

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
MARCH 21, 2011
COUNCIL CONVENED AT 6:29P.M.**

1. The invocation was given by Pastor Elzie Marks, Ebenezer Missionary Baptist Church/ Police Chaplain and the Pledge of Allegiance was led by Council Page Yesenia Centeno.
2. Roll Call:

Mayor Lawrence J. Morrissey

Aldermen: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly,
Johnson, Timm, Beach, Elyea, Beck, Robertson -13-
Absent: McNeely -1-
3. Alderman Jacobson moved to accept the Journal of Proceedings of March 14, 2011, seconded by Alderman Wasco. MOTION PREVAILED (Ald. McNeely absent).

PUBLIC PARTICIPATION

4. Prophet Yusef spoke about "Superman" and his transformation.
5. Kyle Hill, on behalf of the 9-1-1 Emergency Responders Memorial Committee, announced a piece of steel artifact from the World Trade Center will be arriving in Rockford this week which will be the focal point of our Memorial here in Winnebago County. He invited the community to attend a welcoming ceremony on Saturday at 1:00 pm at the Metro Centre and the Ice Hogs game for an unveiling and presentation by area responders before the game at 7:05 pm.
6. Mary Lou Castro, on behalf of LULAC, invited the community to attend a dinner at Cliffbreakers this Friday.
7. Dyanna Chandler announced several initiatives and events the Ellis Heights Weed N Seed Program is sponsoring and thanked the City and all the partners for their continued support.

PETITIONS AND COMMUNICATIONS

8. Alderman Hervey submitted a Memorandum from Patrick Hayes, Legal Director regarding Outside Legal Counsel. Referred to Finance and Personnel Committee.
9. Alderman Hervey submitted a Memorandum from Barry Fitz, Equipment/Safety Manager regarding emergency repairs to a Quint Fire truck in the amount of \$10,705.00. Placed on file.
10. Alderman Hervey submitted a Memorandum from Kwame Calvin, Transportation & Properties Manager regarding an emergency purchase order to Draft Power of Sturtevant, Wisconsin in the amount of \$32,435.54 and Special Power of Rockford,

Illinois in the amount of \$3,598.48 for parts and labor to repair the armature of the generator at City Hall. Placed on file.

11. Alderman Thompson-Kelly submitted a Memorandum from Jovita Donahue, Development Specialist, regarding Enterprise Zone (EZ) Amendment to expand boundaries/Renaissance Corners Development project. Referred to Planning and Development Committee.
12. Alderman Robertson submitted a request from Russell Longenecker, Antiques on East State Street requesting permission for a banner staked to the ground at 5411 East State Street from March 24 – April 2, 2011. Alderman Robertson moved to grant the Prayer of the Petitioner, seconded by Alderman Mark. MOTION PREVAILED (Ald. McNeely absent).
13. Alderman Beach submitted a request from David Schubert, in conjunction with the Unitarian Universalist Church Rummage Sale, requesting permission to limit parking to no parking on the east side of Dawn Avenue from Raven Street north to Turner Street and on the north side of Turner Street from Dawn Avenue west to Ridgeview Avenue for the rummage sale on March 25, 2011 from 7:00 am to 4:00 pm and March 26, 2011 8:00 am to 3:00 pm at the Universalist Church located at 4848 Turner Street. Alderman Beach moved to grant the Prayer of the Petitioner, seconded by Alderman Mark. MOTION PREVAILED (Ald. Mark absent).
14. Alderman Beach submitted a request from Arnell Smith, in conjunction with Church Revival Services, requesting permission for a tent permit at the Deliverance Crusaders Center located at 2827 West State Street from May 29 – June 3, 2011. Alderman Beach moved to grant the Prayer of the Petitioner, seconded by Alderman Mark. MOTION PREVAILED (Ald. McNeely absent).
15. Alderman Beach submitted a request from Eugene Lawson, Spyder's Ribs N Things, requesting permission for a temporary summer food service stand at Faith Walkers Assembly Church located at 112 South Henrietta Avenue – Parking Lot from April 22 – October 29, 2011; Friday and Saturday 8:00 am to 9:00 pm. Alderman Beach moved to grant the Prayer of the Petitioner, seconded by Alderman Mark. MOTION PREVAILED (Ald. McNeely absent).
16. Alderman Beck submitted the Zoning Board of Appeals minutes from the meeting held on March 16, 2011. Referred to Codes and Regulations Committee.
17. Alderman Beck submitted the Liquor Advisory Board minutes from the meeting held on March 16, 2011. Referred to Codes and Regulations Committee.
18. Alderman Beck submitted a Memorandum from Julia Valdez, Deputy Administrator/Director of Human Resources regarding upcoming special events:
 - a. OSF Heritage Run; 4/7/11
 - b. Rockford Sharefest Walk-A-Thon; 4/30/11
 - c. Liberty Baptist Church Easter Family Celebration; 4/24/11 (Zoning)

Referred to Codes and Regulations Committee.

19. Alderman Thompson-Kelly submitted a letter from the River District Association Board of Directors. Placed on File.
20. Alderman Elyea submitted an e-mail from Officer William White, Illinois Commerce Commission Police, concerning the City's Towing List. Referred to Legal Department/ John Giliberti.

NEW COMMITTEE REPORTS

21. Alderman Beck read a Codes and Regulations Committee Report recommending that "No Action" be taken on the following items:
 1. Request from Aziz Muhanna to establish a "Commercial Loading Zone" Monday-Saturday, 6:00 am -6:00 pm on the north side of West State Street from 42 feet to 61 feet west of Winnebago Street.
 2. Request from Juana Gonzalez-Koeneke for restricted parking on one side of Lori Drive from Lisa Drive to Kimball Road.
 3. Request from Victoria Franks for traffic control sign at the intersection of Dawson Avenue and Jackson Street.
 4. Request from Steven Warren for angle parking in the cul-de-sac 300 feet east of 25th Street.
 5. Request from Lane Ury for restricted parking on one side of Napoleon Street from Main Street to Church Street.

LAID OVER.

Alderman Curran made a motion to refer item #3 back to Codes and Regulations Committee, seconded by Alderman Beck. Referred Back to Codes and Regulations Committee.

22. Alderman Beck read a Codes and Regulations Committee Report recommending that City Council approve the amendments to hours for Sunday sell of liquor. LAID OVER.

2011-069CR

23. Alderman Beck read a Codes and Regulations Committee Report recommending the approval of the settlement of the claim of State Farm Insurance as subrogee of Brenda Robinson-Young in the amount of \$6,880.07 with a release to be obtained.

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

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly,
Johnson, Timm, Beach, Elyea, Beck, Robertson -13-
Nays: -0-
Absent: McNeely -1-

24. Alderman Hervey read a Finance and Personnel Committee Report recommending the award for the Engineering Agreement Amendment: Bridge Program Management be made to H.R. Green Co., Inc. for an additional \$25,000.00 for a total not to exceed cost of \$125,000.00 for bridge inspection, design review, agency advocacy, and other tasks relating to the City's Bridge programs. The funding source is Sales Tax funds. LAID OVER.
25. Alderman Hervey read a Finance and Personnel Committee Report recommending the award for Engineering Agreement: Biennial Bridge Inspection 2011-2012 be made to H.R. Green Co., Inc. for a total not to exceed cost of \$96,254.05. The project includes, the biennial inspection of the bridges under the City's jurisdiction including digital documentation completion of IDOT forms, update of the City's bridge database, and a summary of required repairs. The funding source is Sales Tax funds. LAID OVER.

2011-070CR

26. Alderman Hervey read a Finance and Personnel Committee Report recommending the awards for Tree Removal be to 1) Flying W Tree, of Belvidere, Illinois for tree removal for an estimated total of \$225,400.00 annual cost, and 2) Tree Care Enterprises, of Rockford, Illinois as a backup and for emergency storm damage removal per rates as shown on tabulation. The funding source is Street Division Operating Budget.

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

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -13-
 Nays: -0-
 Absent: McNeely -1-

2011-071CR

27. Alderman Hervey read a Finance and Personnel Committee Report recommending the award for I-Case/IClear Interface Development be made to Sypherlink, Inc., of Dublin, Ohio for a total of \$85,000 with a completion date of August 31, 2011. The funding Illinois Criminal Justice Information Authority for ARRA 2009 Grant.

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

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -13-
 Nays: -0-
 Absent: McNeely -1-

2011-072CR

28. Alderman Hervey read a Finance and Personnel Committee Report recommending approval of the purchase of a 2004 Ford Ambulance from Osage Ambulance Co. in the amount of \$12,000. The funding source is Fire Dept. Capital Budget.

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

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -13-
Nays: -0-
Absent: McNeely -1-

2011-073CR

29. Alderman Hervey read a Finance and Personnel Committee Report recommending the award of contract for Weatherization Architectural Services be made to Anderson-McInnis for weatherization for multi-family units for the cost per building as summarized:

Shadley Apartments	\$33,000
Terrace Senior Apartments	\$24,750
Valley View Apartments	\$24,750

The funding source is State of Illinois Weatherization funded through ARRA funds.

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

Ayes: Durkee, Curran, Mark, Wasco, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -12-
Nays: Hervey -1-
Absent: McNeely -1-

30. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of March 21, 2011 in the amount of \$2,760,807.21. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -13-
Nays: -0-
Absent: McNeely -1-

OFFICERS REPORTS

31. Mayor Morrissey presented a Proclamation proclaiming the month of March, 2011 to be "GIRL SCOUT MONTH" in Rockford, Illinois and urged all citizens to recognize the

commitment Girl Scouting has made on our community and to support their fundraising efforts.

32. Mayor Morrissey welcomed the offer proposed by the Rockford Fire Union regarding opportunities for the coming years in response to the City's budget challenges and mentioned there will be a closed session tonight to discuss the proposal.
33. Mayor Morrissey reported he was in Springfield last week concerning on-going legislation and budget issues.
34. Mayor Morrissey thanked members of the council, community and leadership from the police department for making the trip to Madison and having the opportunity to discuss with the Mayor and Alders the success of their geographical policing initiative. He expects a completed report of recommendations to come in early June.
35. Mayor Morrissey announced that today a 4-day mock disaster training exercise began, "Operational Readiness Exercise" with local and state agencies participating in the training. He commended Chief Bergsten and his staff for organizing the training.
36. Mayor Morrissey thanked everyone who provided assistance in responding to the failure of the communications infrastructure in the 9-1-1 system. Any questions or concerns may be directed to Jim Ryan, City Administrator or Chief Bergsten, Fire Department.
37. Mayor Morrissey wished Alderman Thompson-Kelly a happy birthday.
38. Alderman Thompson-Kelly announced next week she will be selling Ellis Heights Weed N Seed T-Shirts for \$6.
39. Alderman Jacobson offered condolences to the family of the man who died as a result of an all-terrain vehicle accident. He again urged law enforcement to address this issue.
40. Alderman Jacobson suggested the City hold another public hearing regarding the on-going towing complaints.
41. Alderman Jacobson reported some highlights of his trip to Raleigh, North Carolina where he toured a Belmont Sayre Development Project and met with city and county officials to discuss the project's success. He requested a meeting with Mayor Morrissey and City staff as a follow-up to his trip.
42. Alderman Elyea voiced her concerns with the epidemic of heroin overdoses in Rockford and expressed frustration with efforts by local law enforcement to address this issue.
43. Alderman Robertson announced the 14th Ward quarterly meeting will be joined by 8th Ward constituents on Thursday, March 24th at Heartland Community Church, north end. The Public Works Department will make presentations on the CIP and 1% sale tax.
44. Alderman Johnson thanked Alderman Robertson for inviting the 8th Ward constituents to join their quarterly meeting at Heartland Community Church on March 24th.

45. Alderman Johnson noted there will not be an 8th Ward quarterly meeting in April.
46. Alderman Johnson appreciated the opportunity to travel to Madison and mentioned the aldermen will be receiving a book titled "The Madison Experience", a synopsis of the City of Madison's accomplishments.
47. Alderman Beach emotionally thanked his "City family" for their condolences, cards and prayers for the passing of his sister-in-law last week.
48. Alderman Hervey reported she also attended the trip to Madison last week and is hopeful Rockford can implement a similar geographical policing initiative. She reminded all that attended to provide their feed-back to Sgt. John Pozzi, Rockford Police Department.
49. Alderman Hervey also mentioned that several Rockfordians joined the Madison Police Department after graduating from the University of Wisconsin and encouraged the community to continue their efforts to bring a 4-year university to Rockford.

UNFINISHED BUSINESS

2011-074CR

50. Alderman Beck moved the adoption of a Codes and Regulations Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Zoning Text Amendment to Section 201, Use Classification Table & Section 51-002 Signs Not Permitted.

Section 20-1 Use Classification Table:

Two-family Structures – Legally established and originally constructed as evidenced by the original building permit, prior to *insert date of map update approval*, with a minimum lot size of 7.700 square feet to be continued to be permitted uses in the R-1, Single-family Residential Zoning District.

Section 51-002:

Signs not permitted, to include signs that are obscene (i.e. (a) whether the average person, applying contemporary community standards would find that the work, taken as a whole, appeals to the prurient interest, (b) whether the work depicts or describes, in a patently offensive way, sexual conduct specifically defined by the applicable state law, and (c) whether the work, taken as a whole, lacks serious literary, artistic, political, or scientific value).

MOTION PREVAILED (Ald. Beck, Elyea voted no; Ald. McNeely absent).

2011-075CR

51. Alderman Beck moved the adoption of a Codes and Regulations Committee Report SUSTAINING the Zoning Board of Appeals, there by recommending that City Council

APPROVE the Comprehensive Zoning Map Update with multiple zoning amendments for City Wide Zoning Map. The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly,
Johnson, Timm, Beach, Elyea, Beck, Robertson -13-
Nays: -0-
Absent: McNeely -1-

2011-076CR

52. Alderman Beck moved the adoption of a Codes and Regulations Committee Report recommending the approval of the Outdoor Design Standards Guidelines governing Sidewalk Cafes.

Alderman Mark made a motion to amend the committee report to amend the required pedestrian path width on sidewalk cafes be changed from five feet to four feet within the City of Rockford, seconded by Alderman Beck. MOTION PREVAILED (Ald. McNeely absent).

The committee report as amended was placed up for passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly,
Johnson, Timm, Beach, Elyea, Beck, Robertson -13-
Nays: -0-
Absent: McNeely -1-

2011-077CR

53. Alderman Beck moved the adoption of a Codes and Regulations Committee Report recommending Sections 101, 102 and 103 of Chapter 3 of the City of Rockford Code of Ordinances governing Sidewalk Cafés be stricken. The Legal Director shall prepare the necessary ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly,
Johnson, Timm, Beach, Elyea, Beck, Robertson -13-
Nays: -0-
Absent: McNeely -1-

2011-078CR

54. Alderman Beck moved the adoption of a Codes and Regulations Committee Report recommending Chapter 26, Article II of the City of Rockford Code of Ordinances governing Obstructions and Encroachments on Streets, Sidewalks And Other Public Places be amended to include the regulation of Sidewalk Cafes and Festival Zone Vending, as attached. The Legal Director shall prepare the necessary ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly,
Johnson, Timm, Beach, Elyea, Beck, Robertson -13-

Nays: -0-
Absent: McNeely -1-

2011-079CR

55. Alderman Beck moved the adoption of a Codes and Regulations Committee Report recommending the approval of the outdoor design standards, Chapter 5, Article III, Division 6 and Division 8 of the City of Rockford Code of Ordinances governing Mall Vending and Transient Vendors be stricken. The Legal Director shall prepare the necessary ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -13-
Nays: -0-
Absent: McNeely -1-

2011-026-O

56. Alderman Beck moved the adoption of 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:

Isla Del Mar, Inc., d/b/a Isla Del Mar Restaurant located at 623 Kishwaukee Street for the sale of liquor by the drink in conjunction with a sit-down restaurant in a C-2, Limited Commercial District is hereby approved. Approval is subject to the following conditions:

1. Compliance with all City of Rockford Liquor Codes
2. Hours of operation are limited as provided on the submitted business plan Exhibit F.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Elyea, Beck, Robertson -12-
Nays: Beach -1-
Absent: McNeely -1-

Alderman Thompson-Kelly exited the meeting at 7:35 pm

2011-080CR

57. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending the awards for Code Violation Hearing Officer be made to law firms, Meyer & Horning, and Joseph B. Kosek, both of Rockford, Illinois for a fee of \$110.00/hour. The funding source is Division Operating Budgets. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, Beck, Robertson -12-
Nays: -0-

Absent: Thompson-Kelly, McNeely -2-

2011-081CR

58. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending the Amendment to Professional Services Contract with Fehr-Graham & Associates to include up to \$36,500 of Environmental Site Assessment to complete all environmental assessment work and related reports for the South Main Rail Yards Assessment Grant. The funding source is USEPA Grant. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, Beck, Robertson -12-

Nays: -0-

Absent: Thompson-Kelly, McNeely -2-

2011-027-O

59. Alderman Hervey moved the adoption of an Ordinance for the Intergovernmental Agreement for a written guaranty securing a revolving line of credit for the Rockford Mass Transit District, by and between the City of Rockford, a municipal corporation, and the Rockford Mass Transit District. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Beach, Elyea, Beck, Robertson -12-

Nays: -0-

Absent: Thompson-Kelly, McNeely -2-

MOTIONS AND RESOLUTIONS

2011-022R

60. Alderman Beck, on behalf of Codes and Regulations Committee, moved the adoption of a Resolution for a Special Event Permit for the Rock River Valley Blood Center Red Shoe Run Event on April 9, 2011 from 7:30 am to 9:00 am. MOTION PREVAILED (Ald. Thompson-Kelly, McNeely absent).

2011-023R

61. Alderman Beck, on behalf of the Codes and Regulations Committee, moved the adoption of a Resolution requesting permission from Illinois Department of Transportation (IDOT) for temporary street closures of Illinois Route 2 (Wyman Street), a State Highway in the City of Rockford from Chestnut Street to Park Avenue and Illinois Route 2 (Park Avenue) from Wyman Street to Main Street and temporary lane closures of the northernmost lane of U.S. Business 20 eastbound (Chestnut Street) from North Church Street to Water Street; and the easternmost curb lane of Illinois Route 2 (North Main Street) northbound from Park Avenue to Harlem Boulevard on April 17, 2011 for OSF Heritage Run. MOTION PREVAILED (Ald. Thompson-Kelly, McNeely absent).

NEW BUSINESS

2011-028-O

62. Alderman Jacobson introduced and read an Ordinance approving the HUD – EDI – Renaissance Corners Agreement.

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

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

2011-029-O

63. Alderman Beck introduced and read an Ordinance authorizing the Mayor and Legal Director to execute the City of Rockford/Winnebago County Fiber Optic Agreement Addendum.

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

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

2011-030-O

64. Alderman Beck introduced and read an Ordinance authorizing the Mayor and Legal Director to execute the amendments to Chapter 5, Article III, Division 6 and 8 of the City of Rockford Code of Ordinances governing Mall Vending and Transient Vendors be stricken.

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

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

2011-031-O

65. Alderman Beck introduced and read an Ordinance authorizing the Mayor and Legal Director to execute the amendments to Outdoor Dining Design Guidelines. Alderman Beck moved to suspend Rule 11, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Thompson-Kelly, McNeely absent). The Ordinance was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

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

2011-032-O

66. Alderman Beck introduced and read an Ordinance authorizing the Mayor and Legal Director to execute the amendments to Chapter 3 of the City of Rockford Code of Ordinances governing Sidewalk Cafes.

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

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

2011-033-O

67. Alderman Beck introduced and read an Ordinance authorizing the Mayor and Legal Director to execute the amendments to Chapter 26, Article II of the City of Rockford Code of Ordinances governing Obstructions and Encroachments on Street, Sidewalks and other Public Places be amended to include the regulation of Sidewalk Cafes and Transient Vending.

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

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

MOTIONS AND RESOLUTIONS

2011-024R

68. Alderman Hervey, 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:

A. Bid: Electric Supplies, funding source: Departmental Operating Budgets.

MOTION PREVAILED (Ald. Thompson-Kelly, McNeely absent).

69. Alderman Hervey made a motion to go into closed session for purposes of discussing matters related to collective bargaining, seconded by Alderman Curran. MOTION PREVAILED by a Roll Call vote of:

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

The meeting went into closed session at 7:45 p.m.

The meeting returned to open session at 8:38 p.m. and found the following aldermen present:

Durkee, Curran, Mark, Wasco, Johnson, Timm, Beach, Elyea, Robertson -9-

70. Upon motion duly made and seconded, the meeting was adjourned at 8:40 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
March 28, 2011
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 MARCH 28, 2011

A. CODE AND REGULATIONS

1. Beck – ZBA – Recommending APPROVAL of a Variation at 6957 Olde Creek Road
2. Beck – ZBA – Recommending APPROVAL of a Special Use Permit at 110 N. First Street
3. Beck - ZBA – Recommending APPROVAL of a Special Use Permit at 1311 S. Alpine Road.
4. Beck – ZBA – Recommending APPROVAL of a Special Use Permit at 220 S. Madison Street.
5. Beck – LAB – Recommending DENIAL of the request for sale of packaged liquor in conjunction with a gas station at 3135 N. Rockton Avenue.
6. Beck – LAB – Recommending APPROVAL of the request for sale of liquor by the drink in conjunction with a sit down restaurant and outdoor patio at 420 E. State Street.
7. Beck – LAB – Recommending APPROVAL of the request for sale of liquor by the drink in conjunction with a sit down restaurant and outdoor patio; sale of liquor by the package in conjunction with a marina and gas sales at 200 Prairie Street.
8. Beck – ZBA – Recommending APPROVAL of a Special Use Permit at 200 Prairie Street.
9. Beck – ZBA – Recommending APPROVAL of a Zoning Map Amendment, Special Use Permit and Variation at 1401 N. Bell School Road.

10. Beck – ZBA – Recommending APPROVAL of a Special Use Permit and Variations at 685 Featherstone.
11. Beck – ZBA – Recommending APPROVAL of a Special Use Permit at 3115 Auburn Street.
12. Beck - Traffic - No Action Report for 2525 Crosby Street

UNFINISHED BUSINESS

II. COMMITTEE REPORTS LAID OVER MARCH 21, 2011

1. Beck - Codes and Regulations - Recommending that "No Action" be taken on the following items:
 1. Request from Aziz Muhanna to establish a "Commercial Loading Zone" Monday-Saturday, 6:00 am -6:00 pm on the north side of West State Street from 42 feet to 61 feet west of Winnebago Street.
 2. Request from Juana Gonzalez-Koeneke for restricted parking on one side of Lori Drive from Lisa Drive to Kimball Road.
 3. Request from Steven Warren for angle parking in the cul-de-sac 300 feet east of 25th Street.
 4. Request from Lane Ury for restricted parking on one side of Napoleon Street from Main Street to Church Street.
 2. Beck - Codes and Regulations - Recommending that City Council approve the amendments to hours for Sunday sell of liquor.
 3. Hervey - Finance and Personnel - Recommending the award for the Engineering Agreement Amendment: Bridge Program Management be made to H.R. Green Co., Inc. for an additional \$25,000.00 for a total not to exceed cost of \$125,000.00 for bridge inspection, design review, agency advocacy, and other tasks relating to the City's Bridge programs. The funding source is Sales Tax funds.
 4. Hervey - Finance and Personnel - Recommending the award for Engineering Agreement: Biennial Bridge Inspection 2011-2012 be made to H.R. Green Co., Inc. for a total not to exceed cost of \$96,254.05. The project includes, the biennial inspection of the bridges under the City's jurisdiction including digital documentation completion of IDOT forms, update of the City's bridge database, and a summary of required repairs. The funding source is Sales Tax funds.
- Motions and Resolutions

III. MOTION AND RESOLUTIONS

1. Beck - OSF Heritage Run; 4/7/11
2. Beck - Rockford Sharefest Walk-A-Thon; 4/30/11

3. Beck - Liberty Baptist Church Easter Family Celebration; 4/24/11

4. Beck - A.B.A.T.E. Motorcycle Parade; 4/14/11

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 – LAB – Recommending APPROVAL of the request for sale of liquor by the drink in conjunction with a sit down restaurant and outdoor patio; sale of liquor by the package in conjunction with a marina and gas sales at 200 Prairie Street.

2. Beck – ZBA – Recommending APPROVAL of a Special Use Permit at 200 Prairie Street.

3. Beck – ZBA – Recommending APPROVAL of a Zoning Map Amendment, Special Use Permit and Variation at 1401 N. Bell School Road.

4. Beck – ZBA – Recommending APPROVAL of a Special Use Permit and Variations at 685 Featherstone.

5. Beck – ZBA – Recommending APPROVAL of a Special Use Permit at 3115 Auburn Street.

6. Beck – ZBA - Recommending that City Council APPROVE the Zoning Text Amendment to Section 201, Use Classification Table & Section 51-002 Signs Not Permitted.

Section 20-1 Use Classification Table:

Two-family Structures – Legally established and originally constructed as evidenced by the original building permit, prior to *insert date of map update approval*, with a minimum lot size of 7.700 square feet to be continued to be permitted uses in the R-1, Single-family Residential Zoning District.

Section 51-002:

Signs not permitted, to include signs that are obscene (i.e. (a) whether the average person, applying contemporary community standards would find that the work, taken as a whole, appeals to the prurient interest, (b) whether the work depicts or describes, in a patently offensive way, sexual conduct specifically defined by the applicable state law, and (c) whether the work, taken as a whole, lacks serious literary, artistic, political, or scientific value).

7. Beck – ZBA - Recommending that City Council APPROVE the Comprehensive Zoning Map Update with multiple zoning amendments for City Wide Zoning Map.

* 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, March 28, 2011, 4:45 p.m.

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

AGENDA

1. C & R 11-32 March Traffic Commission – No Action Report for 2525 Crosby Street
2. C & R 11-34 Special Events: a) OSF Heritage Run 4/17/11
b) Rkfd Sharefest Walk-a-Thon 4/30/11
c) Liberty Baptist Church Easter Family Celebration 4/24/11
3. C & R 11-11 ZBA#045-10 Zoning Map Amendment from R-2, Two-Family Residential District to C-4, Urban Mixed-Use District at 220 South Madison Street, 323 Walnut & 307 Walnut
4. C & R 11-20 ZBA#002-11 Special Use Permit for the modification of an existing legally nonconforming billboard to an electronic display billboard in a C-3, General Commercial Zoning District at 1311 South Alpine Road
5. C & R 11-21 ZBA#003-11 Special Use Permit for body art services consisting of tattooing in a C-4, Urban Mixed-Use Zoning District at 110 North 1st Street
6. C & R 11-23 ZBA#005-11 Zoning Map Amendment from R-1, Single-Family Residential District to C-1, Limited Office District
Special Use Permit to allow a roof mounted wind turbines as shown in exhibits up to approximately 50 feet above grade
Variation to allow additional building signage as shown on the attached exhibits in a C-1, Limited Office District at 1401 North Bell School Road

7. C & R 11-24 ZBA#006-11 Variation to allow a 2nd wall sign on the east elevation above the first floor on building (1) one in a C-1, Limited Office Zoning District at 6957 Olde Creek Road
8. C & R 11-25 ZBA#007-11 Special Use Permit for a Planned Unit Development for two (2) office buildings and; Variation to omit a landscape type "A" buffer on the North and South sides of property and; Variation to allow an off-site signage rights for easterly lot following re-platting of property into two lots with signage not to exceed sixty-four (64) square feet per side in a C-1, Limited Office District at 685 Featherstone Road
9. C & R 11-26 ZBA#008-11 Special Use Permit for motor vehicle repair shop and vehicle storage and towing with outdoor storage in a C-3, Commercial General Zoning District at 3115 Auburn Street
10. C & R 11-27 ZBA#009-11 Special Use Permit for a Banquet Facility in a C-4, Urban Mixed-Use District at 200 Prairie Street
11. C & R 11-28 11-LAB-001 Request for the Sale of Liquor by the drink in conjunction with a sit down restaurant and outdoor patio in a C-4, Urban Mixed-Use Zoning District at 420 East State Street
12. C & R 11-29 11-LAB-002 Request for the Sale of Packaged Liquor in conjunction with a gas station in a C-2, Limited Commercial District at 3135 North Rockton Avenue
13. C & R 11-30 11-LAB-003 Request for the Sale of Liquor by the drink in conjunction with a banquet hall, the sale of package liquor, and the sale of liquor by the drink with an outdoor seating area and beer garden in a C-4, Urban Mixed-Use District at 200 Prairie Street
14. C & R 11-33 Closed Session for Purposes of Pending or Threatening Litigation

FINANCE AND PERSONNEL COMMITTEE

Monday, March 28, 2011, 5:15 p.m.

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

AGENDA

1. Purchasing and Vouchers
 - A. Award of Proposal: Temp Staffing – Suspend rules

- B. Extension of Electric Supply Contract
 - C. Engineering Agreement: Parmele St./Railroad Ave. Storm Sewer Extension
 - D. Engineering Agreement: Well 31 Solar Panels
 - E. Resolution to take Bids
 - F. Vouchers
2. Outside Legal Counsel

PLANNING AND DEVELOPMENT COMMITTEE

**Monday, March 28, 2011, 5:30 p.m.
CD Conference Room, City Hall 2nd floor
AGENDA**

- 1. Memorandum from Jovita Donahue, Development Specialist, regarding Enterprise Zone (EZ) Amendment to expand boundaries/Renaissance Corners.

LEGISLATIVE LOBBYING COMMITTEE

**Monday, March 28, 2011, _____ p.m.
Conference Room A, City Hall 2nd floor (north room)
AGENDA**

No Meeting Scheduled.