

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
NOVEMBER 5, 2007
COUNCIL CONVENED AT 6:24 P.M.**

1. The invocation was given by Pastor Robert Jones, St. Luke Missionary Baptist Church/ Police Chaplain and the Pledge of Allegiance was led by Boy Scout Troop #37 and their Scout Master Arthur Bayliss.
2. Roll Call:
Mayor Lawrence J. Morrissey
Aldermen: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Johnson, Timm, Beach, Holt, Beck, Conness –13-
Absent: McNeely –1-
3. Alderman Mark moved to accept the Journal of Proceedings of October 29, 2007, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. McNeely absent).

PUBLIC PARTICIPATION

4. Glendeen Jarrett addressed Council suggesting the City invest in an Alzheimer's Center.
5. Julie Lenth addressed Council in support of the PBPA.
6. Kelli Stovall addressed Council in support of the PBPA.
7. Nancy Gdowski addressed Council opposing the purchase of the Metropolitan Parking Deck and spoke about other City issues.

PETITIONS AND COMMUNICATIONS

8. Alderman Timm submitted a letter from Judy Lund, 3320 Summerdale Avenue, regarding bridge repairs and requesting a street light be fixed. Referred to the Public Works Department.
9. Alderman Beach submitted three (3) letters from constituents opposing the proposed Asphalt Plant. Referred to Mayor Morrissey's Office.
10. Alderman Beach submitted a letter requesting to install artificial palm trees along the east property line of the San Jose Restaurant, 3725 East State Street. Referred to Mayor Morrissey's Office and the Community Development Department.
11. Alderman Bell read a Memorandum from Richard M. May, Commercial Development Coordinator, regarding the East Side TIF Funding of \$25,000 Donald A. Carlyle for a facade rebate grant for exterior façade work at Carlyle Brewing Company, 213, 215, and 217 E. State Street. Referred to Planning and Development Committee.

12. Alderman Bell submitted a flier announcing a cancer benefit for Lydia Meyer on November 10, 2007 at 3:00 pm at the SM & SF Club, 1010 Sandy Hollow Road. There will be a live band, pasta dinner, raffles for a \$10 donation per plate. He encouraged all to attend and show support for Lydia. Placed on File.
13. Alderman Curran opened a bid for Sale of Property at 2608 18th Street from Mitchell and Leisa Eads in the amount of \$510.00. Referred to Purchasing and Legal Departments.
14. Alderman Conness mentioned he received several e-mails opposing the proposed Asphalt Plant.
15. Alderman Jacobson requested the Legal Department prepare a Prayer of Petitioner for a cancer benefit for Lydia Meyer.
17. Alderman Mark submitted a letter from Mary Olson, Paragon on State, regarding security and parking concerns in the downtown area when businesses host large events. Referred to Mayor Morrissey's Office.
18. Alderman Mark submitted a Memorandum from Jessica Roberts, Planner II, regarding the Final Plat of Rubloff Lyford Subdivision. Referred to Code and Regulation Committee.
19. Alderman Mark submitted a Memorandum from Jessica Roberts, Planner II, regarding Pre-Annexation Review Data (Water Agreement), 1918 Hillcrest Road. Referred to Code and Regulation Committee.
20. Alderman Mark submitted a Memorandum from Kerry Partridge, City Attorney, regarding revisions to Chapter 3 – Advertising. Referred to Code and Regulation Committee.
21. Alderman Mark submitted a Memorandum from Kerry Partridge, City Attorney, regarding a Petition for Annexation – 33xx US 20 Bypass Highway, 49xx South Main Street, 4628 South Main Street and 59xx Beltline Road. Referred to Code and Regulation Committee.
22. Alderman Mark submitted a Memorandum from Kerry Partridge, City Attorney, regarding an Annexation Agreement between the Faith Center and the City of Rockford. Referred to Code and Regulation Committee.
23. Alderman Mark submitted a Memorandum from Kerry Partridge, City Attorney, regarding a Petition for Annexation – 42xx Simpson Road and 39xx US 20 Bypass (Parcel I) and 45xx Simpson Road (Parcel II). Referred to Code and Regulation Committee.

NEW COMMITTEE REPORTS

24. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Snow Removal – Parking Lots be made to the low bidder meeting specifications for each category as summarized.

Group 1	Leonard Humpal	\$50.00/hour
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Group 2	AJ Morley & Associates	\$49.00/hour
Groups 3,4,6,7	SGC/Universal Lawn	\$55.00/hour
Group 5	Diamond Cut Precision	\$54.00/hour
Group 8	AJ Morley & Associates	\$55.00/hour

The funding source is Parking Fund. LAID OVER.

2007-469CR

25. Alderman Curran read a Finance and Personnel Committee Report recommending the award for LED Traffic Signal Lamps be made to the lowest bidder meeting specifications, Brown Traffic Products, of Davenport, IA for their total bid of \$189,267.08. The funding source is IL Clean Energy Community Foundation Grant.

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

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

26. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of November 5, 2007 in the amount of \$4,215,188.69. MOTION PREVAILED by a Roll Call vote:

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

27. Alderman Mark read a Code and Regulation Committee Report recommending approval of the Highway Authority for the area surrounding Clark Station, 3215 Auburn Street. LAID OVER.

28. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Modification of Special Use Permit #027-06 for a Planned Mixed-Use Development consisting of a gas station and car wash to include outdoor storage of seasonal products in a C-2, Commercial Community District at 3819 Broadway with revised condition #1. Approval is subject to the following conditions:

1. Outdoor storage of seasonal products is limited to areas as shown on Exhibit E inclusive of the area adjacent to car wash as approved by Staff.
2. Compliance with any Statute and City Building and Fire Codes.

Approval is based on the Findings of Fact (LAD 1/14/08; ZBA #081-07). LAID OVER.

29. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the 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. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.

Approval is based on the Findings of Fact (LAD 1/14/08; ZBA #082-07). LAID OVER.

30. Alderman Mark read a Code and Regulation Committee Report REVERSING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the 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, 1 R-1 Single-family Residential Zoning District and a R-3, Multi-family Residential District at 1605 North Bell School Road. Approval is subject to the following conditions:

1. The Modification of Special Use Permit #117-02 for a Planned Mixed-Use Development to allow the addition of a retail floral shop is only in effect for a period up to five (5) years or until the County Highway Department or the City Engineers Office request it be discontinued, whichever comes first.

Approval is based on the Findings of Fact (LAD 1/14/08; ZBA #084-07). LAID OVER.

31. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council DENY the 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.

Denial is based on the Findings of Fact (LAD 1/14/08; ZBA #080-07). LAID OVER.

32. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Zoning Text Amendment to amend Article XV, Sign Regulations, Section 1500 and Article III, Definitions, Section 300 regarding Signage as per Staff revisions attached. LAID OVER.

2007-470CR

33. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Zoning Map Amendment from R-3, Multi-Family Residential District, to C-3, Commercial General District at 37XX North Bell School Road.

Approval is based on the Findings of Fact (LAD 1/14/08; ZBA #087-07).

Alderman Mark moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. McNeely absent). The Committee Report was placed on passage. MOTION PREVAILED (Ald. McNeely absent).

2007-471CR

34. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE (A) Special Use Permit for a hotel with liquor sales by the drink and; (B) Special Use Permit for two (2) off-premise business signs and; (C) Variation to reduce the parking requirements by 25%; (D) Variation to eliminate the required open green space between property lines and; (E) Variation to reduce the required minimum building setback to zero to allow a covered pedestrian access and; (F) Variation to increase the maximum height for a freestanding sign from 30 (thirty) feet to 40 (forty) feet at 75XX Riverside Blvd. Approval is subject to the following conditions:

1. Submittal of a site plan for staff review and approval.
2. Submittal of a landscaping plan including size and botanical name of species for staff review and approval.
3. Meeting all applicable Building and Fire Codes.
4. Compliance with all City of Rockford Liquor Codes.
5. That the final sign height shall be approved by staff and shall not exceed 40 (forty) feet in height or a height that the sign is visible from the tollway, whichever is less.

Approval is based on the Findings of Fact (LAD 1/14/08, ZBA #089-07).

Alderman Mark moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. McNeely absent). The Committee Report was placed on passage. MOTION PREVAILED (Ald. McNeely absent).

2007-472CR

35. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE (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 place/events plaza and; (B) Special Use Permit for the sale of liquor by the drink indoors and; (C) Special Use Permit for the sale of liquor by the drink outdoors and; (D) Special Use Permit for an off-premise business sign and; (E) Variation to reduce the parking requirements by 25% and; (F) Variation to eliminate the required open green space between property lines and; (G) Variation to reduce the required minimum building setback to zero to allow a covered pedestrian access at 75XX East Riverside Blvd. Approval is subject to the following conditions:

1. Submittal of a site plan for Staff review and approval.
2. Submittal of a landscaping plan including size and botanical name of species for Staff review and approval.
3. Meeting all applicable Building and Fire Codes.
4. Compliance with all City of Rockford Liquor Codes.

Approval is based on the Findings of Fact (LAD 1/14/08; ZBA #088-07).

Alderman Mark moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. McNeely absent). The Committee Report was placed on passage. MOTION PREVAILED (Ald. McNeely absent).

OFFICERS REPORTS

36. Mayor Morrissey presented a Proclamation proclaiming Monday, November 5, 2007 to be "Food For the Needy Kick-Off Day" in Rockford, Illinois and encouraged all citizens to contribute and generously support this worthy cause.
37. Mayor Morrissey presented a Proclamation proclaiming the week of November 5, 2007 to be "Gloria T. Lundin Week" in Rockford, Illinois and extends a special thanks to Gloria T. Lundin for her dedication to the Rockford community.
38. Mayor Morrissey commented on attending the IceHogs game Friday night along with approximately 7,000 people to witness the first AHL (American Hockey League) game and view the renovations at the MetroCentre. He thanked Council for their support of the MetroCentre and the partnerships that have made it possible for their continued success.
39. Mayor Morrissey advised Andres Sammul, Director of Finance, would be making a presentation regarding the Keith Creek Mitigation Plan at the end of Officer's Reports.
40. Mayor Morrissey announced there will be a meeting this week regarding the Riverwalk efforts and thanked Pat Zuroske, Capital Programs Manager/Public Works Department, and City staff for working with our partners to make this investment possible.
41. Mayor Morrissey called attention to a Memorandum from Timothy Hanson, Interim Director of Public Works, regarding the conditions of City owned parking decks. Any questions or concerns may be directed to Tim Hanson or Mayor Morrissey's Office.
42. Mayor Morrissey mentioned he met with the CMAP (Chicago Metropolitan Agency for Planning) Director, who recently spoke to the RATS (Rockford Area Transportation Study) group. He offered several ideas and recommended engaging citizenry into the planning for the future by creating a Citizens Advisory Group that would tie directly into the Regional Planning.
43. Mayor Morrissey congratulated the Rockford Park District for receiving the "Distinguished Agency Award" from the Illinois Association of Park Districts on Tuesday, October 30, 2007. This award identifies Rockford Park District as being "one of the best" parks and recreation systems in the State of Illinois.
44. Mayor Morrissey mentioned a Memorandum from Timothy Hanson, Interim Director of Public Works, concerning the potential Emerald Ash Borer problem. A tentative date of November 19, 2007 has been scheduled for a presentation by the Illinois Department of Agriculture to present possible strategies on how to handle this problem.

45. Mayor Morrissey announced that City Hall would be closed on Monday, November 12, 2007 in observance of the Veteran's Day holiday. City Council will meet on Tuesday, November 13, 2007 at 6:00 pm in Council Chambers, City Hall 2nd floor.
46. Mayor Morrissey mentioned there will be a memorandum distributed this week regarding some amendments to the Budget schedule that were proposed at the City Council Retreat.
47. Mayor Morrissey advised the Mid Town District announced that Bill Mohr has retired from the organization.
48. Alderman Conness mentioned he attended the IceHogs game Friday night, congratulated them on the first ever sell-out game at the MetroCentre and commented on the renovations. He spoke about players being rotated between the Rockford IceHogs and Chicago Blackhawks and the regional and national exposure Rockford is receiving from acquiring this franchise.
49. Alderman Conness congratulated Dave DeBruler and Jean Vitale, Beef-A-Roo Restaurants, for providing Rockford and the surrounding area with a unique, affordable and delicious menu for the past 40 years.
50. Alderman Holt appreciated Mayor Morrissey's comments about the Mid Town District and looks forward to discussion regarding representation of that business district.
51. Alderman Holt congratulated Sonya Beach, Alderman Frank Beach's wife, for receiving the "Shinning Star" Award for her contributions to many charitable organizations and activities in our community.
52. Alderman Beach requested the installation of a fence around the Keith Creek area near Rockford Christian School on Morsay Drive and Wood Road. Referred to the Public Works Department.
53. Alderman Bell commented he attended the NIMCA banquet at Giovanni's Restaurant Friday night and lauded Chuck Howard, guest speaker, for his insightful and encouraging words. He congratulated Ron Moore, Diversity Procurement Officer for the City of Rockford, for receiving the "Diversity in Leadership Award".
54. Alderman Mark thanked Tim Hanson, Interim Director Public Works, and his staff for their proactive efforts and quick response to complaints in his ward.
55. Alderman Thompson-Kelly thanked Tim Hanson, Interim Director Public Works Department, for his leadership and positive changes implemented within that department.
56. Alderman Thompson-Kelly apologized for the delay in the Procurement Policy Report, which will be available soon.

- 57. Alderman Thompson-Kelly reiterated Alderman Conness' comments praising Dave DeBruler and Jean Vitale for their success with the Beef-A-Roo Restaurants for 40 years.
- 58. Alderman Timm reported with deep sadness the passing of Rosemary Didier, and on behalf of his family and City Council, he expressed his deepest sympathy to her family.
- 59. Andres Sammul, Director of Finance, made a presentation regarding the Keith Creek Mitigation Plan.

Alderman Beach asked Andres Sammul if any excess sales tax revenue over the budget forecast would be considered towards paying this over twenty years?

Mr. Sammul indicated the sales tax forecast for 2007 is struggling, and that would be a decision Council would have to make in 2009.

UNFINISHED BUSINESS

- 60. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending approval of the attached agreement with the Rockford Local Development Corporation, including the guarantee of a bank line of credit up to \$10 million for land acquisition for flood control, and related activities. It is intended that any costs incurred by the City under the Agreement that are not reimbursed by grants shall be reimbursed by a bond issue. The Legal Director shall prepare the appropriate ordinance.

Alderman Curran made a motion to lay the committee report over, seconded by Alderman Jacobson. LAID OVER.

2007-473CR

- 61. Alderman Curran moved the adoption of a Finance and Personnel Committee Report regarding the matter of additional 2007 year costs, recommending that the 2007 budget be amended and a supplemental appropriation ordinance be prepared by the Budget Officer in accordance with the attached schedule. MOTION PREVAILED by a Roll Call vote of:

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

2007-474CR

- 62. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending approval of an Intergovernmental Agreement with Winnebago County for development of a flood mitigation plan by the County's contractor which specifically includes areas of intended land acquisition by the City, as a cost not to exceed \$84,500. (Source of Funds: Capital Improvement Program). 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: McNeely –1-

2007-475CR

63. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance for "30 Minute Parking" on both sides of 7th Street from 1st Avenue to Charles Street, thus repealing the existing "2-Hour Parking". 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: McNeely –1-

2007-476CR

64. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance that traffic on Minnesota Drive be required to Stop prior to entering the intersection of East Gate Parkway, thus repealing the existing Yield sign control. 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: McNeely –1-

2007-477CR

65. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance for "No Parking 7:30 am to 3:00 pm on Regular School Days" on both sides of Harney Court from 30 feet to 205 feet west of Fairview Avenue. 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: McNeely –1-

2007-478CR

66. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance for "No Parking Anytime" along the curve of the southeast side of Congress Drive from 1425 feet to 1655 feet south of Harrison Avenue and the southwest side of Senate Drive from 1425 feet to 1655 feet south of Harrison Avenue. 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: McNeely –1-

2007-479CR

67. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending "No Action" be taken on the following items:
- a. Request from Pam Hastings, to repeal the "No Parking Anytime" on the west side of North Court Street from 30 feet to 260 feet south of Fisher Avenue. (Due to accident history in this area with sight distance problems, the Commission recommended No Action).
 - b. Request from Alderman Linda McNeely, 13th Ward, for yield or stop sign control at the following intersections:
 - 1. Cambridge Avenue and Hudson Street
 - 2. Hudson Street and Trenton Avenue

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: McNeely –1-

2007-480CR

68. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending that the City Council of the City of Rockford DENY the claim of Thomas Wise in the amount of \$850.00. 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: McNeely –1-

2007-481CR

69. Alderman Bell moved the adoption of a Planning and Development Committee Report recommending that the City Council approve the 2008 Draft Action Plan CDBG; HOME; Emergency Shelter Grants Program. MOTION PREVAILED (Ald. McNeely absent).

2007-482CR

70. Alderman Bell moved the adoption of 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 purchase shall be subject to the following condition: The debt to AMCORE for the old hockey rink in the amount of

\$1.255 million shall be paid directly to AMCORE at closing. The Legal Director shall prepare the appropriate ordinance. (Source of funds: 2008 Alternative Bonds).

MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Beck,
Conness –9-
Nays: Sosnowski, Wasco, Beach, Holt –4-
Absent: McNeely –1-

71. Alderman Bell moved the adoption of 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).

Alderman Bell moved to amend the committee report to add the following sentence: The Finance Director shall attend Authority Board meetings and report on the financial condition of the Authority to the City Council on a monthly basis, seconded by Alderman Jacobson.

Mayor Morrissey asked for a Voice vote on the amendment, and when it was unclear, he asked for a Roll Call vote. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Bell, Jacobson, Thompson-Kelly, Johnson, Timm,
Beach, Holt, Beck –10-
Nays: Sosnowski, Wasco, Conness –3-
Absent: McNeely –1-

Alderman Sosnowski made a motion to change the word “subsidy” to a “no interest loan payable over fifteen (15) years” in the amended committee report, seconded by Alderman Wasco. After discussion, amendments to the amended committee report read as follows:

“Alderman Bell moved the adoption of a Planning and Development Committee Report recommending the approval of a no interest loan payable over fifteen (15) years not to exceed \$456,000. The Finance Director shall attend Authority Board meetings and report on the financial condition of the Authority to the City Council on a monthly basis. The Legal Director shall prepare the appropriate ordinance”.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Wasco, Jacobson, Thompson-Kelly, Johnson, Timm,
Beach, Holt, -8-
Nays: Curran, Mark, Bell, Beck, Conness –5-
Absent: McNeely –1-

The Committee Report as amended was placed on passage. Alderman Jacobson made a motion to lay the amended committee report over, seconded by Alderman Beck. LAID OVER.

MOTIONS AND RESOLUTIONS

72. Alderman Curran moved the adoption of a Resolution to take proposals for the following:

RFP: Bituminous Material Testing, funding source: CIP
RFP: Bridge repair & Replacement, funding source: CIP
RFP: City-Wide Residential Street Reconstruction, funding source: CIP
RFP: City-Wide Arterial Roadway/Intersection Improvements, funding source: CIP
RFP: City-Wide Drainage Improvements, funding source: CIP
RFP: City-Wide Water Improvements, funding source: CIP
RFP: Customer Satisfaction Survey, funding source: CIP
RFP: Streetscape Design Improvements for Highway Corridors, funding source: CIP
RFP: Lighting Plans and Studies, funding source: CIP

MOTION PREVAILED (Ald. Jacobson, McNeely absent).

NEW BUSINESS

73. Alderman Mark introduced and read an Ordinance recommending the annexation of 3092 Samuelson Road. LAID OVER.

2007-233-O

74. Alderman Mark introduced and read an Ordinance amending Chapter 37, Section 1604 and Section 1603, of the City of Rockford Code of Ordinances for (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 place/events plaza and; (B) Special Use Permit for the sale of liquor by the drink indoors and; (C) Special Use Permit for the sale of liquor by the drink outdoors and; (D) Special Use Permit for an off-premise business sign and; (E) Variation to reduce the parking requirements by 25% and; (F) Variation to eliminate the required open green space between property lines and; (G) Variation to reduce the required minimum building setback to zero to allow a covered pedestrian access at 75xx East Riverside Boulevard. Approval is subject to the following conditions:

1. Submittal of a site plan for Staff review and approval.
2. Submittal of a landscaping plan including size and botanical name of species for Staff review and approval.
3. Meeting all applicable Building and Fire Codes.
4. Compliance with all City of Rockford Liquor Codes.

Approval is based on the Findings of Fact (LAD 1/14/08; ZBA #088-07).

Alderman Mark moved to suspend Rule 11, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Jacobson, McNeely absent). The Ordinance was placed on passage. MOTION PREVAILED by a Roll Call vote of:

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

2007-234-O

75. Alderman Mark introduced and read an Ordinance amending Chapter 37, Section 1604 and Section 1603, of the City of Rockford Code of Ordinances for (A) Special Use Permit for a hotel with liquor sales by the drink and; (B) Special Use Permit for two (2) off-premise business signs and; (C) Variation to reduce the parking requirements by 25% and; (D) Variation to eliminate the required open green space between property lines and; (E) Variation to reduce the required minimum building setback to zero to allow a covered pedestrian access and; (F) Variation to increase the maximum height for a freestanding sign from thirty (30) feet to forty (40) feet at 75XX East Riverside Boulevard. Approval is subject to the following conditions:

1. Submittal of a site plan for Staff review and approval.
2. Submittal of a landscaping plan including size and botanical name of species for Staff review and approval.
3. Meeting all applicable Building and Fire Codes.
4. Compliance with all City of Rockford Liquor Codes.
5. That the final sign height shall be approved by Staff and shall not exceed forty (40) feet in height or a height that the sign is visible from the tollway, whichever is less

Approval is based on the Findings of Fact (LAD 1/14/08; ZBA #089-07).

Alderman Mark moved to suspend Rule 11, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Jacobson, McNeely absent). The Ordinance was placed on passage. MOTION PREVAILED by a Roll Call vote of:

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

2007-235-O

76. Alderman Mark introduced and read an Ordinance amending Chapter 37, Section 800.4 of the City of Rockford Code of Ordinances for a Zoning Map Amendment from City R-3, Multi-family Residential District to C-3, Commercial General District at 37xx North Bell School Road.

Alderman Mark moved to suspend Rule 11, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Jacobson, McNeely absent). The Ordinance was placed on passage. MOTION PREVAILED by a Roll Call vote of:

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

77. Alderman Curran introduced and read an Ordinance confirming sale of an aggregate principal amount of \$8,750,000 General Obligation Bonds Series 2007, of the City of Rockford, Winnebago County, IL consisting of \$3,500,000 General Obligation Water Bonds (Waterworks System Alternate Revenue Source), Series 2007D; \$1,100,000 General Obligation Redevelopment Bonds (Sales Taxes Alternate Revenue Source), Series 2007E; \$1,100,000 General Obligation Sewer Improvement Bonds (Sales Taxes Alternate Revenue Source), Series 2007F; and \$3,050,000 General Obligation Library Bonds (Sales Taxes Alternate Revenue Source), Series 2007G. LAID OVER.
78. Alderman Curran introduced and read an Ordinance authorizing and providing for the issue of \$5,250,000 General Obligation Bonds, Series 2007 (Sales Taxes Alternate Revenue Source), of the City of Rockford, Winnebago County, IL, consisting of \$1,100,000 General Obligation Redevelopment Bonds (Sales Taxes Alternate Revenue Source), Series 2007E; \$1,100,000 General Obligation Sewer Improvement Bonds (Sales Taxes Alternate Revenue Sources), Series 2007F; and \$3,050,000 General Obligation Library Bonds (Sales Taxes Alternate Revenue Sources), Series 2007G; for the purpose of defraying the costs of certain improvements within the City, prescribing the details of said bonds and providing for the imposition of taxes to pay the same, and for the collection, segregation and application of certain sales tax receipts to pay said bonds. LAID OVER.
79. Alderman Curran introduced and read an Ordinance authorizing and providing for the issue of \$3,500,000 General Obligation Water Bonds (Waterworks System Alternate Revenue Source), Series 2007D, of the City of Rockford, Winnebago County, IL for the purpose of defraying the cost of improving and extending the waterworks system of said City, prescribing the details of said bonds, and providing for the imposition of taxes to pay the same, and for the collection, segregation and application of the water works system revenues to pay said Bonds. LAID OVER.
80. Alderman Curran introduced and read an Ordinance making supplemental appropriations for the City of Rockford, a municipal corporation, to finance those functions pertaining to its government and affairs including the General Fund, Motor Vehicle Parking Fund, Sanitation Fund, Building Maintenance Fund, Equipment Maintenance Fund, Water Fund, Community Development Block Grant, Redevelopment Fund, East Side Tax Increment Financing Fund and Global Trade Park TIF District Fund, Lincolnwood #2 TIF District, River Oaks TIF District, Garrison TIF District, Hope 6 TIF District, Jackson School TIF District, Preston Central TIF District, Main Auburn TIF District, East State Alpine TIF District, West State Central TIF District, West State Kilburn TIF District, West Side #2 TIF District, Library Fund, and Unemployment Fund for the Fiscal Year 2007. LAID OVER.

81. Alderman Bell introduced and read an Ordinance approving the attached Agreement for the purchase and sale of the State and Main Parking Deck for the sum of \$1,544,000.00 by and between the City of Rockford and the Rockford Metropolitan Exposition, Auditorium and Office Building Authority subject to the following condition: The debt to AMCORE for the old hockey rink in the amount of \$1.255 million shall be paid directly to AMCORE at closing.

Alderman Bell moved to suspend Rule 11, seconded by Alderman Mark. The motion to Suspend Rule 11 FAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Thompson-Kelly, Johnson, Timm, Beck, Conness –8-
Nays: Sosnowski, Wasco, Beach, Holt –4-
Absent: Jacobson, McNeely –2-

LAID OVER.

82. Alderman Curran made a motion to convene into closed session to discuss pending litigation, seconded by Alderman Conness. MOTION PREVAILED by a Roll Call vote of:

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

The meeting went into closed session at 8:35 pm. The meeting returned to open session at 9:03 pm and found the following present:

Aldermen Sosnowski, Curran, Mark, Wasco, Bell, Thompson-Kelly, Johnson, Timm, Beach, Holt. (Ald. Jacobson, Beck, McNeely, Conness absent).

83. Upon motion duly made and seconded, the meeting was adjourned at 9:04 p.m.

Respectfully submitted,

Diane Reed
City Council Clerk

[The meeting was taped in its entirety, and the tape is on file in the Legal Department]

CITY COUNCIL, CITY OF ROCKFORD, ILLINOIS
City Council Chambers, 2ND floor City Hall
425 E. State Street, Rockford
NOVEMBER 13, 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
 - Motion and Resolutions
 - New Business

UNFINISHED BUSINESS

I. COMMITTEE REPORTS LAID OVER NOVEMBER 5, 2007

1. Curran - Finance and Personnel - Recommending the award for Snow Removal – Parking Lots be made to the low bidder meeting specifications for each category as summarized.

Group 1	Leonard Humpal	\$50.00/hour
Group 2	AJ Morley & Associates	\$49.00/hour
Groups 3,4,6,7	SGC/Universal Lawn	\$55.00/hour
Group 5	Diamond Cut Precision	\$54.00/hour
Group 8	AJ Morley & Associates	\$55.00/hour

The funding source is Parking Fund.

2. Curran - Finance and Personnel - Recommending approval of the attached agreement with the Rockford Local Development Corporation, including the guarantee of a bank line of credit up to \$10 million for land acquisition for flood control, and related activities. It is intended that any costs incurred by the City under the Agreement that are not reimbursed by grants shall be reimbursed by a bond issue. The Legal Director shall prepare the appropriate ordinance.

3. Mark - Code and Regulation - Recommending approval of the Highway Authority for the area surrounding Clark Station, 3215 Auburn Street.
4. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Modification of Special Use Permit #027-06 for a Planned Mixed-Use Development consisting of a gas station and car wash to include outdoor storage of seasonal products in a C-2, Commercial Community District at 3819 Broadway with revised condition #1. Approval is subject to the following conditions:

1. Outdoor storage of seasonal products is limited to areas as shown on Exhibit E inclusive of the area adjacent to car wash as approved by Staff.
2. Compliance with any Statute and City Building and Fire Codes.

Approval is based on the Findings of Fact (LAD 1/14/08; ZBA #081-07).

5. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the 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. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.

Approval is based on the Findings of Fact (LAD 1/14/08; ZBA #082-07).

6. Mark - Code and Regulation - REVERSING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the 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, 1 R-1 Single-family Residential Zoning District and a R-3, Multi-family Residential District at 1605 North Bell School Road. Approval is subject to the following conditions:

1. The Modification of Special Use Permit #117-02 for a Planned Mixed-Use Development to allow the addition of a retail floral shop is only in effect for a period up to five (5) years or until the County Highway Department or the City Engineers Office request it be discontinued, whichever comes first.

Approval is based on the Findings of Fact (LAD 1/14/08; ZBA #084-07).

7. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council DENY the 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.

Denial is based on the Findings of Fact (LAD 1/14/08; ZBA #080-07).

8. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Zoning Text Amendment to amend Article

XV, Sign Regulations, Section 1500 and Article III, Definitions, Section 300 regarding Signage as per Staff revisions attached.

9. Bell - Planning and Development - Recommending the approval of a no interest loan payable over fifteen (15) years not to exceed \$456,000. The Finance Director shall attend Authority Board meetings and report on the financial condition of the Authority to the City Council on a monthly basis. The Legal Director shall prepare the appropriate ordinance.

II. ORDINANCES LAID OVER NOVEMBER 5, 2007

1. Mark - Ordinance - Recommending the annexation of 3092 Samuelson Road.
2. Curran - Ordinance - Confirming sale of an aggregate principal amount of \$8,750,000 General Obligation Bonds Series 2007, of the City of Rockford, Winnebago County, IL consisting of \$3,500,000 General Obligation Water Bonds (Waterworks System Alternate Revenue Source), Series 2007D; \$1,100,000 General Obligation Redevelopment Bonds (Sales Taxes Alternate Revenue Source), Series 2007E; \$1,100,000 General Obligation Sewer Improvement Bonds (Sales Taxes Alternate Revenue Source), Series 2007F; and \$3,050,000 General Obligation Library Bonds (Sales Taxes Alternate Revenue Source), Series 2007G.
3. Curran - Ordinance - Authorizing and providing for the issue of \$5,250,000 General Obligation Bonds, Series 2007 (Sales Taxes Alternate Revenue Source), of the City of Rockford, Winnebago County, IL, consisting of \$1,100,000 General Obligation Redevelopment Bonds (Sales Taxes Alternate Revenue Source), Series 2007E; \$1,100,000 General Obligation Sewer Improvement Bonds (Sales Taxes Alternate Revenue Sources), Series 2007F; and \$3,050,000 General Obligation Library Bonds (Sales Taxes Alternate Revenue Sources), Series 2007G; for the purpose of defraying the costs of certain improvements within the City, prescribing the details of said bonds and providing for the imposition of taxes to pay the same, and for the collection, segregation and application of certain sales tax receipts to pay said bonds.
4. Curran - Ordinance - Authorizing and providing for the issue of \$3,500,000 General Obligation Water Bonds (Waterworks System Alternate Revenue Source), Series 2007D, of the City of Rockford, Winnebago County, IL for the purpose of defraying the cost of improving and extending the waterworks system of said City, prescribing the details of said bonds, and providing for the imposition of taxes to pay the same, and for the collection, segregation and application of the water works system revenues to pay said Bonds.
5. Curran - Ordinance - Making supplemental appropriations for the City of Rockford, a municipal corporation, to finance those functions pertaining to its government and affairs including the General Fund, Motor Vehicle Parking Fund, Sanitation Fund, Building Maintenance Fund, Equipment Maintenance Fund, Water Fund, Community Development Block Grant, Redevelopment Fund, East Side Tax Increment Financing Fund and Global Trade Park TIF District Fund, Lincolnwood #2 TIF District, River Oaks TIF District, Garrison TIF District, Hope 6 TIF District, Jackson School TIF District,

Preston Central TIF District, Main Auburn TIF District, East State Alpine TIF District, West State Central TIF District, West State Kilburn TIF District, West Side #2 TIF District, Library Fund, and Unemployment Fund for the Fiscal Year 2007.

6. Bell - Ordinance - Approving the attached Agreement for the purchase and sale of the State and Main Parking Deck for the sum of \$1,544,000.00 by and between the City of Rockford and the Rockford Metropolitan Exposition, Auditorium and Office Building Authority subject to the following condition: The debt to AMCORE for the old hockey rink in the amount of \$1.255 million shall be paid directly to AMCORE at closing.

III. MISCELLANEOUS HELD OUT NOVEMBER 5, 2007

1. Mayor Morrissey - Appointment - Citizen Participation Committee, Mercedes Martinez, for a one-year term that ends in June 2008. (Pursuant to Rule 18, this appointment will be up for passage on December 3, 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

* * * * *

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, November 13, 2007, 4:30 p.m.
Conference Room A, City Hall 2nd floor (north room)
AGENDA**

1. C & R 07-275 Final Plat of Rubloff Lyford Subdivision
2. C & R 07-276 Pre-Annexation of 1918 Hillcrest Road
3. C & R 07-279 Annexation of Faith Center Church

- E. Vouchers
 - √ Travel Training Expense for Police Department

- 3. Retention of Outside Counsel
- 4. CIP Update

PLANNING AND DEVELOPMENT COMMITTEE

Tuesday, November 13, 2007, 5:15 p.m.

CD Conference Room, City Hall 2nd floor

AGENDA

- 1. RACVB Quarterly Report.
- 2. Memorandum from Richard M. May, Commercial Development Coordinator, regarding Real Property and Sales Tax Rebate for Rick's Place Hotel, Museum, and Restaurant development, East Riverside and I-90.
- 3. Memorandum from Richard M. May, Commercial Development Coordinator, regarding East Side TIF Funding of \$25,000 Donald A. Carlyle for a facade rebate grant for exterior façade work at Carlyle Brewing Company, 213, 215, and 217 E. State Street.

LEGISLATIVE LOBBYING COMMITTEE

Tuesday, November 13, 2007, 4:00 p.m.

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

AGENDA

Meeting Cancelled.