

**CITY COUNCIL, CITY OF ROCKFORD  
JOURNAL OF PROCEEDINGS  
MAY 21, 2007  
COUNCIL CONVENED AT 6:11 P.M.**

1. The Clerk called the meeting to order in the absence of the Mayor, and recognized Alderman Beach who moved that Alderman Wasco serve as Mayor Pro Tem for the meeting. Said motion was seconded by Alderman Johnson. MOTION PREVAILED (Ald. Sosnowski, Jacobson, Thompson-Kelly, Conness absent).
2. The invocation was given by Chaplain David Broom, Faith Center/Police Chaplain, and the Pledge of Allegiance was led by Page Karla Centeno.
3. Roll Call:  
Alderman Wasco, Mayor Pro Tem  
Aldermen: Curran, Mark, (Wasco), Bell, Johnson, Timm, Beach, Holt, Beck,  
McNeely –10-  
Absent: Sosnowski, Jacobson, Thompson-Kelly, Conness –4-
4. Alderman Mark moved to accept the Journal of Proceedings of May 14, 2007, seconded by Alderman Beach. MOTION PREVAILED (Ald. Sosnowski, Jacobson, Thompson-Kelly, Conness absent).

**PUBLIC PARTICIPATION**

5. John Weaver addressed Council concerning drugs and violence in the City of Rockford and encouraged the participation of citizens to “support and report”.

**PETITIONS AND COMMUNICATIONS**

6. Alderman Holt submitted a request from John R. Mecklenburg, in conjunction with the Swedish American Medical Foundation Annual Founder’s Day Event, requesting barricades and permission to place a carnival and tent on city streets and for closures of 10<sup>th</sup> Street from Charles to 5<sup>th</sup> Avenue with local traffic only at 4<sup>th</sup> and 9<sup>th</sup> and 4<sup>th</sup> and 11<sup>th</sup> so that 4<sup>th</sup> can be closed at 10<sup>th</sup>. Neighbors will be notified and usually attend. Private security will be in place. Alderman Holt moved to grant the prayer of the petitioner, seconded by Alderman Mark. MOTION PREVAILED (Ald. Sosnowski, Jacobson, Thompson-Kelly, Conness absent).
7. Alderman Johnson submitted several Requests for Service. Referred to Neighborhood Standards, Building Department and the Public Works Department.
8. Alderman Johnson submitted an e-mail from Richard voicing his frustration with regards to the condition of 20<sup>th</sup> Street. Referred to the Public Works Department.
9. Alderman Johnson submitted a request from Joe Pendergast, Sports Page, in conjunction with the Corn Boil, requesting permission for tent, food and liquor outdoors within a confined space at 3907 Broadway on Saturday, June 2, 2007 from 2:00 pm to

8:00 pm. Alderman Johnson moved to grant the prayer of the petitioner, seconded by Alderman Mark. MOTION PREVAILED (Ald. Sosnowski, Jacobson, Thompson-Kelly, Conness absent).

10. Alderman Johnson submitted a request from Cathy Llewelin, Linens and Things, in conjunction with the Outdoor Tent Sale, requesting permission to erect a tent for seven (7) days at 249 Deanne Drive from May 23, 2007 – May 29, 2007. Alderman Johnson moved to grant the prayer of the petitioner, seconded by Alderman Mark. (Ald. Sosnowski, Jacobson, Thompson-Kelly, Conness absent).
11. Alderman Mark submitted the Zoning Board of Appeals minutes for the meeting held on May 15, 2007. Referred to Code and Regulation Committee.
12. Alderman Mark submitted a Memorandum from Mark Rose, Land Acquisition Officer, regarding the sale of property at 1407 Michigan Avenue. Referred to Code and Regulation Committee.
13. Alderman Beck submitted a Memorandum from Patrick Hayes, Legal Director, regarding an AFSCME Council 31 and Rockford Public Library. Referred to Finance and Personnel Committee.
14. Alderman Beck submitted a Memorandum from Mayor Morrissey, Aldermen Wasco and Mark, regarding Sunset for Non-Home Rule Municipal Sales Tax. Referred to Finance and Personnel Committee.
15. Alderman Beck submitted a Memorandum from Brad Moberg, City Engineer, regarding Emergency Repair of Harrison Ave. Bridge over the Rock River. Costs are estimated at \$9,500 and will be paid by the Street Maintenance Bridge Funds. Placed on file.
16. Alderman Beck submitted a Memorandum from William Keith, Property and Equipment Superintendent, regarding an Emergency Purchase Order for repair of the Bucket Truck. Costs are estimated at \$15,000. Placed on file.
17. Alderman Timm mentioned a letter from a concerned citizen regarding criminal activity in his neighborhood. Referred to the Police Department.

#### **NEW COMMITTEE REPORTS**

18. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the vacation request for the alley located between North Court Street, North Church Street, John and Salem Streets for the price of three thousand two hundred dollars (\$3,200.00). LAID OVER.
19. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the vacation request for Starr Street for the price of thirteen thousand two hundred dollars (\$13,200.00). LAID OVER.

20. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the annexation of 4808 Spring Creek Road. LAID OVER.
21. Alderman Beck read a Finance and Personnel Committee report recommending the contract for Network/Video Project Management be made to Broadband Development Group for an estimated amount of \$15,000. The funding source is Metro Narcotics Fund & Crime Stoppers Grant. LAID OVER.
22. Alderman Beck read a Finance and Personnel Committee report recommending approval of Task Order #15 with Strand Associates, Inc. for engineering services on the Water System Rehabilitation Project in an amount not to exceed \$15,000. The funding source is Water Alternate Revenue Bonds. LAID OVER.
23. Alderman Beck read a Finance and Personnel Committee report recommending approval of Task Order #10 with McMahon Associates, Inc. for work on the Water System Rehabilitation Project in an amount not to exceed \$220,000. The funding source is Water Alternate Revenue Bonds. LAID OVER.
24. Alderman Beck read a Finance and Personnel Committee Report recommending approval of a contract with Crawford, Murphy & Tilly, Inc. for construction engineering services on the Airport Area Watermain project in an amount not to exceed \$135,000. The funding source is Water Alternate Revenue Bonds. LAID OVER.

**2007-191CR**

25. Alderman Beck read a Finance and Personnel Committee report recommending the award of contract for the construction of the Stanley Street Pumping Station including alternates #1 & #3 to the low bidder, Whitaker Construction and Excavating, Inc. for the amount of \$3,294,500. The funding source is Water Alternate Revenue Bonds.

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

Ayes: Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt, Beck,  
McNeely -10-  
Nays: -0-  
Absent: Sosnowski, Jacobson, Thompson-Kelly, Conness -4-

**2007-192CR**

26. Alderman Beck read a Finance and Personnel Committee report recommending the award of bid for (1) New Club Car Carryall 6 w/Ambulance Kit be made to the sole bidder, Randall Industries of Elmhurst, IL for their total bid of \$10,900.00. The funding source is Foreign Fire Tax.

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

Ayes: Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt, Beck,  
McNeely -10-  
Nays: -0-  
Absent: Sosnowski, Jacobson, Thompson-Kelly, Conness -4-

27. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of May 21, 2007 in the amount of \$1,917,117.05. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt, Beck,  
McNeely -10-  
Nays: -0-  
Absent: Sosnowski, Jacobson, Thompson-Kelly, Conness -4-

### OFFICERS REPORTS

28. Alderman Wasco, on behalf of Mayor Morrissey, presented a Proclamation proclaiming the week of May 20 2007 to be "Public Works Week" in Rockford, Illinois and called upon all citizens to recognize the contributions which public works employees make every day to our health safety, comfort and quality of life.
29. Alderman Wasco, on behalf of Mayor Morrissey, presented a Proclamation proclaiming the week of May 20, 2007 to be "Emergency Medical Services Week" in Rockford, Illinois in recognition of our firefighters who are emergency medical service providers and the vital contributions they make to the safety and well-being of our citizens.
30. Alderman Wasco, on behalf of Mayor Morrissey, presented a Proclamation proclaiming the week of May 20, 2007 to be "I Know I Can College Awareness Week" in Rockford, Illinois and urged all citizens and business partners to join in acknowledging the importance of a post secondary education by wearing college and university spirit wear on Wednesday, May 23, 2007.
31. Alderman Bell was happy to announce the Morgan Street Bridge is open again.
32. Alderman Bell reported this past Saturday at RESA School was a Townhall meeting held by Pastor Coplan, New Zion Baptist Church, with other ministers in the community. He commented that Chief Epperson and the Superintendent of the Rockford Schools participated in the meeting as part of the panel for questions and answers.
33. Alderman Johnson reminded all in her area beginning on May 21, 2007 for approximately three (3) weeks from 7:00 am to 3:00 pm Monday through Thursday the Rockford Water Division will be unidirectional flushing fire hydrants from Harrison Avenue to Sandy Hollow Road and from 20<sup>th</sup> Street to Alpine Road. Any questions or concerns may be directed to Larry Pierce at 987-5736 or Elton Trojniar at 987-5701 from the Rockford Water Quality Section.
34. Alderman Johnson mentioned her concerns with the Public Safety Building's upcoming vacancy of the Sheriff's Department to the new Justice Center and requested the

Mayor's Office respond to her questions pertaining to the vacant space, funding for renovations and the "tunnel" issue. Referred to Mayor Morrissey's Office.

35. Alderman Johnson commented on the trip to Springfield last Tuesday sponsored by the Chamber of Commerce and the Rockford Airport. The Springfield "Fly-In" Legislative Day was attended by several City staff who participated in a number of activities scheduled throughout the day, including a question and answer session with Senator Burzynski, Syverson and Representative Jefferson. She thanked Einar Forsman, Tom Seymour, Bob O'Brien and Mike Dunn for their efforts to make this trip a success.
36. Alderman Curran also thanked everyone who coordinated the Springfield "Fly-In" last Tuesday. He addressed his sleeping habits on the airplane, explaining the night before the trip he had worked several hours in the orchard and deserved a catnap.
37. Alderman McNeely thanked Bill Bittner, Director of Public Works, for addressing two (2) requests for service of on-going problems.
38. Alderman Wasco announced City Hall will be closed on Monday, May 28, 2007 in observance of the Memorial Day holiday. City Council will be held on Tuesday, May 29, 2007 at 6:00 pm in Council Chambers, City Hall 2<sup>nd</sup> floor, 425 E. State Street.
39. Alderman Wasco reported construction will begin on the Harrison Avenue Bridge Wednesday, May 23, 2007 at 7:00 am. Traffic will be limited to one (1) lane southbound at the intersection of Harrison Avenue and Alpine Road, with work to be completed on Monday, May 28, 2007, weather permitting. Please use caution while driving near the work zone.
40. Alderman Wasco announced the Holiday Garbage Collection schedule will shift one (1) day next week due to the Memorial Day holiday. For the week of May 28<sup>th</sup>, the normal Monday route will be Tuesday and continue on that schedule for the remainder of the week. The Household Hazardous Waste Site at 3333 Kishwaukee Street and Used Oil and Tire Recycling Center at Halsted will be closed the weekend of May 26<sup>th</sup> and 27<sup>th</sup>.
41. Alderman Curran thanked the Public Works Department for their Memorandum regarding Insecticide Applications for 2007.

## **UNFINISHED BUSINESS**

### **2007-193CR**

42. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending the award for Epson printers & Accessories for the Police Department be made to Advanced Public Safety, of Deerfield Beach, Florida for their total bid of \$58,870.15. The funding source is IDOT Grant Monies. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt, Beck,  
McNeely -10-  
Nays: -0-

Absent: Sosnowski, Jacobson, Thompson-Kelly, Conness –4-

**2007-194CR**

43. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending the award for Water Quality Testing be made to the low bidder, PDC Laboratories, of Peoria, Illinois for their total bid of \$36,973.60. The funding source is Water Operating Budget. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt, Beck,  
McNeely -10-

Nays: -0-

Absent: Sosnowski, Jacobson, Thompson-Kelly, Conness –4-

**2007-195CR**

44. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending the award for Harrison Avenue Watermain be made to the low bidder, Civil Constructors, of Freeport, IL for their total bid of \$382,730.30. The funding source is Water Alternate Revenue Bonds (WARB). MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt, Beck,  
McNeely -10-

Nays: -0-

Absent: Sosnowski, Jacobson, Thompson-Kelly, Conness –4-

**2007-196CR**

45. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending the contract for Employee Assistance Program (EAP) be made to ComPsych for the estimated annual cost of \$19,940.00. The funding source is Human Resources Operating Budget. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt, Beck,  
McNeely -10-

Nays: -0-

Absent: Sosnowski, Jacobson, Thompson-Kelly, Conness –4-

**2007-197CR**

46. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending the contract for the Fire Station Feasibility Study be made to the Center for Public Safety Excellence (CPSE), for an estimated cost of \$36,419.00. The funding source is Fire Department Operating Budget. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt, Beck,  
McNeely -10-

Nays: -0-

Absent: Sosnowski, Jacobson, Thompson-Kelly, Conness –4-

47. Alderman Beck moved the re-appointment to the Rockford Mass Transit District Board, Venita Hervey, to a four (4) year term ending February 2011. MOTION PREVAILED by a

Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt, Beck,  
McNeely -10-  
Nays: -0-  
Absent: Sosnowski, Jacobson, Thompson-Kelly, Conness -4-

**2007-198CR**

48. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending that City Council DENY the claim of Al Bell for property damage in the amount of \$154.39. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt, Beck,  
McNeely -10-  
Nays: -0-  
Absent: Sosnowski, Jacobson, Thompson-Kelly, Conness -4-

**2007-199CR**

49. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending the approval of the Final Plat of Hutchin's Subdivision Plat #2. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt, Beck,  
McNeely -10-  
Nays: -0-  
Absent: Sosnowski, Jacobson, Thompson-Kelly, Conness -4-

**2007-200CR**

50. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending the approval of the Final Plat of Kinsey's Little Farm Plat #2. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt, Beck,  
McNeely -10-  
Nays: -0-  
Absent: Sosnowski, Jacobson, Thompson-Kelly, Conness -4-

**2007-201CR**

51. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending the approval of the Final Plat of Whipple's Subdivision Plat #2. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt, Beck,  
McNeely -10-  
Nays: -0-  
Absent: Sosnowski, Jacobson, Thompson-Kelly, Conness -4-

**2007-202CR**

52. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending that City Council approve the Re-submittal of the Tentative Plat of Redington Chase. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt, Beck, McNeely -10-  
Nays: -0-  
Absent: Sosnowski, Jacobson, Thompson-Kelly, Conness -4-

**2007-203CR**

53. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending that City Council approve the attached ordinance as it relates to the On The Waterfront Open Seal Ordinance Renewal. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt, Beck, McNeely -10-  
Nays: -0-  
Absent: Sosnowski, Jacobson, Thompson-Kelly, Conness -4-

**2007-204CR**

54. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending that City Council approve the amendment to Rule 11 (b) of Section 2-42 Rules of Procedure and Order of Business of the Code of Ordinances of the City of Rockford.

(b) When a committee report has been initially placed on passage, the motion to lay over from any alderman, being duly seconded, shall lay over the committee report until the next meeting of the City Council, except zoning ordinances, which shall follow the statutory zoning procedures. This motion may be made only once on any committee report.

The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt, Beck, McNeely -10-  
Nays: -0-  
Absent: Sosnowski, Jacobson, Thompson-Kelly, Conness -4-

**2007-205CR**

55. Alderman Mark moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for a Planned Mixed Use Development consisting of a two-family residence, a fruit market/convenience store, and a restaurant/café' on a single lot in an R-1, Single-Family Residential District at 115, 117, 119 South Central Avenue.

Approval is based on the Findings of Fact (LAD 6/18/07, ZBA #016-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt, Beck, McNeely -10-  
Nays: -0-  
Absent: Sosnowski, Jacobson, Thompson-Kelly, Conness -4-

**2007-97-O**

56. Alderman Mark moved the adoption of an Ordinance amending Chapter 16, Section 292, of the City of Rockford Code of Ordinances by adding the following:

"All traffic be required to Stop prior to entering the intersection of North First Street and Prairie Street".

"All traffic be required to Stop prior to entering the intersection of North First Street and Lafayette Avenue".

"All traffic be required to Stop prior to entering the intersection of West State Street and Kilburn Avenue".

MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt, Beck, McNeely -10-  
Nays: -0-  
Absent: Sosnowski, Jacobson, Thompson-Kelly, Conness -4-

**2007-98-O**

57. Alderman Mark moved the adoption of an Ordinance amending Chapter 16, Section 293, of the City of Rockford Code of Ordinances by adding the following:

"That traffic on 19<sup>th</sup> Avenue be required to Yield prior to entering the intersection of 23<sup>rd</sup> Street".

MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt, Beck, McNeely -10-  
Nays: -0-  
Absent: Sosnowski, Jacobson, Thompson-Kelly, Conness -4-

**2007-99-O**

58. Alderman Johnson moved the adoption of an Ordinance amending Rule 19(d) of Chapter 2, Section 2-42, of the City of Rockford Code of Ordinances by adding the following:

Rule 19. There shall be four (4) standing committees appointed by the mayor as follows:

(d) Legislative Lobbying Committee. The Legislative Lobbying Committee shall act on behalf of, and as a liaison for, the City of Rockford, Illinois and legislators in Springfield and/or Washington, D.C. The Legislative Lobbying Committee shall set their agenda items to reflect City Council issues and concerns, as well as other issues of importance to the City of Rockford.

The Planning and Development Committee shall be composed of a chairman, co-chairman and two (2) other members. The Finance and Personnel Committee shall be composed of a chairman, co-chairman and three (3) other members. The Code and Regulations Committee shall be composed of a chairman, co-chairman and three (3) other members. Each alderman shall be assigned to one of the following committees: the Planning and Development Committee, the Finance and Personnel Committee or the Code and Regulations Committee.

The Legislative Lobbying Committee shall be composed of the Republican and Democratic Party Caucus Chairs or their designees, as well as four additional Aldermen, two from the Democratic caucus and two from the Republican caucus, appointed by their respective caucuses. The Legislative Lobbying Committee shall meet on an as-needed basis.

MOTION PREVAILED by a Roll Call vote of:

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

59. Alderman Bell moved the adoption of an Ordinance recommending approval of the Lease Agreement with Joseph James Partners, LLC. and the City of Rockford.

Alderman Bell moved to refer the item back to committee. MOTION PREVAILED by a Roll Call vote of:

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

**2007-100-O**

60. Alderman Bell moved the adoption of an Ordinance recommending approval of the attached 2007 River District Work Plan and \$40,000 in funding, 50% from the East Side TIF District and 50% from the West Side TIF District. MOTION PREVAILED by a Roll Call vote of:

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

## MOTIONS AND RESOLUTIONS

### 2007-58R

61. Alderman Beck, on behalf of the Finance and Personnel Committee, submitted a Resolution to take bids for the following: Fire Hydrant Painting, funding source: Water Division Operating Budget; Bid: Motor Rewinding, funding source: Water Division Operating Budget. MOTION PREVAILED (Ald. Sosnowski, Jacobson, Thompson-Kelly, Conness absent).

### 2007-59R

62. Aldermen Mark and Wasco moved the adoption of a Resolution that the Finance and Personnel Committee amend the Ordinance for the imposition and collection of the Non-Home Rule Municipal Sales Tax for Infrastructure on Enactment of Senate Bill 1395, to terminate the collection of said tax on June 30, 2012, absent voter approval of the extension thereof via earlier referendum and hereby formally request the Honorable Rod R. Blagojevich, Governor of the State of Illinois, to sign Senate Bill 1395 into law in support of Eight Million (\$8,000,000.00) Dollars of fiscal year 2007 infrastructure projects throughout the City of Rockford, Illinois. MOTION PREVAILED (Ald. Sosnowski, Jacobson, Thompson-Kelly, Conness absent). Referred to Finance and Personnel.

### 2007-60R

63. Alderman Bell read in a Resolution that the City of Rockford request Winnebago County to adopt an ordinance that prohibits county residents that have boundaries next to established city boundaries be required to be governed by the mile and ½ zoning rule. Referred to Mayor Morrissey's Office and the Legal Department.

## NEW BUSINESS

64. Alderman Mark introduced and read an Ordinance amending Chapter 37, Section 602 and 800.3, of the City of Rockford Code of Ordinances for a Zoning Map Amendment from County AG to City R-1, Single-Family Residential District for Parcel I and to C-2, Commercial Community District for Parcel II at 45xx Thompson Road (35<sup>th</sup> 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 front-building elevation plan for Staff review and approval.

Approval is based on the Findings of Fact (LAD 6/18/07, ZBA #018-07). LAID OVER.

65. Alderman Mark introduced and read an Ordinance amending Chapter 37, Section 1603 and Section 1604, of the City of Rockford Code of Ordinances for a Special Use Permit for a Performance Use consisting of a fast food restaurant with a drive-thru window that cannot meet the required minimum distance of 600 feet from a residential district and Variation to reduce the perimeter landscape strip from the required ten (10) feet to 8.5 feet along 11<sup>th</sup> Street in a C-3, Commercial General Zoning District at 2637, 2641, 2643 11<sup>th</sup> Street. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. Submittal of a revised site plan including the dumpster location to match the design of the building.
3. Submittal of a detailed landscaping plan including an elevation of the proposed fencing.
4. The bypass lane to the alley shall be eliminated.
5. That the sight-obscuring fence and landscaping shall be extended north along the alley to the northernmost property line.
6. Hours of operation shall be limited to 6:00 am to Midnight.

Approval is based on the Findings of Fact (LAD 6/18/07, ZBA #011-07). LAID OVER.

66. 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 Residential Development consisting of Commercial Retail, nine (9) four-unit buildings and two (2) three-unit buildings of multi-family, and forty (40) single-family residential units, in a C-2, Commercial Community District, C-1, Limited Office District, R-2, two-family Residential District and R-1, Single-Family Residential District at 1007, 1127, 1129 North Alpine Road and 4591, 46XX, 4627, 4669, 4689, 4707, 48XX, 4921, 4875 Guilford Road. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. Conformance with the Annexation Agreement, Ordinance 2006-112-O, effective July 17, 2006.
3. Conformance with an approved Petition for Annexation of 4875 Guilford Road (12-20-227-027).
4. Substantial conformance with the commercial building elevations identified as exhibit E attached, by SEC Architects dated December 11, 2006.
5. Substantial conformance with the multi-family building elevations identified as exhibit D attached, by SEC Architects dated December 11, 2006.
6. Substantial conformance with single-family residential building elevations identified as exhibit F attached, dated April 6, 2007.
7. Substantial conformance with landscaping plans for the site development of the Commercial and multi-family portions submitted by the applicant dated December 11, 2006 by GNI Development, M. Buckler, identified as exhibit J.
8. Substantial conformance with the preservation of trees as submitted in preliminary tree preservation plan identified as exhibit G attached, by Arnold Lundgren & Associates, dated January 22, 2007.
9. Substantial conformance with the Tentative Plat submitted by the applicant identified as exhibit H attached, by Arnold Lundgren & Associates, dated January 22, 2007.
10. The gated portions shall be configured in a way such that the stacking of vehicles not spill out to Guilford Road. A mechanism to allow for quick access by emergency vehicles is required.
11. Decks or patios may be allowed within the required thirty (30) foot rear yard setback along the westerly property line adjacent to the western portion of the condominium development identified as exhibit K. The maximum allowable

encroachment shall not exceed ten (1) feet. The appropriate building permits must be obtained prior to construction.

12. As the site develops submittal of landscaping, signage, illumination, dumpster locations will be required for staff review and approval and meet all applicable codes and ordinances prior to issuance of building permit.
13. That a Tentative Plat and Final Plat is approved for the property in accordance with the City's Subdivision regulation inclusive of required public improvements prior to issuance of building permit and development of site,

Approval is based on the Findings of Fact (LAD 6/18/07, ZBA #015-07). LAID OVER.

67. Alderman Mark introduced and read an Ordinance recommending the approval of the annexation of property commonly known as 45xx Thompson Road. LAID OVER.
68. Alderman Mark introduced and read an Ordinance recommending the approval of the annexation of property commonly known as 4875 Guilford Road. LAID OVER.
69. Alderman Mark introduced and read an Ordinance amending Chapter 37, Section 800.5, of the City of Rockford Code of Ordinances Zoning Map Amendment from City C-3 to City C-4, Commercial Old Town District at 304 Lafayette Avenue, 331 North Madison Street and 409 North Madison Street.

Approval is based on the Findings of Fact (LAD 6/18/07, ZBA #017-07). LAID OVER.

70. Upon motion duly made and seconded, the meeting was adjourned at 7:08 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, 2<sup>ND</sup> floor City Hall**  
**425 E. State Street, Rockford**  
**May 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

**I. PUBLIC HEARING**

1. Public Hearing for the annexation of 45xxThompson Road.

**UNFINISHED BUSINESS**

**II. COMMITTEE REPORTS LAID OVER MAY 21, 2007**

1. Mark - Code and Regulation - Recommending the approval of the vacation request for the alley located between North Court Street, North Church Street, John and Salem Streets for the price of three thousand two hundred dollars (\$3,200.00).
2. Mark - Code and Regulation - Recommending the approval of the vacation request for Starr Street for the price of thirteen thousand two hundred dollars (\$13,200.00).
3. Mark - Code and Regulation - Recommending the approval of the annexation of 4808 Spring Creek Road.
4. Beck - Finance and Personnel - Recommending the contract for Network/Video Project Management be made to Broadband Development Group for an estimated amount of \$15,000. The funding source is Metro Narcotics Fund & Crime Stoppers Grant.
5. Beck - Finance and Personnel - Recommending approval of Task Order #15 with Strand Associates, Inc. for engineering services on the Water System Rehabilitation Project in

an amount not to exceed \$15,000. The funding source is Water Alternate Revenue Bonds.

6. Beck - Finance and Personnel - Recommending approval of Task Order #10 with McMahon Associates, Inc. for work on the Water System Rehabilitation Project in an amount not to exceed \$220,000. The funding source is Water Alternate Revenue Bonds.
7. Beck - Finance and Personnel - Recommending approval of a contract with Crawford, Murphy & Tilly, Inc. for construction engineering services on the Airport Area Watermain project in an amount not to exceed \$135,000. The funding source is Water Alternate Revenue Bonds.

### **III. ORDINANCES LAID OVER MAY 21, 2007**

1. Mark - Ordinance - Amending Chapter 37, Section 602 and 800.3, of the City of Rockford Code of Ordinances for a Zoning Map Amendment from County AG to City R-1, Single-Family Residential District for Parcel I and to C-2, Commercial Community District for Parcel II at 45xx Thompson Road (35<sup>th</sup> 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 front-building elevation plan for Staff review and approval.

Approval is based on the Findings of Fact (LAD 6/18/07, ZBA #018-07).

2. Mark - Ordinance - Amending Chapter 37, Section 1603 and Section 1604, of the City of Rockford Code of Ordinances for a Special Use Permit for a Performance Use consisting of a fast food restaurant with a drive-thru window that cannot meet the required minimum distance of 600 feet from a residential district and Variation to reduce the perimeter landscape strip from the required ten (10) feet to 8.5 feet along 11<sup>th</sup> Street in a C-3, Commercial General Zoning District at 2637, 2641, 2643 11<sup>th</sup> Street. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. Submittal of a revised site plan including the dumpster location to match the design of the building.
3. Submittal of a detailed landscaping plan including an elevation of the proposed fencing.
4. The bypass lane to the alley shall be eliminated.
5. That the sight-obscuring fence and landscaping shall be extended north along the alley to the northernmost property line.
6. Hours of operation shall be limited to 6:00 am to Midnight.

Approval is based on the Findings of Fact (LAD 6/18/07, ZBA #011-07).

3. Mark - Ordinance - Amending Chapter 37, Section 1603 of the City of Rockford Code of Ordinances for a Special Use Permit for a Planned Residential Development consisting of

Commercial Retail, nine (9) four-unit buildings and two (2) three-unit buildings of multi-family, and forty (40) single-family residential units, in a C-2, Commercial Community District, C-1, Limited Office District, R-2, two-family Residential District and R-1, Single-Family Residential District at 1007, 1127, 1129 North Alpine Road and 4591, 46XX, 4627, 4669, 4689, 4707, 48XX, 4921, 4875 Guilford Road. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. Conformance with the Annexation Agreement, Ordinance 2006-112-O, effective July 17, 2006.
3. Conformance with an approved Petition for Annexation of 4875 Guilford Road (12-20-227-027).
4. Substantial conformance with the commercial building elevations identified as exhibit E attached, by SEC Architects dated December 11, 2006.
5. Substantial conformance with the multi-family building elevations identified as exhibit D attached, by SEC Architects dated December 11, 2006.
6. Substantial conformance with single-family residential building elevations identified as exhibit F attached, dated April 6, 2007.
7. Substantial conformance with landscaping plans for the site development of the Commercial and multi-family portions submitted by the applicant dated December 11, 2006 by GNI Development, M. Buckler, identified as exhibit J.
8. Substantial conformance with the preservation of trees as submitted in preliminary tree preservation plan identified as exhibit G attached, by Arnold Lundgren & Associates, dated January 22, 2007.
9. Substantial conformance with the Tentative Plat submitted by the applicant identified as exhibit H attached, by Arnold Lundgren & Associates, dated January 22, 2007.
10. The gated portions shall be configured in a way such that the stacking of vehicles not spill out to Guilford Road. A mechanism to allow for quick access by emergency vehicles is required.
11. Decks or patios may be allowed within the required thirty (30) foot rear yard setback along the westerly property line adjacent to the western portion of the condominium development identified as exhibit K. The maximum allowable encroachment shall not exceed ten (1) feet. The appropriate building permits must be obtained prior to construction.
12. As the site develops submittal of landscaping, signage, illumination, dumpster locations will be required for staff review and approval and meet all applicable codes and ordinances prior to issuance of building permit.
13. That a Tentative Plat and Final Plat is approved for the property in accordance with the City's Subdivision regulation inclusive of required public improvements prior to issuance of building permit and development of site,

Approval is based on the Findings of Fact (LAD 6/18/07, ZBA #015-07).

4. Mark - Ordinance - Recommending the approval of the annexation of property commonly known as 45xx Thompson Road.

5. Mark - Ordinance - Recommending the approval of the annexation of property commonly known as 4875 Guilford Road.
6. Mark - Ordinance - Amending Chapter 37, Section 800.5, of the City of Rockford Code of Ordinances Zoning Map Amendment from City C-3 to City C-4, Commercial Old Town District at 304 Lafayette Avenue, 331 North Madison Street and 409 North Madison Street.

Approval is based on the Findings of Fact (LAD 6/18/07, ZBA #017-07).

**IV. MISCELLANEOUS HELD OUT MAY 21, 2007**

1. Mayor Morrissey – Re-appointment - Building Board of Appeals, James R. Lev, for a five (5) year term ending June 2012. (Pursuant to Rule 18, this appointment will be up for passage on June 18, 2007).
2. Mayor Morrissey – Re-appointment – Building Board of Appeals, William J. Waldorf, for a five (5) year term ending June 2012. (Pursuant to Rule 18, this appointment will be up for passage on June 18, 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

\* \* \* \* \*

**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, May 29, 2007, 4:45 p.m.**

**Conference Room A, City Hall 2<sup>nd</sup> floor (north room)**

**AGENDA**

1. C & R 07-96 ZBA#020-07 Special Use Permit for an auto repair shop that does not satisfy the Performance Criteria of 600 feet away from a residential district in a C-3, Commercial General Zoning District at 3415 Auburn Street
2. C & R 07-98 ZBA#022-07 Zoning Map Amendment from R-1, Single-Family, R-2, two-family, and C-1, Limited Office District to C-2,

Commercial District at 1250, 1302 East State Street &  
1257 Revell Avenue

3. C & R 07-99 ZBA#023-07 (A) Variation to reduce the rear yard setback for an accessory building from 2 ½ feet to 0 feet along the north property line  
(B) Variation to increase the maximum height of an accessory building from 18 feet to 21.5 feet in an R-1, Single-Family Residential Zoning District at 1822 National Avenue
4. C & R 07-100 ZBA#024-07 Special Use Permit for sale of liquor by the drink in conjunction with a sit down restaurant with only indoor seating in a C-2, Commercial Community Zoning District at 701 Highgrove Place
5. C & R 07-101 ZBA#025-07 (A) Special Use Permit for a church and a multifunctional community center that will house various community and religious related services and activities, such as an office space for various community and non-profit agencies, classrooms for Sunday School and after school programs and community related seminars during the week, a large open space for banquets, weddings, receptions, concerts, and other large events, and spaces designated for daycare and senior drop in center  
(B) Variation from the required 30-foot front yard setback along Salter Avenue to 16'8"  
(C) Variation from the required parking spaces to 88 parking spaces  
(D) Variation to allow landscaping as per submitted landscaping plan, in an R-1, Single-Family Residential District at 604, 605, 611 & 622 Salter Avenue & 1510 West Street
6. C & R 07-102 ZBA#026-07 Modification of Special Use Permit Ordinance #1993-282-O for a church and related activities, including daycare and possible day school approved on November 1, 1993 to allow for a church addition that will consist of classrooms, a fellowship hall, and a kitchen in an R-1, Single-Family Residential District at 3555 McFarland Road
7. C & R 07-103 ZBA#027-07 Variation to increase the maximum allowable square footage from 480 to 700 square feet for a wall

sign within the shopping center on the southwest corner of the building in a C-3, Commercial General District at 1603 North Alpine Road, Suites 101, 105, 109 and 113

8. C & R 07-104 ZBA#028-07 Special Use Permit for an off-site business advertising freestanding sign in a C-2, Commercial Community Zoning District at 7050 Fincham Drive
9. C & R 07-106 ZBA#030-07 Special Use Permit for the sale of liquor by the drink in conjunction with a café/restaurant in a C-4, Commercial Oldtown Zoning District at 211A Elm Street
10. C & R 07-10 ZBA#032-07 Special Use Permit for a Performance Use consisting of a car wash, auto repair, tire shop and auto sales that cannot satisfy the performance criteria of 600 feet from a residential district in an I-1, Light Industrial District at 1816 11<sup>th</sup> Street

**FINANCE AND PERSONNEL COMMITTEE**

**Tuesday, May 29, 2007, 5:15 p.m.**

**Conference Room B, City Hall 2<sup>nd</sup> floor (south room)**

**AGENDA**

1. Purchasing and Vouchers
  - A. Award of Bid: Central Garage Roof Replacement
  - B. Award of Bid: Summer Food Program – Suspend rules
  - C. Resolution to take Bids/Proposals
  - D. Vouchers
2. Compensation for Non-represented Employees (Laid over 5/21)
3. AFSCME Council 31 and Rockford Public Library
4. Sunset for Non-Home Rule Municipal Sales Tax

**PLANNING AND DEVELOPMENT COMMITTEE**

**Tuesday, May 29, 2007, 5:15 p.m.**

**CD Conference Room , City Hall 2<sup>nd</sup> floor**

**AGENDA**

No Meeting Scheduled For This Week.

**LEGISLATIVE LOBBYING COMMITTEE**

**Tuesday, June 26, 2007, 7:30 a.m.**

**Conference Room A, City Hall 2<sup>nd</sup> floor (north room)**

**AGENDA**

Next Scheduled Meeting Is June 26, 2007.