

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
AUGUST 5, 2013
COUNCIL CONVENED AT 6:19 P.M.**

1. The invocation was given by Chaplain Tom Lewis, Salvation Army Church, and the Pledge of Allegiance was led by the City Council Page Yesenia Centeno.
2. Roll Call:
Mayor Lawrence Morrissey
Aldermen: Durkee, Getchius, McNamara, Frost, Hervey, Thompson-Kelly, Oddo,
Newburg, Beck, McNeely, Chiarelli -11-
Absent: Hilton, Beach, Elyea -3-
3. Alderman Hervey moved to accept the Journal of Proceedings of July 29, 2013 seconded by Alderman Newburg. MOTION PREVAILED (Ald. Hilton, Beach, Elyea absent).

PROCLAMATIONS

4. Mayor Morrissey presented a Proclamation proclaiming Tuesday, August 6, 2013 to be "NATIONAL NIGHT OUT" in Rockford, Illinois and called upon all citizens to join us in supporting this event.
5. Mayor Morrissey presented a Proclamation proclaiming the month of August, 2013 to be "WINNEBAGO BUY LOCAL MONTH" in Rockford, Illinois and urged all citizens to recognize the economic, environmental and social benefits of supporting our community by buying local.

PUBLIC PARTICIPATION

6. Prophet Yusef spoke about reducing crime in Rockford.
7. John Brantley thanked Ald. Beck and the Park District for supporting "Gospel Fest" at Levings Lake.
8. Jim Buckingham voiced his frustration that the VA Clinic in Rockford is not located along an RMTD public transportation route making it difficult for veteran's to get to the clinic. He asked for help and ideas from city leaders and the community to remedy this issue.
9. Roland Poska provided a Fishy Whale Report.

PETITIONS AND COMMUNICATIONS

10. Alderman Durkee submitted a Memorandum from Wayne Dust, Planning Administrator, regarding the Consideration of Requesting Proposals to Redevelop the Southeast Quadrant of the North Main Auburn Intersection. Referred to Planning and Development Committee.

11. Alderman Durkee submitted a Memorandum from Jovita Donahue, Economic Development Administrator, regarding the East State and Alpine TIF Signage Program. Referred to Planning and Development Committee.
12. Alderman Hervey submitted a Memorandum from Patrick Zuroske, Capital Program Manager regarding Resolution to Submit Illinois Transportation Enhancement Program Grant. Conversion of Illinois Railway Bridge to Pedestrian Path. Referred to Finance and Personnel Committee.
13. Alderman Beck submitted the Rockford Traffic Commission Agenda for the meeting to be held on August 14, 2013. Referred to Traffic Commission.
14. Alderman McNeely submitted several requests for service. Referred to Public Works and Community Development Departments.

NEW COMMITTEE REPORTS

15. Alderman Beck read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Zoning Map Amendment from County R-1, Single-Family Residential Zoning District to C-3, General Commercial Zoning District and a Special Use Permit for an auction house in a C-3, General Commercial Zoning District at 4457 Auburn Street. Approval is subject to the following conditions:
 1. Must meet all applicable building and fire codes
 2. Submittal of a landscape plan for Staff's review and approval
 3. All signs must be brought into compliance with the current sign ordinance
 4. Parking spaces must be secure for events that take place within the auction house
 5. That the property is annexed into the City.

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

16. Alderman Beck read a Code and Regulation Committee Report REVERSING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for sale of retail merchandise and short term loans (pawn shops) in a C-2, Limited Commercial Zoning District at 912, 914 West Riverside Blvd and 3600 North Main Street.

LAID OVER.

17. Alderman Beck read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Zoning Map Amendment from C-1, Limited Office Zoning District, C-2, Limited Commercial Zoning District with Pre-annexation Agreement to C-3, Commercial General Zoning District for parcel B and DENY a Zoning Map Amendment from C-1, Limited Office Zoning District, C-2, Limited Commercial Zoning District with Pre-annexation Agreement to C-3, Commercial General Zoning District for parcel A and APPROVE a Zoning Map

Amendment from C-1, Limited Office Zoning District, C-2, Limited Commercial Zoning District with Pre-annexation Agreement to C-2, Limited Commercial Zoning District for parcel A and APPROVE a Special Use Permit for Gas Station and APPROVE a Variation to eliminate interior landscaping requirements in the C-3, General Commercial Zoning District for parcel B, DENY a Variation to increase sign height from 8 feet to 16 feet and APPROVE a Variation to increase sign height from 8 feet to 13 feet 6 inches and REVERSE to APPROVE a Variation to increase the maximum square footage of 64 to 96 square feet for a landmark style sign, APPROVE a Special Use Permit for grocery/retail store with outdoor garden center and drive thru pharmacy, APPROVE a Variation to the interior landscaping to eliminate building foundation landscaping and reduce interior landscaping from 10% to 4%, APPROVE a Variation to eliminate 4 foot open green spaces along south property line and APPROVE a Special Use Permit for off premise business sign at McFarland and Rote Road in a C-3, General Commercial Zoning District at 2103 McFarland Road and xxxx North Perryville Road. Approval is subject to the following conditions:

1. Meet all applicable building and fire codes
2. That the signage is in accordance with Exhibit L
3. Submittal of a revised landscaping plan for Staff review and approval, including additional landscape units for Lot 3 along proposed Anjali Drive and to include additional buffering along the east property line (add Lot 6) inclusive of an 8 foot high wood fence.
4. That the property develop in accordance with the tree preservation plan and tree inventory.
5. That a revised street design inclusive of a landscape median in conformance with City Engineer requirements is submitted for Staff review and approval.
6. That detention is provided in accordance with the requirements of the City Engineer.
7. That the installation and maintenance of the landscape within the McFarland Road median shall be the responsibility of the development.
8. That McFarland Road is constructed from Rote Road to Spring Road in accordance with the requirements of the City Engineer including a bike path on the east side of the road and a sidewalk on the west side of the road.
9. That a Final Plat is approved and recorded for the property.

Approval/Denial is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the appropriate ordinance. LAID OVER.

18. Alderman Hervey read a Finance and Personnel Committee Report recommending approval of the proposed 2% Compensation Adjustments for Non-Represented Employees per the memorandum from Julia Valdez, Human Resource Director dated August 1, 2013. The adjustment will be retroactive to January 1, 2013. The funding source is Departmental Operating Budgets. The Legal Director is hereby instructed to prepare the necessary Ordinance. LAID OVER.
19. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of August 5, 2013 in the amount of \$1,866,062.74. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Thompson-Kelly, Oddo,
Newburg, Beck, McNeely, Chiarelli -11-
Nays: -0-
Absent: Hilton, Beach, Elyea -3-

OFFICERS REPORTS

20. Mayor Morrissey submitted an appointment to the Community Action Advisory Board, Ms. Christina Gloria. Ms. Gloria is recommended for appointment in place of Ms. Soco Swanson, who has withdrawn from consideration for this board. Ms. Gloria will serve a three year term, which would expire August 2016. LAID OVER one week.
21. Mayor Morrissey announced the Community and Economic Development Department will present the current status of 2013 Housing, Business, Community Development Programs and Activities for the upcoming 2014 Program Year on August 15, 2013 at 12:00 (noon) at Katie's Cup, 502 7th Street and on August 15, 2013 at 6:00 pm at the Rockford Public Library, 200 North Wyman Street; both sessions are the same presentation.
22. Mayor Morrissey called attention to a Memorandum from Chris Black, Finance Director, regarding the Annual Pension Contribution for Police and Fire Pension Funds.
23. Mayor Morrissey mentioned the stimulus funding investigation report should be completed by next week's council meeting.
24. Mayor Morrissey offered the city's support of RMTD to provide service to the VA Clinic on Mulford Road. He thanked the veteran's for their service to our country.
25. Mayor Morrissey gave an informal response to the editorial in Sunday's *Rockford Register Star* about finding solutions to the issues of unemployment and crime plaguing our community.
26. Alderman Thompson-Kelly mentioned the passing of her brother and thanked everyone for their prayers, cards, flowers and condolences.
27. Alderman Hervey thanked city staff and several organizations/groups for their work with Project Facelift on Salter Avenue last week and mentioned as a result of the project a landlord has offered to donate a distressed home for demolition.
28. Alderman Hervey announced on Saturday, August 10, 2013 from 12:00 (noon) – 5:00 pm will be the Annual P.E.A.C.E. Concert Free Event at Sinnissippi Park Bandshell, 1401 North Second Street. This event is to encourage peace in the community and diminish violent crime. She encouraged everyone to attend.
29. Alderman Beck thanked Harlan Jefferson for partnering with the Park District to offer a six week series, "Gospel Fest" at Levings Lake, focusing on music, entertainment and a talent contest.

30. Alderman Frost mentioned he is a member of the Winnebago County Buy Local Organization. He commended them for their efforts and encouraged community members to attend their events and to buy local first.
31. Alderman Durkee, Chairman of Planning and Development Committee, mentioned that the committee is reinvestigating the 2020 Plan and part of that discussion is reviewing the city's geography, establishing difference economic zones and creating a map which divide the city into regions rather than wards. He distributed two maps for review and is seeking input from all council members.
32. Alderman Durkee mentioned attending the Rockford Police Department fundraising event at the Texas Roadhouse last week and praised the officers for their efforts and support for the underprivileged in our city. He reported they received over \$5,000 in donations.
33. Alderman Newburg also mentioned attending the Police Department's fundraiser at the Texas Roadhouse and commended the officers for supporting the community.

UNFINISHED BUSINESS

2013-301CR

34. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending that staff submit an Application Modification for the River Edge Redevelopment Zone projects:

| | Original | Proposed |
|----------------------------------|-------------|----------------|
| Outdoor City Market Improvements | \$1,200,000 | \$1,200,000 |
| Indoor City Market Development | \$1,300,000 | \$1,300,000 |
| East State Street Streetscape | 500,000 | 275,000 |
| Whitewater Park | 200,000 | -0- |
| Ingersoll Building Renovation | 3,100,000 | 3,300,000 |
| Barber Colman Village | 200,000 | 200,000 |
| Davis Festival Park Improvements | 1,000,000 | 1,000,000 |
| West State Street Streetscape | 500,000 | 725,000 |

This action also includes requesting an extension to the Grant End date from January 31, 2014 to January 31, 2015.

Alderman McNamara made a motion to amend the committee report to add \$75,000 to the East State Street Streetscape; making the proposed total \$275,000 and to decrease the West State Street Streetscape by \$75,000; making the proposed total \$725,000, seconded by Alderman Beck. MOTION PREVAILED (Ald. McNeely voted no; Ald. Hilton, Beach, Elyea absent).

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

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Thompson-Kelly, Oddo, Newburg, Beck, Chiarelli -10-
Nays: McNeely -1-
Absent: Hilton, Beach, Elyea -3-

2013-115-O

35. Alderman Hervey moved the adoption of an Ordinance authorizing the Mayor and Legal Director to execute and the attached Agreement between City of Rockford Human Services Department Head Start and Circles of Learning Child Care Centers. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Thompson-Kelly, Oddo, Newburg, Beck, Chiarelli -10-
Nays: McNeely -1-
Absent: Hilton, Beach, Elyea -3-

2013-116-O

36. Alderman Durkee moved the adoption of an Ordinance approving First Amendment to the Parking Lot Lease between City of Rockford and 303 North Main Street, LLC. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Oddo, Newburg, Beck, Chiarelli -9-
Nays: Thompson-Kelly, McNeely -2-
Absent: Hilton, Beach, Elyea -3-

2013-114R

37. Alderman Hervey moved the adoption of a Resolution for an Intergovernmental Cooperation Agreement with County of Winnebago for Bryne Memorial Justice Assistance Grant Funds. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Thompson-Kelly, Oddo, Newburg, Beck, Chiarelli -10-
Nays: McNeely -1-
Absent: Hilton, Beach, Elyea -3-

38. Alderman Hervey moved the adoption of an appointment to the Community Action Agency Board, Mr. Maurice West II for a three year term ending June 2015. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Thompson-Kelly, Oddo, Newburg, Beck, Chiarelli -10-
Nays: McNeely -1-
Absent: Hilton, Beach, Elyea -3-

39. Alderman Hervey advised the appointment of Soco Swanson to the Community Action Agency Board has been withdrawn.

40. Alderman Hervey moved the adoption of an appointment to the Community Action Agency Board, Ms. Alisha Roser for a one year term ending June 2014. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Thompson-Kelly, Oddo, Newburg, Beck, Chiarelli -10-
Nays: McNeely -1-
Absent: Hilton, Beach, Elyea -3-

2013-302CR

41. Alderman Beck moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit to allow a religious assembly in an R-1, Single-Family Residential Zoning District at 916, 920 and 926 Harding Street, 15xx and 1515 Clifton Avenue and 907, 913 and 9xx Hopkins Court. Approval is subject to the following conditions:

1. Must meet all applicable building and fire codes.
2. Landscaping units must be installed in accordance with Exhibit E
3. Signage must be in compliance with the sign ordinance for properties located within the R-1 District

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

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Thompson-Kelly, Oddo, Newburg, Beck, McNeely, Chiarelli -11-
Nays: -0-
Absent: Hilton, Beach, Elyea -3-

2013-303CR

42. Alderman Beck moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to reduce parking from the required 210 parking spaces to 133 parking spaces in a C-2, Limited Commercial Zoning District at 300-320 North Alpine Road. Approval is subject to the following conditions:

1. Must meet all applicable building and fire codes
2. The proposed restaurant is limited to the space shown on Exhibit E.

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

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Thompson-Kelly, Oddo, Newburg, Beck, McNeely, Chiarelli -11-
Nays: -0-
Absent: Hilton, Beach, Elyea -3-

2013-304CR

43. Alderman Beck moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Modification of Special Use Permit #026-11 to add murals in a C-4, Urban Mixed-Use Zoning District at 518 Walnut Street and 123 South 3rd Street. Approval is subject to the following conditions:

1. Mounting of murals must be in accordance to Exhibit E and F. Any modifications to material and/or image of murals will require a modification of Special Use Permit.
2. Sign permits shall be required including an illustration of proposed paintings shall be submitted with the permit applications.
3. The mural panels may not consist of a vinyl banner material within a frame.

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

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Thompson-Kelly, Oddo, Newburg, Beck, McNeely, Chiarelli -11-
Nays: -0-
Absent: Hilton, Beach, Elyea -3-

2013-305CR

44. Alderman Beck moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Zoning Map Amendment from C-1, Limited Office Zoning District to C-2, Limited Commercial Zoning District at 70xx Rote Road and 18xx McFarland Road and 20xx North Perryville Road.

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

Ayes: Durkee, Getchius, McNamara, Frost, Thompson-Kelly, Oddo, Newburg, Beck, Chiarelli -9-
Nays: Hervey, McNeely -2-
Absent: Hilton, Beach, Elyea -3-

2013-306CR

45. Alderman Beck moved the adoption of a Code and Regulation Committee Report SUSTAINING the Liquor and Tobacco Advisory Board, thereby recommending that City Council DENY the sale of tobacco in conjunction with a convenience store in the name of **Nabil Alkaplany d/b/a S&N Convenience Store** in a C-3, Commercial General Zoning District at 2338 Charles Street. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Thompson-Kelly, Oddo, Newburg, Beck, Chiarelli -10-
Nays: McNeely -1-
Absent: Hilton, Beach, Elyea -3-

2013-307CR

46. Alderman Beck moved the adoption of a Code and Regulation Committee Report SUSTAINING the Liquor and Tobacco Advisory Board, thereby recommending that City Council APPROVE the sale of beer and wine by the drink with a café, deli and video gaming in the name of **Daniel Fischer d/b/a Dotty's** in a C-2, Limited Commercial Zoning District at 318, 300-318 North Alpine Road and 43xx Morsay Drive. Approval is subject to the following conditions:
1. Meet all applicable building and fire codes
 2. Compliance with all City of Rockford Liquor Codes
 3. A parking agreement to be submitted and approved by Staff
 4. That the windows shall not be obstructed with bars or other devices that block the windows.
 5. That the window signage shall not exceed 35% of window area
 6. That Applicant applies for and receives a building permit for Change of Use
 7. Hours of operation shall be Monday thru Sunday from 8:00am – 11:00pm as submitted in the business plan.
 8. The sale of alcohol shall be in conjunction with a restaurant as designated by the liquor code.
 9. There shall be no cover charge
 10. There shall be no live entertainment or DJs
 11. There shall be no dance floor

The Legal Director is hereby instructed to prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Getchius, McNamara, Frost, Thompson-Kelly, Oddo, Newburg, Beck, McNeely, Chiarelli -9-
Nays: Durkee, Hervey -2-
Absent: Hilton, Beach, Elyea -3-

2013-308CR

47. Alderman Beck moved the adoption of a Code and Regulation Committee Report SUSTAINING the Liquor and Tobacco Advisory Board, thereby recommending that City Council APPROVE the sale of packaged liquor in conjunction with a liquor store in the name of **Joshua Marinelli d/b/a The IT Drive In Liquor Store** in a C-2, Limited Commercial Zoning District at 3216 Auburn Street. Approval is subject to the following conditions:
1. Meet all applicable building and fire codes
 2. Compliance with all City of Rockford Liquor Codes
 3. That the window signage shall not exceed 35% of window area
 4. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into crack pipes is prohibited.
 5. That the hours of operation for liquor sales be limited to those allowed by the liquor code.
 6. That the windows shall not be obstructed with bars or other devices that block the windows.

The Legal Director is hereby instructed to prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Thompson-Kelly, Oddo,
Newburg, Beck, McNeely, Chiarelli -10-
Nays: Hervey -1-
Absent: Hilton, Beach, Elyea -3-

2013-309CR

48. Alderman Beck moved the adoption of a Code and Regulation Committee Report SUSTAINING the Liquor and Tobacco Advisory Board, thereby recommending that City Council APPROVE the sale of packaged liquor with a gas station in the name of **Sabrina R. Bunton-Bell d/b/a Mobil** in a C-3, Commercial General Zoning District at 4432 Auburn Street. Approval is subject to the following conditions:

1. Meet all applicable building and fire codes
2. Compliance with all City of Rockford Liquor Codes
3. The sale of liquor shall be limited to the interior plan that will not exceed more than 10% of floor area
4. That the window signage shall not exceed 35% of window area
5. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into crack pipes is prohibited.
6. That the hours of operation for liquor sales be restricted from 6:00am – 12:00am Sunday through Saturday.
7. That the windows shall not be obstructed with bars or other devices that block the windows.

The Legal Director is hereby instructed to prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Thompson-Kelly, Oddo,
Newburg, Beck, McNeely, Chiarelli -10-
Nays: Hervey -1-
Absent: Hilton, Beach, Elyea -3-

2013-310CR

49. Alderman Beck moved the adoption of a Code and Regulation Committee Report SUSTAINING the Liquor and Tobacco Advisory Board, thereby recommending that City Council APPROVE the sale of beer and wine with a restaurant and video gaming in the name of **Denny Boom/ Pinewoods Restaurant Group d/b/a Molly's Deli** in a C-3, General Commercial Zoning District at 7425 East State Street. Approval is subject to the following conditions:

1. Meet all applicable building and fire codes
2. Compliance with all City of Rockford Liquor Codes
3. Submittal of building permit for Staff review and approval
4. The sale of beer and wine shall be limited to the interior site plan that was submitted Exhibit E

5. The hours of operation will be limited to 8:00am – 1:00am Monday through Sunday.
6. Window display signage is limited to 30% of window area
7. The restaurant shall not have a cover charge
8. The restaurant shall not have a dance floor
9. The restaurant shall not have any DJs
10. The restaurant shall not have any live entertainment
11. The restaurant shall not operate as a nightclub

The Legal Director is hereby instructed to prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Getchius, McNamara, Frost, Thompson-Kelly, Oddo, Newburg, Beck, McNeely, Chiarelli -9-
 Nays: Durkee, Hervey -2-
 Absent: Hilton, Beach, Elyea -3-

2013- 311CR

50. Alderman Beck moved the adoption of a Code and Regulation Committee Report SUSTAINING the Liquor and Tobacco Advisory Board, thereby recommending that City Council APPROVE the sale of tobacco products with a gas station and sale of packaged liquor with a gas station and convenience store in the name of **Rao Ahmed d/b/a MS Gasoline Inc.** in an I-1, Light Industrial Zoning District and I-2, General Industrial Zoning District at 2233 Kishwaukee Street; Starr Street. Approval is subject to the following conditions:

1. Meet all applicable building and fire codes
2. Compliance with all City of Rockford Liquor Codes
3. Submittal of building permit for Staff review and approval
4. The sale of beer and wine shall be limited to the interior site plan that was submitted Exhibit F
5. Submittal of a revised civil plan to include dumpster enclosure area, material and rendering
6. Submittal of a revised landscape plan to include removal of the raised timber planter that is replaced with a new concrete curbed island around the proposed landscaping along the west property line.
7. The hours of operation and days will be 5:00am – 11:00pm Monday through Thursday.
8. The hours of operation and days will be 5:00am – 12:00am Friday through Saturday.
9. The hours of operation and days will be 6:00am – 10:00pm on Sunday
10. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into crack pipes is prohibited.
11. There shall be no single serving sales of beer or wine in volumes of 40 oz. or less
12. Window display signage is limited to 30% of window area

The Legal Director is hereby instructed to prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Thompson-Kelly, Oddo, Newburg, Beck, McNeely, Chiarelli -11-
Nays: -0-
Absent: Hilton, Beach, Elyea -3-

2013-312CR

51. Alderman Beck moved the adoption of a Code and Regulation Committee Report SUSTAINING the Liquor and Tobacco Advisory Board, thereby recommending that City Council APPROVE the sale of packaged beer and wine with a gas station in the name of **Narendra Patel d/b/a Lions Quick Mart** in an R-1, Single-Family Residential Zoning District at 3307 Charles Street. Approval is subject to the following conditions:

1. Meet all applicable building and fire and liquor codes
2. The hours of operation are limited to Monday-Saturday 6:00am – 11:00pm and Sunday 9:00am – 9:00pm.
3. Inside window display signage cannot exceed 35% of window surface
4. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into crack pipes is prohibited.
5. There shall be no single serving sales of beer or wine in volumes of 40 oz. or less
6. That the windows shall not be obstructed with bars or other devices that block the windows.

The Legal Director is hereby instructed to prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Thompson-Kelly, Oddo, Newburg, Beck, McNeely, Chiarelli -10-
Nays: Hervey -1-
Absent: Hilton, Beach, Elyea -3-

2013-313CR

52. Alderman Beck moved the adoption of a Code and Regulation Committee Report recommending the approval to grant a utility easement from the City of Rockford to ComEd for the South Main Street Corridor. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Thompson-Kelly, Oddo, Newburg, Beck, McNeely, Chiarelli -11-
Nays: -0-
Absent: Hilton, Beach, Elyea -3-

2013-314CR

53. Alderman Beck moved the adoption of a Code and Regulation Committee Report REVERSING the Traffic Commission and recommending that the City Council APPROVE a stop sign control for 19th Street to stop for 11th Avenue at the intersection of 19th Street and 11th Avenue. The Legal Director shall prepare the appropriate ordinance. MOTION FAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Oddo, Newburg, Beck, McNeely, Chiarelli -9-
Nays: Hervey, Thompson-Kelly -2-
Absent: Hilton, Beach, Elyea -3-

The committee report failed because reversing the Traffic Commission requires a 2/3 majority vote.

Alderman Thompson-Kelly made a motion to reconsider the committee report, seconded by Alderman Beck. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Thompson-Kelly, Oddo, Newburg, Beck, McNeely, Chiarelli -10-
Nays: Hervey -1-
Absent: Hilton, Beach, Elyea -3-

MOTIONS AND RESOLUTIONS

2013-115R

54. Alderman Hervey moved the adoption of a Resolution, by the City Council of the City of Rockford, Illinois that the Mayor execute an agreement with N-TRAK Group, of Roscoe, Illinois in the amount of \$21,660.30 for City-Wide Drainage Improvements (East High at 10th Ave.). The funding source is Sales Tax. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, Frost, Hervey, Thompson-Kelly, Oddo, Newburg, Beck, McNeely, Chiarelli -10-
Nays: McNamara -1-
Absent: Hilton, Beach, Elyea -3-

2013-116R

55. Alderman Beck, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution for the Miracle Mile Organization, requesting a special event permit for A Car's Day Out Event on Saturday, August 24, 2013 from 12:00 pm (noon) – 12:00 am (midnight) at 4007 East State Street. MOTION PREVAILED (Ald. Hilton, Beach, Elyea absent).

2013-117R

56. Alderman Beck, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution for the National Council of Negro Women (NCNW), Inc. requesting a special event permit for the Annual Black Family Reunion Celebration on Saturday, August 17, 2013 from 9:00 am – 8:00 pm at Memorial Hall at 211 North Main Street. MOTION PREVAILED (Ald. Hilton, Beach, Elyea absent).

2013-118R

57. Alderman Beck, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution for St. Constantine and Helen Greek Orthodox Church requesting a special event permit and liquor permit for consumption of liquor outdoors on public property ("SP" license) for Greek Fest 2013 on Friday, September 6, 2013 from 5:00 pm

– 11:00 pm, September 7, 2013 from 11:00 am – 11:00 pm and September 8, 2013 from 11:00 am – 10:00 pm at Constantine and Helen Greek Orthodox Church at 108 North 5th Street. MOTION PREVAILED (Ald. Hilton, Beach, Elyea absent).

2013-119R

58. Alderman Durkee, on behalf of the Planning and Development Committee, moved for the adoption of a Resolution providing for a Feasibility Study on the Designation of "Auburn and Central District" as a Redevelopment Project Area and to Induce Development Interest within the Area. MOTION PREVAILED (Ald. Newburg voted no; Ald. Hilton, Beach, Elyea absent).

NEW BUSINESS

- 58a. Alderman Beck 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 persons:

Richard Buckley and Gary Weeks d/b/a Molly's Deli for the sale of beer and wine with a restaurant and video gaming in a C-3, General Commercial Zoning District at 7425 East State Street. Approval is subject to the following conditions:

1. Meet all applicable building and fire codes
2. Compliance with all City of Rockford Liquor Codes
3. Submittal of building permit for Staff review and approval
4. The sale of beer and wine shall be limited to the interior site plan that was submitted Exhibit E
5. The hours of operation will be limited to 8:00am – 1:00am Monday through Sunday.
6. Window display signage is limited to 30% of window area
7. The restaurant shall not have a cover charge
8. The restaurant shall not have a dance floor
9. The restaurant shall not have any DJs
10. The restaurant shall not have any live entertainment
11. The restaurant shall not operate as a nightclub

LAID OVER.

59. Alderman Beck 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:

Daniel Fischer d/b/a Dotty's for the sale of beer and wine by the drink with a café, deli and video gaming in a C-2, Limited Commercial Zoning District at 318 North Alpine Road, 300-318 North Alpine Road and 43xx Morsay Drive. Approval is subject to the following conditions:

1. Meet all applicable building and fire codes
2. Compliance with all City of Rockford Liquor Codes
3. A parking agreement to be submitted and approved by Staff
4. That the windows shall not be obstructed with bars or other devices that block the windows.
5. That the window signage shall not exceed 35% of window area
6. That Applicant applies for and receives a building permit for Change of Use
7. Hours of operation shall be Monday thru Sunday from 8:00am – 11:00pm as submitted in the business plan.
8. The sale of alcohol shall be in conjunction with a restaurant as designated by the liquor code.
9. There shall be no cover charge
10. There shall be no live entertainment or DJs
11. There shall be no dance floor

LAID OVER.

60. Alderman Beck 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:

Sabrina R. Bunton-Bell d/b/a Mobil for the sale of packaged liquor with a gas station in a C-3, Commercial General Zoning District at 4432 Auburn Street. Approval is subject to the following conditions:

1. Meet all applicable building and fire codes
2. Compliance with all City of Rockford Liquor Codes
3. The sale of liquor shall be limited to the interior plan that will not exceed more than 10% of floor area
4. That the window signage shall not exceed 35% of window area
5. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into crack pipes is prohibited.
6. That the hours of operation for liquor sales be restricted from 6:00am – 12:00am Sunday through Saturday.
7. That the windows shall not be obstructed with bars or other devices that block the windows.

LAID OVER.

61. Alderman Beck 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:

Joshua Marinelli d/b/a The IT Drive In Liquor Store for the sale of packaged liquor in conjunction with a liquor store in a C-2, Limited Commercial Zoning District at 3216 Auburn Street. Approval is subject to the following conditions:

1. Meet all applicable building and fire codes
2. Compliance with all City of Rockford Liquor Codes
3. That the window signage shall not exceed 35% of window area
4. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into crack pipes is prohibited.
5. That the hours of operation for liquor sales be limited to those allowed by the liquor code.
6. That the windows shall not be obstructed with bars or other devices that block the windows.

LAID OVER.

62. Alderman Beck 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:

Narendra Patel d/b/a Lions Quick Mart for the sale of packaged beer and wine with a gas station in an R-1, Single-Family Residential District at 3307 Charles Street. Approval is subject to the following conditions:

1. Meet all applicable building and fire and liquor codes
2. The hours of operation are limited to Monday-Saturday 6:00am – 11:00pm and Sunday 9:00am – 9:00pm.
3. Inside window display signage cannot exceed 35% of window surface
4. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into crack pipes is prohibited.
5. There shall be no single serving sales of beer or wine in volumes of 40 oz. or less
6. That the windows shall not be obstructed with bars or other devices that block the windows.

LAID OVER.

63. Alderman Beck introduced and read an Ordinance amending Article 63, of the Zoning Ordinance of the City of Rockford for a Modification of Special Use Permit #026-11 to add murals in a C-4, Urban Mixed-Use Zoning District at 518 Walnut Street and 123 South 3rd Street. Approval is subject to the following conditions:

1. Mounting of murals must be in accordance to Exhibit E and F. Any modifications to material and/or image of murals will require a modification of Special Use Permit.
2. Sign permits shall be required including an illustration of proposed paintings shall be submitted with the permit applications.
3. The mural panels may not consist of a vinyl banner material within a frame.

Approval is based on the Findings of Fact. LAID OVER.

64. Alderman Beck introduced and read an Ordinance amending Article 64, of the Zoning Ordinance of the City of Rockford for a Variation to reduce parking from the required 210 parking spaces to 133 parking spaces in a C-2, Limited Commercial Zoning District at 300-320 North Alpine Road. Approval is subject to the following conditions:

1. Must meet all applicable building and fire codes
2. The proposed restaurant is limited to the space shown on Exhibit E.

Approval is based on the Findings of Fact. LAID OVER.

65. Alderman Beck introduced and read an Ordinance amending Article 63, of the Zoning Ordinance of the City of Rockford for a Special Use Permit to allow a religious assembly in an R-1, Single-Family Residential Zoning District at 916, 920 and 926 Harding Street, 15xx and 1515 Clifton Avenue and 907, 913 and 9xx Hopkins Court. Approval is subject to the following conditions:

1. Must meet all applicable building and fire codes.
2. Landscaping units must be installed in accordance with Exhibit E
3. Signage must be in compliance with the sign ordinance for properties located within the R-1 District.

Approval is based on the Findings of Fact. LAID OVER.

66. Alderman Beck introduced and read an Ordinance amending Chapter 3, Section 3-56 of the Code of Ordinances of the City of Rockford upon all other requirements of the Liquor and Tobacco 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:

Rao Ahmed d/b/a MS Gasoline, Inc. for the sale of tobacco products with a gas station and sale of packaged liquor with a gas station and convenience store in an I-1, Light Industrial Zoning District at 2233 Kishwaukee Street; Starr Street. Approval is subject to the following conditions:

1. Meet all applicable building and fire codes
2. Compliance with all City of Rockford Liquor Codes
3. Submittal of building permit for Staff review and approval
4. The sale of beer and wine shall be limited to the interior site plan that was submitted Exhibit F
5. Submittal of a revised civil plan to include dumpster enclosure area, material and rendering
6. Submittal of a revised landscape plan to include removal of the raised timber planter that is replaced with a new concrete curbed island around the proposed landscaping along the west property line.
7. The hours of operation and days will be 5:00am – 11:00pm Monday through Thursday.
8. The hours of operation and days will be 5:00am – 12:00am Friday through Saturday.
9. The hours of operation and days will be 6:00am – 10:00pm on Sunday

10. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into crack pipes is prohibited.
11. There shall be no single serving sales of beer or wine in volumes of 40 oz. or less
12. Window display signage is limited to 30% of window area

LAID OVER.

67. Alderman Beck introduced and read an Ordinance amending Article 62 and Article 21-001-C of the Zoning Ordinance of the City of Rockford for a Zoning Map Amendment from C-1, Limited Office Zoning District to C-2, Limited Commercial Zoning District at 70xx Rote Road and 18xx McFarland Road, 20xx North Perryville Road. LAID OVER.
68. Alderman Beck introduced and read an Ordinance approving the utility easement from the City of Rockford to ComEd for the South Main Street Corridor. LAID OVER.
69. Alderman Beck introduced and read an Ordinance amending Chapter 16, Section 291 of the Code of Ordinances of the City of Rockford by adding the following, to-wit:

Stop sign control for 19th Street to stop for 11th Avenue at the intersection of 19th Street and 11th Avenue.

LAID OVER.
70. Upon motion duly made and seconded, the meeting was adjourned at 7:48 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
August 12, 2013
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
- Proclamations
- Petitions and Communications
- Committee Reports
- Officers Reports

UNFINISHED BUSINESS

I. COMMITTEE REPORTS LAID OVER AUGUST 5, 2013

1. Beck - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Zoning Map Amendment from County R-1, Single-Family Residential Zoning District to C-3, General Commercial Zoning District and a Special Use Permit for an auction house in a C-3, General Commercial Zoning District at 4457 Auburn Street. Approval is subject to the following conditions:

1. Must meet all applicable building and fire codes
2. Submittal of a landscape plan for Staff's review and approval
3. All signs must be brought into compliance with the current sign ordinance
4. Parking spaces must be secure for events that take place within the auction house
5. That the property is annexed into the City.

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

2. Beck - Code and Regulation - REVERSING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for sale of retail merchandise and short term loans (pawn shops) in a C-2, Limited Commercial Zoning District at 912, 914 West Riverside Blvd and 3600 North Main Street.
3. Beck - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Zoning Map Amendment from C-1, Limited Office Zoning District, C-2, Limited Commercial Zoning District with Pre-annexation Agreement to C-3, Commercial General Zoning District for parcel B and

DENY a Zoning Map Amendment from C-1, Limited Office Zoning District, C-2, Limited Commercial Zoning District with Pre-annexation Agreement to C-3, Commercial General Zoning District for parcel A and APPROVE a Zoning Map Amendment from C-1, Limited Office Zoning District, C-2, Limited Commercial Zoning District with Pre-annexation Agreement to C-2, Limited Commercial Zoning District for parcel A and APPROVE a Special Use Permit for Gas Station and APPROVE a Variation to eliminate interior landscaping requirements in the C-3, General Commercial Zoning District for parcel B, DENY a Variation to increase sign height from 8 feet to 16 feet and APPROVE a Variation to increase sign height from 8 feet to 13 feet 6 inches and REVERSE to APPROVE a Variation to increase the maximum square footage of 64 to 96 square feet for a landmark style sign, APPROVE a Special Use Permit for grocery/retail store with outdoor garden center and drive thru pharmacy, APPROVE a Variation to the interior landscaping to eliminate building foundation landscaping and reduce interior landscaping from 10% to 4%, APPROVE a Variation to eliminate 4 foot open green spaces along south property line and APPROVE a Special Use Permit for off premise business sign at McFarland and Rote Road in a C-3, General Commercial Zoning District at 2103 McFarland Road and xxxx North Perryville Road. Approval is subject to the following conditions:

1. Meet all applicable building and fire codes
2. That the signage is in accordance with Exhibit L
3. Submittal of a revised landscaping plan for Staff review and approval, including additional landscape units for Lot 3 along proposed Anjali Drive and to include additional buffering along the east property line (add Lot 6) inclusive of an 8 foot high wood fence.
4. That the property develop in accordance with the tree preservation plan and tree inventory.
5. That a revised street design inclusive of a landscape median in conformance with City Engineer requirements is submitted for Staff review and approval.
6. That detention is provided in accordance with the requirements of the City Engineer.
7. That the installation and maintenance of the landscape within the McFarland Road median shall be the responsibility of the development.
8. That McFarland Road is constructed from Rote Road to Spring Road in accordance with the requirements of the City Engineer including a bike path on the east side of the road and a sidewalk on the west side of the road.
9. That a Final Plat is approved and recorded for the property.

Approval/Denial is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the appropriate ordinance.

4. Hervey - Finance and Personnel - Recommending approval of the proposed 2% Compensation Adjustments for Non-Represented Employees per the memorandum from Julia Valdez, Human Resource Director dated August 1, 2013. The adjustment will be retroactive to January 1, 2013. The funding source is Departmental Operating Budgets. The Legal Director is hereby instructed to prepare the necessary Ordinance.

II. ORDINANCES LAID OVER AUGUST 5, 2013

1. Beck - 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 persons:

Richard Buckley and Gary Weeks d/b/a Molly's Deli for the sale of beer and wine with a restaurant and video gaming in a C-3, General Commercial Zoning District at 7425 East State Street. Approval is subject to the following conditions:

1. Meet all applicable building and fire codes
 2. Compliance with all City of Rockford Liquor Codes
 3. Submittal of building permit for Staff review and approval
 4. The sale of beer and wine shall be limited to the interior site plan that was submitted Exhibit E
 5. The hours of operation will be limited to 8:00am – 1:00am Monday through Sunday.
 6. Window display signage is limited to 30% of window area
 7. The restaurant shall not have a cover charge
 8. The restaurant shall not have a dance floor
 9. The restaurant shall not have any DJs
 10. The restaurant shall not have any live entertainment
 11. The restaurant shall not operate as a nightclub
2. Beck - 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:

Daniel Fischer d/b/a Dotty's for the sale of beer and wine by the drink with a café', deli and video gaming in a C-2, Limited Commercial Zoning District at 318 North Alpine Road, 300-318 North Alpine Road and 43xx Morsay Drive. Approval is subject to the following conditions:

1. Meet all applicable building and fire codes
2. Compliance with all City of Rockford Liquor Codes
3. A parking agreement to be submitted and approved by Staff
4. That the windows shall not be obstructed with bars or other devices that block the windows.
5. That the window signage shall not exceed 35% of window area
6. That Applicant applies for and receives a building permit for Change of Use
7. Hours of operation shall be Monday thru Sunday from 8:00am – 11:00pm as submitted in the business plan.
8. The sale of alcohol shall be in conjunction with a restaurant as designated by the liquor code.
9. There shall be no cover charge
10. There shall be no live entertainment or DJs

11. There shall be no dance floor
3. Beck - 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:

Sabrina R. Bunton-Bell d/b/a Mobil for the sale of packaged liquor with a gas station in a C-3, Commercial General Zoning District at 4432 Auburn Street. Approval is subject to the following conditions:

1. Meet all applicable building and fire codes
 2. Compliance with all City of Rockford Liquor Codes
 3. The sale of liquor shall be limited to the interior plan that will not exceed more than 10% of floor area
 4. That the window signage shall not exceed 35% of window area
 5. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into crack pipes is prohibited.
 6. That the hours of operation for liquor sales be restricted from 6:00am – 12:00am Sunday through Saturday.
 7. That the windows shall not be obstructed with bars or other devices that block the windows.
4. Beck - 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:

Joshua Marinelli d/b/a The IT Drive In Liquor Store for the sale of packaged liquor in conjunction with a liquor store in a C-2, Limited Commercial Zoning District at 3216 Auburn Street. Approval is subject to the following conditions:

1. Meet all applicable building and fire codes
 2. Compliance with all City of Rockford Liquor Codes
 3. That the window signage shall not exceed 35% of window area
 4. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into crack pipes is prohibited.
 5. That the hours of operation for liquor sales be limited to those allowed by the liquor code.
 6. That the windows shall not be obstructed with bars or other devices that block the windows.
5. Beck - 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:

Narendra Patel d/b/a Lions Quick Mart for the sale of packaged beer and wine with a gas station in an R-1, Single-Family Residential District at 3307 Charles Street. Approval is subject to the following conditions:

1. Meet all applicable building and fire and liquor codes
 2. The hours of operation are limited to Monday-Saturday 6:00am – 11:00pm and Sunday 9:00am – 9:00pm.
 3. Inside window display signage cannot exceed 35% of window surface
 4. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into crack pipes is prohibited.
 5. There shall be no single serving sales of beer or wine in volumes of 40 oz. or less
 6. That the windows shall not be obstructed with bars or other devices that block the windows.
6. Beck - Ordinance - Amending Article 63, of the Zoning Ordinance of the City of Rockford for a Modification of Special Use Permit #026-11 to add murals in a C-4, Urban Mixed-Use Zoning District at 518 Walnut Street and 123 South 3rd Street. Approval is subject to the following conditions:
1. Mounting of murals must be in accordance to Exhibit E and F. Any modifications to material and/or image of murals will require a modification of Special Use Permit.
 2. Sign permits shall be required including an illustration of proposed paintings shall be submitted with the permit applications.
 3. The mural panels may not consist of a vinyl banner material within a frame.

Approval is based on the Findings of Fact.

- 7 Beck - Ordinance - Amending Article 64, of the Zoning Ordinance of the City of Rockford for a Variation to reduce parking from the required 210 parking spaces to 133 parking spaces in a C-2, Limited Commercial Zoning District at 300-320 North Alpine Road. Approval is subject to the following conditions:
1. Must meet all applicable building and fire codes
 2. The proposed restaurant is limited to the space shown on Exhibit E.

Approval is based on the Findings of Fact.

8. Beck - Ordinance - Amending Article 63, of the Zoning Ordinance of the City of Rockford for a Special Use Permit to allow a religious assembly in an R-1, Single-Family Residential Zoning District at 916, 920 and 926 Harding Street, 15xx and 1515 Clifton Avenue and 907, 913 and 9xx Hopkins Court. Approval is subject to the following conditions:
1. Must meet all applicable building and fire codes.
 2. Landscaping units must be installed in accordance with Exhibit E
 3. Signage must be in compliance with the sign ordinance for properties located within the R-1 District.

Approval is based on the Findings of Fact.

9. Beck - Ordinance - Amending Chapter 3, Section 3-56 of the Code of Ordinances of the City of Rockford upon all other requirements of the Liquor and Tobacco 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:

Rao Ahmed d/b/a MS Gasolin, Inc. for the sale of tobacco products with a gas station and sale of packaged liquor with a gas station and convenience store in an I-1, Light Industrial Zoning District at 2233 Kishwaukee Street; Starr Street. Approval is subject to the following conditions:

1. Meet all applicable building and fire codes
 2. Compliance with all City of Rockford Liquor Codes
 3. Submittal of building permit for Staff review and approval
 4. The sale of beer and wine shall be limited to the interior site plan that was submitted Exhibit F
 5. Submittal of a revised civil plan to include dumpster enclosure area, material and rendering
 6. Submittal of a revised landscape plan to include removal of the raised timber planter that is replaced with a new concrete curbed island around the proposed landscaping along the west property line.
 7. The hours of operation and days will be 5:00am – 11:00pm Monday through Thursday.
 8. The hours of operation and days will be 5:00am – 12:00am Friday through Saturday.
 9. The hours of operation and days will be 6:00am – 10:00pm on Sunday
 10. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into crack pipes is prohibited.
 11. There shall be no single serving sales of beer or wine in volumes of 40 oz. or less
 12. Window display signage is limited to 30% of window area
10. Beck - Ordinance - Amending Article 62 and Article 21-001-C of the Zoning Ordinance of the City of Rockford for a Zoning Map Amendment from C-1, Limited Office Zoning District to C-2, Limited Commercial Zoning District at 70xx Rote Road and 18xx McFarland Road, 20xx North Perryville Road. LAID OVER.
11. Beck - Ordinance - Approving the utility easement from the City of Rockford to ComEd for the South Main Street Corridor.
12. Beck - Ordinance - Amending Chapter 16, Section 291 of the Code of Ordinances of the City of Rockford by adding the following, to-wit:
- Stop sign control for 19th Street to stop for 11th Avenue at the intersection of 19th Street and 11th Avenue.

III. APPOINTMENTS LAID OVER AUGUST 5, 2013

1. Mayor Morrissey - Appointment - Community Action Advisory Board, Ms. Christina Gloria. Ms. Gloria is recommended for appointment in place of Ms. Soco Swanson, who has withdrawn from consideration for this board. Ms. Gloria will serve a three year term, which would expire August 2016. (August 12, 2013 SUSPEND RULE 18)

- Motions and Resolutions

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 - Zoning Map Amendment from County R-1, Single-Family Residential Zoning District to C-3, General Commercial Zoning District and a Special Use Permit for an auction house in a C-3, General Commercial Zoning District at 4457 Auburn Street. Approval is subject to the following conditions:
 1. Must meet all applicable building and fire codes
 2. Submittal of a landscape plan for Staff's review and approval
 3. All signs must be brought into compliance with the current sign ordinance
 4. Parking spaces must be secure for events that take place within the auction house
 5. That the property is annexed into the City.

Approval is based on the Findings of Fact.

2. Beck – Ordinance - Special Use Permit for sale of retail merchandise and short term loans (pawn shops) in a C-2, Limited Commercial Zoning District at 912, 914 West Riverside Blvd and 3600 North Main Street.
3. Beck – Ordinance - Zoning Map Amendment from C-1, Limited Office Zoning District, C-2, Limited Commercial Zoning District with Pre-annexation Agreement to C-3, Commercial General Zoning District for parcel B and DENY of a Zoning Map Amendment from C-1, Limited Office Zoning District, C-2, Limited Commercial Zoning District with Pre-annexation Agreement to C-3, Commercial General Zoning District for parcel A and APPROVE a Zoning Map Amendment from C-1, Limited Office Zoning District, C-2, Limited Commercial Zoning District with Pre-annexation Agreement to C-2, Limited Commercial Zoning District for parcel A and APPROVE a Special Use Permit for Gas Station and APPROVE a Variation to eliminate interior landscaping requirements in the C-3, General Commercial Zoning District for parcel B, DENY a Variation to increase sign height from 8 feet to 16 feet and APPROVE a Variation to increase sign height from 8 feet to 13 feet 6 inches and REVERSE to APPROVE a Variation to increase the maximum square footage of 64 to 96 square feet for a landmark style sign, APPROVE a Special Use Permit for grocery/retail store with outdoor garden center and drive thru pharmacy, APPROVE a Variation to the interior landscaping to eliminate building foundation landscaping and reduce interior landscaping from 10% to 4%, APPROVE a Variation to eliminate 4 foot open green spaces along south property line and APPROVE a Special Use Permit for off premise business sign at McFarland and Rote Road in a C-3, General

Commercial Zoning District at 2103 McFarland Road and xxxx North Perryville Road.
Approval is subject to the following conditions:

1. Meet all applicable building and fire codes
2. That the signage is in accordance with Exhibit L
3. Submittal of a revised landscaping plan for Staff review and approval, including additional landscape units for Lot 3 along proposed Anjali Drive and to include additional buffering along the east property line (add Lot 6) inclusive of an 8 foot high wood fence.
4. That the property develop in accordance with the tree preservation plan and tree inventory.
5. That a revised street design inclusive of a landscape median in conformance with City Engineer requirements is submitted for Staff review and approval.
6. That detention is provided in accordance with the requirements of the City Engineer.
7. That the installation and maintenance of the landscape within the McFarland Road median shall be the responsibility of the development.
8. That McFarland Road is constructed from Rote Road to Spring Road in accordance with the requirements of the City Engineer including a bike path on the east side of the road and a sidewalk on the west side of the road.
9. That a Final Plat is approved and recorded for the property.

Approval/Denial is based on the Findings of Fact.

4. Hervey – Ordinance – Proposed 2% Compensation Adjustments for Non-Represented Employees per the memorandum from Julia Valdez, Human Resource Director dated August 1, 2013. The adjustment will be retroactive to January 1, 2013. The funding source is Departmental Operating Budgets.

* 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, August 12, 2013, 5:15 p.m.

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

AGENDA

1. C & R 13-111 Public Safety Committee

FINANCE AND PERSONNEL COMMITTEE
Monday, August 12, 2013, 5:15 p.m.
Conference Room B, City Hall 2nd floor (south room)
AGENDA

1. Purchasing and Vouchers
 - A. Award of Bid: (2) Day Cab Semi- Tractors for Fire Department
 - B. Award of Bid: Weatherization Contracts (3 resolutions)
 - C. Change Order: City-Wide Street Repairs Group #2
 - D. Change Order: N. Main & Auburn Street Demolition, Pkg. B – **Info only**
 - E. Vouchers
2. Resolution to Submit Illinois Transportation Enhancement Program (ITEP) Grant
3. Compensation Study for Non-Represented Employees (Laid over 8/5)

PLANNING AND DEVELOPMENT COMMITTEE
Monday, August 12, 2013, 5:15 p.m.
CD Conference Rm., City Hall 2nd floor
AGENDA

1. Memorandum from Jovita Donahue, Development Specialist, regarding CDBG assistance to Angie Johnson/All Paws Grooming (130 N. 1st St.).
2. Memorandum from Alderman Tim Durkee regarding Ongoing Planning Initiative Efforts.
3. Memorandum from Vicki Manson regarding Introduction: Consolidated Plan, Annual Action Plan, and the Community Development Block Grant and HOME Investment Partnerships Programs.
4. Memorandum from Wayne Dust, Planning Administrator, regarding the consideration of Requesting Proposals to Redevelop the Southeast Quadrant of the North Main Auburn Intersection.
5. Memorandum from Jovita Donahue, Development Specialist, regarding E. State & Alpine TIF Signage Program.

LEGISLATIVE LOBBYING COMMITTEE

Monday, August 12, 2013, 4:30 p.m.

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

AGENDA

1. Committee Composition and Leadership
2. New Business