

**CITY COUNCIL, CITY OF ROCKFORD  
JOURNAL OF PROCEEDINGS  
SEPTEMBER 24, 2007  
COUNCIL CONVENED AT 6:18 P.M.**

1. The invocation was given by Pastor Jerry Demond, Halsted Road 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, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness –13-  
Absent: Mark –1-
3. Alderman Jacobson moved to accept the Journal of Proceedings of September 17, 2007, seconded by Alderman Timm. MOTION PREVAILED (Ald. Mark absent).

**PUBLIC PARTICIPATION**

4. Joe Owens addressed Council regarding the Kishwaukee Corridor Weed & Seed Program and announced an upcoming Town Hall Meeting to be held on Tuesday, September 25, 2007 at 6:00 pm the Patriot's Gateway Community Center, 615 South Fifth Street.

**PETITIONS AND COMMUNICATIONS**

5. Alderman Curran submitted a Memorandum from Todd Stuehler, Superintendent regarding Emergency Purchase Order for Keith Creek Debris Removal. A purchase order was issued to Stenstrom Excavation in the amount of \$14,500 to remove the debris. Placed on file.
6. Alderman Beach submitted two (2) Requests for Service. Referred to Neighborhood Standards.
7. Alderman Johnson submitted six (6) Requests for Service. Referred to Neighborhood Standards and the Public Works Department.
8. Alderman Johnson submitted a Request for Service. Referred to the Rockford Traffic Commission.
9. Alderman Johnson submitted the Zoning Board of Appeals minutes from the meeting held on September 18, 2007. Referred to the Code and Regulation Committee.
10. Alderman Johnson submitted a Memorandum from Jessica Ellwanger, Planner II, regarding the Ardsley Acres Plat #3 Subdivision. Referred to Code and Regulation Committee.
11. Alderman Johnson submitted a request from Corey Pearson and Matt Mohr, Centre Events (Metro Centre) upcoming events, requesting permission for banners on the northwest façade of the building to advertise upcoming events. The electronic marquee

will be disconnected periodically due to construction and it is not visible due to tree growth. Renovations will address these issues from now through the end of March. Alderman Johnson moved to grant the Prayer of the Petitioner, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Mark absent).

12. Alderman Jacobson submitted a request from Bright Light Sign Company, in conjunction with Dollar Tree banner for new business, requesting permission for a banner for nineteen (19) days to be attached to the business wall at 3134 11<sup>th</sup> Street from September 27, 2007 through October 15, 2007. Alderman Jacobson moved to grant the Prayer of the Petitioner, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Mark absent).
13. Alderman Bell submitted six (6) Requests for Service. Referred to the Police Department, Legal Department, Building Department, Neighborhood Standards and the Public Works Department.
14. Alderman Bell submitted a flier regarding a Weed and Seed Town Hall Meeting to be held on Tuesday, September 25, 2007 at 6:00 pm at the Patriot's Gateway Community Center, 615 South Fifth Street. Placed on File
15. Alderman Bell submitted a flier regarding the 5<sup>th</sup> Ward Monthly meeting to be held on Thursday, September 27, 2007 at 6:00 pm at the Montague Branch Library, 1238 S. Winnebago Street. Placed on File.
16. Alderman Bell submitted the Orchid 3<sup>rd</sup>/Union College Neighborhood Association Newsletter listing upcoming events, helpful phone numbers and a reminder of the monthly meeting to be held on Wednesday, September 26, 2007 at 5:30 pm at 502 College Avenue for a cookout and Kishwaukee Corridor Weed & Seed Town Hall meeting to be held on Tuesday, September 25, 2007 at 6:00 pm at the Patriot's Gateway Center, 615 South Fifth Street. Placed on File.
17. Alderman Sosnowski submitted a Request for Service at Peterson Meadows. Referred to Neighborhood Standards.

#### **NEW COMMITTEE REPORTS**

18. Alderman Johnson read a Code and Regulation Committee Report recommending the approval of the Final Plat #1 of Chandham Subdivision. LAID OVER.
- 2007-412CR**
19. Alderman Johnson read a Code and Regulation Committee Report recommending the approval of the amendment to the Exhibits of the Proposed Groundwater Ordinance No. 2007-180-O for the area surrounding Amoco, 3335 11<sup>th</sup> Street.
- Alderman Johnson moved to suspend Rule 11, seconded by Alderman Timm. MOTION PREVAILED (Ald. Mark absent). The Committee Report was placed on passage. MOTION PREVAILED (Ald. Mark absent).

**2007-413CR**

20. Alderman Curran read a Finance and Personnel committee report recommending the award for Printing be made to the low bidder, Rockford Forms, of Rockford, Illinois for their estimated annual total of \$41,438.00. The funding source is Departmental Operating Budgets.

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

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

**2007-414CR**

21. Alderman Curran read a Finance and Personnel Committee report recommending the award for Demolition of City Yards Complex Buildings 2,3,4 (including steel trestle) & 5 be made to the low bidder, Champion Environmental, of Gilberts, IL for their total bid of \$587,000.00. The funding source is Preston/Central TIF.

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

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

**2007-415CR**

22. Alderman Curran read a Finance and Personnel Committee report recommending the award for Engineering Agreement: Environmental Phase, City Yards Demolitions be made to Fehr-Graham and Associates at a not-to-exceed cost of \$104,118 for specification assistance, remediation oversight, sampling, reporting, and reimbursement services. The funding for this project will come from the Preston Central TIF fund.

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

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

23. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of September 24, 2007 in the amount of \$2,550,772.08. MOTION PREVAILED by a Roll Call vote of:

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

#### OFFICERS REPORTS

24. Mayor Morrissey informed City staff and Council that Jim Ryan's father is in very serious condition after emergency surgery yesterday and asked that we keep Jim and his family in our thoughts and prayers.
25. Mayor Morrissey presented a Proclamation proclaiming the month of October 2007 to be "Head Start Awareness Month" in Rockford, Illinois and urged all citizens to support the Head Start program and their commitment in creating a quality program that truly provides young children with a "head start" in life.
26. Mayor Morrissey presented a Proclamation proclaiming the week of September 24, 2007 to be "Lew Crampton Week" in Rockford, Illinois and urged all the community to thank Lew Crampton for all his work and wish him well in the future.
27. Mayor Morrissey advised that a Resolution would be read in later in the meeting in support of the State passing a Capital Plan. The timeliness of passing this Resolution is important because the Governor will be in Rockford tomorrow holding a press conference at 10:00 am at the Metro Centre regarding the State Capital Plan. He encouraged all to attend and support the process.
28. Mayor Morrissey urged all citizens affected by the flood to contact FEMA at 1-800-621-3362 before the application deadline of October 21, 2007 to be eligible for a grant or additional assistance. He also mentioned a Memorandum from Human Services, Building and Public Works Departments updating the 2007 flood status provided for review.
29. Mayor Morrissey reported there have been numerous meetings and discussions on the issue of a land acquisition target area with information on a plan/process to be provided next week.
30. Mayor Morrissey announced the City Council Retreat is scheduled for Tuesday, October 2, 2007 from 9:00 am to 5:00 pm.
31. Mayor Morrissey called attention to a News Release regarding a Discolored Water Alert.
32. Mayor Morrissey thanked CeaseFire, Victory Outreach and all those supporting and attending the rally this past weekend and mentioned the Legal Department and Police Department are working to address the violence that occurred in the downtown area Saturday night.

33. Mayor Morrissey announced the location of the City Council Retreat will be The Hilton Garden Inn, 7675 Walton Street with dinner following at Curran's Apple Orchard.
34. Alderman Johnson commented the southeast part of the City experienced six fires within five hours last week. She thanked the Rockford Fire Department for their professional and competent handling of the situations and the Police Department for making some arrests with regards to those fires.
35. Alderman Johnson reported on the success of the first Rolling Green Neighborhood Association meeting which was held this past Saturday with approximately two hundred (200) people in attendance. She acknowledged and thanked several people for their time, reassuring words, information and support of those seeking answers to their questions and concerns.

### **PETITONS AND COMMUNICATIONS**

36. Alderman Bell submitted a letter from O.B.P., LLC requesting information regarding funds available for facades for property located in Rockford's enterprise zone at 1021 South Main Street. Referred to the Community Development Department.
37. Alderman Bell submitted five (5) Requests for Service. Referred to the Building Department, Police Department and the Public Works Department.

### **OFFICERS REPORTS**

38. Alderman Bell indicated how impressed he was with the success of "Head Start" and provided some insight on the history of that Program.
39. Alderman Beach thanked Rockford Blacktop, Schlichting Construction, Sjostrom Construction, Stenstrom Construction and North West Illinois Contractors Association for donating staff, time and equipment to help clean Keith Creek along Morsay Drive from Fairview Blvd. to Alpine Road. He also recognized Joe Vanderwerff, Tim Dimke, Steve Graceffa and their groups for all their support on this team effort.
40. Alderman Wasco thanked Tom Moore, Public Works Department, and his crew for working on Sunday to replace some grates that had come off.
41. Alderman Wasco made a request for service at the property behind 4651 Old Lyme Drive to remove some downed trees and miscellaneous debris in the creek. Referred to the Public Works Department.
42. Alderman Thompson-Kelly thanked Alderman Bell for his kind words and history about the Head Start Program.
43. Alderman Thompson-Kelly expressed her appreciation to sit on the Human Services Board and commended George Davis, Director of Human Services, and his staff for going above and beyond their service to this community.

- 43a. Alderman Thompson-Kelly thanked the Rock River Reclamation District Board for approving a project in her ward.
- 44. Alderman Curran commented on a News Release regarding a Discolored Water Alert. The Rockford Fire Department will be flow testing fire hydrants beginning Monday September 24, 2007 to October 12, 2007, Monday through Friday from 9:00 am – 3:30 pm inside the boundary of Highcrest Road to Broadway and Prospect Avenue to Alpine Road and inside the boundary of Broadway Street to Sandy Hollow Road and 20<sup>th</sup> Street to Mulford Road. Any water quality questions may be directed to Larry Pierce at 815/987-5736.
- 45. Alderman McNeely mentioned last week she attended several community events, including an event with Speaker Madigan. She requested reconsideration to include West State Street in the budget.
- 46. Alderman McNeely requested Steve Ernst, Public Works Department/Traffic Division, contact her regarding a concern of a constituent.
- 47. Alderman McNeely requested a report regarding past bridge inspections and future plans for inspection. Referred to the Public Works Department.
- 48. Alderman McNeely requested an up-date on the Jane Addams Housing Litigation.
- 49. Mayor Morrissey indicated there would be discussion at the Council Retreat concerning the bridges and any discussion concerning the Jane Addams litigation may be held during a closed session at the end of tonight’s meeting.

**UNFINISHED BUSINESS**

**2007-416CR**

- 50. Alderman Johnson moved the adoption of a Code and Regulation Committee Report recommending the approval of the annexation agreement for 34XX and 37XX Samuelson Road. MOTION PREVAILED by a Roll Call vote of:

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

**2007-417CR**

- 51. Alderman Johnson moved the adoption of a Code and Regulation Committee Report recommending the annexation of 34XX and 37XX Samuelson Road. MOTION PREVAILED by a Roll Call vote of:

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

Absent: Mark -1-

**2007-418CR**

52. Alderman Johnson moved the adoption of a Code and Regulation Committee Report recommending that the City of Rockford ACCEPT the offer for the sale of property located at 3101 11<sup>th</sup> Street. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -13-

Nays: -0-

Absent: Mark -1-

**2007-419CR**

53. Alderman Johnson moved the adoption of a Code and Regulation Committee Report recommending the approval of the Tentative Plat of Winterberry Park. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -13-

Nays: -0-

Absent: Mark -1-

**2007-420CR**

54. Alderman Johnson moved the adoption of a Code and Regulation Committee Report recommending the approval of Final Plat of Linden Pointe #5. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -13-

Nays: -0-

Absent: Mark -1-

**2007-194-O**

55. Alderman Johnson moved the adoption of an Ordinance regarding the vacation for property along the south side of Linden Road at 4502 35<sup>th</sup> Street. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -13-

Nays: -0-

Absent: Mark -1-

**2007-195-O**

56. Alderman Johnson moved the adoption of an Ordinance regarding the sale of property located at 1105 Broadway. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -13-

Nays: -0-  
Absent: Mark -1-

**2007-421CR**

57. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending authority be given for the issuance of \$1,100,000 in General Obligation Bonds (Sales Tax Alternative Revenue Source) for the Liebovich Expansion Project. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

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

**2007-422CR**

58. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending authority be given for the issuance of \$1,100,000 in General Obligation Bonds (Sales Tax Alternative Revenue Source) for the Northwest Rockford Sewer Project. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

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

**2007-423CR**

59. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending authority be given for the issuance of \$3,050,000 in General Obligation Bonds (Sales Tax Alternative Revenue Source) for the Library East Side Branch Project. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

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

60. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending authority be given for the issuance of \$2,025,000 in General Obligation Bonds (Sales Tax Alternative Revenue Source) for the State and Main Parking Deck Acquisition. The Legal Director shall prepare the appropriate ordinance. MOTION FAILED by a Roll Call vote of:

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

Absent: Mark -1-

**2007-424CR**

61. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the contract for FMLA Management be awarded to FMLA Source/CompPsych, of Chicago, Illinois for \$19,620/year. The funding source is Human Resources Operating Budget. MOTION PREVAILED by a Roll Call vote of:

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

**2007-425CR**

62. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending award for Refrigerators for Human Services be made to the low bidder, Al Grace Appliance, of Rockford, IL for their bid as shown on tabulation. The funding source is Human Services Operating Budget. MOTION PREVAILED by a Roll Call vote of:

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

**2007-426CR**

63. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the Sale of Property at 1407 Michigan Avenue be awarded to the adjacent property owner, Heriberto Medrano, of Rockford, Illinois for their bid of \$300.00. MOTION PREVAILED by a Roll Call vote of:

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

**2007-427CR**

64. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending entering into an agreement for reimbursement of oversized facility costs (Redington Chase) with Eagleland Development Co. for the cost to upsize the watermain through the development as part of the City's \$75 million water project at a not to exceed cost of \$195,545.00. The funding for this project will come from water bonds. MOTION PREVAILED by a Roll Call vote of:

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

**2007-428CR**

65. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the Assist First-Time Homebuyer Down Payment Assistance Program/Tax Exempt Single Family Mortgage Revenue Bonds be approved. MOTION PREVAILED by a Roll Call vote of:

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

Alderman Holt exited the meeting at 7:30 pm.

**2007-429CR**

66. Alderman Bell moved the adoption of a Planning and Development Committee Report recommending creation of the Healthy Neighborhoods Program to provide supplemental funding from CDBG funds for projects designed to deliver needed services to neighborhoods within the Community Development Block Grant target area as outlined and amended to include approval by City Council. (Funding Source: CDBG Funds) MOTION PREVAILED by a Roll Call vote of:

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

**2007-430CR**

67. Alderman Bell moved the adoption of a Planning and Development Committee Report recommending approval TIF Funding of \$11,351.50 for renovation of Auto Clinic of Rockford, Inc. 4109 East State Street for repair of flood damage. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

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

**MOTIONS AND RESOLUTIONS**

**2007-100R**

68. Alderman Curran, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Central Services Manager to take bids for the following:

SCBA Equipment for the Fire Department, funding source: Federal Grant and Fire Department Capital Budget.

Street, Sewer, Traffic, Water Materials, funding source: Departmental Operating Budgets

Snow Removal – Municipal Parking Lots, funding source: Parking Fund. MOTION PREVAILED (Ald. Mark, Holt absent).

**2007-101R**

69. Alderman Johnson, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution instructing the Legal Director to file an application for a zoning text amendment regarding the entirety of the Zoning Ordinance of the City of Rockford save for Article XV Sign Regulations for which a text amendment has previously been submitted. MOTION PREVAILED (Ald. Mark, Holt absent).

**2007-102R**

70. Alderman Johnson moved the adoption of a Resolution that the City Council of the City of Rockford supports the passage of a State Capital Plan by the Illinois General Assembly, and encourages the General Assembly and the Governor to direct the Illinois Department of Transportation to implement and expedite that plan wherever possible within IDOT District 2, encompassing the Rockford Region. MOTION PREVAILED (Ald. Mark, Holt absent).

**OFFICERS REPORTS**

71. Alderman Jacobson announced tomorrow morning is the Legislative Lobbying Committee meeting at 7:30 am in Conference Room A, City Hall 2<sup>nd</sup> floor (north room).

**NEW BUSINESS**

72. Alderman Curran introduced and read an Ordinance authorizing the Agreement for Reimbursement of Oversized Facility by and between the City of Rockford, a Municipal Corporation, and John Kapotas. LAID OVER.
73. Alderman Curran introduced and read an Ordinance authorizing the Agreement for Reimbursement of Oversized Facility by and between the City of Rockford, a Municipal Corporation, and Landmark Riverside LLC. LAID OVER.

**2007-196-O**

74. Alderman Curran read an Ordinance authorizing the issuance of General Obligation Bonds (Sales Taxes and Various Other Alternate Revenue Sources) of the City of Rockford, Winnebago County, Illinois, in the aggregate principal amount of not to exceed \$5,250,000, for the purpose of defraying the costs of certain corporate capital acquisitions and improvements herein described.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Beck. MOTION PREVAILED (Ald. Mark, Holt absent).

Alderman McNeely made a motion to amend the Ordinance to reflect the amount of the bonds less the State and Main Parking Deck Acquisition. After discussion, it was determined Alderman Curran had read in the Ordinance reflecting less the amount of the State and Main Parking Deck Acquisition portion. The motion failed for lack of a second.

The Ordinance was placed on passage. MOTION PREVAILED by a Roll Call vote of:

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

75. Alderman Johnson introduced and read an Ordinance regarding the sale of City owned property at 219 N. Johnston Avenue at a minimum bid of \$300.00 including the costs of advertising with preference to adjacent property owners. The City reserves the right to reject all bids. LAID OVER.
76. Alderman Johnson introduced and read an Ordinance amending Chapter 37, Section 900.2 and Section 1603, of the City of Rockford Code of Ordinances, for a Zoning Map Amendment from an R-1, Single-family District, to a I-1, Light Industrial District; and a Special Use Permit for an auto body collision center with outside storage at 5902 Sandy Hollow Road. The approval is subject to the following condition:
1. That future development of the property shall conform to City of Rockford codes and ordinances.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #071-07). LAID OVER.

77. Alderman Johnson introduced and read an Ordinance amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances, for a Special Use Permit for Community Based Housing that will have eight (8) residents in a single-dwelling unit in an R-1, Single-family Zoning District at 3185 Applewood Lane. The approval is subject to the following condition:
1. That the property and use shall comply with all Building and Fire Codes.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #058-07). LAID OVER.

78. Alderman Johnson 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 consisting of a chroming and plating shop with installation of decorative chrome on vehicles in a C-3, Commercial General District at 3012 Wallin Avenue. The approval is subject to the following conditions:
1. Meeting all applicable Building and Fire Codes.
  2. No overnight outside storage of vehicles.
  3. No Certificate of Occupancy may be issued until required pavement and landscaping have been completed.
  4. All vehicles waiting for installation of decorative chrome shall be currently licensed and registered.
  5. There shall be no outside storage of vehicle chrome parts.
  6. A Certificate of Occupancy shall not be issued until the property is in compliance with Illinois EPA and the City of Rockford regulations.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #067-07). LAID OVER.

79. Alderman Johnson 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 a two (2) family residence in an R-1, Single-family Zoning District at 905 18<sup>th</sup> Street.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #060-07). LAID OVER.

80. Alderman Johnson 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 auto and truck leasing, including outside storage of vehicles in a C-2, Commercial Community District at 4007 East State Street. The approval is subject to the following conditions:

1. The Special Use Permit is limited to the area shown on Exhibit D.
2. The Special Use Permit shall expire in two (2) years from the date of Ordinance approval.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #064-07). LAID OVER.

81. Alderman Johnson 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 off-premise business sign in a C-3, Commercial General District at 7474 East State Street. The approval is subject to the following conditions:

1. Placement of sign shall be in accordance with Exhibit D.
2. Construction of sign shall be in accordance with Exhibit E.
3. The proposed LED sign may not exceed forty (40) square feet as shown on Exhibit E.
4. Removal of the existing freestanding sign for Giovanni's Restaurant must be removed prior to installation of the new freestanding sign.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #063-07). LAID OVER.

82. Alderman Johnson introduced and read an Ordinance amending Chapter 37, Section 1604, of the City of Rockford Code of Ordinances, for a Variation from the required parking spaces to forty-seven (47) parking spaces in a C-3, Commercial General District at 4760 East State Street.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #061-07). LAID OVER.

83. Alderman Johnson introduced and read an Ordinance amending Chapter 37, Section 1604, of the City of Rockford Code of Ordinance, for a Variation to reduce the front yard setback along Logan Street from the required thirty (30) feet to ten (10) feet in an R-1, Single-family Residential District at 17XX Harlem Boulevard. The approval is subject to the following conditions:

1. Submittal of plans showing the architectural features of the structure that will be constructed for Staff review and approval.
2. Submittal of a site plan showing setbacks and location of the house, garage and garage access from the alley for Staff review and approval.
3. Compliance with all Building codes.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #068-07). LAID OVER.

84. Alderman Johnson 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 six (6) homes in an R-1, Single-family Residential District at 52XX Newburg Road and 14XX Geneva Avenue. The approval is subject to the following conditions:

1. Meeting all applicable Building and Fire codes.
2. Building materials and architectural features for the proposed building shall be reviewed and approved by Staff prior to the issuance of a building permit.
3. As the site develops submittal of landscaping, signage and illumination shall be required for Staff review and approval, and meet all applicable codes and ordinances prior to the issuance of a building permit.
4. Sidewalks will be required as the site develops prior to building permit.
5. Substantial conformance with the site layout submitted by the applicant on July 10, 2007, identified as Exhibit D.
6. Substantial conformance with the building layout and elevations submitted by the applicant regarding the row houses dated July 9, 2007 identified as Exhibit E.
7. The proposed structure along Geneva Avenue face Geneva Avenue and access be on the private drive.
8. That the property is a condominium development and that Condominium Regulations be submitted for Staff review and approval.
9. A final subdivision plat is submitted for City review and approval.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #043-07). LAID OVER.

85. Alderman Johnson introduced and read an Ordinance amending Chapter 37, Section 1604, of the City of Rockford Code of Ordinances, for a Variation to reduce the front yard setback along Barton Boulevard from the required thirty (30) feet to twenty-four (24) feet; to reduce the front yard setback along Rockton Avenue from the required thirty (30) feet to twelve (12) feet; to reduce the side yard setback along the North property line from the required six (6) feet to three (3) feet; to reduce the parking spaces from the required seventeen (17) to thirteen (13); to allow terrace parking; and from the required landscaping to allow landscaping as proposed in a C-2, Commercial Community District at 3021 Rockton Avenue. The approval is subject to the following conditions:

1. Meeting all applicable Building and Fire codes.
2. Submittal of a revised site plan for Staff review and approval.
3. Submittal of a revised landscaping plan for Staff review and approval.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #069-07). LAID OVER.

86. Alderman Johnson introduced and read an Ordinance regarding the vacation of part of Weldon Street between Salter Avenue and Heath Street. LAID OVER.
87. Alderman Johnson introduced and read an Ordinance amending Chapter 37, Section 1604, of the City of Rockford Code of Ordinances, for a Variation to reduce the required rear yard setback from thirty (30) feet to fourteen (14) feet in an R-1, Single-family Residential District at 2910 E. State Street. The approval is subject to the following conditions:
1. The proposed addition must be in accordance with Exhibit D.
  2. An elevation plan must be submitted that illustrates that the addition will match the existing home design for Staff review and approval.
  3. Work within the right-of-way along East State Street may require a permit through IDOT.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #062-07). LAID OVER.

**2007-197-O**

88. Alderman Johnson introduced and read an Ordinance regarding the amendment to the Exhibits of the Proposed Groundwater Ordinance No. 2007-180-O for the area surrounding Amoco, 3335 11<sup>th</sup> Street.

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

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

89. Alderman Curran made a motion to convene into closed session to discuss labor relations and pending litigation, seconded by Alderman Jacobson. MOTION PREVAILED by a Roll Call vote of:

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

The meeting went into closed session at 7:53 pm. The meeting returned to open session at 8:34 pm and found the following present:

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

90. Upon motion duly made and seconded, the meeting was adjourned at 8:36 p.m.

Respectfully submitted,

Diane M. 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**  
**OCTOBER 1, 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 SEPTEMBER 24, 2007**

1. Johnson - Code and Regulation - Recommending the approval of the Final Plat #1 of Chandham Subdivision.

**II. ORDINANCES LAID OVER SEPTEMBER 24, 2007**

1. Curran - Ordinance - Authorizing the Agreement for Reimbursement of Oversized Facility by and between the City of Rockford, a Municipal Corporation, and John Kapotas.
2. Curran - Ordinance - Authorizing the Agreement for Reimbursement of Oversized Facility by and between the City of Rockford, a Municipal Corporation, and Landmark Riverside LLC.
3. Johnson - Ordinance - Regarding the sale of City owned property at 219 N. Johnston Avenue at a minimum bid of \$300.00 including the costs of advertising with preference to adjacent property owners. The City reserves the right to reject all bids.
4. Johnson - Ordinance - Amending Chapter 37, Section 900.2 and Section 1603, of the City of Rockford Code of Ordinances, for a Zoning Map Amendment from an R-1, Single-family District, to a I-1, Light Industrial District; and a Special Use Permit for an auto body collision center with outside storage at 5902 Sandy Hollow Road. The approval is subject to the following condition:

1. That future development of the property shall conform to City of Rockford codes and ordinances.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #071-07).

5. Johnson - Ordinance - Amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances, for a Special Use Permit for Community Based Housing that will have eight (8) residents in a single-dwelling unit in an R-1, Single-family Zoning District at 3185 Applewood Lane. The approval is subject to the following condition:

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

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #058-07).

6. Johnson - 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 consisting of a chroming and plating shop with installation of decorative chrome on vehicles in a C-3, Commercial General District at 3012 Wallin Avenue. The approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. No overnight outside storage of vehicles.
3. No Certificate of Occupancy may be issued until required pavement and landscaping have been completed.
4. All vehicles waiting for installation of decorative chrome shall be currently licensed and registered.
5. There shall be no outside storage of vehicle chrome parts.
6. A Certificate of Occupancy shall not be issued until the property is in compliance with Illinois EPA and the City of Rockford regulations.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #067-07).

7. Johnson - 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 a two (2) family residence in an R-1, Single-family Zoning District at 905 18<sup>th</sup> Street.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #060-07).

8. Johnson - 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 auto and truck leasing, including outside storage of vehicles in a C-2, Commercial Community District at 4007 East State Street. The approval is subject to the following conditions:

1. The Special Use Permit is limited to the area shown on Exhibit D.
2. The Special Use Permit shall expire in two (2) years from the date of Ordinance approval.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #064-07).

9. Johnson - Ordinance - Amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances, for a Special Use Permit for an off-premise business sign in a C-3, Commercial General District at 7474 East State Street. The approval is subject to the following conditions:

1. Placement of sign shall be in accordance with Exhibit D.
2. Construction of sign shall be in accordance with Exhibit E.
3. The proposed LED sign may not exceed forty (40) square feet as shown on Exhibit E.
4. Removal of the existing freestanding sign for Giovanni's Restaurant must be removed prior to installation of the new freestanding sign.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #063-07).

10. Johnson - Ordinance - Amending Chapter 37, Section 1604, of the City of Rockford Code of Ordinances, for a Variation from the required parking spaces to forty-seven (47) parking spaces in a C-3, Commercial General District at 4760 East State Street.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #061-07).

11. Johnson - Ordinance - Amending Chapter 37, Section 1604, of the City of Rockford Code of Ordinance, for a Variation to reduce the front yard setback along Logan Street from the required thirty (30) feet to ten (10) feet in an R-1, Single-family Residential District at 17XX Harlem Boulevard. The approval is subject to the following conditions:

1. Submittal of plans showing the architectural features of the structure that will be constructed for Staff review and approval.
2. Submittal of a site plan showing setbacks and location of the house, garage and garage access from the alley for Staff review and approval.
3. Compliance with all Building codes.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #068-07).

12. Johnson - 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 six (6) homes in an R-1, Single-family Residential District at 52XX Newburg Road and 14XX Geneva Avenue. The approval is subject to the following conditions:

1. Meeting all applicable Building and Fire codes.
2. Building materials and architectural features for the proposed building shall be reviewed and approved by Staff prior to the issuance of a building permit.
3. As the site develops submittal of landscaping, signage and illumination shall be required for Staff review and approval, and meet all applicable codes and ordinances prior to the issuance of a building permit.
4. Sidewalks will be required as the site develops prior to building permit.
5. Substantial conformance with the site layout submitted by the applicant on July 10, 2007, identified as Exhibit D.

6. Substantial conformance with the building layout and elevations submitted by the applicant regarding the row houses dated July 9, 2007 identified as Exhibit E.
7. The proposed structure along Geneva Avenue face Geneva Avenue and access be on the private drive.
8. That the property is a condominium development and that Condominium Regulations be submitted for Staff review and approval.
9. A final subdivision plat is submitted for City review and approval.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #043-07).

13. Johnson - Ordinance - Amending Chapter 37, Section 1604, of the City of Rockford Code of Ordinances, for a Variation to reduce the front yard setback along Barton Boulevard from the required thirty (30) feet to twenty-four (24) feet; to reduce the front yard setback along Rockton Avenue from the required thirty (30) feet to twelve (12) feet; to reduce the side yard setback along the North property line from the required six (6) feet to three (3) feet; to reduce the parking spaces from the required seventeen (17) to thirteen (13); to allow terrace parking; and from the required landscaping to allow landscaping as proposed in a C-2, Commercial Community District at 3021 Rockton Avenue. The approval is subject to the following conditions:
  1. Meeting all applicable Building and Fire codes.
  2. Submittal of a revised site plan for Staff review and approval.
  3. Submittal of a revised landscaping plan for Staff review and approval.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #069-07).

14. Johnson - Ordinance - Regarding the vacation of part of Weldon Street between Salter Avenue and Heath Street.
15. Johnson - Ordinance - Amending Chapter 37, Section 1604, of the City of Rockford Code of Ordinances, for a Variation to reduce the required rear yard setback from thirty (30) feet to fourteen (14) feet in an R-1, Single-family Residential District at 2910 E. State Street. The approval is subject to the following conditions:
  1. The proposed addition must be in accordance with Exhibit D.
  2. An elevation plan must be submitted that illustrates that the addition will match the existing home design for Staff review and approval.
  3. Work within the right-of-way along East State Street may require a permit through IDOT.

Approval is based on the Findings of Fact (LAD 10/22/07; ZBA #062-07).

### III. MISCELLANEOUS HELD OUT SEPTEMBER 24, 2007

- 1.\* Mayor Morrissey - Appointment - Metro Authority Board, Dr. William Stephen Minore, to a one-year term which would expire June 2008 to fill Gretchen Hudson's term who resigned from the Board. (Pursuant to Rule 18, this appointment will be up for passage on October 8, 2007).

2.\* Mayor Morrissey - Re-appointments - Directors of their Municipal Departments in the City of Rockford.

\* same action taken before

- Motions and Resolutions
- New Business (note: Ordinances may be read in under New Business and Rule 11 suspended and final vote taken. Committee Reports would have previously been voted on).
- Adjournment

\* \* \* \* \*

**POSSIBLE ADDITIONAL ITEMS:**

The following items appear on the City Council Standing Committee Agendas as noted. Items may receive a vote at committee and come before the first City Council meeting held after the committee meeting. Rule 11 can be suspended and final vote taken on said items at the City Council meeting (no rule suspension is necessary to take a vote on vouchers).

**CODE AND REGULATION COMMITTEE**

**Monday, October 1, 2007, 4:30 p.m.**

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

**AGENDA**

1. C & R 07-242 Ardsley Acres Plat #3
2. C & R 07-233 Public Park – Linden Pointe Subdivision
3. C & R 07-203 ZBA#070-07 Modification of Special Use Permit #022-98 for an additional outdoor flea market area to be located along the east property line, for 3 special events each year, in a C-3, Commercial General Zoning District at 3291 South Alpine Road
4. C & R 07-236 ZBA#072-07 Special Use Permit for a Planned Mixed Use Development consisting of a self-service laundry (Laundromat) in a I-1, Light Industrial District at 1830 15<sup>th</sup> Avenue
5. C & R 07-237 ZBA#073-07 Special Use Permit for liquor sales by the drink in conjunction with a bar  
Special Use Permit for the outside sale of liquor by the drink in conjunction with outdoor seating in a C-3, Commercial Community Zoning District at 5801 Columbia Parkway

6. C & R 07-238 ZBA#074-07 Modification of Special Use Permit #146-97 to modify the hours of operation of the nightclub and the sales of liquor from 7:00 p.m. –2:00 a.m. to 11:00 a.m.-2:00 a.m. in a C-2, Commercial Community District at 3780 East State Street
7. C & R 07-239 ZBA#077-07 Special Use Permit for a Planned Mixed Use Development for an industrial use and up to ten (10) temporary living trailers to house approximately 96 temporary workers for up to 90 days and for up to one temporary meal trailer in an I-2, General Industrial District at 302 Peoples Avenue
8. C & R 07-240 ZBA#078-07 Variation to reduce the side yard setback from the required six (6) feet to two and one half (2 1/2) feet along the south property line Variation to reduce the rear yard setback from the required thirty (30) feet to twenty-four (24) feet along the west property line for an attached garage in an R-1, Single-Family Residential Zoning District at 828 Paris Avenue
9. C & R 07-241 ZBA#079-07 Zoning Map Amendment from C-2, Commercial Community District, to C-3, Commercial General District  
Special Use Permit for a performance use of heavy equipment sales/service/rental and outdoor storage/sales/display of heavy equipment that cannot satisfy the minimum distance of 600 feet to a residential district in a C-3, Commercial Community District at 58xx Columbia Parkway
10. C & R 07-160 ZBA#036-07 Special Use Permit for a Planned Mixed Use Development consisting of a group home for adjustment, private education, counseling facility, worship center, and dormitory in a C-1, Limited Office District at 3520 School Street

**FINANCE AND PERSONNEL COMMITTEE**

**Monday, October 1, 2007, 5:15 p.m.**

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

**AGENDA**

1. Purchasing and Vouchers

- A. Vouchers
    - √ Anticipated Training/Travel Expenses for Police Department
  - B. Engineering Agreement: Alpine Dam – Design for Emergency Repairs – Suspend rules
2. Riverside Widening
  3. Intergovernmental Agreement for Administrative Adjudication of the Truancy Provisions (Laid over 9/24) – Suspend rules
  4. Financial Discussion (Laid over 9/24)

**PLANNING AND DEVELOPMENT COMMITTEE**

Monday, October 1, 2007, 5:15 p.m.  
CD Conference Room, City Hall 2<sup>nd</sup> floor  
**AGENDA**

No Meeting Scheduled.

**LEGISLATIVE LOBBYING COMMITTEE**

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

Next meeting 10/30/07