

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
OCTOBER 1, 2007
COUNCIL CONVENED AT 6:20 P.M.**

1. The invocation was given by Pastor David Broom, Renewel Ministries/Police Chaplain and the Pledge of Allegiance was led by Page Karla Centeno.

2. Roll Call:

Mayor Lawrence J. Morrissey

Aldermen: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Johnson, Timm, Beach,
Holt, Beck, McNeely, Conness –13-

Absent: Thompson-Kelly –1-

3. Alderman Beach moved to accept the Journal of Proceedings of September 24, 2007, seconded by Alderman McNeely.

Alderman Timm made a motion to amend item #74 to add the paragraphs recommended by bond counsel that would properly authorize for the issuance of up to an additional \$2,025,000 in alternative revenue bonds for the purchase of the State and Main Parking Deck from the Metro Authority, thereby increasing the total amount of bonds authorized to \$7,275,000.00, seconded by Alderman Mark.

The motion to amend item #74 of the Journal of Proceedings of September 24, 2007 was placed on passage. Mayor Morrissey asked for a voice vote, which was inconclusive. The MOTION FAILED by a Roll Call vote of:

Ayes: Curran, Mark, Bell, Jacobson, Beck, Conness –6-

Nays: Sosnowski, Wasco, Johnson, Timm, Beach, Holt, McNeely -7-

Absent: Thompson-Kelly –1-

The Journal of Proceedings of September 24, 2007 was placed on passage. MOTION PREVAILED (Ald. Thompson-Kelly absent).

PUBLIC PARTICIPATION

4. Marvin Aaby addressed Council supporting the Rockford Police Department.

5. John Weaver addressed Council *

6. Colleen Hawkinson addressed Council supporting the Rockford Police Department.

PETITIONS AND COMMUNICATIONS

7. Alderman Bell read a Memorandum from Richard M. May, Commercial Development Coordinator, regarding TIF Funding of \$19,864 to Lee R. and Charmaine D. Schreiner for renovation of 201 7th Street. Referred to Planning and Development Committee

8. Alderman Bell read a Memorandum from Reid Montgomery, Director of Community & Economic Development, regarding the P&D Discussion Item – RAEDC Quarterly Report. Referred to Planning and Development Committee.
9. Alderman Curran submitted a Memorandum from Andres Sammul, Finance Director, regarding 2007 Supplemental Appropriation Ordinance. Referred to Finance and Personnel Committee.
10. Alderman Curran submitted a Memorandum from Ron Schultz, City Attorney, regarding Memorandum of Understanding with NIU on fiber optic connections. Referred to Finance and Personnel Committee.
11. Alderman Sosnowski submitted a request from Trisha Vvong, Atratisha Salon, requesting permission for a freestanding banner for a new business for eleven (11) days; October 2, 2007 through October 13, 2007 at 7088 Walton Street. Alderman Sosnowski moved to grant the Prayer of the Petitioner, seconded by Alderman Mark. MOTION PREVAILED (Ald. Thompson-Kelly absent).
12. Alderman Johnson submitted seven (7) requests for service. Referred to the Building Department and Neighborhood Standards.
13. Alderman Johnson submitted a request for a crosswalk on Ohio Parkway in front of Whitehead School. Referred to Traffic Commission.
14. Alderman Johnson submitted an e-mail from a constituent concerning traffic on 25th Street. Referred to the Police Department.
15. Alderman Johnson submitted an e-mail from Jon Worthington again requesting removal of dead trees behind the Old Woodruff Street. Referred to the Public Works Department.
16. Alderman Beach mentioned a letter *
17. Alderman Timm submitted a letter from a constituent concerning criminal activity in his neighborhood. Referred to the Police Department.
18. Alderman Conness submitted a request from Russell Longenacker, Antiques on East State Street, requesting permission for a banner for a new business for twelve (12) days; October 25, 2007 through November 5, 2007 at 5411 E. State Street. Alderman Conness moved to grant the Prayer of the Petitioner, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Thompson-Kelly absent).
19. Alderman Mark submitted a letter from Kyle and Marge Bevers concerning the safety of residents and patrons in downtown Rockford. Referred to Mayor Morrissey's Office and the Police Department.

20. Alderman Mark submitted a letter from Theresa Bannen concerning cats and the lack of an ordinance to control them from wondering around the city. Referred to Mayor Morrissey's Office and Winnebago County Animal Control.
21. Alderman Mark submitted a letter from Maureen Elick concerning storm water issues near Camella Court and Spring Creek. Referred to the Public Works Department/Brian Eber.
22. Alderman Mark submitted a request from Tim Hughes, in conjunction with the Festival of Fantasy Halloween event and parade, requesting permission for barricades for closures and detours for a parade and assistance from police on October 27, 2007 at Davis Park. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Thompson-Kelly absent).
23. Alderman Mark submitted a request from Adam Smith, Director of Education and Lifelong Learning, in conjunction with an nFactor Event, requesting permission for exclusive use of a city parking deck, barricades, signage and police assistance at Water Street parking deck on October 19, 2007 from 9:00 pm – 11:30 pm. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Thompson-Kelly absent).
24. Alderman Mark submitted a request from Lorie Langan, in conjunction with the RSO Youth Concerts, requesting permission for barricades and police assistance at the Coronado Theatre on October 26, 2007. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Thompson-Kelly absent).
25. Alderman Mark submitted a request from Janice Bartik, in conjunction with Youth Events, requesting permission for barricades and police assistance at the Coronado Theatre for the dates of October 10, 11, 12, 15, 18, 26, 2007, November 16, 20, 2007; December 3, 2007; January 25, 2008; February 13, 20, 28, 2008; March 12, 13, 2008; April 11, 14, 17, 24, 2008 and May 1, 2008 at various times. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Thompson-Kelly absent).

NEW COMMITTEE REPORTS

2007-431CR

26. Alderman Curran read a Finance and Personnel Committee report recommending the engineering agreement for Alpine Dam Design for emergency repairs be made to HNTB Companies at a not-to-exceed cost of \$394,024.00 for data review, site inspection, Geotechnical investigation, inspection and assessment of the upstream watershed, completion of inspection and evaluation report consultations with the IDNR and ACOE, a public involvement/participation program, preparation of final design and subsequent completion of contract/construction drawings and specifications, project bidding, and construction inspection. The funding for this project will come from Sales Tax funds.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -13-
Nays: -0-
Absent: Thompson-Kelly -1-

2007-432CR

27. Alderman Curran read a Finance and Personnel Committee report recommending that the Intergovernmental Agreement for Administrative Adjudication of the Truancy Provisions of the Ordinances of the City of Rockford, Illinois, and Winnebago County, Illinois be approved. The Legal Director shall prepare the appropriate ordinance.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Johnson, Timm, Beach, Holt, Beck, Conness -12-
Nays: McNeely -1-
Absent: Thompson-Kelly -1-

28. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of October 1, 2007 in the amount of \$1,179,105.54. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -13-
Nays: -0-
Absent: Thompson-Kelly -1-

29. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the Tentative Plat of Guilford Crossings. Approval is subject to the following conditions:

- a. The section of private street between Landis Land and Guilford Road shall have one name with suffix of Lane, Street, Way, etc. The east cul-de-sac shall have the same street but with a suffix of Court. The south stub street shall be the same street name but with a suffix of Circle. The street names shall be shown on the final plat.
- b. The final plat shall be reviewed to reflect the revised to reflect the revised drainage study submitted to Public Works on April 9, 2007 or the most recent approved drainage study.
- c. A copy of the Homeowner's Association agreements shall be submitted. The agreement shall include maintenance of the detention areas, private streets and a

dormant SSA to be activated in the event of the Homeowner's Association disbanding.

- d. A six-foot utility easement shall be placed along the rear lot lines of the plat. This can be placed within the drainage easement provided it is not located over a storm sewer pipe. Along the rear lot lines the grade shall be relatively flat for the placement of the utility transformer boxes. Twelve-foot utility easements shall be placed between the lots running from the rear lot line to the proposed streetlight at all street light locations.
- e. For lots 33-38 demonstration of the buildable and non-buildable portions of the lots shall be identified and shown as it relates to the one hundred-year flood limit.
- f. A "click 2 enter" system must be installed for quick access for emergency vehicles with regards to the gated portion of the development.
- g. That a pedestrian easement (path) be dedicated along the east portion of the development and an easement shall be identified and noted on the final plat.

LAID OVER.

- 30. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the claim of Tim Sharp for property damage in the amount of \$500.00 with a release to be obtained. LAID OVER.
- 31. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the claim of Kevin Knight for property damage in the amount of \$437.89 with a release to be obtained. LAID OVER.
- 32. Alderman Mark read a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance that traffic on Apawamis Way be required to stop prior to entering the intersection of Featherstone Road. LAID OVER.
- 33. Alderman Mark read a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance for a Residential Permit Parking zone on the south side of Chestnut Street from thirty (30) feet to one hundred eighty-five (185) feet west of Court Street. LAID OVER.
- 34. Alderman Mark read a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance that traffic on 19th Street be required to stop prior to entering the intersection of 7th Avenue. LAID OVER.
- 35. Alderman Mark read a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance that traffic on Citadel Drive be required to stop prior to entering the intersection of Houston Road. LAID OVER.
- 36. Alderman Mark read a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance restricting parking to "Handicapped Parking"

on the west side of Dickerman Street from forty-seven (47) feet to eighty-two (82) feet south of Cunningham Street. LAID OVER.

37. Alderman Mark read a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance for "No Parking Anytime" on both sides of Trainer Road from three hundred seventy (370) feet to six hundred fifty (650) feet south of Thomas Parkway. LAID OVER.
38. Alderman Mark read a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance for "No Parking Anytime" on the west side of Triton Avenue from Garrett Lane to four hundred (400) feet north of Garrett Lane. LAID OVER.
39. Alderman Mark read a Code and Regulation Committee Report recommending that "No Action" be taken on the following items:
 1. Request from Dave Berry for "Residential Parking Permits" for the one hundred (100) block of South Second Street.
 2. Request from Deb Sartino for "No Parking Anytime" on the south side of Brigadoon Road from ninety (90) feet to one hundred seventy (170) feet west of Brookview Road.
 3. Request from Alderman Wasco, 4th Ward to repeal the existing "No Left Turn 7-9am, 4-6pm" at North Mulford Road and Palo Verde Drive.
 4. Request from Susan O'Connor to repeal the existing "No Parking 7am-6pm" on the east side of Summit Street from Revell Avenue to Crosby Street.

LAID OVER.

2007-433CR

40. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the Final Plat #2 of Riverside Marketplace. MOTION PREVAILED (Ald. Thompson-Kelly absent).

OFFICERS REPORTS

41. Mayor Morrissey announced the City of Rockford for the second time won the American In Bloom contest for cities in our population. He invited Ruth Miller, Program Director of the City of Gardens, and Elaine Harrington, Director of the Park District Foundation, to share the community-wide efforts to achieve this honor and the privilege of hosting the symposium and national awards ceremony here in Rockford with over two hundred fifty (250) people attending from sixteen (16) States.
42. Mayor Morrissey
43. Mayor Morrissey

44. Mayor Morrissey
45. Mayor Morrissey
46. Mayor Morrissey
47. Mayor Morrissey reminded Aldermen and Department Heads that tomorrow is the 2007 City Council Retreat to be held at the Hilton Garden Inn, located at 7675 Walton Street from 9:00 am to 5:00 pm with the Retreat Dinner immediately following at Curran's Apple Orchard, 6385 Kilburn Avenue.
48. Mayor Morrissey
49. Alderman Bell
50. Alderman Bell
51. Alderman Bell
52. Alderman Bell
53. Alderman Holt
54. Alderman Holt
55. Alderman Holt
56. Alderman Holt
57. Alderman Holt
58. Alderman McNeely
59. Alderman Mark
60. Alderman Mark
61. Alderman Mark
62. Alderman Jacobson
63. Alderman Jacobson
64. Alderman Beach
65. Mayor Morrissey

UNFINISHED BUSINESS

2007-434CR

66. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending the approval of the Final Plat #1 of Chandham Subdivision. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Johnson, Timm,
Beach, Holt, Beck, McNeely, Conness -13-
Nays: -0-
Absent: Thompson-Kelly -1-

2007-198-O

67. Alderman Mark moved the adoption of an Ordinance regarding the sale of City owned property at 219 N. Johnston Avenue at a minimum bid of \$300.00 including the costs of advertising with preference to adjacent property owners. The City reserves the right to reject all bids. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Johnson, Timm,
Beach, Holt, Beck, McNeely, Conness -13-
Nays: -0-
Absent: Thompson-Kelly -1-

2007-199-O

68. Alderman Mark moved the adoption of an Ordinance amending Chapter 37, Section 900.2 and Section 1603, of the City of Rockford Code of Ordinances, for a Zoning Map Amendment from an R-1, Single-family District, to a I-1, Light Industrial District; and a Special Use Permit for an auto body collision center with outside storage at 5902 Sandy Hollow Road. The approval is subject to the following condition:

1. That future development of the property shall conform to City of Rockford codes and ordinances.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #071-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Johnson, Timm,
Beach, Holt, Beck, McNeely, Conness -13-
Nays: -0-
Absent: Thompson-Kelly -1-

2007-200-O

69. Alderman Mark moved the adoption of an Ordinance amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances, for a Special Use Permit for Community Based Housing that will have eight (8) residents in a single-dwelling unit in an R-1, Single-family Zoning District at 3185 Applewood Lane. The approval is subject to the following condition:

1. That the property and use shall comply with all Building and Fire Codes.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #058-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -13-
Nays: -0-
Absent: Thompson-Kelly –1-

2007-201-O

70. Alderman Mark moved the adoption of an Ordinance amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances, for a Special Use Permit for a Planned Mixed-Use Development consisting of a chroming and plating shop with installation of decorative chrome on vehicles in a C-3, Commercial General District at 3012 Wallin Avenue. The approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. No overnight outside storage of vehicles.
3. No Certificate of Occupancy may be issued until required pavement and landscaping have been completed.
4. All vehicles waiting for installation of decorative chrome shall be currently license and registered.
5. There shall be no outside storage of vehicle chrome parts.
6. A Certificate of Occupancy shall not be issued until the property is in compliance with Illinois EPA and the City of Rockford regulations.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #067-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -13-
Nays: -0-
Absent: Thompson-Kelly –1-

2007-202-O

71. Alderman Mark moved the adoption of an Ordinance amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances for a Special Use Permit for a Planned Residential Development consisting of a two (2) family residence in an R-1, Single-family Zoning District at 905 18th Street.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #060-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -13-
Nays: -0-
Absent: Thompson-Kelly –1-

2007-203-O

72. Alderman Mark moved the adoption of an Ordinance amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances, for a Special Use Permit for a Planned Mixed-Use Development for auto and truck leasing, including outside storage of vehicles in a C-2, Commercial Community District at 4007 East State Street. The approval is subject to the following conditions:

1. The Special Use Permit is limited to the area shown on Exhibit D.
2. The Special Use Permit shall expire in two (2) years from the date of Ordinance approval.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #064-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Johnson, Timm,
Beach, Holt, Beck, McNeely, Conness -13-
Nays: -0-
Absent: Thompson-Kelly -1-

2007-204-O

73. Alderman Mark moved the adoption of an Ordinance amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances, for a Special Use Permit for an off-premise business sign in a C-3, Commercial General District at 7474 East State Street. The approval is subject to the following conditions:

1. Placement of sign shall be in accordance with Exhibit D.
2. Construction of sign shall be in accordance with Exhibit E.
3. The proposed LED sign may not exceed forty (40) square feet as shown on Exhibit E.
4. Removal of the existing freestanding sign for Giovanni's Restaurant must be removed prior to installation of the new freestanding sign.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #063-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Johnson, Timm,
Beach, Holt, Beck, McNeely, Conness -13-
Nays: -0-
Absent: Thompson-Kelly -1-

2007-205-O

74. Alderman Mark moved the adoption of an Ordinance amending Chapter 37, Section 1604, of the City of Rockford Code of Ordinances, for a Variation from the required parking spaces to forty-seven (47) parking spaces in a C-3, Commercial General District at 4760 East State Street.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #061-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -13-
Nays: -0-
Absent: Thompson-Kelly -1-

2007-206-O

75. Alderman Mark moved the adoption of an Ordinance amending Chapter 37, Section 1604, of the City of Rockford Code of Ordinance, for a Variation to reduce the front yard setback along Logan Street from the required thirty (30) feet to ten (10) feet in an R-1, Single-family Residential District at 17XX Harlem Boulevard. The approval is subject to the following conditions:

1. Submittal of plans showing the architectural features of the structure that will be constructed for Staff review and approval.
2. Submittal of a site plan showing setbacks and location of the house, garage and garage access from the alley for Staff review and approval.
3. Compliance with all Building codes.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #068-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -13-
Nays: -0-
Absent: Thompson-Kelly -1-

2007-207-O

76. Alderman Mark moved the adoption of an Ordinance amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances, for a Special Use Permit for a Planned Residential Development consisting of six (6) homes in an R-1, Single-family Residential District at 52XX Newburg Road and 14XX Geneva Avenue. The approval is subject to the following conditions:

1. Meeting all applicable Building and Fire codes.
2. Building materials and architectural features for the proposed building shall be reviewed and approved by Staff prior to the issuance of a building permit.
3. As the site develops submittal of landscaping, signage and illumination shall be required for Staff review and approval, and meet all applicable codes and ordinances prior to the issuance of a building permit.
4. Sidewalks will be required as the site develops prior to building permit.
5. Substantial conformance with the site layout submitted by the applicant on July 10, 2007, identified as Exhibit D.
6. Substantial conformance with the building layout and elevations submitted by the applicant regarding the row houses dated July 9, 2007 identified as Exhibit E.

7. The proposed structure along Geneva Avenue face Geneva Avenue and access be on the private drive.
8. That the property is a condominium development and that Condominium Regulations be submitted for Staff review and approval.
9. A final subdivision plat is submitted for City review and approval.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #043-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -13-
 Nays: -0-
 Absent: Thompson-Kelly –1-

2007-208-O

77. Alderman Mark moved the adoption of an Ordinance amending Chapter 37, Section 1604, of the City of Rockford Code of Ordinances, for a Variation to reduce the front yard setback along Barton Boulevard from the required thirty (30) feet to twenty-four (24) feet; to reduce the front yard setback along Rockton Avenue from the required thirty (30) feet to twelve (12) feet; to reduce the side yard setback along the North property line from the required six (6) feet to three (3) feet; to reduce the parking spaces from the required seventeen (17) to thirteen (13); to allow terrace parking; and from the required landscaping to allow landscaping as proposed in a C-2, Commercial Community District at 3021 Rockton Avenue. The approval is subject to the following conditions:

1. Meeting all applicable Building and Fire codes.
2. Submittal of a revised site plan for Staff review and approval.
3. Submittal of a revised landscaping plan for Staff review and approval.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #069-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -13-
 Nays: -0-
 Absent: Thompson-Kelly –1-

2007-209-O

78. Alderman Mark moved the adoption of an Ordinance regarding the vacation of part of Weldon Street between Salter Avenue and Heath Street. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -13-
 Nays: -0-
 Absent: Thompson-Kelly –1-

2007-210-O

79. Alderman Mark moved the adoption of an Ordinance amending Chapter 37, Section 1604, of the City of Rockford Code of Ordinances, for a Variation to reduce the required rear yard setback from thirty (30) feet to fourteen (14) feet in an R-1, Single-family Residential District at 2910 E. State Street. The approval is subject to the following conditions:
1. The proposed addition must be in accordance with Exhibit D.
 2. An elevation plan must be submitted that illustrates that the addition will match the existing home design for Staff review and approval.
 3. Work within the right-of-way along East State Street may require a permit through IDOT.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #062-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -13-
 Nays: -0-
 Absent: Thompson-Kelly -1-

2007-435CR

80. Alderman Curran moved the adoption of an Ordinance authorizing the Agreement for Reimbursement of Oversized Facility by and between the City of Rockford, a Municipal Corporation, and John Kapotas. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -13-
 Nays: -0-
 Absent: Thompson-Kelly -1-

2007-436CR

81. Alderman Curran moved the adoption of an Ordinance authorizing the Agreement for Reimbursement of Oversized Facility by and between the City of Rockford, a Municipal Corporation, and Landmark Riverside LLC. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -13-
 Nays: -0-
 Absent: Thompson-Kelly -1-

MOTIONS AND RESOLUTIONS

2007-103R

82. Alderman Mark, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution for the Legal Director to execute the intergovernmental agreement with the Rockford Park District for the creation and dedication of a of a Public Park within the Linden Pointe Subdivision development. MOTION PREVAILED (Ald. Thompson-Kelly absent; Ald. Beck abstained).

83. Alderman Mark, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution for temporary street closures of Illinois Route 2 (Wyman Street), a State Highway in the City of Rockford, from Cedar to Chestnut Street for the Festival of Fantasy Parade on October 27, 2007 from 8:00 am to 2:00 pm. MOTION PREVAILED (Ald. Thompson-Kelly absent).

NEW BUSINESS

84. Alderman Curran introduced and read an Ordinance regarding the Agreement for Reimbursement of Oversized Facility (Redington Chase) by and between the City of Rockford, a municipal corporation, and Eagle Land Development Company. LAID OVER.
85. Alderman Mark introduced and read an Ordinance for the annexation of property commonly known as 34xx and 37xx Samuelson Road. LAID OVER.
86. Alderman Bell introduced and read an Ordinance regarding the TIF Funding of \$11,351.50 for renovation of Auto Clinic of Rockford, Inc. 4109 East State Street for repair of flood damage. LAID OVER.
87. Upon motion duly made and seconded, the meeting was adjourned at 7:38 pm

Respectfully submitted,

Diane M. 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
OCTOBER 9, 2007
6:00 P.M.
AGENDA

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

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

I. PUBLIC HEARING

1. Winterberry Annexation – 34xx and 37xx Samuelson Road.

UNFINISHED BUSINESS

II. COMMITTEE REPORTS LAID OVER OCTOBER 1, 2007

1. Mark - Code and Regulation - Recommending the approval of the Tentative Plat of Guilford Crossings. Approval is subject to the following conditions:
 - a. The section of private street between Landis Land and Guilford Road shall have one name with suffix of Lane, Street, Way, etc. The east cul-de-sac shall have the same street but with a suffix of Court. The south stub street shall be the same street name but with a suffix of Circle. The street names shall be shown on the final plat.
 - b. The final plat shall be reviewed to reflect the revised to reflect the revised drainage study submitted to Public Works on April 9, 2007 or the most recent approved drainage study.
 - c. A copy of the Homeowner's Association agreements shall be submitted. The agreement shall include maintenance of the detention areas, private streets and a dormant SSA to be activated in the event of the Homeowner's Association disbanding.

- d. A six-foot utility easement shall be placed along the rear lot lines of the plat. This can be placed within the drainage easement provided it is not located over a storm sewer pipe. Along the rear lot lines the grade shall be relatively flat for the placement of the utility transformer boxes. Twelve-foot utility easements shall be placed between the lots running from the rear lot line to the proposed streetlight at all street light locations.
 - e. For lots 33-38 demonstration of the buildable and non-buildable portions of the lots shall be identified and shown as it relates to the one hundred-year flood limit.
 - f. A "click 2 enter" system must be installed for quick access for emergency vehicles with regards to the gated portion of the development.
 - g. That a pedestrian easement (path) be dedicated along the east portion of the development and an easement shall be identified and noted on the final plat.
2. Mark - Code and Regulation - Recommending the approval of the claim of Tim Sharp for property damage in the amount of \$500.00 with a release to be obtained.
 3. Mark - Code and Regulation - Recommending the approval of the claim of Kevin Knight for property damage in the amount of \$437.89 with a release to be obtained.
 4. Mark - Code and Regulation - Recommending the Legal Director be instructed to draw an Ordinance that traffic on Apawamis Way be required to stop prior to entering the intersection of Featherstone Road.
 5. Mark - Code and Regulation - Recommending the Legal Director be instructed to draw an Ordinance for a Residential Permit Parking zone on the south side of Chestnut Street from thirty (30) feet to one hundred eighty-five (185) feet west of Court Street.
 6. Mark - Code and Regulation - Recommending the Legal Director be instructed to draw an Ordinance that traffic on 19th Street be required to stop prior to entering the intersection of 7th Avenue.
 7. Mark - Code and Regulation - Recommending the Legal Director be instructed to draw an Ordinance that traffic on Citadel Drive be required to stop prior to entering the intersection of Houston Road.
 8. Mark - Code and Regulation - Recommending the Legal Director be instructed to draw an Ordinance restricting parking to "Handicapped Parking" on the west side of Dickerman Street from forty-seven (47) feet to eighty-two (82) feet south of Cunningham Street.
 9. Mark – Code and Regulation - Recommending the Legal Director be instructed to draw an Ordinance for "No Parking Anytime" on both sides of Trainer Road from three hundred seventy (370) feet to six hundred fifty (650) feet south of Thomas Parkway.

10. Mark - Code and Regulation - Recommending the Legal Director be instructed to draw an Ordinance for "No Parking Anytime" on the west side of Triton Avenue from Garrett Lane to four hundred (400) feet north of Garrett Lane.
11. Mark - Code and Regulation - Recommending that "No Action" be taken on the following items:
 1. Request from Dave Berry for "Residential Parking Permits" for the one hundred (100) block of South Second Street.
 2. Request from Deb Sartino for "No Parking Anytime" on the south side of Brigadoon Road from ninety (90) feet to one hundred seventy (170) feet west of Brookview Road.
 3. Request from Alderman Wasco, 4th Ward to repeal the existing "No Left Turn 7-9am, 4-6pm" at North Mulford Road and Palo Verde Drive.
 4. Request from Susan O'Connor to repeal the existing "No Parking 7am-6pm" on the east side of Summit Street from Revell Avenue to Crosby Street.

III. ORDINANCES LAID OVER OCTOBER 1, 2007

1. Curran - Ordinance - Regarding the Agreement for Reimbursement of Oversized Facility (Redington Chase) by and between the City of Rockford, a municipal corporation, and Eagle Land Development Company.
2. Mark - Ordinance - For the annexation of property commonly known as 34xx and 37xx Samuelson Road.
3. Bell - Ordinance - Regarding the TIF Funding of \$11,351.50 for renovation of Auto Clinic of Rockford, Inc. 4109 East State Street for repair of flood damage.

IV. MISCELLANEOUS HELD OUT OCTOBER 1, 2007

- 1.* Mayor Morrissey - Appointment - Metro Authority Board, Dr. William Stephen Minore, to a one-year term which would expire June 2008 to fill Gretchen Hudson's term who resigned from the Board. (Pursuant to Rule 18, this appointment will be up for passage on October 8, 2007).
- 2.* Mayor Morrissey - Re-appointments - Directors of their Municipal Departments in the City of Rockford.

* same action taken before

- Motions and Resolutions
- 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).
- 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

**Tuesday, October 9, 2007, 4:30 p.m.
Conference Room A, City Hall 2nd floor (north room)
AGENDA**

FINANCE AND PERSONNEL COMMITTEE

**Tuesday, October 9, 2007, 5:15 p.m.
Conference Room B, City Hall 2nd floor (south room)
AGENDA**

1. Purchasing and Vouchers
 - A. Resolution to take bids/proposals
 - B. Emergency P.O for Land Appraisal Services
 - C. Vouchers
2. Riverside Widening (Laid over 10/1)
3. Memorandum of Understanding with NIU on Fiber Optic Connections
4. Financial Discussion

PLANNING AND DEVELOPMENT COMMITTEE

**Tuesday, October 9, 2007, 5:15 p.m.
CD Conference Room, City Hall 2nd floor
AGENDA**

LEGISLATIVE LOBBYING COMMITTEE

**Tuesday, October 30, 2007, 7:30 a.m.
Conference Room A, City Hall 2nd floor (north room)
AGENDA**

Next meeting 10/30/07