

**CITY COUNCIL, CITY OF ROCKFORD  
JOURNAL OF PROCEEDINGS  
DECEMBER 8, 2008  
COUNCIL CONVENED AT 6:22 P.M.**

1. The invocation was given by Officer Billy Wilson/Police Chaplain and the Pledge of Allegiance was led by City Council Page Mercedes Martinez.

2. Roll Call:

Mayor Lawrence J. Morrissey

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

Absent: McNeely -1-

3. Alderman Mark moved to accept the Journal of Proceedings of December 1, 2008, seconded by Alderman Jacobson.

Alderman Curran made a motion to reconsider item #55, Committee Report recommending renewal of the Third Party Administrator for Worker's Compensation Contract with Employer's Claim Service, Inc., in the Journal of Proceedings dated December 1, 2008, seconded by Mark. MOTION PREVALED (Ald. McNeely absent).

Alderman Curran made a motion to refer the item back to the Finance and Personnel Committee, seconded by Alderman Mark. MOTION PREVAILED (Ald. McNeely absent).

The Journal of Proceeding as amended was placed on passage. MOTION PREVAILED (Ald. McNeely absent).

**PUBLIC PARTICIPATION**

4. Mark Peterson addressed Council concerning the replacement of numerous burned out street lights throughout the City.
5. John Weaver thanked everyone for helping rebuild the Coronado Haskell Neighborhood and invited all to participate in the 2<sup>nd</sup> annual Caroling in the Community event to be held on December 18<sup>th</sup> at 5:00 pm starting at the Second Congregational Church.
6. Patricia Cardenas voiced her concerns regarding City spending, projects and public safety.

**PETITIONS AND COMMUNICATIONS**

7. Alderman Conness read a Memorandum from Rob Lamb, Industrial Development Manager regarding a Development Agreement with Wanxiang America Corporation to construct a new photovoltaic solar panel manufacturing plant in Logistics Park. Referred to Planning and Development Committee.

8. Alderman Curran submitted a Memorandum from Barry Fitz, Equipment/Safety Manager, regarding Emergency repairs to Quint #5. The transmission was rebuilt by Inland Power Group of Carol Stream, Illinois at a cost of \$12,884.85. Placed on file.
9. Alderman Johnson submitted five (5) Requests for Service. Referred to the Police Department and the Public Works Department.
10. Alderman Johnson submitted an e-mail from Gregory Janicki concerning icy neighborhood street and the absence of crews salting them. Referred to the Public Works Department.

### **NEW COMMITTEE REPORTS**

11. Alderman Conness read a Planning and Development Committee Report recommending that the attached Rockford Global TradePark (GTP) Tax Increment Financing District #3 Redevelopment Plan and Project be approved. The Legal Director shall prepare the appropriate ordinance. LAID OVER.
12. Alderman Conness read a Planning and Development Committee Report recommending that the area attached as Exhibit A be designated the Rockford Global TradePark (GTP) Tax Increment Financing District #3. The Legal Director shall prepare the appropriate ordinance. LAID OVER.
13. Alderman Conness read a Planning and Development Committee Report recommending that the Tax Increment Financing be adopted for the Rockford Global TradePark (GTP) Tax Increment Financing District #3. The Legal Director shall prepare the appropriate ordinance. LAID OVER.
14. Alderman Curran read a Finance and Personnel Committee Report recommending ratification of the Electrical Supply Contract with Exelon Energy for the period of January 2009 through December 2011 at the rates quoted therein. The funding source is Departmental Operating Budgets. LAID OVER.
15. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Leak Correlator be made to the lowest bidder meeting specifications, Echologics Engineering, Inc., of Toronto, ON Canada for their total bid of \$19,960.00. The funding source is Water Division Operating Budget. LAID OVER.

#### **2008-577CR**

16. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Demolition of 315 Waldo Street & 709 Lee Street be made to GTD, Inc. of Davis Junction, Illinois for demolition of 315 Waldo St. for their total bid of \$11,050.00 and Sipes & Sons Demolition of DeKalb, Illinois for the demolition of 709 Lee St. for their total bid of \$8,700.00. The funding source is CDBG.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Beach. 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-

**2008-578CR**

17. Alderman Curran read a Finance and Personnel Committee Report recommending purchasing 129 armored vests off a competitively bid State of Illinois contract. The State awarded a contract to Gall's, Inc. of Lexington, KY in November 2007 for the purchase of armored vests. The cost is \$425.00 for each vest, total of \$54,825.00. The funding source is Police Department Operating Budget.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Beach. 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-

**2008-579CR**

18. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Engineering Agreement: Construction Engineering Kishwaukee Street Bridge be made to Willett Hofmann & Associates, Inc. for a total not-to-exceed cost of \$337,814.88 for construction observation. The funding for this project will come from Motor Fuel Tax funds.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Beach. 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-

**2008-580CR**

19. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Engineering Agreement Amendment: 35<sup>th</sup> Street Water Main be made to Fehr-Graham & Associates for an additional \$58,300 for a total not-to-exceed cost of \$98,320.00. The amendment includes construction engineering for the 35<sup>th</sup> Street water main construction. The funding source for this project is the \$25 million G.O. Limited Tax Debt Certificates, Series 2008.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Beach. 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-

20. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of December 8, 2008 in the amount of \$2,820,969.51. 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-

21. Alderman Wasco read a Code and Regulation Committee Report SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE the sale of packaged liquor in conjunction with a convenience store in the names of **Gamil Elzofri, Sala Elzofri and Muammar Elzofri d/b/a Eddie's Food Mart, Inc.** in a C-2, Limited Commercial District at 1203 7<sup>th</sup> Street. Approval is subject to the following conditions:

1. Window display signage be limited to 30%.
2. Liquor Sale hours end at midnight.
3. The sale of rose tubes, airplane-sized bottles and nay other products that can be easily manufactured into crack pipes is prohibited.
4. Meeting all Liquor Codes.

The Legal Director is hereby instructed to prepare the necessary Ordinance. (Refer to item #42. REFERRED BACK TO COMMITTEE)

22. Alderman Wasco read a Code and Regulation Committee Report SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE the sale of beer and wine by the drink in conjunction with a restaurant in the name of **Joseph DeSerto d/b/a Maciano's Pizza and Pastaria** in a C-3, General Commercial Zoning District at 5801 Columbia Parkway, #101. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. Compliance with all City of Rockford Liquor Codes.
3. The hours of operation will be limited to 11:00 am to 10:00 pm Sunday through Thursday.
4. The hours of operation will be limited to 11:00 am to 11:00 pm Friday through Saturday.
5. The sale of alcohol shall be limited to the interior site and outdoor seating area that were submitted.

6. The outdoor seating area must be enclosed by a fence of at least five (5) feet in height and approved by Staff.

The Legal Director is hereby instructed to prepare the necessary Ordinance. LAID OVER.

23. Alderman Wasco read a Code and Regulation Committee Report SUSTAINING the Liquor Advisory Board, thereby recommending that City Council DENY the sale of liquor by the drink in conjunction with a Sport's Bar and Grill in the name of **Alice Rene Jones d/b/a Thirty Something Sports Bar and Grill** in a C-2, Limited Commercial District at 1405-1407 North Main Street.

LAID OVER.

24. Alderman Wasco read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to reduce the required parking from 247 parking spaces to 173 parking spaces in a C-2, Limited Commercial Zoning District at 5051 East State Street. Approval is subject to the following conditions:
  1. Meeting all applicable Building and Fire Codes.
  2. Submittal of Building Permit for Staff review and approval.
  3. Submittal of detailed landscape plan to include the type of species to be planted to Staff's review and approval.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. LAID OVER.

25. Alderman Wasco read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City council APPROVE the Variation to increase the maximum allowable wall signs above the ground floor from 2 to 3 in a C-2, Limited Commercial District at 2902 McFarland Road. Approval is subject to the following conditions:
  1. Compliance with all Building and Fire Codes.
  2. Each sign above the ground level shall be limited to one side of the building.
  3. Additional wall signage shall be subject to the City of Rockford sign regulations.
  4. The sign for Rockford Spinal Center shall not exceed the width of 5 windows from outer edge to outer edge of the building, and shall be scaled in height proportionately per Staff approval.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. LAID OVER.

26. Alderman Wasco read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to increase the sign height from the maximum allowable height of 20 feet to 25 feet within a shopping center in a C-3, General Commercial District at 1601 North Alpine Road. Approval is subject to the following conditions:

1. Submittal of a permanent sign permit to be in accordance with Exhibit E.
2. The spaces between sign may not have additional signage.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. LAID OVER.

27. Alderman Wasco read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to increase the allowable number of business identification wall signs from two (2) to three (3) in a C-3, General Commercial District at 7310 Walton Street. Approval is subject to the following conditions:

1. The sign on the western exposure shall be limited to thirty (30) inches in height.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. LAID OVER.

**2008-581CR**

28. Alderman Wasco read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for a group home for adjustment consisting of a private education, counseling and worship center with dormitory in an R-3, Multi-family Residential District at 310 Arnold Avenue. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. Installation of a six (6) foot high fence reducing to a four (4) foot high fence within the front yard setback off of Arnold Avenue, fencing along the southern portion of the site must be sight-obstructing and meet the fencing regulations.
3. Registered sex offenders shall not be permitted to reside on the property. The property owners shall screen residents to ensure compliance with this condition.
4. Individuals with a record of violent criminal action not be permitted on the property. Violent criminal actions shall include but not be limited to any form of assault, abuse, kidnapping, unlawful restraint, arson, robbery, batter, homicide and/or conspiracy to commit any of the heretofore listed offenses. The property owners shall screen residents to ensure compliance with this condition.
5. Onsite staff supervision of the residents shall be provided 24 hours per day, 7 days a week.
6. Facility residents shall be women only, as indicated on attached narrative.
7. At the City's request, the property owners shall provide documentation of the criminal offenses of the individuals residing in the facility, who cause the facility to be classified as a "group home for adjustment" shall be limited to no more than 1/16<sup>th</sup> of the total residential population at any one time.
8. Any change in use, or discontinuance of use will require Staff review and approval which may require a Special Use Permit.
9. Maximum residents to be set at 75.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance.

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

### OFFICERS REPORTS

29. Mayor Morrissey announced the Rockford Police Department will hold four (4) Town Hall Meetings next week inviting comment from Rockford citizens on the implementation and placement of Geographic Area Commands for the City of Rockford. The meetings are scheduled as follows: Tuesday, December 9, 2008, 6:00-7:30 pm, River Front Museum Park Assembly Hall, 711 North Main Street; Wednesday, December 10, 2008 5:00-6:30 pm, Booker Washington Community Center, 1005 South Court Street; Tuesday, December 16, 2008, 6:00-7:30 pm, Rockford College Grace Roper Lounge, 5050 East State Street; Thursday, December 18, 2008, 6:00-7:30 pm, Ken Rock Community Center Community Room, 3218 11<sup>th</sup> Street. He encouraged all to attend.
30. Mayor Morrissey thanked City employees, Bill Keith, John James, Marcy Leach, Julia Scott-Valdez, Jeremy Bahr and Fred Russo for putting up and decorating the Christmas tree in the City Hall lobby.
31. Mayor Morrissey announced on December 12, 2008 will be the City of Rockford's 5<sup>th</sup> Annual Employee Awards Ceremony and Holiday Open House in the City Hall Lobby. Presentations and awards will begin at 3:00 pm. with the open house immediately following.
32. Mayor Morrissey submitted a Re-appointment to the Personnel Appeals Board, Ms. Susan Salvi Buckwalter, to a one (1) year term, which would expire December, 2009. LAID OVER.
33. Mayor Morrissey submitted a Re-appointment to the CCA Human Services Board, Ms. Betty Cleary, to a three (3) year term, which would expire August 2011. LAID OVER.  
  
Mayor Morrissey submitted an Appointment to the CCA Human Services Board, Ms. Shirley Mondesir, to a three (3) year term, which would expire December 2011. LAID OVER.
34. Mayor Morrissey recognized Alderman Bell for his many years of great service and wished him the very best.
35. Mayor Morrissey mentioned a memo will be forthcoming with regards to scheduling a meeting to approve the budget for 2009.
36. Mayor Morrissey commended City staff and other local officials for their efforts to develop a regional list of projects which would be part of the federal economic stimulus package proposed by President Elect Barack Obama and invited any suggestions from

Council members and the community. He announced the Rockford Metropolitan Agency will serve to coordinate area projects and indicated a Resolution will be drafted showing support for coordination of the entire region.

37. Alderman Beach thanked Tim Hanson, Director of Public Works, and his staff for their efforts to notify residents of the 10<sup>th</sup> Ward of a water main break and boil order. He suggested possibly implementing a reverse 9-1-1 in this situation in an attempt to inform more residents of the boil order.
38. Alderman Jacobson announced the Blackhawk State Bank on 11<sup>th</sup> Street opened on November 11, 2008.
39. Alderman Jacobson mentioned the Harmony Club will be hosting its annual Milestone Event on Sunday, December 14, 2008. He encouraged all to attend this holiday party.
40. Alderman Wasco offered his condolences to the family of Robert S. Thornton, a dear friend who passed away on November 30, 2008.
41. Alderman Timm announced his birthday is this week and invited all to join him after the meeting for birthday cake.

#### **NEW COMMITTEE REPORTS**

42. Alderman Holt made a motion to refer item #21 back to the Code and Regulation Committee, seconded by Alderman Beach. MOTION PREVAILED (Ald. McNeely absent).

#### **UNFINISHED BUSINESS**

##### **2008-582CR**

43. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending the approval of the following disbursements in settlement of the claims in regard to the property located at 2220 9<sup>th</sup> Avenue #1 West in Rockford with a release(s) to be obtained:

Draft #1: LDR Construction Service, Inc. in the amount of \$10,987.79  
Draft #2: Bennie's Cleaners in the amount of \$4,410.40  
Draft #3: Bennie's Cleaners in the amount of \$2,105.60  
Draft #4: Raul and Amelia Rodriguez in the amount of \$306.00  
Draft #5: Mrs. Nancy Solano and Mr. Daniel Martinez in the amount of \$2,953.59  
Draft #6: Mr. Billy and Mrs. Nallely Ramirez in the amount of \$1,075.46

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-

**2208-583CR**

44. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance for "One Hour Parking" on the east side of North Main Street from 160 feet to 180 feet north of Jefferson Street, in accordance with the provisions of Section 16-160 of the Code of Ordinances, thus repealing the existing "Passenger Loading Zone" restriction. 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-

**2008-584CR**

45. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance that traffic on Hecker Avenue by required to stop prior to entering the intersection of Brown Avenue, in accordance with the provisions of Section 16-196, of the Code of Ordinances. 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-

**2008-585CR**

46. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance for "No Parking Anytime" on the west side of South Church Street from Chestnut Street to Cedar Street, in accordance with the provisions of Section 16-137 of the Code of Ordinances, thus repealing the existing "Two Hour Parking" restriction. 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-

**2008-586CR**

47. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance for "No Parking Anytime" on the south side of Chestnut Street from Court Street to South Main, in accordance with the provisions of Section 16-137 of the Code of Ordinances, thus repealing the existing "Two Hour Parking" restriction. 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-

**2008-587CR**

48. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance that traffic on Taylor Street be required to stop prior to entering the intersection of North Avon Street, in accordance with the provisions of Section 16-196.1 of the Code of Ordinances. 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-

**2008-588CR**

49. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance that traffic on Alliance Avenue be required to stop prior to entering the intersection of Sherman Avenue, in accordance with the provisions of Section 16-196.1 of the Code of Ordinances. 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-

**2008-589CR**

50. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending that "No Action" be taken on the following items:
1. Request from Principal Dave Nold, Carlson Elementary School, to repeal the existing "Bus Stop" zone on the south side of Pepper Drive from 230 feet to 600 feet west of Pecan Drive.
  2. Request from Michael Woldman and Alderman Wasco, 4<sup>th</sup> Ward, to repeal the existing "One-way" stop sign control at Live Oak Lane and Weaver Road and replace with "All-way" stop sign control.
  3. Request from the East Ridge Drive residents group and Alderman Beach, 10<sup>th</sup> Ward, for "No Parking Anytime" on the north side of East Ridge Drive from Crosby Street to Wood Road.
  4. Request from Alderman Sosnowski, 1<sup>st</sup> Ward, to repeal the existing "One-way" stop sign control at the intersection of Hedge Cliff Drive and Olde Creek Road.

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-

**2008-590CR**

51. Alderman Conness moved the adoption of a Planning and Development Committee Report recommending approval of a Redevelopment Agreement approving TIF funding for the rehabilitation of 2 residential condominium units and two commercial/retail storefronts at 221 East State Street. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

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

**2008-591CR**

52. Alderman Conness moved the adoption of a Planning and Development Committee Report recommending approval of the attached River District North Plan and Project. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

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

**2008-592CR**

53. Alderman Conness moved the adoption of a Planning and Development Committee Report recommending approval of the attached River District North Project Planning Area. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

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

**2008-593CR**

54. Alderman Conness moved the adoption of a Planning and Development Committee Report recommending that the County Clerk be instructed to implement Tax Increment Financing per statute within the River District North Redevelopment Area. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

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

Nays: -0-  
Absent: McNeely-1-

**2008-240-O**

55. Alderman Conness moved the adoption of an Ordinance recommending approval of the attached Development Agreement with ADV Partners, LLC. approving TIF funding for the rehabilitation of the Johnson & Tillson Building, 202 North Madison Street with the clarification that the contracts for pre-sold units contains no contingencies before City funds are disbursed. 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-

**2008-241-O**

56. Alderman Conness moved the adoption of an Ordinance recommending approval of the attached Development Agreement with Proform Construction Inc. approving TIF funding for the construction of 3 residential and 3 commercial condominium units at 409 North Madison Street with the clarification that the contracts for pre-sold units contains no contingencies before City funds are disbursed. 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-

**2008-594CR**

57. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the award for Mental Health Services Contract for Human Services Head Start be made to Dick Rundall and Associates for the period of three years for a rate of approximately \$15,000 per year. The funding source is Federal Grant. 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-

**2008-595CR**

58. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the award for Family Support Specialist Contract for Human Services Head Start be made to Dee Whittington for the period of three years for a rate of approximately \$32,000 per year. The funding source is Rockford Public Schools Prevention Initiative Program. 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-

## MOTIONS AND RESOLUTIONS

### 2008-114R

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

RFP: Property & Evidence Tracking Software, funding source: Police Department Operating Budget.

MOTION PREVAILED (Ald. McNeely absent).

### 2008-115R

60. Alderman Curran, on behalf of the Finance and Personnel Committee moved the adoption of a Resolution authorizing the use of Motor Fuel Tax Funds for the Kishwaukee Street Bridge in the amount of \$350,000.00. MOTION PREVAILED (Ald. McNeely absent).

## NEW BUSINESS

### 2008-242-O

61. Alderman Wasco introduced and read an Ordinance amending Article 63, of the Zoning Ordinances of the City of Rockford, for a Special Use Permit for a group home for adjustment consisting of a private education, counseling and worship center with dormitory in an R-3, Multi-family Residential District at 310 Arnold Avenue. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. Installation of a six (6) foot high fence reducing to a four (4) foot high fence within the front yard setback off of Arnold Avenue, fencing along the southern portion of the site must be sight-obstructing and meet the fencing regulations.
3. Registered sex offenders shall not be permitted to reside on the property. The property owners shall screen residents to ensure compliance with this condition.
4. Individuals with a record of violent criminal action not be permitted on the property. Violent criminal actions shall include but not be limited to any form of assault, abuse, kidnapping, unlawful restraint, arson, robbery, batter, homicide and/or conspiracy to commit any of the heretofore listed offenses. The property owners shall screen residents to ensure compliance with this condition.
5. Onsite staff supervision of the residents shall be provided 24 hours per day, 7 days a week.
6. Facility residents shall be women only, as indicated on attached narrative.
7. At the City's request, the property owners shall provide documentation of the criminal offenses of the individuals residing in the facility, who cause the facility to

be classified as a "group home for adjustment" shall be limited to no more than 1/16<sup>th</sup> of the total residential population at any one time.

8. Any change in use, or discontinuance of use will require Staff review and approval which may require a Special Use Permit.
9. Maximum residents to be set at 75.

Approval is based on the Findings of Fact.

Alderman Wasco moved to suspend Rule 11, seconded by Alderman Beach. MOTION PREVAILED (Ald. McNeely absent). The Ordinance 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-

62. Alderman Conness introduced and read an Ordinance recommending that the attached River District North Redevelopment Plan and Project be approved. LAID OVER.
63. Alderman Conness introduced and read an Ordinance recommending that the River District North Redevelopment Project Planning Area be approved. LAID OVER.
64. Alderman Conness introduced and read an Ordinance recommending that the County Clerk be instructed to implement Tax Increment Financing per statute within the River District North Redevelopment Area. LAID OVER
65. Upon motion duly made and seconded, the meeting was adjourned at 7:12 p.m.

Respectfully submitted,

Diane Reed  
City Council Clerk

[The meeting was taped in its entirety, and the tape is on file in the Legal Department]

**CITY COUNCIL, CITY OF ROCKFORD, ILLINOIS**  
**City Council Chambers, 2<sup>ND</sup> floor City Hall**  
**425 E. State Street, Rockford**  
**December 15, 2008**  
**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)

**I. NEW COMMITTEE REPORTS TO BE READ IN DECEMBER 15, 2008**

**A. CODE AND REGULATIONS**

1. Wasco – LAB – Sunil Puri/First Rockford Group Restaurant, sale of liquor by the drink at 205 West State Street.
- Officers Reports
  - Unfinished Business of previous meeting

**UNFINISHED BUSINESS**

**II. COMMITTEE REPORTS LAID OVER DECEMBER 8, 2008**

1. Conness - Planning and Development - Recommending that the attached Rockford Global TradePark (GTP) Tax Increment Financing District #3 Redevelopment Plan and Project be approved. The Legal Director shall prepare the appropriate ordinance.
2. Conness - Planning and Development - Recommending that the area attached as Exhibit A be designated the Rockford Global TradePark (GTP) Tax Increment Financing District #3. The Legal Director shall prepare the appropriate ordinance.
3. Conness - Planning and Development - Recommending that the Tax Increment Financing be adopted for the Rockford Global TradePark (GTP) Tax Increment Financing District #3. The Legal Director shall prepare the appropriate ordinance.

4. Curran - Finance and Personnel - Recommending ratification of the Electrical Supply Contract with Exelon Energy for the period of January 2009 through December 2011 at the rates quoted therein. The funding source is Departmental Operating Budgets.
5. Curran - Finance and Personnel - Recommending the award for Leak Correlator be made to the lowest bidder meeting specifications, Echologics Engineering, Inc., of Toronto, ON Canada for their total bid of \$19,960.00. The funding source is Water Division Operating Budget.
6. Wasco - Code and Regulation - SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE the sale of beer and wine by the drink in conjunction with a restaurant in the name of **Joseph DeSerto d/b/a Maciano's Pizza and Pastaria** in a C-3, General Commercial Zoning District at 5801 Columbia Parkway, #101. Approval is subject to the following conditions:
  1. Meeting all applicable Building and Fire Codes.
  2. Compliance with all City of Rockford Liquor Codes.
  3. The hours of operation will be limited to 11:00 am to 10:00 pm Sunday through Thursday.
  4. The hours of operation will be limited to 11:00 am to 11:00 pm Friday through Saturday.
  5. The sale of alcohol shall be limited to the interior site and outdoor seating area that were submitted.
  6. The outdoor seating area must be enclosed by a fence of at least five (5) feet in height and approved by Staff.

The Legal Director is hereby instructed to prepare the necessary Ordinance.

7. Wasco - Code and Regulation - SUSTAINING the Liquor Advisory Board, thereby recommending that City Council DENY the sale of liquor by the drink in conjunction with a Sport's Bar and Grill in the name of **Alice Rene Jones d/b/a Thirty Something Sports Bar and Grill** in a C-2, Limited Commercial District at 1405-1407 North Main Street.
8. Wasco - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to reduce the required parking from 247 parking spaces to 173 parking spaces in a C-2, Limited Commercial Zoning District at 5051 East State Street. Approval is subject to the following conditions:
  1. Meeting all applicable Building and Fire Codes.
  2. Submittal of Building Permit for Staff review and approval.
  3. Submittal of detailed landscape plan to include the type of species to be planted to Staff's review and approval.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance.

9. Wasco - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City council APPROVE the Variation to increase the maximum allowable

wall signs above the ground floor from 2 to 3 in a C-2, Limited Commercial District at 2902 McFarland Road. Approval is subject to the following conditions:

1. Compliance with all Building and Fire Codes.
2. Each sign above the ground level shall be limited to one side of the building.
3. Additional wall signage shall be subject to the City of Rockford sign regulations.
4. The sign for Rockford Spinal Center shall not exceed the width of 5 windows from outer edge to outer edge of the building, and shall be scaled in height proportionately per Staff approval.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance.

10. Wasco - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to increase the sign height from the maximum allowable height of 20 feet to 25 feet within a shopping center in a C-3, General Commercial District at 1601 North Alpine Road. Approval is subject to the following conditions:

1. Submittal of a permanent sign permit to be in accordance with Exhibit E.
2. The spaces between sign may not have additional signage.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance.

11. Wasco - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to increase the allowable number of business identification wall signs from two (2) to three (3) in a C-3, General Commercial District at 7310 Walton Street. Approval is subject to the following conditions:

1. The sign on the western exposure shall be limited to thirty (30) inches in height.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance.

### **III. ORDINANCES LAID OVER DECEMBER 8, 2008**

1. Conness - Ordinance - Recommending that the attached River District North Redevelopment Plan and Project be approved.
2. Conness - Ordinance - Recommending that the River District North Redevelopment Project Planning Area be approved.
3. Conness - Ordinance - Recommending that the County Clerk be instructed to implement Tax Increment Financing per statute within the River District North Redevelopment Area.

#### **IV. MISCELLANEOUS**

##### **A. LAID OVER DECEMBER 8, 2008**

1. Mayor Morrissey - Re-appointment - Personnel Appeals Board, Ms. Susan Salvi Buckwalter, to a one (1) year term, which would expire December, 2009. (Pursuant to Rule 18 this re-ointment is up for passage on January 12, 2009).
2. Mayor Morrissey - Re-appointment - CCA Human Services Board, Ms. Betty Cleary, to a three (3) year term, which would expire August 2011. (Pursuant to Rule 18 this re-appointment is up for passage on January 12, 2009).
3. Mayor Morrissey - Appointment -CCA Human Services Board, Ms. Shirley Mondesir, to a three (3) year term, which would expire December 2011. (Pursuant to Rule 18 this appointment is up for passage on January 12, 2009).

##### **B. HELD OUT DECEMBER 8, 2008**

1. Mayor Morrissey - Appointment - Rockford Area Arts Council, Alderman Frank Beach to a term ending June 2009. (Pursuant to Rule 18 this appointment is up for passage on January 5, 2009).
- 2.\* Mayor Morrissey - Appointment - Library Board, Ms. Lisa Frost to replace Frank Witt whose term expired June 2008. Ms. Frost's appointment is a 3-year term and would expire in June 2011. (Pursuant to Rule 18 this appointment is up for passage on December 29, 2008).
- 3.\* Mayor Morrissey - Re-appointment - Library Board, Mr. Brad Long, term to expire June 2011. (Pursuant to Rule 18 this re-appointment is up for passage on December 29, 2008).

- Motions and Resolutions

##### **V. 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).

1. Wasco – Ordinance - Recommending "One Hour Parking" on the east side of North Main Street from 160 feet to 180 feet north of Jefferson Street, in accordance with the provisions of Section 16-160 of the Code of Ordinances, thus repealing the existing "Passenger Loading Zone" restriction.
2. Wasco – Ordinance - Recommending that traffic on Hecker Avenue by required to stop prior to entering the intersection of Brown Avenue, in accordance with the provisions of Section 16-196, of the Code of Ordinances.
3. Wasco – Ordinance - Recommending "No Parking Anytime" on the west side of South Church Street from Chestnut Street to Cedar Street, in accordance with the provisions of

Section 16-137 of the Code of Ordinances, thus repealing the existing "Two Hour Parking" restriction.

4. Wasco – Ordinance - Recommending "No Parking Anytime" on the south side of Chestnut Street from Court Street to South Main, in accordance with the provisions of Section 16-137 of the Code of Ordinances, thus repealing the existing "Two Hour Parking" restriction.
  5. Wasco – Ordinance - Recommending that traffic on Taylor Street be required to stop prior to entering the intersection of North Avon Street, in accordance with the provisions of Section 16-196.1 of the Code of Ordinances.
  6. Wasco – Ordinance - Recommending that traffic on Alliance Avenue be required to stop prior to entering the intersection of Sherman Avenue, in accordance with the provisions of Section 16-196.1 of the Code of Ordinances.
  7. Conness – Ordinance - Recommending approval of a Redevelopment Agreement approving TIF funding for the rehabilitation of 2 residential condominium units and two commercial/retail storefronts at 221 East State Street.
- \* same action taken before
  - 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, December 15, 2008, 5:15 p.m.**

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

**AGENDA**

1. C & R 08-232 ZBA#058-08 Modification of Special Use Permit #066-90 for expansion of equipment storage and recycling of salvage materials area in an I-2, General Industrial District at 2xx Quaker Road & 217 Peoples Avenue
2. C & R 08-234 Intergovernmental Agreement: Combined Pipe Utility Easements
3. C & R 08-213 Ordinance for Outdoor Sales

4. C & R 08-239 Review of Closed Session Minutes
5. C & R 08-238 Closed Session for Purposes of Pending Litigation  
(Attorney Angela Hammer)

#### **ADDENDUM TO AGENDA**

1. C & R 08-220 08-220 08-LAB-031 **Request for the Sale of Packaged Liquor**  
in conjunction with a convenience store in a  
C-2, Limited Commercial District at **1203  
7<sup>th</sup> Street** (Applicants: Gamil Elzofri, Sala  
Elzofri, Muammar Elzofri dba Eddie's Food  
Mart, Inc.,)

#### **FINANCE AND PERSONNEL COMMITTEE**

**Monday, December 15, 2008, 5:15 p.m.**

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

#### **AGENDA**

1. Purchasing and Vouchers
  - A. Award of Bid: Rental of Cherry Valley Farm Site (Laid over 12/8)
  - B. Award of Bid: 35<sup>th</sup> Street Watermain Rehabilitation – Suspend rules
  - C. Award of Bid: Auburn Street Watermain Rehabilitation – Suspend rules
  - D. Award of Bid: Aldeen Park Watermain Rehabilitation – Suspend rules
  - E. Award of RFP: Office of Professional Standards Software
  - F. Resolution to take proposals
  - G. Change Order: City-Wide Alley Reconstruction Phase I 2008
  - H. Vouchers
    - √ Training/Travel Expense for Police Department
3. Review of Closed Session Minutes

**PLANNING AND DEVELOPMENT COMMITTEE**

**Monday, December 15, 2008, 5:15 p.m.  
CD Conference Room, City Hall 2<sup>nd</sup> floor  
AGENDA**

1. Memorandum from Rob Lamb, Industrial Development Manager regarding a Development Agreement with Wanxiang America Corporation to construct a new photovoltaic solar panel manufacturing plant in Logistics Park.

**LEGISLATIVE LOBBYING COMMITTEE**

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

No Meeting Scheduled.