

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
JUNE 18, 2007
COUNCIL CONVENED AT 6:18 P.M.**

1. The invocation was given by Minister Anthony Wilson, Providence Baptist Church/Police Chaplain and the Pledge of Allegiance was led by Page Karla Centeno.
2. Roll Call:

Mayor Lawrence J. Morrissey

Aldermen: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly,
Johnson, Timm, Beach, Holt, Beck –12-
Absent: McNeely, Conness –2-
3. Alderman Mark moved to accept the Journal of Proceedings of June 4, 2007, seconded by Alderman Wasco. MOTION PREVAILED (Ald. McNeely, Conness absent).

PUBLIC PARTICIPATION

4. Rev. Jim Roberts addressed Council supporting Rockford Becoming Part of the Mayor's Climate Change Agreement.
5. Jamie Johannsen addressed Council supporting the Regional Planning and Development Center.
6. John Weaver apologized to Council members and spoke regarding Marches and Sightings.

PETITIONS AND COMMUNICATIONS

7. Alderman Thompson-Kelly requested Public Participation Speaker John Weaver call her at 815/968-8389.
8. Alderman Beck submitted an e-mail from a constituent regarding a possible drug house, speeding traffic and loud amplification systems in vehicles in his neighborhood. Referred to the Police Department.
9. Alderman Curran submitted a Memorandum from Patrick Zuroske, Capital Program Manager regarding City-State Agreement: Harrison Avenue Lighting & Landscaping. Referred to Finance and Personnel Committee.
10. Alderman Bell read a Memorandum from Jennifer Cacciapaglia, City Attorney, regarding CPAC Funding. Referred to Planning and Development Committee.
11. Alderman Bell read a Memorandum from Vicki Manson, Neighborhood Development Administrator, regarding the Gilbert Avenue Area Rehabilitation Program. Referred to Planning and Development Committee.

12. Alderman Johnson submitted four (4) Requests for Service. Referred to Neighborhood Standards, the Police Department and the Public Works Department.
 13. Alderman Johnson submitted an e-mail from Arch C. Smith suggesting Rockford as a possible site for a major development. Referred to Mayor Morrissey's Office and the Community Development Department.
 14. Alderman Wasco submitted a request from Beth Wilshire, in conjunction with Chicagoland Dock Dogs Demonstration requesting permission to set up a 21' X 41' pool for dog demonstrations at Gander Mountain, 3068 McFarland Road set up on July 6, 2007, event on July 7, 2007 – July 8, 2007 from 2:00 pm to 9:00 pm. Alderman Wasco moved to grant the Prayer of the Petitioner, seconded by Alderman Mark. MOTION PREVAILED (Alderman McNeely, Conness absent).
 15. Alderman Jacobson mentioned a News Release regarding Discolored Water Alert announcing the Rockford Fire Department, Engine Co. #1 and #7 will be flow testing fire hydrants beginning on Monday, June 18, 2007 to June 29, 2007 from 9:00 am to 3:30 pm. For boundary information contact Larry Pierce at 815/987-5736 or Elton Trojnar at 815/987-5701 of the Rockford Water Quality Section. Placed on File.
 16. Alderman Beach mentioned he contacted the police department with three (3) addresses of graffiti and thanked the Chief for the prompt response.
 17. Alderman Beach mentioned ATV's are out again in the area of Jordan Place, Woodland and Dempster. He requested additional patrols be placed in that area. Referred to the Police Department.
- Alderman Conness joined the meeting at 6:31 pm.
18. Alderman Mark submitted an e-mail from Mark Lawrence requesting a stop sign be installed at Grove Street and Third. Referred to the Public Works Department/Traffic.
 19. Alderman Mark submitted an e-mail from Jeffrey M. Glass supporting the Whitewater Park. Placed on Filed
 20. Alderman Mark submitted an e-mail from Ryan Moore encouraging Council to support the Whitewater Course/Park on the Rock River. Placed on File.
 21. Alderman Mark submitted an e-mail from Joe Marino, in conjunction with the 4th of July activities, requesting police assistance, barricades for closures and detours and cleanup before and after the activities and exclusive use of City streets, lots and decks within perimeter, permission and assistance for activities (including run, parade and fireworks) on the July 4, 2007 in downtown Rockford. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Jacobson. MOTION PREVAILED (Alderman McNeely absent).

22. Alderman Mark submitted a Memorandum from Jessica Ellwanger, Planner II, regarding the Pre-Annexation Review Data at 120 Atwood Avenue. Referred to Code and Regulation Committee.
23. Alderman Mark submitted a Memorandum from Jessica Ellwanger, Planner II, regarding the Pre-Annexation Review Data at 118 Atwood Avenue. Referred to Code and Regulation Committee.
24. Alderman Mark submitted a Memorandum from Jessica Ellwanger, Planner II, regarding the Tentative Plat of Harrison Park North #2. Referred to Code and Regulation Committee.
25. Alderman Mark submitted a Memorandum from Jessica Ellwanger, Planner II, regarding the Tentative Plat of Chandham Subdivision. Referred to Code and Regulation Committee.
26. Alderman Mark submitted a Memorandum from Jessica Ellwanger, Planner II, regarding the Final Plat of Chateau Center. Referred to Code and Regulation Committee.
27. Alderman Mark submitted the Rockford Traffic Commission Minutes of the meeting held on June 13, 2007. Referred to Code and Regulation Committee.
28. Alderman Sosnowski submitted a request from Aaron Jagiel, Burnham Nationwide, in conjunction with the Annual Rug Sale, requesting permission to extend the sale from June 21, 2007 to June 26, 2007 at 6930 Argus Drive (Home Depot parking lot). Alderman Sosnowski moved to grant the Prayer of the Petitioner, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. McNeely absent).

NEW COMMITTEE REPORTS

29. Alderman Curran read a Finance and Personnel Committee report recommending the award for Trench Drain Repairs be made to the low bidder, Harn Construction of Freeport, IL for their total bid of \$18,500. The funding source is Building Fund. LAID OVER.
30. Alderman Curran read a Finance and Personnel Committee report recommending the award for Sale of Property Portion of Lot 1009 Kishwaukee St. be made to the sole bidder Joseph Behr & Sons, Inc., of Rockford, IL for their total bid of \$19,000. LAID OVER.

2007-236CR

31. Alderman Curran read a Finance & Personnel Committee report recommending the contract for Sale of Scrap Metal be awarded to Neblock, of Rockford, IL to buy scrap metal at 20-22 cents above American Metals Market. The revenue will go into the General Fund.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Jacobson. 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, Timm, Beach, Holt, Beck, Conness -13-
Nays: -0-
Absent: McNeely -1-

32. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of June 18, 2007 in the amount of \$2,840,276.68. MOTION PREVAILED by a Roll Call vote of:

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

33. Alderman Mark read a Code and Regulation Committee Report recommending the approval of an amendment to Section 2-42, Rule 19 of the Code of Ordinances. The Legal Director shall prepare the appropriate Ordinance. LAID OVER.
34. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the attached agreement of the right-of-way by Kentucky Data Link. LAID OVER.

OFFICERS REPORTS

35. Mayor Morrissey presented a Proclamation proclaiming Thursday, June 21, 2007 to be "National Ask Day" in Rockford, Illinois and called upon all citizens to join the Rockford ASK Campaign and ASK if there is a gun where their children play. ASKING SAVES KIDS.
36. Mayor Morrissey expressed his appreciation to the people who sent letters, e-mails and made phone calls to the Governor's Office in support of him signing the Bill to move forward the collection of monies in July regarding the 1% Sales Tax and was hopeful this action will occur.
37. Mayor Morrissey mentioned a Memorandum correcting re-appointments to the memorandum submitted at the June 11, 2007 Council meeting. City Council minutes for June 11, 2007 will reflect these corrections.
38. Mayor Morrissey mentioned a Memorandum making additions and corrections to the memorandum submitted at the June 11, 2007 Council meeting for outside committee appointments; Addition: MetroCentre Building Committee, Alderman Jacobson; RLDC, Alderman McNeely; Changes: Arts Council, Alderman Beach in place of Alderman Holt; Liquor Commission, Alderman Holt in place of Alderman Beach.
39. Mayor Morrissey called attention to a Memorandum from Andres Sammul, Director of Finance, regarding various financial items. Direct any questions to the Finance Department or Mayor Morrissey's Office.
40. Mayor Morrissey called attention to a Memorandum from Tim Holderman, Superintendent Public Works Department, regarding the 2007 Consumer Confidence

Report and thanked the Water Department staff for collecting the information for that report.

41. Mayor Morrissey announced Centre Events, City of Rockford and Winnebago County officials will hold a ceremony to officially begin the renovations of the MetroCentre on Tuesday, June 21st at 2:00 p.m. at the MetroCentre, 300 Elm Street. He extended an invitation to all Council members and thanked them for their support for the future of the MetroCentre and community.
42. Alderman Bell commended the City of Rockford for hosting several events this past weekend and mentioned he attended the New Zion Missionary Baptist Church annual cookout.
43. Alderman Bell also mentioned at Guilford High School this past weekend was the AAU Track and Field competition.
44. Alderman Bell commented Ingersoll Park hosted an annual golf event on Saturday and Sunday with a tremendous turnout.
45. Alderman Bell commended Chief Epperson and his staff for providing information to himself with regards to criminal activity in his ward and continued up-dates on those situations.
46. Alderman Bell commented the Rockford Raptors Indoor Football Team will be playing their first game of the season this Saturday, June 23rd at 7:00 pm at the MetroCentre and encouraged all citizens to support this team and cheer for a winning season.
47. Alderman Timm read an e-mail from the residents of the 2400 block Paradise Blvd. thanking the City for giving them back a quiet neighborhood. Alderman Timm thanked Bonnie Henry, Director of the Building Department and her staff, and Police Officer Matt Gibbons for their diligent efforts to successfully shut down a drug house and have it condemned. He also requested Bonnie Henry have her staff check the house for possible re-boarding.
48. Alderman Timm mentioned a house on Grant Avenue that went through foreclosure, abandoned with junk left in the yard, long grass and garage falling down. He again thanked Bonnie Henry, Director of the Building Department, the Neighborhood Standards Department and Police Department for their commitment to monitor this abandoned property until its recent sale. He also thanked Bonnie Henry for adding a condition to the sale contract that the garage be repaired.
49. Alderman Beck announced the Edgewater area has several new residents there, foxes. The reaction of neighbors has been mixed and he offered words of advice. First and foremost DO NOT feed them, additionally have your garbage container with lids on them, DO NOT leave your pet or pet food out and DO NOT interact with them. Gary Longenecker of the Winnebago County Animal Services advised there are no plans to remove them from the area. Please direct any concerns to Alderman Beck or Gary Longenecker of the Winnebago County Animal Services.

50. Alderman Beck remarked on the news coverage over the weekend regarding City employees and bumper stickers. He went on record to say "I think that's extremely inappropriate to suggest any type of violence to any member of our community, it is not acceptable and I do not view that as a freedom of speech issue and I would hope common sense would prevail. People realize that people have different opinions and different positions but it shouldn't become a personal attack as it has become and I would hope that there are some significant repercussions to employees who do behave in that manner."
51. Alderman Thompson-Kelly wished Mr. Anderson, Alderman Nancy Johnson's father, get well wishes.
52. Alderman Thompson-Kelly acknowledged Perry Bennett who will be celebrating his anniversary and commented she will be attending the event.
53. Alderman Thompson-Kelly announced there will be several meetings regarding the West State Street Corridor project and offered copies of the study to those aldermen who do not have one.
54. Alderman Thompson-Kelly apologized to Mayor Morrissey for not indicating on her committee request form which board she wanted to serve on. She thanked him for adjusting the list so she could serve on the CAA Board.
55. Alderman Jacobson suggested the Police Department purchase all terrain vehicles for support in the enforcement of criminal activities in undeveloped areas of the City. Referred to the Police Department.
56. Alderman Mark mentioned the opening of a grocery store in the 12th Ward this past weekend.
57. Alderman Mark announced the opening of the North End Coffee Bar this past Saturday.
58. Alderman Mark mentioned on Thursday, June 21, 2007 at 6:00 pm the Rockford Dance Company will be celebrating their "kick-off" campaign "Trading Spaces" at the Rockford Art Museum's Funderburg and Kuller Galleries. Join them for an evening of Art and Dance, featuring the Dance Cigarettes to the music of Philip Glass amidst the artwork of HE & SHE: Vallien and Hydman-Vallien. For more information contact the Rockford Dance Company at 815/963-3341.
59. Alderman Beck announced the opening of Sunview Market in the former Eagle store. He announced they offer an excellent variety of products and food and wished them success with their business.

UNFINISHED BUSINESS

2007-237CR

60. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the award for Janitorial Services at Public Works, Human Services, and Fire facilities be made to the low bidder Burns Janitorial of Rockford, IL for an estimated annual cost of \$96,390.00. The funding source is Departmental Operating Budgets. MOTION PREVAILED by a Roll Call vote of:

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

2007-238CR

61. Alderman Curran moved the adoption of a Finance and Personnel Committee Report regarding the Engineering Agreement Amendment for Horace Avenue Bridge recommending an additional \$4,700 for design engineering, for a total not-to-exceed cost of \$53,760 be made to Hanson Professional Services, Inc. to cover this 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, Timm, Beach, Holt, Beck, Conness -13-
Nays: -0-
Absent: McNeely -1-

2007-239CR

62. Alderman Curran moved the adoption of a Finance and Personnel Committee Report regarding the Engineering Agreement Amendment for Harrison Avenue Bridges over UP & CN Railroads recommending an additional \$16,266 for design engineering, for a total not-to-exceed cost of \$706,866 be made to Hanson Professional Services, Inc. to cover this 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, Timm, Beach, Holt, Beck, Conness -13-
Nays: -0-
Absent: McNeely -1-

Alderman Beach and Conness exited the meeting 7:15 pm.

2007-240CR

63. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending the approval of the sale of 1407 Michigan Avenue for a minimum bid of \$300.00 plus advertising costs. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly,
Johnson, Timm, Holt, Beck -11-
Nays: -0-
Absent: Beach, McNeely, Conness -3-

2007-241CR

64. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending the approval of the 2007 Right-of-Way Vacation Policy and Procedures. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly,
Johnson, Timm, Holt, Beck -11-
Nays: -0-
Absent: Beach, McNeely, Conness -3-

2007-242CR

65. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending the approval of the Final Plat #2 of Bello Reserve. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly,
Johnson, Timm, Holt, Beck -11-
Nays: -0-
Absent: Beach, McNeely, Conness -3-

2007-243CR

66. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending the approval of the Final Plat of Arbor Heights. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly,
Johnson, Timm, Holt, Beck -11-
Nays: -0-
Absent: Beach, McNeely, Conness -3-

2007-244CR

67. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending the approval of the Final Plat of Redington Chase. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly,
Johnson, Timm, Holt, Beck -11-
Nays: -0-
Absent: Beach, McNeely, Conness -3-

2007-245CR

68. 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 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. Approval is subject to the following conditions:

1. Compliance with all City of Rockford Liquor Codes
2. That the sale of liquor by the drink is in conjunction with the restaurant
3. Meeting all applicable Building and Fire Codes

Approval is based on the Findings of Fact (LAD 7/16/07, ZBA #024-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Holt, Beck -11-
Nays: -0-
Absent: Beach, McNeely, Conness -3-

2007-246CR

69. 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 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 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. Approval is subject to the following conditions:

1. Submittal of a site plan for Staff review and approval.
2. Submittal of a modified landscaping plan including size and botanical name of species for Staff review and approval.
3. Meeting all applicable Building and Fire Codes.

Approval is based on the Findings of Fact (LAD 7/16/07, ZBA #026-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Holt, Beck -11-
Nays: -0-
Absent: Beach, McNeely, Conness -3-

70. Alderman Mark moved the adoption of an Code and Regulation SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council DENY a 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 six hundred (600) feet from a residential district in an I-1, Light Industrial District; and APPROVE a Special Use Permit for a Performance Use consisting of a car wash, auto repair and tire shop that cannot satisfy the performance criteria of six hundred (600) feet from a residential district in an I-1, Light Industrial District at 1816 11th Street with added conditions 5 & 6. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. No overnight outside storage of vehicles waiting repair.
3. Certificate of Occupancy may be issued until all required landscaping have been installed according to Exhibit D.
4. All vehicles waiting for repair shall be currently licensed and registered.
5. There shall be no outside storage of vehicle parts or tires.
6. There shall be no repair of vehicles outside of the building.
7. Submittal of a revised site plan showing location of a dumpster and dumpster enclosure.

Approval is based on the Findings of Fact (LAD 7/16/07, ZBA #032-07). HELD OUT.

2007-115-O

71. Alderman Mark moved the adoption of an Ordinance amending Chapter 16, of the City of Rockford Code of Ordinances by adding the following, to-wit:

Restricting parking to "Handicapped Parking" on the south side of Napoleon Street from seventy (70) feet to ninety (90) feet west of North Main Street in accordance with the provisions of the Code of Ordinances.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly,
Johnson, Timm, Holt, Beck -11-
Nays: -0-
Absent: Beach, McNeely, Conness -3-

2007-116-O

72. Alderman Mark moved the adoption of an Ordinance amending Chapter 16, Section 291, of the City of Rockford Code of Ordinances by adding the following, to-wit:

"That traffic on Hazel Street be required to Stop prior to entering the intersection of Halsted Road."

"That traffic on Heather Lane be required to stop prior to entering the intersection of Wishart Drive."

MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly,
Johnson, Timm, Holt, Beck -11-
Nays: -0-
Absent: Beach, McNeely, Conness -3-

73. Mayor Morrissey announced he was withdrawing the re-appointments of the Directors of the Municipal Departments in the City of Rockford indefinitely.

MOTIONS AND RESOLUTIONS

2007-67R

74. Alderman Mark, on behalf of Aldermen Thompson-Kelly and McNeely, moved the adoption of a Resolution;

WHEREAS the Federal Highway Administration has asked the Illinois Department of Transportation to consider making West State and Mulberry Streets into a one-way pair system as an alternative to the expansion and redevelopment of West State Street; and

WHEREAS the designation of West State and Mulberry Streets as a one-way pair system may negatively affect the surrounding area as follows:

Increased traffic levels in residential streets will create safety issues for residents;

Significant property impacts resulting from required improvements to Mulberry Street for increased traffic volume and truck traffic as well as create a safety issue to the children attending Lewis Lemon Academy on Mulberry Street;

Potential detriment to area Weed and Seed efforts;

Disincentive for residential maintenance of property;

Distrust by citizens in the public hearing process, as residents and the City have consistently favored and supported the expansion and improvement of the West State Street Corridor as a four lane road, separated by a combination landscaped median and bi-directional turn lane;

THEREFORE, BE IT RESOLVED that the City Council of the City of Rockford hereby formally requests that the FHWA and the Illinois Department of Transportation not view the proposed Mulberry / West State Street one-way pair system as a viable alternative to the development of West State Street.

MOTION PREVAILED (Ald. Beach, McNeely, Conness absent).

2007-68R

75. Alderman Jacobson suggested a Resolution that the City Council of the City of Rockford, Illinois requesting that the Illinois Department of Children and Family Services respectfully reconsider its decision to cease operations of The Mill and reopen the same pending a thorough and fair investigation into certain allegations.

Be it further resolved that at the conclusion of said investigation into those allegations the Illinois Department of Children and Family Services take action, should any be required at all, that fairly and appropriately corrects and deters any misconduct that is founded.

LAIID OVER one week.

OFFICERS REPORTS

76. Alderman Timm voiced his frustration with criminal activity in the area of The Mill commenting there have been numerous police reports generated from these incidents.

UNFINISHED BUSINESS

77. Alderman Curran moved the adoption of the re-appointment to the Building Board of Appeals of James R. Lev, for a five (5) year term ending June 2012. MOTION PREVAILED (Ald. Beach, McNeely, Conness absent).
78. Alderman Curran moved the adoption of the re-appointment to the Building Board of Appeals of William J. Waldorf, for a five (5) year term ending June 2012. MOTION PREVAILED (Ald. Beach, McNeely, Conness absent).

NEW BUSINESS

79. Alderman Mark introduced and read an Ordinance amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances for a Special Use Permit for a Planned Mixed Use Development for a Medical Office/Clinic Facility in a R-1, Single-Family, R-2, two-family and C-1, Limited Office Zoning District at 1250, 1302 East State Street and 1257 Revell Avenue. Approval is subject to the following conditions:
1. Meeting all applicable Building and Fire Codes.
 2. The 1250 East State Street single-family residence shall remain on the property and not be demolished.
 3. Building materials and architectural features for the proposed building shall be reviewed and approved by Staff prior to the issuance of building permit.
 4. 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 the issuance of building permit.
 5. Any future signage shall be monument style not to exceed 8' in height and the materials shall match that of the approved facade of the building on site.
 6. That a replat 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 7/16/07, ZBA #022-07). LAID OVER.

80. Alderman Mark introduced and read an Ordinance amending Chapter 37, Section 1604 and Section 1603, of the City of Rockford Code of Ordinances for (A) 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; and (B) a Variation from the required thirty (30) foot yard setback along Salter Avenue to sixteen (16) feet eight (8) inches; and (C) a Variation from the required

parking spaces to eighty-eight (88) parking spaces; and (D) a Variation to allow landscaping as per submitted landscaping plan in an R-1, Single-Family Residential District at 604, 605, 611 and 622 Salter Avenue and 1510 West Street. Approval is subject to the following conditions:

1. Submittal of a site plan for Staff review and approval.
2. Submittal of a revised landscaping plan including size and botanical name of species for Staff review and approval.
3. Compliance with the Public Works requirements for the Weldon Street Vacation.
4. Meeting all applicable Building and Fire Codes.

Approval is based on the Findings of Fact (LAD 7/16/07, ZBA #025-07). LAID OVER.

81. 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 an auto repair shop that does not satisfy the Performance Criteria of six hundred (600) feet away from a residential district in a C-3, Commercial General Zoning District at 3415 Auburn Street. Approval is subject to the following conditions:

1. That the property and use shall comply with all Building and Fire Codes.
2. Submittal of detailed landscape plan to include the type of species to be planted for Staff's review and approval.
3. No outside storage of any auto parts, equipment, materials or inoperable vehicles.
4. Site plan showing Dumpster enclosure and material that must be approved by Staff.
5. Disposal and storage of hazardous materials must follow the Illinois Environmental Protection Agency guidelines.
6. All conditions must be met prior to establishment of use.
7. There shall be no overnight storage of vehicles on the property.

Approval is based on the Findings of Fact (LAD 7/16/07, ZBA #020-07). LAID OVER.

82. Alderman Mark introduced and read an Ordinance amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances for (A) a Variation to reduce the rear yard setback for an accessory building from 2 ½ feet to zero (0) feet along the north property line; and (B) a Variation to increase the maximum height of an accessory building from eighteen (18) feet to 21.5 feet in a R-1, Single-Family Residential Zoning District at 1822 National Avenue. Approval is subject to the following conditions:

1. If approved by City Council, Staff would recommend that the proposed garage is no closer to the property lines than the existing Ordinance.

Approval is based on the Findings of Fact (LAD/ 7/16/07, ZBA #023-07). LAID OVER.

83. 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 maximum allowable square footage from four hundred eighty (480) to seven hundred (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, 113.

Approval is subject to the following conditions:

1. A permanent sign permit must be obtained and be in accordance to Exhibit D.
2. The location of the sign is restricted to the area shown on Exhibit F.
3. Sign shall be constructed as shown on the submitted drawing.

Approval is based on the Findings of Fact (LAD 7/16/07, ZBA #027-07). LAID OVER.

84. 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 an advertising freestanding sign in a C-2, Commercial Community Zoning District at 7050 Finchman Drive. Approval is subject to the following conditions:

1. Submittal of a revised plan for Staff review and approval.
2. No freestanding sign advertising the shopping center and tenants shall be installed on Lot #7 of Plat Perryville Center #3.

Approval is based on the Findings of Fact (LAD 7/16/07, ZBA #028-07). LAID OVER.

85. 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 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. Approval is subject to the following conditions:

1. Compliance with all City of Rockford Liquor Codes.

Approval is based on the Findings of Fact (LAD 7/16/07, ZBA #030-07). LAID OVER.

86. 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 Performance Use consisting of a car wash, auto repair and tire shop that cannot satisfy the performance criteria of six hundred (600) feet from a residential district in an I-1, Light Industrial District at 1816 11th Street with added conditions 5 & 6. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. No overnight outside storage of vehicles waiting repair.
3. Certificate of Occupancy may be issued until all required landscaping have been installed according to Exhibit D.
4. All vehicles waiting for repair shall be currently licensed and registered.
5. There shall be no outside storage of vehicle parts or tires.
6. There shall be no repair of vehicles outside of the building.
7. Submittal of a revised site plan showing location of a dumpster and dumpster enclosure.

Approval is based on the Findings of Fact (LAD 7/16/07, ZBA #032-07). LAID OVER.

OFFICERS REPORTS

87. Alderman Jacobson mentioned he was in Las Vegas with his entire family this past weekend celebrating his daughter's 21st birthday.
88. Upon motion duly made and seconded, the meeting was adjourned at 7:25 pm.

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
June 25, 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 JUNE 18, 2007

1. Curran - Finance and Personnel - Recommending the award for Trench Drain Repairs be made to the low bidder, Harn Construction of Freeport, IL for their total bid of \$18,500. The funding source is Building Fund.
2. Curran - Finance and Personnel - Recommending the award for Sale of Property Portion of Lot 1009 Kishwaukee St. be made to the sole bidder Joseph Behr & Sons, Inc., of Rockford, IL for their total bid of \$19,000.
3. Mark - Code and Regulation - Recommending the approval of an amendment to Section 2-42, Rule 19 of the Code of Ordinances. The Legal Director shall prepare the appropriate Ordinance.
4. Mark - Code and Regulation - Recommending the approval of the attached agreement of the right-of-way by Kentucky Data Link.

II. ORDINANCES LAID OVER JUNE 18, 2007

1. Mark - Ordinance - Amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances for a Special Use Permit for a Planned Mixed Use Development for a Medical Office/Clinic Facility in a R-1, Single-Family, R-2, two-family and C-1, Limited Office

Zoning District at 1250, 1302 East State Street and 1257 Revell Avenue. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. The 1250 East State Street single-family residence shall remain on the property and not be demolished.
3. Building materials and architectural features for the proposed building shall be reviewed and approved by Staff prior to the issuance of building permit.
4. 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 the issuance of building permit.
5. Any future signage shall be monument style not to exceed 8' in height and the materials shall match that of the approved facade of the building on site.
6. That a replat 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 7/16/07, ZBA #022-07).

2. Mark - Ordinance - Amending Chapter 37, Section 1604 and Section 1603, of the City of Rockford Code of Ordinances for (A) 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; and (B) a Variation from the required thirty (30) foot yard setback along Salter Avenue to sixteen (16) feet eight (8) inches; and (C) a Variation from the required parking spaces to eighty-eight (88) parking spaces; and (D) a Variation to allow landscaping as per submitted landscaping plan in an R-1, Single-Family Residential District at 604, 605, 611 and 622 Salter Avenue and 1510 West Street. Approval is subject to the following conditions:

1. Submittal of a site plan for Staff review and approval.
2. Submittal of a revised landscaping plan including size and botanical name of species for Staff review and approval.
3. Compliance with the Public Works requirements for the Weldon Street Vacation.
4. Meeting all applicable Building and Fire Codes.

Approval is based on the Findings of Fact (LAD 7/16/07, ZBA #025-07).

3. Mark - Ordinance - Amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances for a Special Use Permit for an auto repair shop that does not satisfy the Performance Criteria of six hundred (600) feet away from a residential district in a C-3, Commercial General Zoning District at 3415 Auburn Street. Approval is subject to the following conditions:

1. That the property and use shall comply with all Building and Fire Codes.

2. Submittal of detailed landscape plan to include the type of species to be planted for Staff's review and approval.
3. No outside storage of any auto parts, equipment, materials or inoperable vehicles.
4. Site plan showing Dumpster enclosure and material that must be approved by Staff.
5. Disposal and storage of hazardous materials must follow the Illinois Environmental Protection Agency guidelines.
6. All conditions must be met prior to establishment of use.
7. There shall be no overnight storage of vehicles on the property.

Approval is based on the Findings of Fact (LAD 7/16/07, ZBA #020-07).

4. Mark - Ordinance - Amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances for (A) a Variation to reduce the rear yard setback for an accessory building from 2 ½ feet to zero (0) feet along the north property line; and (B) a Variation to increase the maximum height of an accessory building from eighteen (18) feet to 21.5 feet in a R-1, Single-Family Residential Zoning District at 1822 National Avenue. Approval is subject to the following conditions:

1. If approved by City Council, Staff would recommend that the proposed garage is no closer to the property lines than the existing Ordinance.

Approval is based on the Findings of Fact (LAD/ 7/16/07, ZBA #023-07).

5. Mark - Ordinance - Amending Chapter 37, Section 1604, of the City of Rockford Code of Ordinances for a Variation to increase the maximum allowable square footage from four hundred eighty (480) to seven hundred (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, 113. Approval is subject to the following conditions:

1. A permanent sign permit must be obtained and be in accordance to Exhibit D.
2. The location of the sign is restricted to the area shown on Exhibit F.
3. Sign shall be constructed as shown on the submitted drawing.

Approval is based on the Findings of Fact (LAD 7/16/07, ZBA #027-07).

6. Mark – Ordinance - Amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances for a Special Use Permit for an advertising freestanding sign in a C-2, Commercial Community Zoning District at 7050 Finchman Drive. Approval is subject to the following conditions:

1. Submittal of a revised plan for Staff review and approval.
2. No freestanding sign advertising the shopping center and tenants shall be installed on Lot #7 of Plat Perryville Center #3.

Approval is based on the Findings of Fact (LAD 7/16/07, ZBA #028-07).

7. Mark - Ordinance - Amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances for a 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. Approval is subject to the following conditions:

1. Compliance with all City of Rockford Liquor Codes.

Approval is based on the Findings of Fact (LAD 7/16/07, ZBA #030-07).

8. Mark - Ordinance - Amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances for a Special Use Permit for a Performance Use consisting of a car wash, auto repair and tire shop that cannot satisfy the performance criteria of six hundred (600) feet from a residential district in an I-1, Light Industrial District at 1816 11th Street with added conditions 5 & 6. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. No overnight outside storage of vehicles waiting repair.
3. Certificate of Occupancy may be issued until all required landscaping have been installed according to Exhibit D.
4. All vehicles waiting for repair shall be currently licensed and registered.
5. There shall be no outside storage of vehicle parts or tires.
6. There shall be no repair of vehicles outside of the building.
7. Submittal of a revised site plan showing location of a dumpster and dumpster enclosure.

Approval is based on the Findings of Fact (LAD 7/16/07, ZBA #032-07).

III. RESOLUTIONS LAID OVER JUNE 18, 2007.

1. Jacobson - Resolution - That the City Council of the City of Rockford, Illinois requesting that the Illinois Department of Children and Family Services respectfully reconsider its decision to cease operations of The Mill and reopen the same pending a thorough and fair investigation into certain allegations.

Be it further resolved that at the conclusion of said investigation into those allegations the Illinois Department of Children and Family Services take action, should any be required at all, that fairly and appropriately corrects and deters any misconduct that is founded.

IV. MISCELLANEOUS HELD OVER JUNE 18, 2007

1. Mayor Morrissey – Re-appointment – Citizen Participation Committee, Angie Goral, to a three (3) year term, which would expire May 2010. (Pursuant to Rule 18, this re-appointment will be up for passage on July 16, 2007).
2. Mayor Morrissey – Re-appointment – Citizen Participation Committee, Cherene Sweeney, to a three (3) year term, which would expire May 2010. (Pursuant to Rule 18, this re-appointment will be up for passage on July 16, 2007).

3. Mayor Morrissey – Re-appointment – Citizen Participation Committee, Joyce Higgins, to a three (3) year term, which would expire May 2010. (Pursuant to Rule 18, this re-appointment will be up for passage July 16, 2007).
4. Mayor Morrissey – Re-appointment – Citizen Participation Committee, Gerald O. Albert, to a three (3) year term, which would expire May 2010. (Pursuant to Rule 18, this re-appointment will be up for passage on July 16, 2007).
5. Mayor Morrissey – Appointment – Citizen Participation Committee, Ray Cooper replacing Roger Sexton, to a term which would expire May 2010. (Pursuant to Rule 18, this appointment will be up for passage July 16, 2007).
- 6.* Beach – Re-appointment – Mechanical Board, Judd L. Gastel, to a five (5) year term, which would expire June 2012. (Pursuant to Rule 18, this appointment will be up for passage on July 9, 2007).
- 7.* Mayor Morrissey - Re-appointments of the Directors of their Municipal Departments in the City of Rockford.
- 8.* Mayor Morrissey - Re-appointment - Fair Housing Board, Alice Howard, to a three (3) year term ending May 2010. (Pursuant to Rule 18, this appointment will be up for passage on July 2, 2007).
- 9.* Mayor Morrissey – Re-appointment – Fair Housing Board, Joe Dailing, to a three (3) year term ending May 2010. (Pursuant to Rule 18, this appointment will be up for passage on July 2, 2007).
- 10.* Mayor Morrissey – Re-appointment – Fair Housing Board, Raymond Matlock, to a three (3) year term ending May 2010. (Pursuant to Rule 18, this appointment will be up for passage on July 2, 2007).
- 11.* Mayor Morrissey - Re-appointment - Traffic Commission, Dock Ward, to a five (5) year term ending May 2012. (Pursuant to Rule 18, this appointment will be up for passage on July 2, 2007).
- 12.* Mayor Morrissey – Re-appointment – Traffic Commission, Fred Lierman, to a five (5) year term ending May 2012. (Pursuant to Rule 18, this appointment will be up for passage on July 2, 2007).
- 13.* Mayor Morrissey – Re-appointment – Traffic Commission, Cedonia Ahlstrand, to a five (5) year term ending May 2012. (Pursuant to Rule 18, this appointment will be up for passage on July 2, 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).

AGENDA

CODE AND REGULATION COMMITTEE

**Monday, June 25, 2007, 4:45 p.m.
CD Conference Room, City Hall 2nd floor**

1. C & R 07-116 June Traffic Commission Minutes
2. C & R 07-134 Tentative Plat of Chandham Subdivision
3. C & R 07-135 Tentative Plat of Harrison Park North #2
4. C & R 07-136 Final Plat of Chateau Center
5. C & R 07-91 Star Street Vacation
6. C & R 07-137 Pre-Annexation of 120 Atwood Avenue
7. C & R 07-138 Pre-Annexation of 118 Atwood Avenue
8. C & R 07-115 Claim of Debbie Larson – Water Bill
9. C & R 07-131 Claim of Faye Harper in the amount of \$225.00
10. C & R 07-133 Claim of Jeanette Walker in the amount of \$773.06

AGENDA

FINANCE AND PERSONNEL COMMITTEE

**Monday, June 25, 2007, 5:15 p.m.
Conference Room B, City Hall 2nd floor (south room)**

1. Purchasing and Vouchers
 - A. Award of RFP: Real Estate Agent
 - B. Award of Bid: Motor Rewinding

- C. Award of Engineering Agreement: Elliot Golf Course Detention Basin
 - D. Resolution to take Bids/Proposals
 - E. Vouchers
2. City-State Agreement: Harrison Avenue Lighting & Landscaping

AGENDA

PLANNING AND DEVELOPMENT COMMITTEE

Monday, June 25, 2007, 5:15 p.m.

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

- 1. Memorandum from Jennifer Cacciapaglia, City Attorney, regarding CPAC Funding.
- 2. Memorandum from Vicki Manson, Neighborhood Development Administrator, regarding the Gilbert Avenue Area Rehabilitation Program.

AGENDA

LEGISLATIVE LOBBYING COMMITTEE

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

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

AGENDA

- 1. 4/23/07CC#7, Ald. Johnson Referral re Congressional Leadership Directory Online
- 2. Old Business
 - a) Discussion of By-laws/Rules
 - b) Report of Current Agenda(s) of State Legislators and Mayor's Office
 - c) Alderman Beach Request Re: Home Rule Communities
 - d) Update SB113
- 3. New Business