

**CITY COUNCIL, CITY OF ROCKFORD  
JOURNAL OF PROCEEDINGS  
OCTOBER 5, 2009  
COUNCIL CONVENED AT 6:17 P.M.**

1. The invocation was given by Pastor Thomas Lewis, Salvation Army/Police Chaplain and the Pledge of Allegiance was led by Council Page Yesenia Centeno.
2. Roll Call:

Mayor Lawrence J. Morrissey

Aldermen: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely -13-  
Absent: Robertson -1-
3. Alderman Mark moved to accept the Journal of Proceedings of September 28, 2009 seconded by Alderman Wasco. MOTION PREVAILED (Ald. Robertson absent).

**PUBLIC PARTICIPATION**

4. Prophet Yusef read a request, on behalf of Carl Meiborg, for installation of a crosswalk light across from Rockford Clinic on Rockton Avenue. Mr. Meiborg, sight impaired, described the challenges he faces when attempting to cross the street.
5. Alderman Johnson made a request to allow Johan Linden to speak to the Council. Johan Linden passed along greetings from Lidkoping's Mayor and Council Members and spoke about the partnership between East High School and Lidkoping's students to build a house in Rockford.

**PETITIONS AND COMMUNICATIONS**

6. Alderman Timm submitted a letter from a constituent requesting the burned out street light in front of 3214 Summerdale Avenue be replaced and possible code violations at 2604 Vermont. Referred to Public Works Department and Community Development/ Code Enforcement.
7. Alderman Timm submitted a letter from Toni Stratton requesting the burned out street light at the intersection of Brown and Fremont Street be replaced. Referred to Public Works Department.
8. Alderman Timm submitted a request from Stephanie Meier, Northwest Bank, requesting permission for a banner on Northwest Bank, "Free Checking-Free Turkey" Banner from October 16, 2009 to November 20, 2009 at 3106 North Rockton Avenue. Alderman Timm moved to grant the Prayer of the Petitioner, seconded by Alderman Mark. MOTION PREVAILED (Ald. Robertson absent).

9. Alderman Beach submitted a Memorandum from Jessica Roberts, Planner II, regarding the Street Name Change from Perry Creek Parkway to Spring Creek Road & Spring Creek Road to Olde Creek. Referred to Code and Regulation Committee.
10. Alderman Beach submitted a Memorandum from Kerry Partridge, City Attorney, regarding an Amendment to Section 17-27 – Nuisance Noise and Operation of Certain Vehicles. Referred to Code and Regulation Committee.
11. Alderman Wasco submitted a Memorandum from Andres Sammul, Finance Director regarding Interim Financing. Referred to Finance and Personnel Committee.
12. Alderman Elyea submitted a request from Bradley Roos, in conjunction with 2009 Doors of Rockford Art Show and Auction for Zion Development Corp. requesting permission for liquor within a confined space (“S” license) on October 17, 2009 from 6:00 pm - 9:00 pm at Katie’s Cup, 502 Seventh Street. Alderman Elyea moved to grant the Prayer of the Petitioner, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Robertson absent).
13. Alderman submitted a Request from Loren Heinzeroth, Heinzeroth Marketing Group, requesting the alley-way bisecting the entrance to their parking lot, 415 Y Blvd. be repaved. Referred to Public Works Department.
14. Alderman Mark submitted a request from Gerald Lott, in conjunction with Rockford Youth Initiative’s Fall Harvest Festival and Haunted House requesting permission for the event on October 24<sup>th</sup> and 25<sup>th</sup>, 2009 from 12:00 (noon) – 11:30 pm and October 29<sup>th</sup>, 30<sup>th</sup> and 31<sup>st</sup>, 2009 from 7:00 pm – 11:30 pm at the nCenter, 220 South Madison Street. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Robertson absent).
15. Alderman Mark submitted a request from Adam Fridman, Main Place Apartments, requesting permission for a banner on apartment building from October 6, 2009 to November 6, 2009 at 929 North Main Street. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Robertson absent).

**NEW COMMITTEE REPORTS**

16. Alderman Wasco read a Finance and Personnel Committee Report recommending the award for snow removal – municipal parking lots be made to the low bidder for each group as summarized:

|                |              |                    |
|----------------|--------------|--------------------|
| AJ Morley      | Rockford, IL | Groups 2 & 8       |
| ADV Enterprise | Rockford, IL | Groups 1,3,4,5,6,7 |

The funding source is Public Works Operating Budgets. LAID OVER.

**2009-409CR**

17. Alderman Wasco read a Finance and Personnel Committee Report recommending the award for Waste Disposal for Municipal Facilities be made to the low bidder, Rock River Disposal, of Rockford, Illinois for their total bid of \$19,860.00. The funding source is Departmental Operating Budgets.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Hervey, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely -13-  
Nays: -0-  
Absent: Robertson -1-

**2009-410CR**

18. Alderman Wasco read a Finance and Personnel Committee Report recommending the award for Concrete Materials be made to the sole bidder, Super Mix, Inc., of Belvidere, Illinois for amounts shown on tabulation. The funding source is Street & Water Division Operating Budgets.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Hervey, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely -13-  
Nays: -0-  
Absent: Robertson -1-

**2009-411CR**

19. Alderman Wasco read a Finance and Personnel Committee Report recommending the Award of Contract for Head Start Playground Equipment to Kids Around the World at a cost of \$10,580. The funding source is Head Start Economic Stimulus Funding.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Hervey, Thompson-Kelly, Johnson, Timm, Elyea, Beck, McNeely -12-  
Nays: -0-  
Absent: Robertson -1-  
Abstain: Beach -1-

**2009-412CR**

20. Alderman Wasco read a Finance and Personnel Committee Report recommending the award for Spring Creek Road/Camellia Court Drainage Improvements be made to the

low bidder, Stenstrom Excavation, of Rockford, Illinois for their total bid of \$229,529.50. The funding source is CIP Drainage Fund.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Hervey, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely -13-  
Nays: -0-  
Absent: Robertson -1-

**2009-413CR**

21. Alderman Wasco read a Finance and Personnel Committee Report recommending the Engineering Agreement: West State street Corridor Project Management be made to Homer L. Chastain & Associates, LLP for a total not-to-exceed cost of \$30,000 for project management services. The funding for this project will come from Motor Fuel Tax funds.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Hervey, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely -13-  
Nays: -0-  
Absent: Robertson -1-

**2009-414CR**

22. Alderman Wasco read a Finance and Personnel Committee Report recommending the Agreement between the City of Rockford Human Services Department Head Start and Circles of Learning Child Care Centers be approved. The Legal Director shall prepare the appropriate ordinance.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Hervey, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely -13-  
Nays: -0-  
Absent: Robertson -1-

23. Alderman Wasco read a Finance and Personnel Committee Report recommending the approval of vouchers for the week of October 5, 2009 in the amount of \$2,649,852.75. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Hervey, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely -13-  
Nays: -0-  
Absent: Robertson -1-

### PETITIONS AND COMMUNICATIONS

24. Alderman Wasco submitted a Memorandum from Mark Rose, Land Acquisition Officer, regarding the Sale of two (2) City-owned vacant lots at 612 & 616 8<sup>th</sup> Street. Referred to Code and Regulation Committee.
25. Alderman Beach submitted a request from Stephanie Meier, Northwest Bank, requesting permission for a banner on Northwest Bank, "Free Checking-Free Turkey" Banner from October 16, 2009 to November 20, 2009 at 125 North Phelps Avenue. Alderman Beach moved to grant the Prayer of the Petitioner, seconded by Alderman Hervey. MOTION PREVAILED (Ald. Robertson absent).

### NEW COMMITTEE REPORTS

26. Alderman Beach read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for an electric fence that is not an approved material in an I-1, Light Industrial Zoning District at 601 Harrison Avenue. Approval is subject to the following conditions:
  1. The fence be constructed in accordance with submitted Exhibit D
  2. A Hold Harmless Agreement with the City shall be provided in conjunction with a fence permit.
  3. Applicant to provide perimeter landscaping including required landscape units along Harrison Avenue adjacent to main parking lot as drawn on revised Exhibit C.

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

27. Alderman Beach 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 landscape requirements per the Ordinance as shown on Revised plan exhibit E in a C-2, Limited Commercial District at 3804 East State Street. Approval is subject to the following conditions:
  1. That the landscaping be removed from the public right-of-way as proposed south of the proposed Subway building.
  2. That the removed landscaping be incorporated within the front area of the proposed Subway building.
  3. Must meet all applicable Building and Fire Codes.
  4. Submittal of a tentative and final plat for 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.

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

1. Request from Alderman Johnson, 8<sup>th</sup> Ward, for stop sign control at the intersection of 23<sup>rd</sup> Street and Pleasant View Avenue.
2. Request from Alderman Beck, 12<sup>th</sup> Ward, for stop sign control at the intersection of Hecker Avenue and Van Wie Avenue.
3. Request from Alderman Mark, 3<sup>rd</sup> Ward, for stop sign control at the intersection of 16<sup>th</sup> Street and 17<sup>th</sup> Avenue.
4. Request from Alderman Thompson-Kelly, 7<sup>th</sup> Ward, to repeal the existing 2-way stop and change to 4-way stop sign control at the intersection of Chestnut Street and Henrietta Avenue.
5. Request from Alderman Thompson-Kelly, 7<sup>th</sup> Ward, for yield or stop sign control at the intersection of Andrews Street and Soper Avenue.
6. Request from staff to reverse the 2-way stop condition at the intersection of Ashland Avenue and Oakley Avenue.
7. Request from Jeff Heckinger to repeal the existing the existing "No Parking Anytime" on both sides of Ware Avenue from Argus Drive to Colosseum Drive.

Alderman Beach made a motion to refer items 3, 4 & 5 back to the Traffic Commission, seconded by Alderman Thompson-Kelly. MOTION PREVAILED (Ald. Robertson absent). Items 1,2, 6 & 7 will be LAID OVER.

**2009-415CR**

29. Alderman Beach read a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw on Ordinance for "No Parking Anytime" on both sides of Northrock Court from Northrock Drive to the end.

Alderman Beach moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. Robertson absent). The Committee Report was placed on passage. MOTION PREVAILED (Ald. Jacobson voted no; Ald. Robertson absent).

**2009-416CR**

30. Alderman Beach read a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance for "No Parking Anytime" on both sides of Northrock Drive from Elmwood Road to Bauer Parkway.

Alderman Beach moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. Robertson absent). The Committee Report was placed on passage. MOTION PREVAILED (Ald. Jacobson voted no; Ald. Robertson absent).

### **2009-417CR**

31. Alderman Beach read a Code and Regulation Committee Report SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE the sale of liquor by the drink in conjunction with a restaurant and bar and for an outdoor seating area with the sale of liquor by the drink in the name of **Vinay Phommachann, Amanda Phommachann and Lao Phommachann d/b/a Bamboo Asian Noodles and Tapas Bar** in a C-4, Urban Mixed Use Zoning District at 514 East State Street. Approval is subject to the following conditions:

1. Compliance with the Liquor Ordinance.
2. Meeting all applicable Building and Fire Codes.

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

Alderman Beach moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. Robertson absent). The Committee Report was placed on passage. MOTION PREVAILED (Ald. Robertson absent).

### **OFFICERS REPORTS**

32. Mayor Morrissey presented a Proclamation proclaiming the month of October, 2009 to be "DOMESTIC VIOLENCE AWARENESS MONTH" in Rockford, Illinois and encouraged all citizens to rally support for domestic violence victims and to volunteer with organizations pledging to end this crime that plagues not only our fair city but also society at large.
33. Mayor Morrissey presented a Proclamation proclaiming the week of October 5, 2009 to be "FIRE PREVENTION WEEK" in Rockford, Illinois and urged all citizens to lend support to the fire services and share in the responsibility for maintaining fire safety conditions wherever they may play, work and live.
34. Mayor Morrissey announced the City of Rockford Community Development Department will be providing three (3) opportunities to view the Draft 2010 Annual Plan and 2010-2014 Consolidated Plan for Housing, Business and Community Development Programs, two (2) on Tuesday, October 6, 2009 at 3:00 pm at the Rockford Housing Authority, 223 South Winnebago Street and at 6:00 pm at Anderson Gardens, 318 Spring Creek Road and one (1) on Wednesday, October 7, 2009 at 10:30 am at Patriot's Gateway Center, 615 South Fifth Street.
35. Mayor Morrissey announced the Trick-or-Treat hours for this year will be on Saturday, October 31, 2009 from 5:30 pm to 7:30 pm as set by the Community Services Unit of the Rockford Police Department.
36. Mayor Morrissey, on behalf of the Rockford Fire Department, reminded everyone of the dangers of carbon monoxide poisoning and the importance of installing carbon monoxide alarms in their homes, tested monthly and replacing the battery each year.

37. Mayor Morrissey mentioned Mark West and Robert Jones, Rockford Ravens Football Team, will be invited back to Council to promote the upcoming season.
- 37a. Mayor Morrissey announced the ten year anniversary of our Sister City relationship with Changzhou, China, summarized his recent trip there and noted the direct cost of the trip was primarily funded by the RAEDC.
38. Alderman Jacobson read a letter from Larry Anderson, PhD, CIC, LUTCF, One Stop Financial, Inc., regarding enhanced liability coverage for the City as it relates to special events and distributed the letter to Council members.
39. Alderman Mark announced on Saturday, October 17, 2009 is Firefighter's Appreciation Day at 10:15 am at Boylan High School, 4000 St. Francis Drive with special guest Miss Illinois, Erin O'Connor.
40. Alderman Mark announced the Red Ribbon Funfair, drug prevention campaign, will also be held at Boylan High School the weekend of October 17, 2009 at 11:00 am – 3:00 pm, admission is free.
41. Alderman Mark mentioned the Rockford Area Arts Council (RAAC) State of the Arts Luncheon was held on October 1, 2009 at Cliffbreakers Restaurant and he announced the recipients of the Mayor's Art's Awards.
42. Alderman Mark reported four area projects received state awards at an event held in Chicago this past weekend.
43. Alderman Mark wished a happy 40<sup>th</sup> birthday to Todd Cagnoni, Community Development Zoning Supervisor.
44. Mayor Morrissey also wished Todd Cagnoni a happy birthday.
45. Alderman Wasco made a motion to go into closed session to discuss collection bargaining and negotiation matters, seconded by Alderman Beck. MOTION PREVAILED (Ald. Robertson absent). MOTION PREVAILED by a Roll Call vote of:

|         |   |
|---------|---|
| Ayes:   | Sosnowski, Curran, Mark, Wasco, Jacobson, Hervey, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely -13- |
| Nays:   | -0-   |
| Absent: | Robertson -1-   |

The meeting went into closed session at 7:05 p.m.

The meeting returned to open session at 8:17 p.m. and found the following aldermen present:

Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely -13-

## UNFINISHED BUSINESS

### 2009-418CR

46. Alderman Beach moved the adoption of a Code and Regulation Committee Report recommending approval of the Tentative Plat of Renaissance Corners. MOTION PREVAILED (Ald. Robertson absent).

### 2009-419CR

47. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report regarding the matter of a water rate increase, recommends that water rates be increased 3% effective December 1, 2009. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Johnson, Timm, Beach, Beck -7-  
Nays: Sosnowski, Hervey, Jacobson, Thompson-Kelly, Elyea, McNeely -6-  
Absent: Robertson -1-

48. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending that the current monthly fee for garbage collection service of \$11.20 be amended to establish a monthly fee of \$14.20 be effective January 1, 2010. The Legal Director shall prepare the appropriate ordinance.

Alderman Wasco made a motion to lay the committee report over, seconded by Alderman Beach. LAID OVER.

49. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report regarding the matter of the 2009 year supplemental appropriations recommends that the 2009 Budget be amended and a supplemental appropriation ordinance be prepared by the Budget Officer in accordance with the attached schedule.

Alderman Wasco made a motion to amend the committee report to add the following: "The Library schedule shall be attached to and be a part of the 2009 Supplemental Appropriate Ordinance committee report", seconded by Alderman Beck.

The amendment to the committee report was placed up for passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Johnson, Timm, Beck -8-  
Nays: Hervey, Thompson-Kelly, Beach, Elyea, McNeely -5-  
Absent: Robertson -1-

Alderman Beck made a motion to lay the amended committee report over, seconded by Alderman Sosnowski. LAID OVER.

## MOTIONS AND RESOLUTIONS

### 2009-101R

50. Alderman Wasco, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution requiring council authorization for use of Motor Fuel Tax funds for Supplemental West State Street Corridor (Kilburn Ave. to Pierpont Ave) \$30,000.00 MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Hervey, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely -13-  
Nays: -0-  
Absent: Robertson -1-

### 2009-102R

51. Alderman Wasco, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Legal Director to prepare and deliver certified copies by the Resolution to the Supervisor of Assessments, the County Clerk, and the County Collector and the Treasurer of Winnebago County. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Hervey, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely -13-  
Nays: -0-  
Absent: Robertson -1-

## NEW BUSINESS

52. Alderman Sosnowski introduced and read an Ordinance recommending approval of the attached Grant Agreement between Crusaders Central Clinic Association and the City of Rockford for in the amount of \$33,668.82 for utility relocation work to relocate utility poles and lines to provide a more efficient medical facility for the patients and staff at the 1100 Broadway facility. LAID OVER.
53. Alderman Beach introduced and read an Ordinance for the annexation of property commonly known as **2714 Searles Avenue**. LAID OVER.

### 2009-172-O

54. Alderman Beach introduced and read an Ordinance amending Chapter 16, Section 280 of the Code of Ordinances of the City of Rockford to add the following:

“No Parking Anytime” on both sides of Northrock Drive from Elmwood Road to Bauer Parkway.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Hervey, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely -13-  
Nays: -0-  
Absent: Robertson -1-

**2009-173-O**

55. Alderman Beach introduced and read an Ordinance amending Chapter 16, Section 280 of the Code of Ordinance of the City of Rockford to add the following:

“No Parking Anytime” on both sides of Northrock Court from Northrock Drive to the end, to include the cul-de-sac.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Hervey, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely -13-  
Nays: -0-  
Absent: Robertson -1-

**2009-174-O**

56. Alderman Beach introduced and read an Ordinance amending Chapter 3, Section 3-55 of the Code of Ordinances of the City of Rockford 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:

**Vinay Phommachann, Amanda Phommachann and Lao Phommachann d/b/a Bamboo Asian Noodles & Tapas Bar** located at 514 East State Street for the sale of liquor by the drink in conjunction with a restaurant and bar and for an outdoor seating area with the sale of liquor by the drink. Approval is subject to the following conditions:

1. Compliance with the Liquor Ordinance.
2. Meeting all applicable building and fire codes.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Hervey, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely -13-  
Nays: -0-  
Absent: Robertson -1-

**2009-175-O**

57. Alderman Wasco read an Ordinance authorizing the Mayor and Legal Director to execute and attest the attached Agreement between City of Rockford Human Services Department Head Start and Circles of Learning Child Care Centers.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Hervey, Thompson-Kelly, Johnson, Timm, Beach, Beck, McNeely -12-  
Nays: Elyea -1-  
Absent: Robertson -1-

58. Alderman Wasco read an Ordinance 2009-46-O City of Rockford that the License and Fee Schedule be amended for Public Works Fees (fee schedule page 15 &16) (water rates)". LAID OVER.
59. Alderman Beach moved to withdraw his "second" to lay over Unfinished Business Committee Report II. 3 (garbage collection service monthly fee increase effective January 1, 2010) and then made a motion to reconsider, seconded by Alderman McNeely. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Mark, Hervey, Thompson-Kelly, Johnson, Timm, Beach, Beck, McNeely -9-  
Nays: Curran, Wasco, Jacobson, Elyea -4-  
Absent: Robertson -1-

Alderman Wasco moved to lay the committee report over, seconded by Alderman Jacobson.

60. Upon motion duly made and seconded, the meeting was adjourned at 8:53 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]

**CITY COUNCIL, CITY OF ROCKFORD, ILLINOIS**  
**City Council Chambers, 2<sup>ND</sup> floor City Hall**  
**425 E. State Street, Rockford**  
**October 13, 2009**  
**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

**I. PUBLIC HEARING**

1. Annexation of 2714 Searles Avenue

- 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)

**II. NEW COMMITTEE REPORTS TO BE READ IN OCTOBER 13, 2009**

**A. CODE AND REGULATIONS**

1. Beach – Taxi License Application
2. Beach – “S” Permit for Metro Centre Ice Hog Event
3. Beach – Annexation of 3533 20<sup>th</sup> Street
4. Beach – ZBA – 3533 20<sup>th</sup> Street
5. Beach – ZBA – 1533 Kishwaukee Street
6. Beach – Claim of Chris McGarry
7. Beach – Structure of Legislation Committee
8. Beach – Visitability Waiver

- Officers Reports
- Unfinished Business of previous meeting

## UNFINISHED BUSINESS

### III. COMMITTEE REPORTS LAID OVER OCTOBER 5, 2009

1. Beach - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for an electric fence that is not an approved material in an I-1, Light Industrial Zoning District at 601 Harrison Avenue. Approval is subject to the following conditions:
  1. The fence be constructed in accordance with submitted Exhibit D
  2. A Hold Harmless Agreement with the City shall be provided in conjunction with a fence permit.
  3. Applicant to provide perimeter landscaping including required landscape units along Harrison Avenue adjacent to main parking lot as drawn on revised Exhibit C.

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

2. Beach - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to reduce the required landscape requirements per the Ordinance as shown on Revised plan exhibit E in a C-2, Limited Commercial District at 3804 East State Street. Approval is subject to the following conditions:
  1. That the landscaping be removed from the public right-of-way as proposed south of the proposed Subway building.
  2. That the removed landscaping be incorporated within the front area of the proposed Subway building.
  3. Must meet all applicable Building and Fire Codes.
  4. Submittal of a tentative and final plat for staff's review and approval.

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

3. Beach - Code and Regulation - Recommending that "No Action" be taken on the following items:
  1. Request from Alderman Johnson, 8<sup>th</sup> Ward, for stop sign control at the intersection of 23<sup>rd</sup> Street and Pleasant View Avenue.
  2. Request from Alderman Beck, 12<sup>th</sup> Ward, for stop sign control at the intersection of Hecker Avenue and Van Wie Avenue.
  3. Request from staff to reverse the 2-way stop condition at the intersection of Ashland Avenue and Oakley Avenue.

4. Request from Jeff Heckinger to repeal the existing "No Parking Anytime" on both sides of Ware Avenue from Argus Drive to Colosseum Drive.
4. Wasco - Finance and Personnel - Recommending the award for snow removal – municipal parking lots be made to the low bidder for each group as summarized:
 

|                |              |                    |
|----------------|--------------|--------------------|
| AJ Morley      | Rockford, IL | Groups 2 & 8       |
| ADV Enterprise | Rockford, IL | Groups 1,3,4,5,6,7 |

The funding source is Public Works Operating Budgets.

5. Wasco - Finance and Personnel - Recommending that the current monthly fee for garbage collection service of \$11.20 be amended to establish a monthly fee of \$14.20 be effective January 1, 2010. The Legal Director shall prepare the appropriate ordinance.
6. Wasco - Finance and Personnel - Regarding the matter of the 2009 year supplemental appropriations, as amended, recommends that the 2009 Budget be amended and a supplemental appropriation ordinance be prepared by the Budget Officer in accordance with the attached schedule.

**IV. ORDINANCES LAID OVER OCTOBER 5, 2009**

1. Sosnowski - Ordinance - Recommending approval of the attached Grant Agreement between Crusaders Central Clinic Association and the City of Rockford for in the amount of \$33,668.82 for utility relocation work to relocate utility poles and lines to provide a more efficient medical facility for the patients and staff at the 1100 Broadway facility.
2. Beach - Ordinance - Annexation of property commonly known as **2714 Searles Avenue**.
3. Wasco - Ordinance - 2009-46-O City of Rockford that the License and Fee Schedule be amended for Public Works Fees (fee schedule page 15 &16) (water rates)".

- 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).

\* 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**

**Tuesday, October 13, 2009, 5:15 p.m.**

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

**AGENDA**

1. C & R 09-157 Annexation of 7631 Stillman Valley Road
2. C & R 09-159 Name Change for Spring Creek Road
3. C & R 09-140 ZBA#042-09 Variation to increase the maximum allowable height from 8 feet to 33 feet and 11 inches for a freestanding sign in a C-3, General Commercial District at 7550 East State Street
4. C & R 09-160 ATV Nuisance Ordinance
5. C & R 09-158 Closed Session for Purposes of Pending Litigation

**FINANCE AND PERSONNEL COMMITTEE**

**Tuesday, October 13, 2009, 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: Traffic Signal Services
  - B. Award of Bid: Illini Court & Santa Monica Drive Watermain – Suspend rules
  - C. Award of Bid: Harvard Avenue Watermain – Suspend rules
  - D. Award of Bid: Operations Center Lab & Office Remodeling – Suspend rules
  - E. Award of Bid: Water Rehabilitation Project, Water Treatment Improvements, Group 4 – Suspend rules
  - F. Award of Bid: Water Laboratory Equipment
  - G. Engineering Agreement: Water Rehabilitation Project, Task Order #33 – Suspend rules

- H. Engineering Agreement: Water Rehabilitation Project, Task Order #11 – Suspend rules
  - I. Resolution to take Bids
  - J. Vouchers
2. Interim Financing

**PLANNING AND DEVELOPMENT COMMITTEE**

**Tuesday, October 13, 2009, 5:00 p.m.**

**Council Chambers, City Hall 2<sup>nd</sup> floor**

**AGENDA**

- 1. Public Hearing for the Amendment of the Springfield Corners Redevelopment Project Area (TIF District) Plan & Projects.
- 2. Public Meeting for USEPA Brownfield Grants.

**LEGISLATIVE LOBBYING COMMITTEE**

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

**AGENDA**

No meeting scheduled