

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
OCTOBER 22, 2007
COUNCIL CONVENED AT 6:41 P.M.**

1. The invocation was given by Pastor Ron Montanye, St. Sebastian Orthodox Catholic Church/Police Chaplain and the Pledge of Allegiance was led by Page Mercedes Martinez.
2. Roll Call:

Mayor Lawrence J. Morrissey

Aldermen: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness –14-
Absent: –0-
3. Alderman Mark moved to accept the Journal of Proceedings of October 15, 2007, seconded by Alderman Jacobson. MOTION PREAILED.

PUBLIC HEARING

4. Mayor Morrissey called upon Alderman Curran to conduct a public hearing. Alderman Curran called the hearing to order at 6:43 pm and stated that pursuant to the Bond Issue Notification Act of the State of Illinois, a public hearing must be conducted by the City Council concerning the City Council's intent to sell bonds. Notice of this hearing was given by publication in the Rockford Register Star on October 12, 2007. That notice informed citizens of Rockford the purpose of the hearing was to receive public comments on the proposal to sell bonds of the City in the amount of \$5,250,000 for the purpose of defraying the cost of certain corporate capital acquisitions and improvements (\$3,050,000) for a new library project for the purpose of defraying the costs of a new branch public library for the Rockford Public Library to be located generally at the southwest corner of East State Street and Mill Road in the City; (\$1,100,000) for the purpose of defraying the costs of a portion of the Preston Central Redevelopment Project Plan, as previously adopted by the City Council including redevelopment for manufacturing and commercial purposes by means of land acquisition, demolition and site preparation and acquisition and construction of municipal and other public infrastructure, such as street improvements and water and sewer system improvements; and (\$1,100,000) for the sanitary sewer project for the purpose of defraying a portion of the costs of providing sanitary sewer in an area to be annexed to the City north and west of Anna Page Park. Alderman Curran asked for questions or comments from the Council members, and then from the public. Alderman Holt asked Alderman Curran to read the first two bond amounts and purpose again, then closed the public hearing at 6:46 pm.

The Meeting returned to the regular Order of Business at 6:46 pm.

PUBLIC PARTICIPATION

5. Tim Hughes addressed Council concerning the scheduled trick or treat hours and

invited everyone to attend Festival of Fantasy Parade at Davis Park on Saturday, October 27th with the MC talents of Alderman Mark. He thanked Cyndie Hall for her dedication and support for this project.

6. Alisa Hardnett addressed Council regarding preemptive policing in response to increased violence in the City.

PETITIONS AND COMMUNICATIONS

7. Alderman Beck submitted a request from Kelly Williamson, in conjunction with the Nickel Tuesday Salvation Army Campaign requesting permission for twenty-four (24) square foot banners for annual fundraising promotion at 7250 E. State Street, 1130 Harrison, 2605 Broadway, 3338 North Main, 2624 Stowmarket, 3251 N. Perryville, 1621 North Alpine, 8061 E. State Street, 5810 E. State Street, 550 Southrock and 1621 Sandy Hollow Road from November 19, 2007 through December 21, 2007. Alderman Beck moved to grant the Prayer of the Petitioner, seconded by Alderman Timm. MOTION PREVAILED.
8. Alderman Beck submitted a request from Stephanie Meier, Northwest Bank, requesting permission for an eighteen (18) square foot banner to be anchored to the wall of the building for their holiday promotion, as well as placement of a six (6) foot inflatable turkey to be placed on bank property. Alderman Beck moved to grant the Prayer of the Petitioner, seconded by Alderman Timm. MOTION PREVAILED.
9. Alderman Timm submitted a letter from Deanna Spinello concerning traffic problems on Adolphson Road. Referred to the Police Department and the Public Works Department/Traffic.
10. Alderman Bell submitted a flier regarding the 5th Ward Monthly meeting to be held on Thursday, October 25, 2007 at 6:00 pm at the Montague Branch Library, 1328 S. Winnebago Street. Placed on File.
11. Alderman Bell submitted a letter from John Murphy requesting information from the Community Development Department regarding a redevelopment plan and Murphy Transfer. Referred to Community Development.
12. Alderman McNeely announced a seminar regarding changes for Medicare Part D in 2008 and the Illinois State Drug Program will be held on Tuesday, October 30, 2007 at 1:00 pm at the Rockford Public Library Auditorium, 215 North Wyman Street to discuss current issues, questions will be answered and to be able to voice concerns regarding the Prescription Drug Plans under Medicare Part D.
13. Alderman McNeely reminded everyone that the Coronado/Haskell Neighborhood Association Sweep It Campaign March is Wednesday, October 24, 2007 at 5:00 p.m. For further information contact Deborah or John Weaver at 815/968-2205.
14. Alderman McNeely called attention to a Press Release regarding the garbage collection schedule for the Halloween holiday on Wednesday, October 31, 2007. Collection will end

at 5:00 pm to accommodate trick or treating activities. Any refuse remaining from the Wednesday route will be picked up Thursday morning.

15. Alderman Curran submitted an Emergency P.O. from Bill Keith, Property and Equipment Superintendent for City Yards Fuel Pump Station Supply Line Repair. Stenstrom Petroleum Services was contracted to perform the emergency repairs in the amount of \$29,145.78. Placed on file.
- 15a. Alderman Thompson-Kelly submitted a letter from Rock River Reclamation District announcing approval of her request to have the District replace the existing substandard mini-mains in the area of Rockton Avenue to Horsman Street and to connect the existing buildings served by the existing mini-main. Referred to the Public Works Department.
16. Alderman Mark submitted a Request for Service at 725/727 Highland Avenue. Referred to Neighborhood Standards.
17. Alderman Mark submitted a Memorandum from Jessica Ellwanger, Planner II, regarding the Final Plat 2 of Williams Park. Referred to Code and Regulation Committee.
18. Alderman Mark submitted the Zoning Board of Appeals minutes from the meeting held on October 16, 2007. Referred to Code and Regulation Committee.

NEW COMMITTEE REPORTS

2007-458CR

19. Alderman Curran read a Finance and Personnel Committee report recommending the award for RFP: Kishwaukee Street Corridor Revitalization Plan be made to HNTB Corporation at a contract cost of \$150,000. The project will utilize \$120,000 of Planning Funds available through RATS and \$30,000 of Sales Tax Funds. The project includes the completion of a market analysis and economic development strategy, land use assessment, urban design recommendations, and development and implementation of a corridor revitalization plan.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Beck. MOTION PREVAILED. The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -14-
Nays: -0-
Absent: -0-

2007-459CR

20. Alderman Curran read a Finance and Personnel Committee report recommending approval of the Agreement between the County of Winnebago, the City of Loves Park, the City of Rockford and Rockford Memorial Hospital/Rockford Health System regarding the City of Loves Park Riverside Special Assessments. The Legal Director shall prepare the appropriate ordinance.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Beck. MOTION PREVAILED. The Committee Report was placed on passage. MOTION PREVAILED.

2007-460CR

- 21. Alderman Curran read a Finance and Personnel Committee report recommending the Amendment to the Intergovernmental Agreement for the 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 Beck. MOTION PREVAILED. The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

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

- 22. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of October 22, 2007 in the amount of \$2,904,245.59. MOTION PREVAILED by a Roll Call vote of:

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

PETITIONS AND COMMUNICATIONS

- 23. Alderman Bell submitted a Memorandum from Dwayne Collins, Grants Compliance Specialist II, regarding the 2008 Draft Action Plan; CDBG; HOME; Emergency Shelter Grants Program. Referred to Planning and Development.

NEW COMMITTEE REPORTS

- 24. Alderman Bell read a Planning and Development Committee Report recommending approval of the purchase of the State and Main Parking Deck presently owned by the Metro Authority for \$1,544,000. The Legal Director shall prepare the appropriate ordinance. (Source of funds: 2008 Alternative Bonds). LAID OVER.
- 25. Alderman Bell read a Planning and Development Committee Report recommending approval of the extension of the Metro Centre operating subsidy for a period of 6 months, through June 30, 2008, with said subsidy not to exceed \$456,000. The Legal Director shall prepare the appropriate ordinance. (Source of funds: Redevelopment Fund). LAID OVER.

26. Alderman Bell read a Planning and Development Committee Report recommending approval of the River District Association's Framework Plan Implementation Study and inclusion into the City's 20/20 Comprehensive Plan. LAID OVER.
27. Alderman Mark read a Code and Regulation Committee Report recommending approval of the annexation of 3092 Samuelson Road. LAID OVER.
28. Alderman Mark read a Code and Regulation Committee Report recommending the City Council of the City of Rockford ALLOW the claim of Lisa Henderson for property damage in the amount of \$1,200.00 with a release to be obtained. LAID OVER.
29. Alderman Mark read a Code and Regulation Committee Report recommending the City Council of the City of Rockford DENY the claim of Stephen Schach in the amount of \$748.13. LAID OVER.
30. Alderman Mark read a Code and Regulation Committee Report recommending the City Council of the City of Rockford DENY the claim of Larry Kerska in the amount of \$122.25. LAID OVER.
31. Alderman Mark read a Code and Regulation Committee Report recommending approval of the Final Plat #1 of Garrison School Subdivision. LAID OVER.

OFFICERS REPORTS

32. Mayor Morrissey presented a Proclamation proclaiming the month of October 2007 to be "Month of the Young Adolescent" in Rockford, Illinois and encouraged all citizens to extend their knowledge about these critical years and undertake actions that will support the healthy development of young adolescents.
33. Mayor Morrissey presented a Proclamation proclaiming Tuesday, October 30, 2007 to be "Cigarette Litter Prevention Day" in Rockford, Illinois and urged all citizens to support the Cigarette Litter Prevention Program's efforts to keep our city beautiful.
34. Mayor Morrissey presented a Proclamation proclaiming the week of October 22, 2007 to be "Respiratory Care Week" in Rockford, Illinois and urged citizens to recognize the Respiratory Care Practitioners for their sustained contributions and excellent service to the citizens of Rockford who are so graciously served.
35. Mayor Morrissey congratulated Ashley Delrio, grand prizewinner of the Fire Prevention Poster Contest, and presented her with a certificate in appreciation for her efforts and accomplishments in fire safety.
36. Mayor Morrissey announced Trick or Treat hours on Wednesday, October 31, 2007 will be from 5:30 pm to 7:30 pm. He advised children to wear light colored clothing or reflective tape and for motorists to use caution while driving during those hours.
37. Mayor Morrissey announced the Rockford Area Transportation Study (RATS) has invited Randall Blankenhorn, Executive Director of the Chicago Metropolitan Agency for

Planning to speak at the October meeting of the Policy Committee. The meeting will be held on Thursday, October 25, 2007 at 1:15 pm in the Council Chambers of Belvidere City Hall. For more information please contact MPO Offices at 815/987-5570.

38. Mayor Morrissey advised this is the last week for registering for support from FEMA and announced over 1.5 million dollars has already been approved for our flood victims.
39. Mayor Morrissey called attention to two (2) Memorandums from Andres Sammul, Director of Finance, regarding financial up-dates and matters.
40. Mayor Morrissey mentioned a News Release regarding Street Sweeper Operations for the week of October 22, 2007 indicating the areas and streets to be swept. For information regarding street sweeping, contact the Street Maintenance Division at 815/987-5763.
41. Mayor Morrissey commented he attended the Illinois Municipal League Conference in Chicago over the weekend, along with several Aldermen. Morrissey thanked those Aldermen that could attend for their support and education that they brought back to Council.
42. Mayor Morrissey commented on Wednesday evening he attended the Illinois Humanities Council Studs Terkel Humanities Service Award Reception in Chicago honoring individuals who have made a difference in their communities celebrating the humanities. Mayor Morrissey, on behalf of the City of Rockford, had nominated Jon Lundin, prior to his death in May, who was recognized posthumously.
43. Alderman Jacobson expressed his pride in the City of Rockford for their leadership role in the Truancy Intervention session and Community Collaboration session at the Illinois Municipal League Conference this past weekend. He requested Mayor Morrissey elaborate on the conference.
44. Mayor Morrissey communicated that he, City staff, Scott Christiansen, Winnebago County Board Chairman, and Michael Call, United Way, made presentations regarding Truancy Intervention and Community Collaboration efforts at the Conference. He was encouraged by the positive response from those that attended the sessions.
45. Alderman Bell mentioned he also attended the Illinois Municipal League Conference and found it to be very informative and enjoyable.
46. Alderman Bell communicated his support for those individuals who have dedicated themselves to assist in youth involvement and support of the administration at Jefferson High School. He encouraged them to continue their positive efforts.
47. Alderman Wasco thanked the City for providing him the opportunity to attend the Illinois Municipal League Conference this past weekend and reported on some of the sessions he had attended and the valuable information he brought back. He also affirmed his pride with the City's leadership role at the Conference by the response from leaders of other communities from the presentations by Mayor Morrissey and City staff.

48. Alderman Holt commented he also attended the Illinois Municipal League Conference and reported on the Emerald Ash Borer Bug problem, which attacks Ash trees, which is facing some communities and requested discussion with Public Works staff on a course of action before this becomes a financial and forestry problem for Rockford. Referred to the Public Works Department.
49. Alderman Holt also mentioned attending the Global Warming session at the Conference with discussions on the responsibility of cities as it relates to global warming and the impact of changing a light bulb to a CFL bulb to reduce omissions. He requested discussion with City Administration on how Rockford can be responsible for the carbon footprint they create. Referred to Mayor Morrissey's Office.
50. Alderman Timm thanked the Rockford Fire Department, Engine Company 8 along with Charlie 12 for their quick response to a family member's medical emergency last Saturday night.
51. Alderman Mark mentioned the City of Gardens will be having their celebration reception on Wednesday, October 24, 2007 from 4:30 pm – 6:00 pm at 401 South Main Street.
52. Alderman Mark commented that Duff Goldman, Ace of Cakes/Food Network, was in Rockford on Saturday at the Discovery Center. A series of events took place starting at the Discovery Center, the Women's Club and at Cliffbreakers with a celebrity "cake-off" auction to end a successful day that was widely attended.
54. Alderman Mark reminded everyone that the Coronado/Haskell Neighborhood Association Sweep It Campaign March is Wednesday, October 24, 2007 at 5:00 p.m. For further information contact Deborah or John Weaver at 815/968-2205.
55. Alderman Mark was delighted to announced that Rockford has been designated a Main Street City.
56. Alderman Jacobson commended the Rockford Fire Department, past and present Chiefs, for implementing programs, technology and education to create this exemplary department to serve the citizens of Rockford.

UNFINISHED BUSINESS

2007-461CR

57. Alderman Mark moved the adoption of a Code and Regulation Committee Report REVERSING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for a Planned Mixed Use Development consisting of a group home for adjustment, private education, counseling facility, worship Center and dormitory in a C-1, Limited Office District at 3520 School Street. Approval is based on the following conditions:
 1. Registered sex offenders shall not be permitted to reside on the property. The property owners shall screen residents to ensure compliance with this condition.

2. Individuals with a record of violent criminal action shall not be permitted on the property. Violent criminal actions shall include but not be limited to any form of assault, abuse, kidnapping, unlawful restraint, arson, robbery, battery, homicide and/or conspiracy to commit any of the heretofore listed offenses. The property owners shall screen residents to ensure compliance with this condition.
3. Facility residents shall be women only.
4. Onsite staff supervision of the residents shall be provided twenty-four (24) hours per day seven (7) days a week.
5. The number of residents causing the facility to be classified as a "group home for adjustment", as defined by the City of Rockford Zoning Ordinance, shall be limited to no more than eight (8) at any one time.
6. At the City's request, the property owners shall provide documentation of the criminal offenses of the individuals residing in the facility, who cause the facility to be classified as a "group home for adjustment".

Approval is based on the Findings of Fact (LAD 11/19/07; ZBA #035-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Johnson, Timm, Beach, Holt, Beck, Conness –12-
 Nays: Thompson-Kelly, McNeely –2-
 Absent: -0-

2007-220-O

58. Alderman Mark moved the adoption of an Ordinance amending Chapter 16, Section 311, of the City of Rockford Code of Ordinances to add the following:

That a Residential Parking Permit Parking Zone be allowed on the south side of Chestnut Street from thirty (30) feet to one hundred eight-five (185) feet west of Court Street.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness –14-
 Nays: -0-
 Absent: -0-

2007-221-O

59. Alderman Mark moved the adoption of an Ordinance amending Chapter 16, Section 291, of the City of Rockford Code of Ordinances to add the following:

That traffic on Apawamis Way be required to stop prior to entering the intersection of Featherstone Road.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness –14-

Nays: -0-
Absent: -0-

2007-222-O

60. Alderman Mark moved the adoption of an Ordinance amending Chapter 16, Section 280, of the City of Rockford Code of Ordinances to add the following:

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.

No Parking Anytime on the west side of Triton Avenue from Garrett Lane to four hundred (400) feet north of Garrett Lane.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly,
Johnson, Timm, Beach, Holt, Beck, McNeely, Conness –14-
Nays: -0-
Absent: -0-

2007-223-O

61. Alderman Mark moved the adoption of an Ordinance amending Chapter 16, Section 291, of the City of Rockford Code of Ordinances to add the following:

That traffic on 19th Street be required to stop prior to entering the intersection of 7th Avenue.

That traffic on Citadel Drive be required to stop prior to entering the intersection of Houston Road.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly,
Johnson, Timm, Beach, Holt, Beck, McNeely, Conness –14-
Nays: -0-
Absent: -0-

2007-224-O

62. Alderman Mark moved the adoption of an Ordinance amending Chapter 16, Section 186(b), of the City of Rockford Code of Ordinances to add the following:

That parking be restricted to "Handicapped Parking" on the west side of Dickerman Street from forty-seven (47) feet to eighty-two (82) feet south of Cunningham Street.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly,
Johnson, Timm, Beach, Holt, Beck, McNeely, Conness –14-

Nays: -0-
Absent: -0-

MOTIONS AND RESOLUTIONS

2007-109R

63. Alderman Wasco moved the adoption of a Resolution that the City and Owner of Rick's Place and Development agree as follows:

Construction: Owner shall construct a museum, restaurant and guitar museum and banquet facility, including an outdoor concert area and outdoor beer garden costing approximately \$4,000,000 and 127-room hotel costing approximately \$10,600,000 excluding furniture, fixtures and equipment.

Compliance: Owner further agrees to comply with all ordinances as it relates to the development of the Project and conduct of the Owner's business on the Property.

Incentive Payments: Subsections A, B, C and D.

Development Agreement: Along with construction and performance criteria related to the building and site plan of the Development, the City and Owner will finalize terms and conditions of a final Development Agreement for Real Property and Sales Tax Rebate for the Development subject to the conditions stated therein.

MOTION PREVAILED (Ald. McNeely voted no). REFERRED TO PLANNING AND DEVELOPMENT COMMITTEE.

2007-110R

64. Alderman Curran, on behalf of the Finance and Personnel Committee, moved the adoption of a resolution for Improvement under the Illinois Highway Code for City-Wide Bridge Inspection 2007 in the amount of \$100,000.00. The project consists of inspection, review and completion of the required forms for the biennial inspection of bridges required by IDOT. There is appropriated the amount, as stated above, for the improvement of said section from the municipality's allotment of Motor Fuel Tax funds. MOTION PREVAILED.

2007-111R

65. Alderman Curran, on behalf of the Finance and Personnel Committee, moved the adoption of a resolution to take bids/proposals for the following:

Bid: SCADA – Stanley Street Controls Equipment, funding source: Water Alternate Revenue Bonds

RFP: Video Surveillance System, funding source: Police Grant Monies

MOTION PREVAILED.

OFFICERS REPORTS

66. Alderman Wasco announced the Democratic Caucus meeting would be held at Vinny's on Block 5 after tonight's Council meeting.

NEW BUSINESS

67. Alderman Mark introduced and read an Ordinance amending Chapter 37, Section 1604, of the City of Rockford Code of Ordinances for a Variation to reduce the side yard setback from the required six (6) feet to two and one half (2 ½) feet along the south property line; and a Variation to reduce the rear yard setback from the required thirty (30) feet to twenty-four (24) feet along the west property line for an attached garage in an R-1, Single-Family Residential Zoning District at 828 Paris Avenue. Approval is subject to the following conditions:

1. As per the submitted site plan and building elevation plan.

Approval is based on the Findings of Fact (LAD 11/19/07; ZBA #078-07). LAID OVER.

68. Alderman Mark introduced and read an Ordinance amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances for a Special Use Permit for liquor sales by the drink in conjunction with a bar; and a Special Use Permit for the outside sale of liquor by the drink in conjunction with outdoor seating in a C-3, Commercial Community Zoning District at 5801 Columbia Parkway. Approval is subject to the following conditions:

1. Compliance with all City of Rockford Liquor Codes.
2. Meeting all applicable Building and Fire Codes.
3. That a detailed site plan showing the configuration of the indoor tenant space and outdoor patio is submitted for Staff review and approval.

Approval is based on the Findings of Fact (LAD 11/19/07; ZBA #073-07). LAID OVER.

2007-225-O

69. Alderman Mark introduced and read 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 group home for adjustment, private education, counseling facility, worship center and dormitory in a C-1, Limited Office District at 3520 School Street. Approval is subject to the following conditions:

1. Registered sex offenders shall not be permitted to reside on the property. The property owners shall screen residents to ensure compliance with this condition.
2. Individuals with a record of violent criminal action shall not be permitted on the property. Violent criminal actions shall include but not be limited to any form of assault, abuse, kidnapping, unlawful restraint, arson, robbery, battery, homicide and/or conspiracy to commit any of the heretofore listed offenses. The property owners shall screen residents to ensure compliance with this condition.
3. Facility residents shall be women only.

4. Onsite staff supervision of the residents shall be provided twenty-four (24) hours per day seven (7) days a week.
5. The number of residents causing the facility to be classified as a "group home for adjustment", as defined by the City of Rockford Zoning Ordinance, shall be limited to no more than eight (8) at any one time.
6. At the City's request, the property owners shall provide documentation of the criminal offenses of the individuals residing in the facility, who cause the facility to be classified as a "group home for adjustment".

Approval is based on the Findings of Fact (LAD 11/19/07; ZBA #035-07).

Alderman Mark moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED. The Ordinance 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: Thompson-Kelly, McNeely -2-
Absent: -0-

70. Alderman Bell introduced and read an Ordinance recommending approval of the TIF Funding of \$19,864 to Lee R. Schreiner and Charmaine D. Schreiner for renovation of 201 7th Street. The Legal Director shall prepare the appropriate ordinance. LAID OVER.
71. Alderman Curran introduced and read an Ordinance recommending authorizing approve of the Memorandum of Understanding between City of Rockford and Northern Illinois University. LAID OVER.

2007-226-O

72. Alderman Curran introduced and read an Ordinance recommending approval of the Amendment to the Intergovernmental Agreement for the Administrative Adjudication of the Truancy Provisions of the Ordinances of the City of Rockford, Illinois and Winnebago County, IL by and between the City of Rockford, IL, an Illinois municipal corporation, the Board of Education of Rockford School District No. 205, Winnebago-Boone Counties, IL, a special charter school district, the County of Winnebago, IL, an IL political subdivision, and the United Way of Rock River Valley, a not-for-profit corporation.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED. The Ordinance was placed on passage. MOTION PREVAILED by a Roll Call vote of:

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

2007-227-O

73. Alderman Curran introduced and read an Ordinance recommending authorization of the Riverside Widening Agreement with the County of Winnebago, the City of Loves Park, Rockford Memorial Hospital/Rockford Health System and the City of Rockford.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED. The Ordinance was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly,
Johnson, Timm, Beach, Holt, Beck, McNeely, Conness –14-
Nays: -0-
Absent: -0-

74. Upon motion duly made and seconded, the meeting was adjourned at 8:28 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 29, 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

UNFINISHED BUSINESS

I. COMMITTEE REPORTS LAID OVER OCTOBER 22, 2007

1. Bell - Planning and Development - Recommending approval of the purchase of the State and Main Parking Deck presently owned by the Metro Authority for \$1,544,000. The Legal Director shall prepare the appropriate ordinance. (Source of funds: 2008 Alternative Bonds).
2. Bell - Planning and Development - Recommending approval of the extension of the Metro Centre operating subsidy for a period of 6 months, through June 30, 2008, with said subsidy not to exceed \$456,000. The Legal Director shall prepare the appropriate ordinance. (Source of funds: Redevelopment Fund).
3. Bell - Planning and Development - Recommending approval of the River District Association's Framework Plan Implementation Study and inclusion into the City's 20/20 Comprehensive Plan.
4. Mark - Code and Regulation - Recommending approval of the annexation of 3092 Samuelson Road.
5. Mark - Code and Regulation - Recommending the City Council of the City of Rockford ALLOW the claim of Lisa Henderson for property damage in the amount of \$1,200.00 with a release to be obtained.

6. Mark - Code and Regulation - Recommending the City Council of the City of Rockford DENY the claim of Stephen Schach in the amount of \$748.13.
7. Mark - Code and Regulation - Recommending the City Council of the City of Rockford DENY the claim of Larry Kerska in the amount of \$122.25.
8. Mark - Code and Regulation - Recommending approval of the Final Plat #1 of Garrison School Subdivision.

II. ORDINANCES LAID OVER OCTOBER 22, 2007

1. Bell - Ordinance - Recommending approval of the TIF Funding of \$19,864 to Lee R. Schreiner and Charmaine D. Schreiner for renovation of 201 7th Street. The Legal Director shall prepare the appropriate ordinance.
2. Curran - Ordinance recommending authorizing approve of the Memorandum of Understanding between City of Rockford and Northern Illinois University.
3. Mark - Ordinance - Amending Chapter 37, Section 1604, of the City of Rockford Code of Ordinances for a Variation to reduce the side yard setback from the required six (6) feet to two and one half (2 ½) feet along the south property line; and a Variation to reduce the rear yard setback from the required thirty (30) feet to twenty-four (24) feet along the west property line for an attached garage in an R-1, Single-Family Residential Zoning District at 828 Paris Avenue. Approval is subject to the following conditions:
 1. As per the submitted site plan and building elevation plan.

Approval is based on the Findings of Fact (LAD 11/19/07; ZBA #078-07).
4. Mark - Ordinance - Amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances for a Special Use Permit for liquor sales by the drink in conjunction with a bar; and a Special Use Permit for the outside sale of liquor by the drink in conjunction with outdoor seating in a C-3, Commercial Community Zoning District at 5801 Columbia Parkway. Approval is subject to the following conditions:
 1. Compliance with all City of Rockford Liquor Codes.
 2. Meeting all applicable Building and Fire Codes.
 3. That a detailed site plan showing the configuration of the indoor tenant space and outdoor patio is submitted for Staff review and approval.

Approval is based on the Findings of Fact (LAD 11/19/07; ZBA #073-07).

IV. MISCELLANEOUS HELD OUT OCTOBER 22, 2007

- 1.* 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

Monday, October 29, 2007, 4:30 p.m.

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

AGENDA

1. C & R 07-264 Request for Highway Authority Agreement – 3215 Auburn Street (Clark Station)
2. C & R 07-251 ZBA#080-07 **Variation** to waive the requirements from compliance with Section 405.5 for a dumpster enclosure in an R-2, Two-family Residential District at **1904 Auburn Street**
3. C & R 07-252 ZBA#081-07 **Modification of Special Use Permit #027-06 for a Planned Mixed Use Development** consisting of a gas station and car was to include outdoor storage of seasonal products in a C-2, Commercial Community District at **3819 Broadway**
4. C & R 07-253 ZBA#082-07 **Special Use Permit for a Planned Residential Development** consisting of an existing two-family residence in an R-1, Single-family Residential Zoning District at **1330 Greenwood Avenue**
5. C & R 07-255 ZBA#084-07 **Modification of Special Use Permit #117-02 for a Planned Mixed-Use Development** to allow the addition of a retail floral shop for a period of five (5) years in a C-1, Limited Office Zoning District, a R-2 Single-Family Residential Zoning District, and a R-3, Multi-family Residential District at **1605 North Bell School Road**

6. C & R 07-256 ZBA#085-06 **Zoning Map Amendment** to amend Article XV, Sign Regulations, Section 1500 and Article III, Definitions, Section 300 regarding signage
7. C & R 07-258 ZBA#087-07 **Zoning Map Amendment** from R-3, Multifamily Residential District, to C-3, Commercial General District at **37xx North Bell School Road**
8. C & R 07-259 ZBA#088-07
 - (A) **Special Use Permit for a Planned Mixed-Use Development** consisting of a restaurant, bar, nightclub, banquet facility, outdoor restaurant plaza/beer garden/event gathering area, and an outdoor banquet plaza/events plaza
 - (B) **Special Use Permit** for the sale of liquor by the drink indoors
 - (C) **Special Use Permit** for the sale of liquor by the drink outdoors
 - (D) **Special Use Permit** for a an off-premise business sign
 - (E) **Variation** to reduce the parking requirement by 25%
 - (F) **Variation** to eliminate the required open green space between property lines
 - (G) **Variation** to reduce the required minimum building setback to zero to allow a covered pedestrian access at **75xx East Riverside Boulevard**
9. C & R 07-260 ZBA089-07
 - (A) **Special Use Permit** for a hotel with liquor sales by the drink
 - (B) **Special Use Permit** for two (2) off-premises business signs
 - (C) **Variation** to reduce the parking requirement by 25%
 - (D) **Variation** to eliminate the required open green space between property lines
 - (E) **Variation** to reduce the required minimum building setback to zero to allow a covered pedestrian access
 - (F) **Variation** to increase the maximum height for a freestanding sign from 30 ft. to 40 ft. at **75xx Riverside Boulevard**

FINANCE AND PERSONNEL COMMITTEE

Monday, October 29, 2007, 5:15 p.m.

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

AGENDA

1. Purchasing and Vouchers
 - A. Change Order: Airport Boundary Watermain
 - B. Vouchers
2. Retention of Outside Counsel (Laid over 10/22)
3. Supplemental Appropriation Process (Laid over 10/22)
4. Floodway Acquisition Project (Laid over 10/15)
5. 2nd Quarter Investment Report (Laid over 10/22)
6. Financial Discussion (Laid over 10/22)

PLANNING AND DEVELOPMENT COMMITTEE

**Monday, October 29, 2007, 5:15 p.m.
CD Conference Room, City Hall 2nd floor
AGENDA**

1. Memorandum from Dwayne A. Collins, Grants Compliance Specialist II, regarding the 2008 Draft Action Plan CDBG; Emergency Shelter Grants Program.
2. Real Property and Sales Tax Rebate for Rick's Place Hotel, Museum, and Restaurant development, East Riverside and I-90.

LEGISLATIVE LOBBYING COMMITTEE

**Tuesday, November 13, 2007, 4:00 p.m.
Conference Room A, City Hall 2nd floor (north room)
AGENDA**