the current existing stop control on Wills Avenue stopping for 8th Street and replace with all way stop at the intersection of 8th Street and Wills Avenue.
3. Request from Alderman John Beck, 12th Ward, for 4-way stop sign control at Jonathan Avenue and North Church Street.
4. Request from City staff for mid-block pedestrian crosswalk in the 200 block of E. State Street.
5. Request from Shirley Updike, for No Parking Anytime on the west side of Edgemont Street from Custer Avenue to Knight Avenue.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Beck -2-

NEW BUSINESS

52. Alderman Hervey introduced and read an Ordinance making supplemental appropriations for the City of Rockford, a municipal corporation, to finance those functions pertaining to its government and affairs including the General Fund, 911 Fund, Parking Fund, Water Fund, Midtown Tax Increment Financing District Fund, Global Trade Park #2 Tax Increment Financing District Fund, Global Trade Park #3 Tax Increment Financing District Fund, Jackson School Tax Increment Financing District Fund, Seventh Street Tax Increment Financing District Fund, East Side Tax Increment Financing District Fund, East River Tax Increment Financing District Fund, West Side #1 Tax Increment Financing District Fund, Southeast Housing Tax Increment Financing District Fund, Library Fund, and Redevelopment Fund for the Fiscal Year 2010. LAID OVER.

2010-127-O

53. Alderman Johnson 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, this ordinance shall serve as City Council advice and consent for the Liquor Commissioner to issue a Liquor License to the following establishment:

1. Modification of liquor sales in conjunction with a restaurant with the sale of liquor by the drink indoor and outdoor to include package liquor sales in the name of Anderson Gardens d/b/a Anderson Gardens in an R-1, Single-Family Residential District at 312, 318, 330, 340 Spring Creek Road. Approval is based on the following conditions:

1. Compliance with the Liquor Ordinances.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Beck -2-

2010-128-O

54. Alderman Johnson introduced and read an Ordinance amending Article 64, of the Zoning Ordinance of the City of Rockford for a Variation to reduce the front yard setback from 25 feet to 20 feet for a three-season porch in an R-1, Single-Family Residential District at 3129 16th Street. Approval is subject to the following conditions:

1. Must meet all applicable building codes for a three-season porch and may not be converted to a bedroom without meeting applicable codes for heating.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Beck -2-

2010-129-O

55. Alderman Johnson introduced and read an Ordinance approving the Jurisdictional Boundary Line Agreement by and between Village of Davis Junction and the City of Rockford and the Mayor and Legal Director be authorized to execute the same.

Alderman Johnson moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. McNeely voted no; Ald. Thompson-Kelly, Beck absent). The Ordinance was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, Robertson -11-
Nays: McNeely -1-
Absent: Thompson-Kelly, Beck -2-

2010-130-O

56. Alderman Johnson introduced and read an Ordinance amending Article 63 of the Zoning Ordinances of the City of Rockford for a Special Use Permit for outdoor passenger vehicles sales and office, in a C-3, General Commercial District at 1159 North Second Street. Approval is subject to the following conditions:

1. That there be no more than 25 vehicles stored outside, including those displayed for sale on the property at any one time.
2. That 80% of the vehicles be no more than 5 years old.

Approval is based on the Findings of Fact.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm,
Beach, Elyea, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Beck -2-

57. Upon motion duly made and seconded, the meeting was adjourned at 7:15 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
November 8, 2010
6:00 P.M.
AGENDA

The following represents, in general, the chronological order of proceedings at the City Council meeting:

Call to Order by the Mayor
Invocation and Pledge of Allegiance
Roll Call and determination of quorum
Acceptance of Journal of Proceedings
Public Hearing
Public Participation
Petitions and Communications
New Committee Reports (Reports of Standing Committees – Code and Regulation, Finance and Personnel, Planning and Development - and other select committees)
Officers Reports
Unfinished Business of previous meeting

UNFINISHED BUSINESS

I. COMMITTEE REPORTS LAID OVER NOVEMBER 1, 2010

1. Beck - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to allow an eight foot privacy fence along the back of petitioner's properties within the front yard along Spring Creek Road in an R-1, Single-Family Residential District at 6336, 6358, 6382, 6394 Brigantine Lane. Approval is subject to the following conditions:
 1. The applicant shall work with the Traffic Engineer to ensure that the fence will not be located within a sight triangle prior to issuance of a fence permit.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance.
2. Beck - 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 tavern in the name of Gene Hayenga d/b/a Gene's Place, Inc., in a C-3 General Zoning District at 4412 Manchester Drive, Unit F-1. Approval is subject to the following conditions:
 1. Meeting all applicable Liquor, Building and Fire Codes.
 2. Must be in accordance with the Business and Security plans.

3. That there shall be no cover charge to enter or dance floor/stage area over 150 square feet.
4. Hours of operation are limited as shown within Exhibit F.

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

3. Beck - Code and Regulation - Recommending approval of the proposed ordinance prohibiting the use of groundwater for the property located at 3708 East State Street a/k/a Octopus Carwash. The Legal Director is hereby instructed to prepare the necessary Ordinance.
4. Hervey - Finance and Personnel - Recommending the Purchase of (4) Chemical Feed System Scales from Smith Ecological Systems, of Rockford, Illinois at a cost of \$2,619 per scale for a total of \$10,476. The funding source is Water Division Operating Budget.
5. Hervey - Finance and Personnel - Recommending the award for Sale of Property at 617 Fisher Ave. be made to the sole bidder, Josephine Varalli, of Rockford, Illinois for her total bid of \$560.00.
6. Hervey - Finance and Personnel - Recommending the Agreement between the City and the Rockford Area Arts Council be approved as attached. The Mayor and Legal Director are authorized to execute such Agreement.

II. ORDINANCES LAID OVER NOVEMBER 1, 2010

1. Hervey - Ordinance - Making supplemental appropriations for the City of Rockford, a municipal corporation, to finance those functions pertaining to its government and affairs including the General Fund, 911 Fund, Parking Fund, Water Fund, Midtown Tax Increment Financing District Fund, Global Trade Park #2 Tax Increment Financing District Fund, Global Trade Park #3 Tax Increment Financing District Fund, Jackson School Tax Increment Financing District Fund, Seventh Street Tax Increment Financing District Fund, East Side Tax Increment Financing District Fund, East River Tax Increment Financing District Fund, West Side #1 Tax Increment Financing District Fund, Southeast Housing Tax Increment Financing District Fund, Library Fund, and Redevelopment Fund for the Fiscal Year 2010.

Motions and Resolutions

III. MOTION AND RESOLUTIONS TO BE READ IN NOVEMBER 8, 2010

1. Beck - Arthritis Foundation Jingle Bell Run, 11/20/10

IV. 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. Beck – Ordinance - Designating Bell School Road from the Spring Brook Road to the Riverside Boulevard as a "Through Street".

2. Beck – Ordinance - Establishing a mid-block pedestrian crossing on Haskell Avenue 150 feet south of Bruce Street.
3. Beck - Ordinance - Establishing a "No Parking Anytime" restriction on the west side of Bend Trail from Creek Bend to Bell

* 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, November 8, 2010, 5:15 p.m.

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

AGENDA

1. C & R 10-173 Special Event: Arthritis Foundation Jingle Bell Run
11/20/10
2. C & R 10-158 Amendment to hours for Sunday sales of liquor
3. C & R 10-170 Sale of City Owned Lots
4. C & R 08-101 Comcast Franchise Renewal
5. C & R 10-157 Closed Session for Purposes of Pending Litigation and/or
Land Acquisition or Sale of Property

FINANCE AND PERSONNEL COMMITTEE

Monday, November 8, 2010, 5:15 p.m.

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

AGENDA

1. Purchasing and Vouchers
 - A. Award of Bid: Demolition of 154, 156, & 178 Morgan Street & 2717 W. State Street –
Suspend rules

- B. Award of Sole Source Contract: Repairs to 1998 Pierce Aerial – Suspend rules
 - C. Vouchers
2. Shumway Building Lease with the Rockford Area Arts Council
 3. 2010 Tax Levy

PLANNING AND DEVELOPMENT COMMITTEE

**Monday, November 8, 2010, 5:30 p.m.
CD Conference Room, City Hall 2nd floor
AGENDA**

1. Memorandum from Alderman Thompson-Kelly regarding Redevelopment Fund for Revenue and Expense.

Animal Services Contract Update.
2. Memorandum from Rob Lamb, Industrial Development Manager, regarding Referral of Development Agreement with Anderson Automotive Group.

LEGISLATIVE LOBBYING COMMITTEE

**Monday, November 8, 2010, _____ p.m.
Conference Room A, City Hall 2nd floor (north room)
AGENDA**

No Meeting Scheduled.

FINANCE AND PERSONNEL MEETING OF THE WHOLE

**Saturday, November 13, 2010, 8:30 am – 12:00 (noon)
City Council Chambers, City Hall 2nd floor
AGENDA**

TBA