

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
APRIL 2, 2007
COUNCIL CONVENED AT 6:12 P.M.**

1. The invocation was given by Pastor Randy Young, Faith Center/Police Chaplain and the Pledge of Allegiance was led by Page Shenitra Hyatt.
2. Roll Call:
Mayor Lawrence J. Morrissey
Aldermen: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly,
Johnson, Beach, Holt, Beck, Conness –12-
Absent: Timm, McNeely –2-
3. Alderman Mark moved to accept the Journal of Proceedings of March 26, 2007, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Timm, McNeely absent).

PUBLIC HEARING

4. Mayor Morrissey called upon Alderman Mark to conduct two public hearings. Alderman Mark called the hearing to order at 6:14 pm, stated that it was being held pursuant to 65 Illinois Compiled Statutes 5/11-15.1-3, for an annexation agreement for property located at 24xx Blackhawk Road/6178 and 61x 11th Street. He asked for questions or comments from the Council members, and then from the public, and closed the public hearing at 6:15 pm.

Alderman Holt asked what property was being annexed and for what purpose?

Reid Montgomery, Director of Community Development, indicated an industrial user has agreed to annex into the City so a residential development would be contiguous to the City.

5. Alderman Mark called the second hearing to order at 6:17 pm, stated that it was being held pursuant to 65 Illinois Compiled Statutes 5/11-15.1-3, for an annexation agreement for property located at 24xx Blackhawk Road. He asked for questions or comments from the Council members, and then from the public, and closed the public hearing at 6:18 pm.

Alderman Jacobson inquired if the property being annexed did not include the corner of Blackhawk and 251 where a restaurant is located?

Alderman Mark indicated it did not include that corner.

The Meeting returned to the regular Order of Business at 6:19 pm.

PUBLIC PARTICIPATION

6. Gary Marzaroti addressed Council regarding the Rockford Mass Transit Ridership.

7. Mario Tarara addressed Council regarding the Hotel and Tourism Development.

PETITIONS AND COMMUNICATIONS

8. Alderman Thompson-Kelly submitted three (3) letters regarding the Northern Illinois Auto Auction and Sunset Drive-in. Referred to Mayor Morrissey's Office.
9. Alderman Thompson-Kelly submitted an announcement from Representative Chuck Jefferson's Office inviting everyone to a Town Hall Meeting on Wednesday, April 11, 2007 from 5:00 pm to 7:00 pm located at Patriot's Gateway, 615 South 5th Street. Representative Jefferson will be reviewing the Legislature's Spring session, informing local residents about state programs and services available to them and invites discussion on any important community issues. Placed on File.
10. Alderman Johnson submitted eight (8) Requests for Service. Referred to Mayor Morrissey's Office, Neighborhood Standards, Building Department, Police Department and the Public Works Department.
11. Alderman Bell submitted a Memorandum from Vicki Manson, Neighborhood Development Administrator and Dwayne Collins, Compliance Officer, regarding Funding for Southwest Ideas for Today and Tomorrow (SWIFTT), Rockford Area Affordable Housing Coalition (RAAHC), and the Regional Access and Mobilization Project (RAMP). Referred to Planning and Development Committee.
12. Alderman Wasco submitted an e-mail from a constituent concerning an on-going noise problem with car amplification systems in vehicles that frequent his neighborhood. Referred to the Police Department.
13. Alderman Beck submitted a letter from George Aschenbrenner with concerns of the condition of a drainage ditch on the East Side of his property at 4111 Thames Way. Referred to the Public Works Department.
14. Alderman Conness submitted a letter from Shirley Sorenson concerning a drainage problem and build up of water at the end of her driveway. Referred to the Public Works Department.
15. Alderman Conness submitted an e-mail from Erin Berry requesting a "No U-turn" sign be installed at the intersection of Phelps and State Street in the westbound left hand turn median. Referred to the Public Works Department/Traffic.
16. Alderman Conness submitted an e-mail from Dale Beyer requesting street lights be installed on Arnold Avenue from Harrison Avenue north on Arnold Avenue and on Dierk's Drive that intersects with Arnold Avenue. Referred to the Public Works Department.
17. Alderman Conness submitted an e-mail from Randy Freding regarding a snowplow damaging his mailbox during the snowstorm in February. Referred to the Legal Department.

18. Alderman Conness submitted two (2) e-mails from Gary Brock concerning the excessive noise at night coming from Sundstrand on Harrison and Alpine Road and questioned some of the construction plans on Harrison Avenue. Referred to the Neighborhood Standards and the Public Works Department.
19. Alderman Conness submitted an e-mail from Ronald Schoepfer requesting assistance with a sink hole problem near the curb directly in front of his home and expressed support for the RMTD Transfer Center on the east side of Rockford. Referred to the Public Works Department.
20. Alderman Mark submitted a letter from Karen Scheffels, Executive Director of the Literacy Council, requesting a parking space on the south side of Napoleon Street near North Main Street be designated for Handicapped Parking and a walkway installed to allow access from the street to the sidewalks and buildings. Referred to the Public Works Department.
21. Alderman Mark submitted a letter from Julie Williams requesting assistance to re-post the alley for "No Thru Traffic" off of Cospers, which is designated for service to the apartment building and condos, not for semi-trailer delivering to Northern Illinois Terrazzo Tile. Referred to the Public Works Department.
22. Alderman Mark submitted a Memorandum from Jessica Ellwanger, Planner II, regarding County Zoning Item #Z-10-07, Zoning Map Amendment to rezone approximately 2.75 acres from AG, Agriculture Priority District to the CG, Commercial General District at 7753 and 7779 West State Street. Referred to Code and Regulation Committee.
23. Alderman Mark submitted a Memorandum from Jessica Ellwanger, Planner II, regarding the Final Plat of Wesley Willows Retirement Cottages Plat #9. Referred to Code and Regulation Committee.
24. Alderman Sosnowski submitted a request from George Richenbach, in conjunction with a Swimsuit Pageant at Hooters of Rockford requesting permission for liquor outdoors within a confined space, plus entertainment in the tent until 10:00 pm on May 8, 2007 and June 14, 2007 at 6904 Argus Drive. Alderman Sosnowski moved to grant the Prayer of Petitioner, seconded by Alderman Mark. MOTION PREVAILED (Ald. Timm, McNeely absent).

NEW COMMITTEE REPORTS

25. Alderman Bell read a Planning and Development Committee Report recommending that the City Council approve the attached Agreement with Sunil Illinois LLC for a 50% rebate of the City of Rockford Retailers' Occupation Tax (sales tax) for a period of 5 years for the new 10,500 square foot Dollar Tree store at 11th Street and Pershing to be constructed by Sunil Illinois LLC. The Legal Director shall prepare the appropriate ordinance. LAID OVER.

26. Alderman Mark read a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance that traffic on Richmond Street be required to Yield prior to entering the intersection of Sunnyside Avenue. LAID OVER.
27. Alderman Mark read a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw on Ordinance for "No Parking Anytime" on both sides of Kleckner Road from McFarland east to the end. LAID OVER.
28. Alderman Mark read a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance to designate Rote Road from Perryville Road to Bell School Road as a "Through Street". LAID OVER.
29. Alderman Mark read a Code and Regulation Committee Report recommending that the City Council of the City of Rockford DENY the claim of Michael Norup for property damage in the amount of \$1,276.68. LAID OVER.

2007-124CR

30. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the sale of 1105 Broadway for three thousand dollars (\$3,000.00) which includes advertising with preference to adjoining property owners with four (4) conditions:
 1. Minimum bid in the amount of \$3,000 which includes all advertising costs.
 2. A development proposal for the property must be included, which proposal shall address the relationship of this property with the parking lot adjacent to the East.
 3. Note: This lot does not have vehicular access to Broadway.
 4. If this lot is not developed according to the development plan within one year or transfer of title, then title shall revert back to the City of Rockford.

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

31. Alderman Beck read a Finance and Personnel Committee report recommending the award for Tree Removal be made to the lowest bidder meeting specifications Tree Care Enterprises, of Rockford, IL for their total estimated annual price of \$160,210.00. The funding source is Street Division Operating Budget. LAID OVER.
32. Alderman Beck read a Finance and Personnel Committee report recommending the award for Gray Iron Sewer Castings be made to the sole bidder, Neenah Foundry, of Neenah, WI for their total bid of \$59,980.00. The funding source is Divisional Operating Budgets. LAID OVER.
33. Alderman Beck read a Finance and Personnel Committee report recommending the approval of an Agreement between the City and Rockford Area Arts Council. The funding source is Off Track Betting. LAID OVER.

2007-125CR

34. Alderman Beck read a Finance and Personnel Committee report recommending the award for Network Switches be made to the lowest qualified bidder, Entre Computer Solutions, of Rockford, IL for their total bid of \$12,452.00.

Alderman Beck moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. McNeely absent). 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, Beach, Holt, Beck, Conness -12-
Nays: -0-
Absent: Timm, McNeely -2-

35. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of April 2, 2007 in the amount of \$1,809,455.73. MOTION PREVAILED by a Roll Call vote of:

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

OFFICERS REPORTS

36. Mayor Morrissey presented a Proclamation proclaiming Friday, April 6, 2007 to be "Tartan Day" in Rockford, Illinois and urged its citizens to recognize the contributions Scottish Americans have made to our community.
37. Mayor Morrissey presented a Proclamation proclaiming Monday, April 2, 2007 to be "Rockford Youthbuild Day" in Rockford, Illinois and urged its citizens to support Comprehensive Community Solutions and its mission to transform neighborhoods, communities and the circumstances of those who live there through programs such as Youthbuild.
38. Mayor Morrissey presented a Proclamation proclaiming the week of April 2, 2007 to be "Hire the Future Week" in Rockford, Illinois and encouraged the community to support these young people as they seek out job opportunities.
39. Mayor Morrissey presented a Proclamation proclaiming the month of April 2007 to be "Great American Cleanup Month" in Rockford, Illinois and called upon our citizens to join in cleanup projects throughout the city and county on April 21, 2007 to keep our community clean, green and healthy.
40. Mayor Morrissey presented a Proclamation proclaiming the month of April 2007 to be "Fair Housing Month" in Rockford, Illinois and urged all citizens to join in reaffirming the obligation and commitment to fair housing opportunities for all people.

41. Mayor Morrissey mentioned this past Saturday he had an opportunity to join several regional mayors to hear news and more information about bringing Amtrak service back to Rockford. In the immediate future, a preferred local option plan for routing needs to be established with the collaboration of local mayor's in the area to give clear direction to Congressman Manzullo, Senator Durbin, IDOT and Amtrak.
42. Mayor Morrissey announced the nomination period for the Mayor's Youth Advisory Council begins April 7, 2007 through April 21, 2007 at 3:30 pm. Nominations can be completed on-line at www.cityofrockford.net/government/human or by calling 815/987-5590. This is an appointed citizen council of fourteen (14) high school teens that meet twice per month with City staff and Mayor Morrissey. Their mission is to engage and empower Rockford's high school youth to affect positive change for themselves, their families and their community. He also announced the Mayor's 2nd Annual Youth Summit will be held on Saturday, April 21, 2007 at the University of Illinois College of Medicine.
43. Mayor Morrissey mentioned the Vallien Art Exhibit opened this past weekend in Rockford and expressed the honor and privilege of working with them to bring their exhibit to the U.S. as we continue to develop our Swedish connection.
44. Alderman Thompson-Kelly extended her condolences to the Box family for the passing of former Mayor Charles Box's sister. She requested flowers be sent on behalf of the City of Rockford.
45. Alderman Thompson-Kelly thanked all the citizens and staff for their e-mails, cards and flowers during her illness.
46. Alderman Thompson-Kelly mentioned that yard waste would be collected beginning this week, April 2, 2007. Yard waste will be collected on the same scheduled day and collection point as residential garbage collection.
47. Alderman Thompson-Kelly commented on the loud music problem in the community and mentioned the Legal Department would be drafting legislation regarding the impounding of vehicles whose amplification systems violate the City's Noise Ordinance. Attorney Cacciapaglia has provided her with a petition in support of that legislation that she will present at her neighborhood watch groups for signature. Further information will be provided when available.
48. Alderman Bell mentioned he spoke with Alderman McNeely who is recovering well from her injury.
49. Alderman Bell advised he received several calls regarding a water problem in his ward, and also the Water Department did send him correspondence explaining they were checking the wells out and taking corrective action.
50. Alderman Bell commented he received a phone call last night from a constituent who observed some individuals involved in graffiti in an alley. He expressed discouragement with the juveniles being arrested for graffiti, being released to their parents with no initially accountability for their actions.

51. Alderman Bell commented on a shooting on Meadow Court and requested Chief Epperson provided him with an update regarding this shooting. Referred to the Police Department.
52. Alderman Bell thanked Mayor Morrissey for attending the 5th Ward meeting last Thursday and for making an informational presentation with regards to the 1% Sales Tax. He commended the citizen group for their diligent efforts, extended his support of the 1% Sales Tax Referendum and encouraged all to vote yes on April 17th.
53. Alderman Beach remarked that the back of his building has been a target for graffiti and expressed his frustration of being the target again, less than 24 hours after cleanup and painting efforts.
54. Alderman Beach called attention to an invitation to the Aldermen from the Rockford Arts Council to attend The Mayor's Arts Awards on June 7, 2007 at the Coronado Theater, 314 North Main Street. This prestigious award honors those local artists, teachers and students that are excelling and making a difference in our community. He encouraged all to make a nomination and attend this wonderful event.
55. Alderman Beach, on behalf of Alderman Conness, Johnson and himself, invited everyone to attend an informational meeting regarding the 1% Sales Tax to be held at the Salvation Army Church, 500 South Rockford Avenue at 6:30 pm. He encouraged all to attend.

UNFINISHED BUSINESS

57. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending the award for Storage and Disposal of Impound Vehicles be made to Greater Rockford Auto Auction (GRAA), of Rockford, IL for an estimated annual cost of \$6,000. The funding source is Police Department Operating Budget.

Alderman Beck made a motion to refer this item back to Committee, seconded by Alderman Mark. REFERRED BACK TO COMMITTEE.

2007-126CR

58. Alderman Beck moved the adoption of a Finance and Personnel Committee Report for an Engineering Agreement Amendment: Kishwaukee Bridge recommending an additional \$122,000 for design engineering, for a total not-to-exceed cost of \$260,000 be made to Willett, Hoffman & Associates to cover the additional work. Funding for this project will come from Motor Fuel Tax. MOTION PREVAILED by a Roll Call vote of:

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

2007-127CR

59. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending the Intergovernmental Agreement for Ownership, Operation and Maintenance of a Striping Machine with Winnebago County be approved. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

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

2007-128CR

60. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending the Intergovernmental Cooperation Agreement with Winnebago County to assist in the administration of a grant from Illinois Housing Development Authority be approved. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

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

61. Alderman Beck moved the re-appointment to the CAA Board, Lisa Brown, for a two (2) year term to expire January 2009. MOTION PREVAILED by a Roll Call vote of:

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

2007-129CR

62. Alderman Mark moved the adoption of a Code and Regulation Committee Report REVERSING the Zoning Board of Appeals, thereby recommending that City Council DENY the Annexation Agreement and Zoning Map Amendment from County AG to City C-3, Commercial General District; DENY the Special Use Permit for a performance use of an outdoor theatre with retail sales of food and non-alcoholic beverages that cannot meet the performance criteria of 600 feet from a residential district; and DENY the Variation from the parking requirement to improve all driveways and open off-street parking areas with a bituminous or Portland cement concrete surface to allow for gravel in the side aisles and grass for the parking spaces in an C-3, Commercial General District at 1801 Samuelson Road.

Denial is based on the Findings of Fact (LAD 4/23/07, ZBA #006-07). MOTION PREVAILED by a Roll Call vote of:

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

2007-130CR

63. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending the approval of the Tentative Plat of Alpine Crossings Subdivision. MOTION PREVAILED by a Roll Call vote of:

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

64. Alderman Mark moved the adoption of a Code and Regulation Committee Report REVERSING the Zoning Board of Appeals, thereby recommending that City Council DENY the Zoning Map Amendment from C-2, Commercial Community District to C-3, Commercial General District and C-1, Limited Office District to C-3, Commercial General District and DENY a Special Use Permit for a Planned Mixed Use Development for a Bus Terminal, Transfer Center, including a joint development of retail spaces and parking at 7xx North Lyford Road.

Denial is based on the Findings of Fact (LAD 4/23/07, ZBA #079-06).

Alderman Sosnowski made a motion to lay this item over, seconded by Alderman Holt. After discussion the motion to lay the committee report over was placed on passage. MOTION PREVAILED by a Roll Call vote of:

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

LAID OVER.

2007-62-O

65. Alderman Mark moved the adoption of an Ordinance recommending the approval for the sale of a portion of 1009 Kishwaukee Street at a minimum bid of \$19,000.00, which includes all costs and advertising. The City shall retain ownership of the easterly twenty-five (25) feet of 1009 Kishwaukee Street for future roadway improvements. MOTION PREVAILED by a Roll Call vote of:

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

2007-63-O

66. Alderman Mark moved the adoption of an Ordinance recommending the approval of the annexation of property commonly known as 1818 Morgan Street. MOTION PREVAILED by a Roll Call vote of:

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

2007-64-O

67. Alderman Mark moved the adoption of an Ordinance recommending the approval of the annexation of property commonly known as 24xx Blackhawk Road. MOTION PREVAILED by a Roll Call vote of:

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

2007-65-O

68. Alderman Mark moved the adoption of an Ordinance recommending the approval of the annexation of property commonly known as 24xx Blackhawk Road, 6178 and 61xx 11th Street. MOTION PREVAILED by a Roll Call vote of:

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

2007-66-O

69. 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 from thirty (30) feet to seventeen (17) feet along South Mulford Road in a C-2, Commercial Community Zoning District at 252 South Mulford Road. Approval is subject to the following conditions:

1. Submittal and approval of a detailed landscaping plan.
2. Submittal and approval of building elevations and site plan before building permit approval.
3. That sidewalks be installed along South Mulford Road and Fincham Road.

Approval is based on the Findings of Fact (LAD 4/23/07, ZBA #003-07). MOTION PREVAILED by a Roll Call vote of:

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

Absent: Timm, McNeely -2-

2007-67-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 Modification of Special Use Permit #2001-274-O for the brewing of beer, sale of liquor by the drink and the sale of packaged liquor approved December 10, 2001 for Parcel I to allow expansion onto Parcel II; Special Use Permit for outdoor sale of liquor by the drink for Parcel I and II in an C-4, Commercial Oldtown District at 213-215 and 217 East State Street. Approval is subject to the following conditions:

1. The sale of liquor by the drink shall only be permitted in conjunction with an operating on-site brewery.
2. The sale of packaged liquor shall only be permitted in conjunction with an operating on-site brewery.
3. Meeting all applicable Building and Fire Codes.
4. Meeting City's code on outdoor sales of alcoholic liquor.

Approval is based on the Findings of Fact (LAD 4/23/07, ZBA #007-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Holt, Beck, Conness -11-

Nays: Beach -1-

Absent: Timm, McNeely -2-

2007-68-O

71. Alderman Mark moved the adoption of an Ordinance amending Chapter 37, Section 1604 and Section 1603, of the City of Rockford Code of Ordinances for a Special Use Permit for packaged liquor sales that does not satisfy all Performance Criteria and; a Variation to reduce the rear setback from ten (10) feet to three (3) feet for Lots 20, 21 and 22 in a I-1, Light Industrial Zoning District at 2501 North Main Street. Approval is subject to the following conditions:

1. Meeting all applicable Fire and Building Codes.
2. Submittal of a revised Site Plan, Landscaping Plan, Illumination Plan and Building Elevations for staff review and approval prior to Zoning Clearance for a building permit.
3. Package liquor sales are in conjunction with the convenience store as a secondary use.

Approval is based on the Findings of Fact (LAD 4/23/07, ZBA #005-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Holt, Beck, Conness -11-

Nays: Beach -1-

Absent: Timm, McNeely -2-

2007-69-O

72. Alderman Mark moved the adoption of an Ordinance - Amending Chapter 37, Section 800.2, of the City of Rockford Code of Ordinances for a Zoning Map Amendment from County AG to City I-1, Light Industrial District for Tract II at 24xx Blackhawk Road.

Approval is based on the Findings of Fact (LAD 4/23/07, ZBA #008-07). MOTION PREVAILED by a Roll Call vote of:

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

2007-70-O

73. Alderman Mark moved the adoption of an Ordinance amending Chapter 37, Section 603, of the City of Rockford Code of Ordinances for a Zoning Map Amendment from I-1, Light Industrial to R-2, Two-family Residential District and R-1, Single-family Residential District to R-2, Two-family Residential District for Tract I, and a Special Use Permit for a Planned Residential Development for existing two (2) Two-family Residences for Tract II in an R-2, Two-family Residential District at 2901, 2915, 2919, 2923, 2927, 2931 24th Street. Approval is subject to the following conditions:

1. Submittal of elevation drawings prior to issuance of a building permit for staff's review and approval.
2. The existing driveways must be paved with either concrete or blacktop.
3. A re-plat must be approved and recorded prior to the issuance of building permits.

Approval is based on the Findings of Fact (LAD 4/23/07, ZBA #001-07). MOTION PREVAILED by a Roll Call vote of:

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

2007-71-O

74. Alderman Mark moved the adoption of an Ordinance amending Chapter 37, Section 603, of the City of Rockford Code of Ordinances for a Zoning Map Amendment from County AG to City R-2, Two-family Residential District for Tract I and; Special Use Permit for Planned Residential Development in an R-2, Two-family Residential District for Tract I at 6178 11th Street. Approval is subject to the following conditions:

1. The terms of the Annexation Agreement.
2. Submittal of a Tentative Plat and Final Plat for City review and approval.
3. Submittal of a drainage study for staff review.
4. Submittal of a revised site plan for staff review and approval.
5. The building's front elevation shall be a replicate of Exhibit E.
6. Submittal of a revised landscaping plan for staff review and approval.

Approval is based on the Findings of Fact (LAD 4/23/07, ZBA #008-07). MOTION PREVAILED by a Roll Call vote of:

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

2007-72-O

75. Alderman Mark moved the adoption of 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 an existing church and parking lot and; Variation to allow landscaping as shown on the submitted plan in an R-2, Two-family Residential District at 940 and 950 North Rockton Avenue. Approval is subject to the following conditions:

1. A parking lot permit and approval from Public Works Department is required prior to improvements to the site.
2. Improvements to the site must be in accordance with Exhibit E.

Approval is based on the Findings of Fact (LAD 4/23/07, ZBA #004-07). MOTION PREVAILED by a Roll Call vote of:

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

2007-73-O

76. Alderman Mark moved the adoption of an Ordinance to execute the attached public utility easement dedication from Elm Street to Mulberry Street in favor of Insight Communication, Inc., for construction of an underground fiber optic cable across certain property owned by the City of Rockford. Insight is relocating this cable as part of the West State Street to Chestnut Street Crossover Improvement. MOTION PREVAILED by a Roll Call vote of:

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

2007-131CR

77. Alderman Bell moved the adoption of a Planning and Development Committee Report recommending approval of the Grant Agreement by and between the City of Rockford and the Rockford Local Development Corporation. MOTION PREVAILED (Ald. Timm, McNeely absent).

MOTIONS AND RESOLUTIONS

2007-38R

78. Alderman Beck, on behalf of the Finance and Personnel Committee, submitted a Resolution to take bids/proposals for the following: Bid: PCC Patching, funding source: Street/Sewer General Funds & Water Operating Budget; Bid: Stanley Street Pumping Station, funding source: WARB; Bid: Demolition of 623 Cunningham, funding source: CDBG; Bid: Demolition of 1811 & 1817 S. Central, funding source: CDBG. MOTION PREVAILED (Ald. Timm, McNeely absent).

2007-39R

79. Alderman Beck, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution that the City approve an Agreement between the City of Rockford and the State of IL, Department of Transportation, for reconstruction of Harrison Avenue Phase II from 11th St. to 20th St. There is appropriated the amount of \$2,036,000 for said improvement from the City's allotment of Motor Fuel Tax Funds. The State will provide \$8,144,000 in Federal STU funds. MOTION PREVAILED (Ald. Timm, McNeely absent).

2007-40R

80. Alderman Mark, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution that the Mayor and Legal Director are authorized to execute the attached Annexation Agreement by and between Blackhawk Property Holdings, LLC, an Illinois limited liability company, and the City of Rockford pertaining to property commonly known as 24xx Blackhawk Road, 6178 and 61xx 11th Street. MOTION PREVAILED (Ald. Timm, McNeely absent).

2007-41R

81. Alderman Mark, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution that the Mayor and Legal Director are authorized to execute the attached Annexation Agreement by and between Blackhawk Property Holdings, LLC, an Illinois limited liability company, and the City of Rockford pertaining to property commonly known as 24xx Blackhawk Road. MOTION PREVAILED (Ald. Timm, McNeely absent).

2007-42R

82. Alderman Holt suggested a Resolution that the City of Rockford, City Council, go out for proposals for outside Legal Council to provide legal opinions and review of ordinances and draft of certain ordinances for the Aldermen of the City of Rockford. A qualified attorney for these services shall be qualified if said attorney has a JD and a Master's in Public Administration. Referred to the Finance and Personnel Committee.

OFFICERS REPORTS

83. Alderman Jacobson reminded everyone that a Legislative Advisory and Lobbying Committee meeting will be held next Monday, April 9, 2007 at 4:15 pm in Conf. Rm. B, City Hall 2nd floor.

NEW BUSINESS

84. Alderman Mark introduced and read an Ordinance recommending the approval of the vacation for Stanley Street between Cedar Street and Preston Street. LAID OVER.
85. Upon motion duly made and seconded, the meeting was adjourned at 7:41 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
April 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

UNFINISHED BUSINESS

I. COMMITTEE REPORTS LAID OVER APRIL 2, 2007

1. Bell - Planning and Development - Recommending that the City Council approve the attached Agreement with Sunil Illinois LLC for a 50% rebate of the City of Rockford Retailers' Occupation Tax (sales tax) for a period of 5 years for the new 10,500 square foot Dollar Tree store at 11th Street and Pershing to be constructed by Sunil Illinois LLC. The Legal Director shall prepare the appropriate ordinance.
2. Mark - Code and Regulation - Recommending that the Legal Director be instructed to draw an Ordinance that traffic on Richmond Street be required to Yield prior to entering the intersection of Sunnyside Avenue.
3. Mark - Code and Regulation - Recommending that the Legal Director be instructed to draw on Ordinance for "No Parking Anytime" on both sides of Kleckner Road from McFarland east to the end.
4. Mark - Code and Regulation - Recommending that the Legal Director be instructed to draw an Ordinance to designate Rote Road from Perryville Road to Bell School Road as a "Through Street".
5. Mark - Code and Regulation - Recommending that the City Council of the City of Rockford DENY the claim of Michael Norup for property damage in the amount of \$1,276.68.

6. Mark - Code and Regulation - REVERSING the Zoning Board of Appeals, thereby recommending that City Council DENY the Zoning Map Amendment from C-2, Commercial Community District to C-3, Commercial General District and C-1, Limited Office District to C-3, Commercial General District and DENY a Special Use Permit for a Planned Mixed Use Development for a Bus Terminal, Transfer Center, including a joint development of retail spaces and parking at 7xx North Lyford Road.

Denial is based on the Findings of Fact (LAD 4/23/07, ZBA #079-06).

7. Beck - Finance and Personnel - Recommending the award for Tree Removal be made to the lowest bidder meeting specifications Tree Care Enterprises, of Rockford, IL for their total estimated annual price of \$160,210.00. The funding source is Street Division Operating Budget.
8. Beck - Finance and Personnel - Recommending the award for Gray Iron Sewer Castings be made to the sole bidder, Neenah Foundry, of Neenah, WI for their total bid of \$59,980.00. The funding source is Divisional Operating Budgets.
9. Beck - Finance and Personnel - Recommending the approval of an Agreement between the City and Rockford Area Arts Council. The funding source is Off Track Betting.

II. ORDINANCES LAID OVER APRIL 2, 2007

1. Mark - Ordinance - Recommending the approval of the vacation for Stanley Street between Cedar Street and Preston Street.

III. MISCELLANEOUS HELD OUT APRIL 2, 2007

- 1.* Mayor Morrissey - Appointment - Rockford Housing Authority Board, David A. Sidney, to a five (5) year term, which would expire June 2012. (Pursuant to Rule 18, this appointment will be up for passage on April 23, 2007).
- 2.* Mayor Morrissey - Re-appointment - Human Services CCA Board, Steve Vineyard, to a two (2) year term, which would expire January 2009. (Pursuant to Rule 18, this appointment will be up for passage on April 23, 2007).

* 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, April 9, 2007, 4:45 p.m.
CD Conference Room, City Hall 2nd floor
AGENDA**

1. C & R 07-67 Final Plat of Wesley Willows Retirement Cottages Plat #9
2. C & R 07-70 County Zoning Item #Z-10-07; 7753 & 7779 West State Street
3. C & R 07-58 ZBA#010-07 Variation to increase the height of a freestanding sign from the allowable eight feet to seventeen feet in a c-1, Commercial Limited Office Zoning District at 921 West State Street
4. C & R 07-55 Claim of Chase Byerly in the amount of \$554.38
5. Closed Session for Purposes of Pending Litigation – Attorney Kerry Partridge
6. C & R 07-68 Claim of Russell Maxwell

FINANCE AND PERSONNEL COMMITTEE

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

1. Purchasing and Vouchers
 - A. Rejection of Proposals: Storage & Disposal of Impound Vehicles
 - B. Award of Bid: Traffic Signs, Posts, & Blanks
 - C. Resolution to take Bids/Proposals
 - D. Vouchers
 - √ Training/Travel for Legal Department
2. Informational Memorandum: Stormwater/Flood Control System
3. Status of Acquisition – Closed Session

PLANNING AND DEVELOPMENT COMMITTEE

Monday, April 9, 2007, 5:15 p.m.

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

AGENDA

1. Memorandum from Ronald N. Schultz, City Attorney, regarding the Workforce Investment Board Lease.
2. Memorandum from Vicki Manson, Neighborhood Development Administrator and Dwayne Collins, Compliance Officer, regarding Funding for Southwest Ideas for Today and Tomorrow (SWIFTT), Rockford Area Affordable Housing Coalition (RAAHC), and the Regional Access and Mobilization Project (RAMP).

LEGISLATIVE ADVISORY AND LOBBYING COMMITTEE

Monday, April 9, 2007, 4:15 p.m.

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

AGENDA

1. Selection of Chairman and Co-Chairman
2. Discussion of Bylaws
3. Scheduling Regular Meetings
4. New Business