

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
JULY 7, 2008
COUNCIL CONVENED AT 6:02 P.M.**

1. The invocation was given by Pastor Calvin Malone, Jerusalem Missionary Baptist Church/Police Chaplain and the Pledge of Allegiance was led by Council Page Mercedes Martinez.
2. Roll Call:
Mayor Lawrence J. Morrissey
Aldermen: Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm,
Beach, Holt, Beck, Conness -12-
Absent: Sosnowski, McNeely -2-
3. Alderman Mark moved to accept the Journal of Proceedings of June 30, 2008, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Sosnowski, McNeely absent).

PETITIONS AND COMMUNICATIONS

4. Alderman Johnson submitted ten (10) Requests for Service. Referred to Community Development/Code Enforcement and the Public Works Department.
5. Alderman Johnson submitted an e-mail from Glen Gilgan regarding a property in his neighborhood with tall grass/weeds. Referred to Community Development/Code Enforcement
6. Alderman Thompson-Kelly submitted two (2) Requests for Service. Referred to Community Development/Code Enforcement and the Public Works Department.
7. Alderman Thompson-Kelly submitted a letter from Jon Boettner, Lay Leader of Aldersgate United Methodist Church, opposing the annexation of the City View Area. Referred to Mayor Morrissey's Office.
8. Alderman Bell submitted three (3) Requests for Service. Referred to Police Department and the Public Works Department.
9. Alderman Wasco submitted a Memorandum from Jessica Roberts, Planner II, regarding the Final Plat of Fairhaven. Referred to Code and Regulation Committee.
10. Alderman Wasco submitted a Memorandum from Jessica Roberts, Planner II, regarding the Pre-Annexation of 1201 North Springfield Avenue. Referred to Code and Regulation Committee.
11. Alderman Curran submitted a request from Charles Smith, in conjunction with Kennedy 5K Run/Walk for Mind, Body and Soul, requesting barricades for street closures and

police assistance in the NIU neighborhood (Northern, Verona, Cross Plains, Blue River, University) on July 19, 2008 from 7:30 – 9:30 am. Alderman Curran moved to grant the Prayer of the Petitioner, seconded by Alderman Mark. MOTION PREVAILED (Ald. Sosnowski, McNeely absent).

12. Alderman Beach submitted a letter from Jack and Sandra Tower inviting City staff to attend the neighborhood meeting on August 11, 2008 at 7:00 pm at First Covenant Church to discuss safety and appearance concerns in the Eastridge neighborhood. Referred to Community Development/Code Enforcement and the Police Department.
13. Alderman Mark submitted three (3) Requests for Service. Referred to Community Development/Code Enforcement.

Alderman Sosnowski joined the meeting at 6:09 pm.

14. Alderman Mark submitted a letter from Randy Larson, Swedish Historical Society of Rockford, regarding the property located at 515 Grove Street. Referred to Community Development/Ginny Gregory and Mayor Morrissey's Office.
15. Alderman Mark submitted a letter from Steven Urban, RAC Risk Services. Referred to Human Resources/Jessica Jones, Director.
16. Alderman Mark and Alderman Timm submitted a referral concerning special use permits. Referred to the Legal Department.
17. Alderman Mark submitted a request from Curt Moen, in conjunction with Alpine Kiwanis Brat Days, requesting permission for tents at the Discovery Center, 711 North Main; Logli's parking lot, 6410 East State Street and Edgebrook Shopping Center from July 17th – 19th, 2008. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Johnson. MOTION PREVAILED (Ald. McNeely absent).
18. Alderman Mark submitted a request from Roxanne Burren, in conjunction with Greek Festival 2008, requesting permission for a freestanding sign for twenty-one (21) days and barricades for street closures, police assistance, outdoor "S" License for outdoor liquor within a confined space and permission for a tent at 108 North 5th Street and Market Street on July 19, 2008 from 12:00 pm to 11:00 pm and July 20, 2008 from 1:00 pm -10:00 pm. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Johnson. MOTION PREVAILED (Ald. McNeely absent).

NEW COMMITTEE REPORTS

19. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of July 7, 2008 in the amount of \$1,286,709.46. 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-

20. Alderman Wasco read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Zoning Ordinance Text Amendment to Section 70-002 Office of Zoning Officer, 70-002-A Creation; 30-008-A Pre-Application and 80-001-C, Repairs and Maintenance. Revision as follows:

70-002 Office of Zoning Officer

- **70-002-A Creation:** The Office of the Zoning Officer is hereby created and shall be contained within the Construction and Development Services division ~~Planning Division~~ of the Department of Community and Economic Development. The Zoning Officer shall be either the Manager of the Construction Services Division or Manager of the Planning and Zoning Section of that division ~~the same person who is named Planning Coordinator of the Planning Division, pursuant to Section 2-414.1 of the Rockford Code of Ordinances,~~ or such person delegated the authority by the zoning officer.

30-008 Procedure

- **30-008-A Pre-Application:** Prior to filing of an application for the approval of a planned unit development/tentative plat, the applicant shall meet and consult with the zoning officer. The Zoning Officer will review the proposed planned unit development with staff of the Department of Public Works, ~~Building Department~~, Fire Department and Department of Law. The city staff will provide written comments and recommendations to the applicant regarding any areas of concern. The applicant shall address these concerns either in writing or in overall design of the project. After receipt of written comments and input from the Zoning Officer the applicant may proceed with tentative plat review.

80-001 Statement

- **80-001-C Repair and Maintenance:**
 1. Nonconformities must be maintained in a safe and sound condition.
 2. Incidental repairs and normal maintenance necessary to keep nonconformity in sound condition are permitted unless otherwise expressly prohibited by this zoning ordinance.
 3. Nonconformities may be restored or repaired to a safe condition in accordance with any order of the Rockford Building Department Code Official, except as otherwise provided in this ordinance.

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

21. Alderman Wasco read a Code and Regulation Committee Report SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE the sale of alcohol by the drink in the name of **Ryan Patrick, Golinvaux d/b/a Mongolian Grill** in conjunction with a sit-down restaurant and an outdoor dining area in a C-3, Commercial General District at 7310 Walton Street. Approval is subject to the following conditions:

1. The sale of alcoholic beverages shall be in conjunction with a sit-down restaurant.
2. Compliance with the Liquor Ordinance.
3. Hours of operation shall be from 11:00 am to 10:00 pm on Sunday through Thursday and 11:00 am to 11:00 pm Friday and Saturday.

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

22. Alderman Wasco read a Code and Regulation Committee Report SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE the sale of alcohol by the drink in the name of **Damien M. Hunter d/b/a Cru Restaurant** in conjunction with a sit-down restaurant/tavern in a C-4, Urban Mixed-Use District at 509 East State Street. Approval is subject to the following conditions:

1. Meet all applicable Building and Fire Codes.
2. Compliance with the City of Rockford Liquor Codes.
3. The sale of alcohol by the drink in conjunction with a sit-down restaurant/tavern as well as the sale of alcohol by the package of beer and wine shall be limited to the interior site plan submitted.

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 APPROVE the sale of alcohol by the drink in the name of **Cherri Rittenhouse d/b/a Pearl's Bistro** in conjunction with a restaurant and a bar in a C-3, General Commercial District at 6876 Spring Creek Road. Approval is subject to the following conditions:

1. Meeting all applicable liquor codes.
2. The sale of liquor by the drink in conjunction with a restaurant.
3. The primary business shall be a restaurant and a bar shall not be a nightclub.

The Legal Director is hereby instructed to prepare the necessary Ordinance. 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 west side yard setback from six (6) feet to zero (0) feet in a C-2, Limited Commercial District at 66XX East State Street. Approval is subject to the following conditions:

1. Submittal of elevation plans for Staff review and approval.
2. Compliance with all applicable Building and Fire Codes.

Approval is based on the Findings of Fact (LAD 8/18/08, ZBA #027-08). The Legal Director is hereby instructed to prepare the necessary Ordinance. LAID OVER.

25. Alderman Wasco read a Code and Regulation Committee Report recommending that "No Action" be taken on the following items:

1. Request from Alderman Jeff Holt, 11th Ward, to repeal the existing yield sign control and change to stop sign control at the intersection of South Fifth Street and 22nd Avenue.
2. Request from staff to repeal the existing "No Parking Anytime" on the east side of Lee Street from School Street to 350 feet north of School Street to the east-west alley.
3. Request from Aaron Tokarz, for yield or stop sign control at the following intersections:
 - a. Rome Avenue and Jackson Street.
 - b. Rome Avenue and Greenwood Avenue.
4. Request from Leona Tindell, to repeal the existing 2-way stop sign control and replace with 4-way stop sign control at the intersection of 18th Avenue and 22nd Street.
5. Request from Alderman Mark, 3rd Ward, and Ron Zammit, to repeal the existing 2-way stop sign control and replace with 4-way stop sign control at the intersection of Buckingham Drive and Westchester Drive.
6. Request from Michelle Marcomb, to repeal the existing yield sign control and replace with 4-way stop sign control at the intersection of Ohio Parkway and Minnesota Drive.
7. Request from Nicole Suppeland, to repeal the existing 2-way stop sign control and replace with 4-way stop sign control at the intersection of 12th Avenue and 23rd Street.
8. Request from Alderman Sosnowski, 1st Ward, for stop sign control at the following intersections:
 - a. Grassridge Road and Trainer Road.
 - b. Highridge Road and Trainer Road.

LAID OVER.

2008-337CR

26. 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 the name of **Phillip Dean Griffith d/b/a Mary's Market** in conjunction with a fast casual restaurant in a C-2, Limited Commercial District at 4431 East State Street. 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 sale of beer and wine shall be limited to the interior and exterior site plan submitted.
4. Hours of operation shall be 7:00 am to 10:00 pm.

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).

2008-338CR

27. 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 the name of **Phillip Dean Griffith d/b/a Mary's Market** in conjunction with a fast casual restaurant in a C-3, General Commercial District at 1659 North Alpine Road. 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 sale of beer and wine shall be limited to the interior and exterior site plan submitted.
4. Hours of operation shall be 7:00 am to 10:00 pm.

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).

2008-339CR

28. Alderman Wasco read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Zoning Map Amendment from R-4, Multi-Family Residential District to C-1, Limited Commercial District and a Special Use Permit for a drive-thru coffee/fast food restaurant in a C-1, Limited Commercial District at 2852, 2860, 2844 and 2874 City View Drive. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. Submittal of a final plat for Staff review and approval.
3. Submittal of a revised site plan, landscape plan and elevation plan for Staff review and approval as part of a PUD Final Plat submitted.
4. Access to be reviewed by the Department of Public Works, approval of PUD does not constitute approval of access to Riverside.

Approval is based on the Findings of Fact (LAD 8/18/08; ZBA #030-08). 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).

2008-340CR

29. Alderman Conness read a Planning and Development Committee Report recommending approval the following organizations to be named Designated Zone Organizations (DZO's) for the Rockford River Edge Zone: the Discovery Center Museum, Rockford Rescue Mission, Mendelssohn Club, Burpee Museum, Zion Development Corporation, and City of Rockford authorizing these organizations be named DZO's with the functions described in the attached memorandum. The Legal Director shall prepare the appropriate ordinance.

Alderman Holt moved to suspend Rule 11, seconded by Alderman Mark. 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-

2008-341CR

30. Alderman Conness read a Planning and Development Committee Report recommending approval of an Amendment: 2008-2012 Capital Improvement Plan recommending that 2008 funds previously allocated for the Riverwalk Project be re-allocated to the Downtown Streetscape Project. The funding amount for this project will be \$950,000 and will be supplied by the CIP – General Funds.

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

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

OFFICERS REPORTS

31. Mayor Morrissey mentioned the Rockford City Police Department 2007 Annual Report has been distributed to the Aldermen and Department Heads. Questions may be directed to Chief Epperson or Mayor Morrissey's Office.
32. Mayor Morrissey called attention to a Memorandum from himself, designating Julia Scott-Valdez to sign all ordinances, resolutions, contracts and applications during his absence from the City.

33. Mayor Morrissey commended Joe Marino and the entire 4th of July Committee for once again organizing a spectacular display of fireworks and outstanding parade. He reported unfortunately there were glitches with traffic flow due to street closures prompting City staff to review and improve traffic patterns before next year's event.
34. Mayor Morrissey thanked all involved with launching the 311 analysis, first phase of the 311 Call Center, which was presented to several agencies at a meeting held this morning at Eiger Lab.
35. Mayor Morrissey discussed his proposals to the leadership counsel of the RAEDC on school governance and charter schools.
36. Alderman Bell encouraged the citizens in the area of Island Avenue/Rose Avenue to call the police and report criminal activity or noise issues in their neighborhood and assured them the City will not tolerate this disruptive behavior.
37. Alderman Jacobson mentioned he received a call from a constituent frustrated that Animal Control refused to pickup a deer that had been hit by his home and wasn't sure who to call now. Mayor Morrissey indicated he would speak with Alderman Jacobson after council to discuss this matter.
38. Alderman Mark reiterated Mayor Morrissey's comments regarding the 4th of July celebration downtown and the traffic difficulties caused by the street closures. He suggested coordinating efforts with downtown business to use their private lots during special events.
39. Alderman Beach reminded everyone that during the On The Waterfront Festival buses were used to shuttle people from remote parking lots to the festival grounds and recommended using the same plan for other special events downtown.

UNFINISHED BUSINESS

2008-342CR

40. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the award for Elevated Tank Logo Painting be awarded to Jetco Ltd., of Prospect Heights, Illinois in an amount not to exceed \$63,960.00. The funding source is Water Replacement & Improvement Account (WRIA). 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-

2008-343CR

41. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the contract for Video Surveillance Equipment be made to Johnson Controls, Inc. of Milwaukee, Wisconsin for a total cost of \$370,769. The funding source

is Crime Stoppers and Project Safe Neighborhood Grants. 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-

2008-344CR

42. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the contract for Submersible Well Pump Maintenance be made to Layne Western, of Aurora, Illinois for an estimated annual cost of \$320,000. The funding source is Water Fund. 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-

43. Alderman Curran moved the appointment to the Zoning Board of Appeals, Mr. Aaron Magdziarz to replace Mr. William Orr who term expired in June, 2007, to a five (5) year term, which will expire in June 2012. 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-

2008-345CR

44. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending the approval of the annexation of Glenny View Plat 1 & 6. MOTION PREVAILED by a Roll Call vote of:

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

2008-436CR

- 44a. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending the approval of the Final Plat of Bulkley Acres #2. MOTION PREVAILED by a Roll Call vote of:

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

2008-135-O

45. Alderman Wasco moved the adoption of an Ordinance approving the annexation of property commonly known as the 3700 Block of Samuelson 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-

2008-136-O

46. Alderman Wasco moved the adoption of an Ordinance approving the annexation of property commonly known as 510, 515, 519, 526 & 718 Simpson 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-

2008-137-O

47. Alderman Wasco moved the adoption of an Ordinance approving the annexation of property commonly known as 4727 35th Street. 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-

2008-138-O

48. Alderman Conness moved the adoption of an Ordinance establishing the Midtown Tax Increment Financing "Interested Parties" Registry. 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

2008-062R

49. Alderman Wasco, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution for the request for sales and service of liquor outdoors on public property on city lot and street for the St. Constantine & Helen Greek Orthodox Church festival on July 19th and 20th, 2008. MOTION PREVAILED (Ald. McNeely absent).

2008-063R

50. 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: Outside Legal Counsel, funding source: Legal Department Operating Budget.
MOTION PREVAILED (Ald. McNeely absent, Ald. Thompson-Kelly voted "no").

2008-064R

51. Alderman Curran, on behalf of the Finance and Personnel Committee, moved the adoption of a resolution approving the Report on City Wide Compensation Program Options Based Solely on Merit and directs City Staff to present appropriate matters for City Council action and approval to implement said Alternative. MOTION PREVAILED (Ald. McNeely absent).

NEW BUSINESS

2008-139-O

52. Alderman Wasco introduced and read an Ordinance amending Chapter 3, Section 3-55 of Code of Ordinances of the City of Rockford, that upon all other requirements of the Liquor Ordinance having been met, said amendment shall serve as City Council advice and consent for the Liquor Commissioner to issue a Liquor License to the following persons:

1. **Phillip Dean for Mary's Market** located at 4431 East State Street. Approval is subject to the following conditions:
 - a. Meeting all applicable liquor codes.
 - b. Compliance with all City of Rockford Liquor Codes.
 - c. The sale of beer shall be limited to the interior and exterior site plan submitted.
 - d. Hours of operation shall be 7:00 am to 10:00 pm.
2. **Phillip Dean for Mary's Market** located at 1659 North Alpine Road. Approval is subject to the following conditions:
 - a. Meeting all applicable liquor codes.
 - b. Compliance with all City of Rockford Liquor Codes.
 - c. The sale of beer shall be limited to the interior and exterior site plan submitted.
 - d. Hours of operation shall be 7:00 am to 10:00 pm.

Alderman Wasco moved to suspend Rule 11, seconded by Alderman Mark. 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-

2008-140-O

53. Alderman Wasco introduced and read an Ordinance amending Chapter 37, Section 800.2 and Section 1603 of the Code of Ordinances of the City of Rockford for a Zoning Map Amendment from R-4, Multi-Family Residential District to C-1, Limited Commercial District and a Special Use Permit for a drive-thru coffee/fast food restaurant in a C-1, Limited Commercial District at 2852, 2860, 2844 and 2874 City View Drive. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. Submittal of a final plat for Staff review and approval.
3. Submittal of a revised site plan, landscape plan and elevation plan for Staff review and approval as part of a PUD Final Plat submitted.
4. Access to be reviewed by the Department of Public Works, approval of PUD does not constitute approval of access to Riverside.

Approval is based on the Findings of Fact (LAD 8/18/08; ZBA #030-08).

Alderman Wasco moved to suspend Rule 11, seconded by Alderman Mark. 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-

2008-141-O

54. Alderman Conness introduced and read an Ordinance approving the following organizations to be named Designated Zone Organizations (DZO's) for the Rockford River Edge Zone: the Discovery Center Museum, Rockford Rescue Mission, Mendelssohn Club, Burpee Museum, Zion Development Corporation, and City of Rockford authorizing these organizations be named DZO's with the functions described in Exhibit A, attached.

Alderman Conness moved to suspend Rule 11, seconded by Alderman Timm. 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-

55. Upon motion duly made and seconded, the meeting was adjourned at 6:53 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]

AMENDED

**CITY COUNCIL, CITY OF ROCKFORD, ILLINOIS
City Council Chambers, 2ND floor City Hall
425 E. State Street, Rockford
July 14, 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 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 JULY 7, 2008

1. Wasco - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Zoning Ordinance Text Amendment to Section 70-002 Office of Zoning Officer, 70-002-A Creation; 30-008-A Pre-Application and 80-001-C, Repairs and Maintenance. Revision as follows:

70-002 Office of Zoning Officer

- **70-002-A Creation:** The Office of the Zoning Officer is hereby created and shall be contained within the Construction and Development Services division ~~Planning Division~~ of the Department of Community and Economic Development. The Zoning Officer shall be either the Manager of the Construction Services Division of Manager of the Planning and Zoning Section of that division ~~the same person who is named Planning Coordinator of the Planning Division, pursuant to Section 2-414.1 of the Rockford Code of Ordinances,~~ or such person delegated the authority by the zoning officer.

30-008 Procedure

- **30-008-A Pre-Application:** Prior to filing of an application for the approval of a planned unit development/tentative plat, the applicant shall meet and consult with the zoning officer. The Zoning Officer will review the proposed planned unit development with staff of the Department of Public Works, ~~Building Department~~, Fire Department and Department of

Law. The city staff will provide written comments and recommendations to the applicant regarding any areas of concern. The applicant shall address these concerns either in writing or in overall design of the project. After receipt of written comments and input from the Zoning Officer the applicant may proceed with tentative plat review.

80-001 Statement

- **80-001-C Repair and Maintenance:**

1. Nonconformities must be maintained in a safe and sound condition.
2. Incidental repairs and normal maintenance necessary to keep nonconformity in sound condition are permitted unless otherwise expressly prohibited by this zoning ordinance.
3. Nonconformities may be restored or repaired to a safe condition in accordance with any order of the Rockford Building Department Code Official, except as otherwise provided in this ordinance.

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

2. Wasco - Code and Regulation - SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE the sale of alcohol by the drink in the name of **Ryan Patrick, Golinvaux d/b/a Mongolian Grill** in conjunction with a sit-down restaurant and an outdoor dining area in a C-3, Commercial General District at 7310 Walton Street. Approval is subject to the following conditions:

1. The sale of alcoholic beverages shall be in conjunction with a sit-down restaurant.
2. Compliance with the Liquor Ordinance.
3. Hours of operation shall be from 11:00 am to 10:00 pm on Sunday through Thursday and 11:00 am to 11:00 pm Friday and Saturday.

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

3. Wasco - Code and Regulation - SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE the sale of alcohol by the drink in the name of **Damien M. Hunter d/b/a Cru Restaurant** in conjunction with a sit-down restaurant/tavern in a C-4, Urban Mixed-Use District at 509 East State Street. Approval is subject to the following conditions:

1. Meet all applicable Building and Fire Codes.
2. Compliance with the City of Rockford Liquor Codes.
3. The sale of alcohol by the drink in conjunction with a sit-down restaurant/tavern as well as the sale of alcohol by the package of beer and wine shall be limited to the interior site plan submitted.

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

4. Wasco - Code and Regulation - SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE the sale of alcohol by the drink in the name of

Cherri Rittenhouse d/b/a Pearl's Bistro in conjunction with a restaurant and a bar in a C-3, General Commercial District at 6876 Spring Creek Road. Approval is subject to the following conditions:

1. Meeting all applicable liquor codes.
2. The sale of liquor by the drink in conjunction with a restaurant.
3. The primary business shall be a restaurant and a bar shall not be a nightclub.

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

5. Wasco - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to reduce the west side yard setback from six (6) feet to zero (0) feet in a C-2, Limited Commercial District at 66XX East State Street. Approval is subject to the following conditions:

1. Submittal of elevation plans for Staff review and approval.
2. Compliance with all applicable Building and Fire Codes.

Approval is based on the Findings of Fact (LAD 8/18/08, ZBA #027-08). The Legal Director is hereby instructed to prepare the necessary Ordinance.

6. Wasco - Code and Regulation - Recommending that "No Action" be taken on the following items:
 1. Request from Alderman Jeff Holt, 11th Ward, to repeal the existing yield sign control and change to stop sign control at the intersection of South Fifth Street and 22nd Avenue.
 2. Request from staff to repeal the existing "No Parking Anytime" on the east side of Lee Street from School Street to 350 feet north of School Street to the east-west alley.
 3. Request from Aaron Tokarz, for yield or stop sign control at the following intersections:
 - a. Rome Avenue and Jackson Street.
 - b. Rome Avenue and Greenwood Avenue.
 4. Request from Leona Tindell, to repeal the existing 2-way stop sign control and replace with 4-way stop sign control at the intersection of 18th Avenue and 22nd Street.
 5. Request from Alderman Mark, 3rd Ward, and Ron Zammit, to repeal the existing 2-way stop sign control and replace with 4-way stop sign control at the intersection of Buckingham Drive and Westchester Drive.

6. Request from Michelle Marcomb, to repeal the existing yield sign control and replace with 4-way stop sign control at the intersection of Ohio Parkway and Minnesota Drive.
7. Request from Nicole Suppeland, to repeal the existing 2-way stop sign control and replace with 4-way stop sign control at the intersection of 12th Avenue and 23rd Street.
8. Request from Alderman Sosnowski, 1st Ward, for stop sign control at the following intersections:
 - a. Grassridge Road and Trainer Road.
 - b. Highridge Road and Trainer Road.

II. MISCELLANEOUS HELD OUT JULY 7, 2008

1. Mayor Morrissey - Re-appointment - Zoning Board of Appeals; Mr. Craig Sockwell, to a five (5) year term, which would expire June 2013. (Pursuant to Rule 18 this appointment is up for passage on August 4, 2008).
2. Mayor Morrissey - Appointment - CAA Human Services Board; Ms. Marcia Blascoe, to a three (3) year term, which would expire June 2011. (Pursuant to Rule 18 this appointment is up for passage on August 4, 2008).
- 3.* Mayor Morrissey - Re-appointment - Mechanical Board, Mr. Mike Sabin, to a five (5) year term, which would expire June 2013. (Pursuant to Rule 18 this appointment is up for passage on July 21, 2008).
- 4.* Mayor Morrissey - Re-appointment - Electrical Commission, Mr. Thomas Wood, to a three (3) year term, which would expire June 2011. (Pursuant to Rule 18 this appointment is up for passage on July 21, 2008).
- 5.* Mayor Morrissey - Re-appointment - Electrical Commission, Mr. Gary Frank, to a three (3) year term, which would expire June 2011. (Pursuant to Rule 18 this appointment is up for passage on July 21, 2008).
- 6.* Mayor Morrissey - Re-appointment - Building Board of Appeals, Mr. Jeffrey Bockhop, to a five (5) year term, which would expire June 2013. (Pursuant to Rule 18 this appointment is up for passage on July 21, 2008).
- 7.* Mayor Morrissey - Re-appointment - Fire and Police Commission, Ms. LoRayne Logan, to a three (3) year term, which would expire June 2011. (Pursuant to Rule 18 this appointment is up for passage on July 14, 2008).
- 8.* Mayor Morrissey - Re-appointment - Airport Authority Board of Commissioners, Mr. Bharat Puri, to a five (5) year term, which would expire May 2013. (Pursuant to Rule 18 this appointment is up for passage on July 14, 2008).

- 9.* Mayor Morrissey - Re-appointment - Police Pension Board, Ms. Marcia Mueller, to a two (2) year term, which would expire June 2009 (Ms. Mueller's current term expired in June 2007). (Pursuant to Rule 18 this appointment is up for passage on July 14, 2008).
- 10.* Mayor Morrissey – Re-appointment – Police Pension Board, Mr. Scott Laue, to a two (2) year term, which would expire June 2010. (Pursuant to Rule 18 this appointment is up for passage on July 14, 2008).
- 11.* Mayor Morrissey - Re-appointment - Human Services CAA Board, Ms. Teresa Brown, to a three (3) year term, which would expire June 2011. (Pursuant to Rule 18 this appointment is up for passage on July 14, 2008).
- 12.* Mayor Morrissey – Re-appointments - Metro Authority Board, Mr. Jay Graham, to a five (5) year term, which would expire June 2013. (Pursuant to Rule 18 this appointment is up for passage on July 14, 2008).
- 13.* Mayor Morrissey – Re-appointment – Metro Authority Board, Dr. Stephen Minore, to a five (5) year term, which would expire June 2013. (Pursuant to Rule 18 this appointment is up for passage on July 14, 2008).

- Motions and Resolutions

III. 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 - Annexation of Glenn View Plat Part of Plat 1 & 6.

* same action taken before

- Adjournment

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POSSIBLE ADDITIONAL ITEMS:

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

CODE AND REGULATION COMMITTEE

Monday, July 14, 2008, 4:45 p.m.

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

AGENDA

- 1. C & R 08-101 Comcast Franchise Renewal

2. C & R 08-151 Final Plat of Fairhaven
3. C & R 08-152 Pre-Annexation of 1201 Springfield Avenue
4. C & R 08-146 ZBA#028-08 Pre-annexation Agreement for 33xx-43xx Southbend; 43xx-45xx Condon Road; 86xx-89xx Friday Road; 43xx-45xx Edson Road
5. C & R 08-147 ZBA#029-08 Zoning Map Amendment for 33xx-43xx Southbend; 43xx-45xx Condon Road; 86xx-89xx Friday Road; 43xx-45xx Edson Road

FINANCE AND PERSONNEL COMMITTEE

Monday, July 14, 2008, 5:15 p.m.

Conference Room B, City Hall 2nd floor (south room)

AGENDA

1. Purchasing and Vouchers
 - A. Award of Bid: Ogilby Road Reconstruction – Suspend rules
 - B. Award of Bid: Demolition of 454 N. Hinkley
 - C. Resolution to take Bids/Proposals
 - D. Vouchers
 - √ Training/Travel Expense for the Police Department

PLANNING AND DEVELOPMENT COMMITTEE

Monday, July 14, 2008, 5:15 p.m.

CD Conference Room, City Hall 2nd floor

AGENDA

No Meeting Scheduled.

LEGISLATIVE LOBBYING COMMITTEE

Thursday, July 17, 2008, 4:00 p.m.

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

AGENDA

1. Illinois Municipal League Annual Meeting Attendance (at Hilton Chicago Hotel, from September 25 – 28, 2008)
2. Rockford Day Planning
3. Legislative Issues Update

4. New Business