

**CITY COUNCIL, CITY OF ROCKFORD  
JOURNAL OF PROCEEDINGS  
MAY 7, 2007  
COUNCIL CONVENED AT 6:09 P.M.**

1. The Clerk called the meeting to order in the absence of the Mayor, and recognized Alderman Conness who moved that Alderman Beck serve as Mayor Pro Tem for the meeting. Said motion was seconded by Alderman Mark. MOTION PREVAILED (Ald. Jacobson, Thompson-Kelly absent).
2. The invocation was given by Pastor Orville Richardson, Jefferson Heights Baptist Church/Police Chaplain.
3. Alderman Beck requested a moment of silence in observance of the passing of John Lundin.
- 3a. The Pledge of Allegiance was led by Page Karla Centeno.
4. Roll Call:  
Alderman Beck, Mayor Pro Tem  
Aldermen: Sosnowski, Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt,  
(Beck), McNeely, Conness –12-  
Absent: Jacobson, Thompson-Kelly –2-
5. Alderman Beach moved to accept the Journal of Proceedings of April 30, 2007, seconded by Alderman Mark.

Alderman Bell made a motion to amend the Journal of Proceedings to remove Item II, #2 from tonight's agenda. The ordinance was read in, in error, as the committee report has not been passed, seconded by Alderman McNeely. MOTION PREVAILED (Ald. Jacobson, Thompson-Kelly absent).

The Journal of Proceedings as amended was placed on passage. MOTION PREVAILED (Ald. Jacobson, Thompson-Kelly absent).

**PUBLIC PARTICIPATION**

- 5a. Roger Coffey addressed Council suggesting City issued permits be free to disabled persons.

**PETITIONS AND COMMUNICATIONS**

6. Alderman Bell submitted a Memorandum from Reid Montgomery, Director of Community & Economic Development, regarding the RAEDC Quarterly Report. Referred to Planning and Development Committee.

7. Alderman Bell submitted a Memorandum from Cynthia Powers Hall, Director, Mayor's Office of Tourism, Culture & Special Events regarding a request for free parking for District 205 Graduations. Referred to Planning and Development Committee.
8. Alderman Bell submitted a request from Ralph Hawthorne, in conjunction with CeaseFire Rockford/Men Marching for Peace, requesting barricades and permission for police assistance for march (marchers to stay on sidewalk) and for closure of the lot behind City Hall for approximately 3 hours for rally after march. Alderman Bell moved to grant the Prayer of the Petitioner, seconded by Alderman Mark. MOTION PREVAILED (Ald. Jacobson, Thompson-Kelly absent).
9. Alderman Bell submitted a request from Frank Macias, requesting permission for a banner for one (1) month from, May 9, 2007 to June 7, 2007 for a new business/name at 519 Marchesano Drive. Alderman Bell moved to grant the Prayer of the Petitioner, seconded by Alderman Mark. MOTION PREVAILED (Ald. Jacobson, Thompson-Kelly absent).
10. Alderman Johnson submitted four (4) Requests for Service at 4207 Dakota Lane, 1224 31<sup>st</sup> Street, 2320 11<sup>th</sup> Avenue (lower) and intersection of Broadway and Log Cabin. Referred to Neighborhood Standards, the Police Department and the Public Works Department.
11. Alderman Johnson submitted an e-mail from Jon Worthington requesting the removal of dead trees behind 18<sup>th</sup> Street and Woodruff Street. Referred to the Public Works Department.
12. Alderman Johnson submitted an e-mail from Steven Gentry protesting Broadway Covenant Church being permitted to hold an outdoor concert on May 5<sup>th</sup>. Referred to Mayor Morrissey's Office/Cyndie Hall.
13. Alderman Wasco submitted two (2) Requests for Service at 2588 Pacific Parkway and 6639-6641 Sawgrass. Referred to Neighborhood Standards.
14. Alderman Wasco submitted a Request for Service at 6891 Thomas Parkway requesting repair of streetlights and clean up of broken glass in the street from garbage collection. Referred to Neighborhood Standards and the Public Works Department.
15. Alderman Wasco requested the Public Works Department contact him with regards to the e-mail attached to the request for service for 6891 Thomas Parkway.
16. Alderman Wasco submitted a Request for Service at 3330 Maria Linden Drive. Referred to the Police Department and Mayor Morrissey's Office.
17. Alderman Johnson submitted a request from Amy Ott, Deputy Director of Administration and Finance Chicago/Rockford International Airport, in conjunction with AirFest 07, requesting police assistance, detours, barricades and traffic equipment on June 1, 2007 from 5:00 pm – 9:30 pm, June 2, 2007 from 9:00 am – 5:00 pm, June 3, 2007 from 9:00 am – 5:00 pm at the Rockford/Chicago International Airport. Alderman Bell moved

to grant the Prayer of the Petitioner, seconded by Alderman Mark. MOTION PREVAILED (Ald. Jacobson, Thompson-Kelly absent).

18. Alderman Conness submitted a letter from Arne Larson requesting service for removal of a tree that is rotting and causing the sidewalk to crack. Referred to the Public Works Department.
19. Alderman Conness submitted a letter from Peter and Lair Friis requesting service for removal of a tree that has a split trunk and concerned it will fall on or near their home. Referred to the Public Works Department.
20. Alderman Mark submitted a letter from John Kubilus requesting service to remove an abandoned vehicle and garbage and tree trimmings behind 607 North 2<sup>nd</sup> Street/Hill Street. Referred to Neighborhood Standards.
21. Alderman Mark submitted a letter from Craig Willette, Yalden, Olsen & Willette, regarding his clients concern about the deterioration of the three (3) apartment buildings on the southwest, northwest and northeast corners of Court and Fisher. Referred to Community Development/Reid Montgomery and Mayor Morrissey's Office.
22. Alderman Mark submitted a letter from St. Edwards Church. Referred to Code and Regulation Committee.
- 22a. Alderman Mark submitted a letter from Kestrel Development Company proposing new construction development in the vicinity of Whitman Street between Grant Avenue and Court Avenue currently occupied with abandoned homes, under-maintained homes and empty lots. Referred to Community Development/Reid Montgomery and Mayor Morrissey's Office.
23. Alderman Mark submitted a Memorandum from Jessica Ellwanger, Planner II, regarding the Annexation Review Data (Water Agreement) for 4808 Spring Creek Road. Referred to Code and Regulation Committee.
24. Alderman Mark submitted a request from Tom Crow, in conjunction with the Rock River Raptors Tailgate Party, requesting permission for food and liquor outdoors within a confined space on May 25, 2007 from 3:30 pm to 7:30 pm at the Davis Park North Lawn. Charitable organization is Adrenaline Fast Pitch Softball. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Curran. MOTION PREVAILED (Ald. Jacobson, Thompson-Kelly absent).
- 24a. Alderman Mark submitted a request from Jeff Schroeder, for the Memorial Day Parade, requesting barricades and permission for street closures, detours and police assistance for the annual event including Memorial services east of the Public Library on Monday, May 28, 2007. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Curran. MOTION PREVAILED (Ald. Jacobson, Thompson-Kelly absent).
25. Alderman Mark submitted a request from John Beck, in conjunction with RAMP Wheel-A-Thon, requesting barricades and permission for barricades primarily sidewalks along

Madison and bike path and on west side of Madison in "parking lane" from entrance into Ice House parking lot to just north of telephone pole. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Curran. MOTION PREVAILED (Ald. Jacobson, Thompson-Kelly absent).

26. Alderman Bell submitted a request from Shirley Fedeli, in conjunction with the Ethnic Heritage Museum Movie Fest, requesting cones and permission to close off parking spaces on the east side of 1100 block of South Main street for use by vintage autos on May 20, 2007 from 2:00 pm – 4:00 pm located at 1129 South Main street (Museum) and the Capital Theater. Alderman Bell moved to grant the Prayer of the Petitioner, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Jacobson, Thompson-Kelly absent).
27. Alderman Sosnowski submitted a Memorandum from himself to Alderman Mark, Chairman Code and Regulation Committee, to consider the request from Lamar Outdoor Advertising in regards to installing digital billboards in place of some existing standard billboards. Referred to Code and Regulation Committee.
28. Alderman Beck submitted a Memorandum from Kim Ryan, Compensation and Benefits Manager regarding Award for Employee Assistance Program (EAP). Referred to Finance and Personnel Committee.
29. Alderman Beck submitted a Memorandum from James Ryan, City Administrator regarding Ordinance covering compensation for Employees of the City who are not represented by any Union or Association. Referred to Finance and Personnel Committee.
30. Alderman Beck submitted a Memorandum from William Keith, Property & Equipment Superintendent regarding an Emergency P.O. for Backhoe repair in the amount of \$12,000. Placed on File.
31. Alderman Beck submitted a Memorandum from Bill Robertson, Chief Rockford Fire Department, regarding a contract for professional services with the Center for Public Safety Excellence. Referred to Finance and Personnel Committee.

#### **NEW COMMITTEE REPORTS**

32. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Annexation Agreement and 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.

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 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.

34. 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 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.

35. 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 Performance Use consisting of a fast food restaurant with a drive-thru window that can not meet the required minimum distance of 600 feet from a residential district and APPROVE the 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 Finding of Fact (LAD 6/18/07, ZBA #011-07). LAID OVER.

36. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council DENY the Special Use Permit for a Planned Residential Development consisting of a three-family residential apartment building in an R-2, Two-family Residential District at 224 South Gardiner Avenue.

Approval is based on the Findings of Fact (LAD 6/18/07, ZBA #019-07). LAID OVER.

37. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the annexation of 45XX Thompson Road (35<sup>th</sup> Street). LAID OVER.
38. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the annexation of 1007, 1127, 1129 North Alpine Road and 4591, 46XX, 4627, 4669, 4689, 4707, 48XX, 4921, 4875 Guilford Road. LAID OVER.
39. Alderman Sosnowski read a Finance and Personnel Committee Report recommending the contract for Radiological Testing Services be made to Environmental, Inc. for three years for an estimated annual amount of \$47,000. The funding source is Water Division Operating Budget. LAID OVER.
40. Alderman Sosnowski read a Finance and Personnel Committee Report recommending all proposals for FMLA Management be rejected and new proposals be solicited immediately. The funding source is Human Resources Operating Budget. LAID OVER.

- 41. Alderman Sosnowski read a Finance and Personnel Committee Report recommending the contract for Auctioneering Services be made to Action Auctioneering, of Rockford, IL at a rate of 6% of proceeds for titled equipment and 12% for non-titled equipment. LAID OVER.
- 42. Alderman Sosnowski read a Finance and Personnel Committee Report recommending approval of the following task orders with McMahon Associates, Inc., for work on the Water System Rehabilitation Project: Task Order #8 in the not to exceed amount of \$90,000; Task Order #9, in the not to exceed amount of \$89,500, and Amendment to Task Order #1, in the not to exceed amount of \$50,000. The funding source is Water Alternate Bonds. LAID OVER.
- 43. Alderman Sosnowski read a Finance and Personnel Committee Report recommending approval of the following task orders with Strand Associates, Inc., for engineering services on the Water System Rehabilitation Project: Task Order #13 in the amount of \$578,620 and Task Order #14 in the amount of \$33,980.00. The funding source is Water Alternate Bonds. LAID OVER.

**2007-165CR**

- 44. Alderman Sosnowski read a Finance and Personnel Committee Report recommending the award for Rental of Traffic Control Devices be made to the low bidder, Sanco Traffic Control of Rockford, IL for their bid as shown on tabulation. The funding source is Traffic Division Operating Budget.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -10-  
 Nays: -0-  
 Absent: Jacobson, Thompson-Kelly -2-

**2007-166CR**

- 45. Alderman Sosnowski read a Finance and Personnel Committee Report recommending an award of contract for Geotechnical Services be made to the low bidder Giles Engineering Associates, Inc. for the amount of \$25,945.00. The funding source is Capital Improvements Program – Water bonds.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -10-  
 Nays: -0-  
 Absent: Jacobson, Thompson-Kelly -2-

**2007-167CR**

46. Alderman Sosnowski read a Finance & Personnel Committee Report recommending the award for Symbols Building west Wall Remodeling Project be made to the sole bidder, Mike Harris Mason Contractor, of Rockford, IL for their bid of \$49,950.00.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -10-  
Nays: -0-  
Absent: Jacobson, Thompson-Kelly -2-

47. Alderman Sosnowski moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of April 30, 2007 in the amount of \$1,102,478.29 and May 7, 2007 in the amount of \$1,794,812.93. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -10-  
Nays: -0-  
Absent: Jacobson, Thompson-Kelly -2-

**OFFICERS REPORTS**

48. City Administrator Jim Ryan advised the Rockford Chamber of Commerce and the Chicago Rockford International Airport announced today the first ever "Springfield Fly-In" on May 15, 2007, departing Rockford at 9:00 am with activities and luncheon scheduled for the day, and departing Springfield at 4:30 pm. For more information contact Tom Seymour at 815/316-4310 or to reserve a seat call RFD at 815/969-4446.

**PETITIONS AND COMMUNICATIONS**

49. Alderman Bell submitted a Request for Service at Pilgrim Baptist Church, 1703 South Central Avenue. Referred to the Fire Department and the Public Works Department.
50. Alderman Bell submitted a Request for Service in the Central Terrace Corporation to fill potholes. Referred to the Public Works Department.

**OFFICERS REPORTS**

51. Alderman Johnson, on behalf of Mayor Morrissey, presented a Proclamation proclaiming the day of Wednesday, May 16, 2007 to be "Senior Follies Day" in Rockford, Illinois and urged all citizens to support the Senior Follies' performance and Lifescape Community Services' programs in the Rockford area.

52. Alderman Johnson, on behalf of Mayor Morrissey, presented a Proclamation proclaiming the week of May 13, 2007 to be "Odyssey, Senior Living Planning Week" in Rockford, Illinois and urged its citizens to take full advantage of the educational opportunities offered this week to fully understand the wide range of services available to the baby boomers and seniors in Rockford and the surrounding Winnebago County.
53. Alderman Wasco announced the Democratic Caucus will be moved from the Capri Restaurant to the Carlyle Brewing Company, 215 E. State Street for tonight's meeting.
54. Alderman Mark mentioned the 2<sup>nd</sup> Annual Magnolia Festival will be this Saturday, May 12, 2007 from 12:00 (noon) to 12:00 (midnight) at the intersection of North Main Street and Auburn Street. Admission to this event is \$5.00 with food, music and entertainment provided.
55. Alderman Johnson commented that six (6) aldermen had already signed up for the "Springfield Fly-In" and seats are still available for anyone who would like to attend this event.
56. Alderman Johnson cautioned drivers that construction on the bridge over Railroad Avenue on Harrison Avenue by 25<sup>th</sup> Street had begun. She thanked the ICC (Illinois Commerce Commission) for the approximate five million dollar grant for that project.
57. Alderman Conness congratulated the Rockford IceHogs on advancing to the UHL Finals and encouraged everyone to support them.
58. Alderman Timm communicated the Neighborhood Standards Department has implemented a new program recognizing homeowners in various neighborhoods for their outstanding "curb appeal". Alderman Timm read a letter addressed to Cortland and Patricia Lang, 2307 Elmwood Street, complimenting them on their beautiful landscaping and clean environment which demonstrates a sense of community and a great example for others to follow.
59. Alderman McNeely mentioned that she too has been recognizing homeowner's in her ward for maintaining their lawns and homes by issuing certificates, thanking them for taking pride in their property.

#### **PETITONS AND COMMUNICATIONS**

60. Alderman McNeely indicated in the 800 block of Willard, there is still a problem with rocks that were placed along side of the road and is requesting they be removed. Referred to the Public Works Department.

#### **OFFICERS REPORTS**

61. Alderman McNeely thanked the Aldermen, City staff and constituents for their calls and cards wishing her well and a speedy recovery.

## UNFINISHED BUSINESS

### 2007-168CR

62. Alderman Bell moved the adoption of a Planning and Development Committee Report recommending that the City Council approve the Lease with Joseph James Partners, LLC. for office space for the Workforce Investment Board and related agencies at 303 North Main Street. Funding of the lease payments shall be solely from Workforce Investment funds and Intergovernmental payments. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Beck, Conness –9-  
Nays: McNeely –1-  
Abstain: Sosnowski, Holt –2-  
Absent: Jacobson, Thompson-Kelly –2-

### 2007-169CR

63. Alderman Bell moved the adoption of a Planning and Development Committee Report recommending that the City Council approve the request from Ronald M. Moore, Diversity Procurement Officer, recommending that the balance owed by Ethel Kay, Inc. D/B/A The North End Coffee Bar be written off as an uncollectible debt. MOTION PREVAILED by a Roll Call vote of:

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

### 2007-170CR

64. Alderman Bell moved the adoption of a Planning and Development Committee recommending approval of the 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. The Legal Director shall prepare the appropriate ordinance. approval of the 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. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt, Beck, Conness –11-  
Nays: McNeely –1-  
Absent: Jacobson, Thompson-Kelly –2-

### 2007-171CR

65. Alderman Bell moved the adoption of a Planning and Development Committee Report recommending approval of the Amended Development Agreement by and between the City of Rockford and Community Collaboration, Inc. The Legal Director shall prepare the

appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt,  
Beck, Conness –11-  
Nays: McNeely –1-  
Absent: Jacobson, Thompson-Kelly –2-

**2007-93-O**

66. Alderman Bell introduced and read an Ordinance recommending approval of the attached Development Agreement between the Abilities Center and the City of Rockford providing assistance in the amount of \$2,500.00 per job for up to 10 full-time permanent jobs to be created, at least 51% of which will be filled by low-to-moderate income persons. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt,  
Beck, Conness –11-  
Nays: McNeely –1-  
Absent: Jacobson, Thompson-Kelly –2-

**2007-172CR**

67. Alderman Wasco moved the adoption of a Legislative Advisory and Lobbying recommending that the Code and Regulation Committee amend Section 2-42, Rule 19(d) from "Legislative Advisory and Lobbying Committee" to "Legislative Lobbying Committee". The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED (Ald. Jacobson, Thompson-Kelly absent; Ald. McNeely voted "no").

**2007-173CR**

68. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance that 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: Sosnowski, Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt,  
Beck, McNeely, Conness –12-  
Nays: -0-  
Absent: Jacobson, Thompson-Kelly –2-

**2007-174CR**

69. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance 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: Sosnowski, Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt,  
Beck, McNeely, Conness –12-  
Nays: -0-  
Absent: Jacobson, Thompson-Kelly –2-

**2007-175CR**

70. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance that all traffic be required to Stop prior to entering the intersection of North 1<sup>st</sup> Street and Lafayette Avenue. MOTION PREVAILED by a Roll Call vote of:

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

**2007-176CR**

71. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance that all traffic be required to Stop prior to entering the intersection of North 1<sup>st</sup> Street and Prairie Street. MOTION PREVAILED by a Roll Call vote of:

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

**2007-177CR**

72. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending "No Action" be taken on the following items:

1. Request from Vicki Butt, for stop sign control at the intersection of Halsted Road and Hazel Street.
2. Request from Virginia Oller, for stop sign control at the intersection of Brookview Road and Hawthorne Drive.
3. Request from Alderman Johnson, 8<sup>th</sup> Ward, to repeal the existing "No Left Turn" restriction at the intersection of Broadway and Log Cabin Avenue.
4. Request from Alderman Beach, 10<sup>th</sup> Ward, and Daniel Hartman, for stop sign control at the intersection of Jackson Street and Warren Avenue.

MOTION PREVAILED by a Roll Call vote of:

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

**2007-94-O**

73. Alderman Mark introduced and read an Ordinance amending Chapter 37, Section 1604, of the City of Rockford Code of Ordinances for a Variation to increase the height of a freestanding sign from the allowable eight (8) feet to thirteen (13) feet in a C-1, Commercial Limited Office Zoning District at 921 West State Street.

Approval is based on the Findings of Fact (LAD 5/21/07, ZBA #010-07).  
MOTION PREVAILED by a Roll Call vote of:

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

**MOTIONS AND RESOLUTIONS**

**2007-52R**

74. Alderman Mark moved the adoption of a Resolution for temporary street closure of Illinois Route 2 in regards to the Memorial Day Parade. MOTION PREVAILED.

**2007-53R**

75. Alderman Sosnowski, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution to take bids for the following: Central Garage Roof Replacement, funding source Building Fund; Trench Drain Repair, funding source: Building Fund; (1) New Club Car Carryall 6 with Ambulance Kit, funding source: Foreign Fire Tax. MOTION PREVAILED by a Roll Call vote of:

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

**2007-54R**

76. Alderman Sosnowski, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution for Improvement under the Illinois Highway Code for:

Supplemental

Harrison Avenue Bridges over UPRR & CNIC  
Section Number 02-00518-00-BR \$150,000.00

The project consists of design engineering and construction engineering. There is appropriated the supplemental amount, as stated above, for the improvement of said section from the municipality's allotment of Motor Fuel Tax funds. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness –12-

Nays: -0-  
Absent: Jacobson, Thompson-Kelly -2-

**2007-55R**

77. Alderman Sosnowski, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution that the City approve an Amended Agreement between the City of Rockford and the State of Illinois Department of Transportation for reconstruction of Harrison Avenue Bridges in the City of Rockford, Winnebago County, Illinois. MOTION PREVAILED by a Roll Call vote of:

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

**NEW BUSINESS**

**2007-95-O**

78. Alderman Bell introduced and read an Ordinance recommending approval of the attached Development Agreement between the City of Rockford and Community Collaboration, Inc. Funding source the General Fund.

Alderman Bell moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. Jacobson, Thompson-Kelly absent; Ald. McNeely voted "no"). The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Johnson, Timm, Beach, Holt, Beck, Conness -11-  
Nays: McNeely -1-  
Absent: Jacobson, Thompson-Kelly -2-

79. Alderman Sosnowski introduced and read an Ordinance recommending approval of the Agreement with Rockford Township and the Human Services Department for emergency assistance in the amount of \$10,000. LAID OVER.
80. Upon motion duly made and seconded, the meeting was adjourned at 7:10 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 14, 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 MAY 7, 2007**

1. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Annexation Agreement and 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 - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the 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).

3. 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 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 - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for a Performance Use consisting of a fast food restaurant with a drive-thru window that can not meet the required minimum distance of 600 feet from a residential district and APPROVE the

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 Finding of Fact (LAD 6/18/07, ZBA #011-07).

5. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council DENY the Special Use Permit for a Planned Residential Development consisting of a three-family residential apartment building in an R-2, Two-family Residential District at 224 South Gardiner Avenue.

Approval is based on the Findings of Fact (LAD 6/18/07, ZBA #019-07).

6. Mark - Code and Regulation - Recommending the approval of the annexation of 45XX Thompson Road (35<sup>th</sup> Street).
7. Mark - Code and Regulation - Recommending the approval of the annexation of 1007, 1127, 1129 North Alpine Road and 4591, 46XX, 4627, 4669, 4689, 4707, 48XX, 4921, 4875 Guilford Road.
8. Sosnowski - Finance and Personnel - Recommending the contract for Radiological Testing Services be made to Environmental, Inc. for three years for an estimated annual amount of \$47,000. The funding source is Water Division Operating Budget.
9. Sosnowski - Finance and Personnel - Recommending all proposals for FMLA Management be rejected and new proposals be solicited immediately. The funding source is Human Resources Operating Budget.
10. Sosnowski - Finance and Personnel - Recommending the contract for Auctioneering Services be made to Action Auctioneering, of Rockford, IL at a rate of 6% of proceeds for titled equipment and 12% for non-titled equipment.
11. Sosnowski - Finance and Personnel - Recommending approval of the following task orders with McMahan Associates, Inc., for work on the Water System Rehabilitation Project: Task Order #8 in the not to exceed amount of \$90,000; Task Order #9, in the not to exceed amount of \$89,500, and Amendment to Task Order #1, in the not to exceed amount of \$50,000. The funding source is Water Alternate Bonds.

12. Sosnowski - Finance and Personnel - Recommending approval of the following task orders with Strand Associates, Inc., for engineering services on the Water System Rehabilitation Project: Task Order #13 in the amount of \$578,620 and Task Order #14 in the amount of \$33,980.00. The funding source is Water Alternate Bonds.

**II. ORDINANCES LAID OVER MAY 7, 2007**

1. Sosnowski - Ordinance recommending approval of the Agreement with Rockford Township and the Human Services Department for emergency assistance in the amount of \$10,000.

**III. MISCELLANEOUS HELD OUT MAY 7, 2007**

- 1.\* Mayor Morrissey – Re-appointment – Rockford Mass Transit District Board, Venita Hervey, to a four (4) year term, which would expire February 2011. (Pursuant to Rule 18, this appointment will be up for passage on May 21, 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**

**Monday, May 14, 2007, 4:45 p.m.**

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

**AGENDA**

1. C & R 07-88 Alley Vacation – N. Court/N. Church/ John & Salem Streets
2. C & R 07-91 Star Street Vacation
3. C & R 07-76 ZBA#016-07 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

4. C & R 07-89 Annexation of 4808 Spring Creek Road
5. C & R 07-90 Request from Lamar Outdoor Advertising

**FINANCE AND PERSONNEL COMMITTEE**

**Monday, May 14, 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: Epson Printers
  - B. Award of Bid: Water Quality Testing
  - C. Award of Bid: Stanley Street Pumping Station
  - D. Award of Bid: Harrison Avenue watermain
  - E. Award of RFP: Employer Assistance Program (EAP)
  - F. Resolution to take Bids/Proposals
  - G. Emergency Purchase Order for Demolition of 721 S. 3<sup>rd</sup> Street
  - H. Vouchers
    - √ Training/Travel Expense for Public Works Department
2. Contract for Public Safety Excellence
3. Compensation for Non-represented Employees

**PLANNING AND DEVELOPMENT COMMITTEE**

**Monday, May 14, 2007, 5:15 p.m.**

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

**AGENDA**

1. Memorandum from Reid Montgomery, Director of Community & Economic Development, regarding the RAEDC Quarterly Report.
2. Memorandum from Cynthia Powers Hall, Director, Mayor's Office of Tourism, Culture & Special Events regarding a request for free parking for District 205 Graduations.

**LEGISLATIVE LOBBYING COMMITTEE**

**Tuesday, May 22, 2007, 7:30 a.m.  
Conference Room A, City Hall 2<sup>nd</sup> floor (north room)  
AGENDA**

Next meeting scheduled for Tuesday, May 22, 2007.