

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
NOVEMBER 9, 2009
COUNCIL CONVENED AT 6:33 P.M.**

1. The invocation was given by Officer Billy Wilson, 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, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely, Robertson -13-

Absent: Wasco -1-

3. Alderman Mark moved to accept the Journal of Proceedings of November 2, 2009 seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Wasco absent).

PETITIONS AND COMMUNICATIONS

4. Alderman Beach submitted a Memorandum from Jessica Roberts, Planner II, regarding the 2066 New Milford School Road. Referred to Code and Regulation Committee.

5. Alderman Beach submitted a Memorandum from Jessica Roberts, Planner II, regarding the Final Plat of Washington Park, Plat #8. Referred to Code and Regulation Committee.

6. Alderman Beach submitted a Memorandum from Jessica Roberts, Planner II, regarding the Final Plat 3 of Riverside Marketplace. Referred to Code and Regulation Committee.

7. Alderman Hervey submitted three (3) requests for service. Referred to Police Department, Public Works Department and Community Development/Code Enforcement.

8. Alderman Hervey submitted a request from Sandra Berumen, in conjunction with Aragona Club's New Year's Eve Party, requesting permission for liquor within a confined space (Class "S") on December 31, 2009 from 7:00 pm – 2:00 am at the Aragona Club, 320 Kent Street. Alderman Hervey moved to grant the Prayer of the Petitioner, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Wasco absent).

9. Alderman Mark submitted a request from Lorie Langan, in conjunction with Rockford Symphony Orchestra/Nutcracker School Performance, requesting barricades and police assistance and permission for school buses to park near the Amerock Building on November 24, 2009 from 10:15 am – 11:15 am at the Coronado Performing Arts Center, 314 North Main Street. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Wasco absent).

9a. Alderman Thompson-Kelly submitted an e-mail from a constituent concerning criminal activity in her neighborhood. Referred to Police Department and Mayor Morrissey's Office.

10. Alderman Curran submitted a Memorandum from Andres Sammul, Finance Director regarding Water Reimbursement Resolution. Referred to Finance & Personnel Committee.
11. Alderman Timm submitted a request from Mary Cox, in conjunction with St. Bernadette's Parish Chili Cook Off, requesting permission for liquor within a confined space ("S license") on November 15, 2009 from 12:00 pm to 3:00 pm at St. Bernadette's Parish Center, 2330 Bell Avenue. Alderman Timm moved to grant the Prayer of the Petitioner, seconded by Alderman Mark. MOTION PREVAILED (Ald. Wasco absent).
12. Alderman Sosnowski submitted a Memorandum from Ronald N. Schultz, City Attorney, regarding the Shopstead Program. Referred to Planning and Development Committee.

COMMITTEE REPORTS

13. Alderman Sosnowski read a Planning and Development Committee Report recommending approval of the attached Declaration of Regional Policy on Economic Development. LAID OVER.
14. Alderman Sosnowski read a Planning and Development Committee Report recommending that a Sub recipient Agreement with the Illinois Manufacturing Extension Center for EECBG grant funds to create and facilitate a waste to profit network be approved. LAID OVER.
15. Alderman Beach 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 fence height from four (4) feet to six (6) feet in the front yard in an R-1, Single-Family Residential Zoning District at 6954 Clovernook Road. Approval is subject to the following conditions:
 1. The property owner must demonstrate to Staff that the fence is not encroaching on the Right-Of-Way by the location of the property pins.

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

16. Alderman Beach read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to decrease the minimum front yard setback from thirty (30) feet to twenty (20) feet along Manchester Drive in a C-3, General Commercial Zoning District at 4430 Manchester Drive. Approval is subject to the following conditions:
 1. Submittal of detailed landscape plan to include the type of species to be planted 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.

17. Alderman Beach read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to decrease the minimum front yard setback from thirty (30) feet to twenty-three (23) feet along Manchester Drive in a C-3, General Commercial Zoning District at 4412 Manchester Drive. Approval is subject to the following conditions:

1. Submittal of detailed landscape plan to include the type of species to be planted 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.

18. Alderman Beach read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to decrease the minimum front yard setback from sixty (60) feet to fifty (50) feet along Harrison Avenue in a C-3, General Commercial Zoning District at 4415 Harrison Avenue. Approval is subject to the following conditions:

1. Submittal of detailed landscape plan to include the type of species to be planted 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.

2009-462CR

19. Alderman Beach read a Code and Regulation Committee Report REVERSING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the amended Variation to increase the maximum allowable height from eight (8) feet to fifteen (15) feet for a freestanding sign in a C-3, General Commercial District at 7550 East State Street.

Approval is based on the Findings of Fact. 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. Wasco absent). The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

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

2009-463CR

20. Alderman Beach read a Code and Regulation Committee Report SUSTAINING the Liquor Advisory Board, there by recommending that City Council APPROVE the sale of liquor by the drink in conjunction with a restaurant and bar in the name of **Ashley Bennett d/b/a**

Cousin's Bar and Grill in a C-2, Limited Commercial Zoning District at 510 South Perryville Road. Approval is subject to the following conditions:

1. Meeting all applicable liquor codes.
2. Meeting all applicable building and fire codes.
3. There shall be no cover charge.
4. There shall be no dance floor or open area greater than 100 square feet.
5. There shall be security provided as stated within the business plan and at a minimum ratio of one per fifty customers.
6. The parking areas surrounding Cousins shall be monitored at least every thirty (30) minutes and more frequently on an as-needed basis.

Approval is based on the Findings of Fact. 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. Wasco absent). The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

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

2009-464CR

21. 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 union meeting hall and banquet facility in the name of **Darrin E. Golden d/b/a IBEW Local Union 364** in a C-2, Limited Commercial Zoning District at 6820 Mill Road. Approval is subject to the following conditions:

1. Meeting all applicable liquor codes.
2. Meeting all applicable building and fire codes.
3. Outdoor smoking area shall be applicable to all associated State of Illinois and Winnebago County Health Codes.

Approval is based on the Findings of Fact. 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. Wasco absent). The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

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

22. Alderman Curran read a Finance and Personnel Committee Report recommending approval of the New Post 65 Retiree Health Plan Alternative underwritten by United American Insurance and administered by AmWINS. LAID OVER.

2009-465CR

23. Alderman Curran read a Finance and Personnel Committee Report recommending the proposed extension of the collective bargaining agreement between the City of Rockford and the American Federation of State, County and Municipal Employees (AFSCME), Local 1058, to be effective January 1, 2010 to December 31, 2010, hereby begs leave to report recommending that the City Council approve such agreement.

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

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

2009-466CR

24. Alderman Curran read a Finance and Personnel Committee Report recommending the proposed extension of the collective bargaining agreement between the City of Rockford and the American Federation of State, County and Municipal Employees (AFSCME), Local 1058B, to be effective January 1, 2010 to December 31, 2010, hereby begs leave to report recommending that the City Council approve such agreement.

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

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

2009-467CR

25. Alderman Curran read a Finance and Personnel Committee Report recommending the City Council approve as to the attached Memorandum by Kim Ryan, Compensation & Benefits Manager, regarding Recommendation for Health Plan Network and TPA Relationships dated November 9, 2009.

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

Ayes: Sosnowski, Curran, Mark, Jacobson, Thompson-Kelly, Johnson, Timm.
Beach, Elyea, Beck, McNeely, Robertson -12-

Nays: Hervey -1-
Absent: Wasco -1-

26. The Committee on Finance and Personnel having received a request for an approval of the 2010-2014 Capital Improvement Plan, dated November 9, 2009, begs leave to report recommending approval of the 2010-2014 Capital Improvement Plan for implementation by the Department of Public Works with the following amendments:
1. Remove the \$600,000 designated for the Repayment of the Churchill Park Flood Control Bond Payment and apply it towards the 2010 Neighborhood Program.
 2. Remove the \$125,000 designated for Arterial Sidewalk Program and apply it towards the 2010 Neighborhood Program.
 3. Remove the \$50,000 designated for City-Wide Bicycle Lane – Pavement Markings & Signage program and apply it towards the 2010 Neighborhood Program.
 4. Designate any savings (of the \$350,000 designated) realized from early bidding of the ARRA Program projects be applied to the 2010 Neighborhood Program.
 5. For 2010 the Neighborhood Program allocations would include the alley amounts using the formula previously in effect.

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

27. Alderman Curran read a Finance and Personnel Committee Report recommending the approval of vouchers for the week of November 9, 2009 in the amount of \$2,183,984.17. MOTION PREVAILED by a Roll Call vote of:

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

OFFICERS REPORTS

28. Mayor Morrissey presented a Proclamation proclaiming the week of November 15, 2009 to be "HOMELESSNESS AWARENESS WEEK" in Rockford, Illinois and encouraged all citizens to recognize that many people do not have housing and need support from citizens, and private/public non-profit service entities.
29. Mayor Morrissey presented a Proclamation proclaiming Monday, November 9, 2009 to be "FOOD FOR THE NEEDY KICK-OFF DAY" in Rockford, Illinois and encouraged all citizens to contribute to and generously support this worthy cause.
30. Mayor Morrissey presented a Proclamation proclaiming Monday, November 9, 2009 to be "Rev. Dr. J. Michael Solberg Day" in Rockford, Illinois and congratulated Reverend Dr. J.

Michael Solberg on this great accomplishment of swimming the English Channel on September 19, 2009 in 13 hours and 31 minutes, and through his athletic achievements has raised nearly \$50,000 to build a four-room school in Waku Kungo, Angola which would serve more than four hundred students.

31. Mayor Morrissey called upon the residents, business representatives of the Kishwaukee Street Corridor and City staff involved in the revitalization plan to come forward to receive an award for their efforts. Sharon Caddigan of the Illinois Chapter of the American Planning Association presented the City of Rockford with the 2009 Community Outreach Award, recognizing this team for their unique project management, bringing together the City, project advisors and community to develop and plan the Kishwaukee Street Corridor.
32. Mayor Morrissey mentioned the presentation last night from Governor Quinn of the "Portraits of an Illinois Soldier" exhibit which memorializes those who have died in the war in Iraq and Afghanistan. He encouraged all to view the exhibit.
33. Mayor Morrissey also mentioned today Governor Quinn announced Rock Valley College has received a multi-million dollar investment for the new Rock Valley College Arts and Instructional Facility.
34. Mayor Morrissey spoke about attending the Drop-Out Prevention Conference last week along with Superintendent Sheffield, Alderman McNeely and many other community leaders.
35. Alderman Mark announced on November 15, 2009 "Power Up Live", a World-Wide Web-A-Thon For Youth Build Rockford, will be held at Bar 3, 326 East State Street, from 5:00 pm to 11:00 pm featuring several live performances. For more information call 815/963-6236 or visit www.youthbuildingrockford.org.
36. Mayor Morrissey announced the East High School Veteran's Memorial Committee, Faculty and Students invite everyone to attend the Annual Veteran's Day Observance for the Gold Star Boys of East High School and all Veterans on Tuesday, November 10, 2009 from 5:30 pm to 7:30 pm in front of East High School with a program and refreshments to follow in the library. He encouraged all to attend.
37. Alderman Beck reported he attended a Press Conference held by the RACVB today at East High School announcing the renewal of the tournament contract for 3 years with (IKWF) Illinois Kids Wrestling Federation State Tournament which brings more than 900 youth wrestlers and their families from around the state to Rockford.
38. Alderman Robertson reported with deep sympathy the passing of retired firefighter Richard Nordenberg and shared accomplishments and stories from working with him for 26 years at the Rockford Fire Department. He offered prayers to his family.
39. Alderman Thompson-Kelly offered prayers to the Taylor family for the passing of Eugene Taylor.

40. Alderman McNeely thanked Tim Hanson, Director of Public Works, for his efforts to resolve the street light problem in the Hope VI area. However, she still has questions and will follow-up with Director Hanson this week.
41. Alderman McNeely announced the Jefferson Horton Post will be hosting an event on Wednesday, Veteran's Day, for the Veterans at 2:00 pm on Wednesday with dinner to follow at 3:00 pm.
42. Alderman McNeely thanked Mayor Morrissey for mentioning the High School Drop-Out Conference last week and commented she was impressed with the speakers and dialogue at the sessions she attended.
43. Alderman Jacobson announced some Health Department certificates issued to businesses have a clerical error and new certificates will be re-issued with the correct date.
- 43a. Mayor Morrissey requested a moment of silence in observance of the victims and families of the Fort Hood tragedy.

UNFINISHED BUSINESS

2009-468CR

44. Alderman Beach moved the adoption of a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance for a mid-block pedestrian crossing in the 2300 block of North Rockton Avenue between Van Wie Avenue and Fulton Avenue. MOTION PREVAILED (Ald. McNeely voted no; Ald. Wasco absent).

2009-469CR

45. Alderman Beach moved the adoption of a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance that all traffic be required to Stop prior to entering the intersection of North Court Street and Fischer Avenue. MOTION PREVAILED (Ald. McNeely voted no; Ald. Wasco absent).

2009-470CR

46. Alderman Beach moved the adoption of a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance that traffic on Green Street be required to Yield prior to entering the intersection of Stanley Street. MOTION PREVAILED (Ald. McNeely voted no; Ald. Wasco absent).

2009-471CR

47. Alderman Beach moved the adoption of a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance that all traffic be required to Stop prior to entering the intersection of Carol Court and Starview Drive. MOTION PREVAILED (Ald. McNeely voted no; Ald. Wasco absent).

2009-472CR

48. Alderman Beach moved the adoption of a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance that traffic on 16th

Street be required to Yield prior to entering the intersection of 17th Avenue. MOTION PREVAILED (Ald. McNeely voted no; Ald. Wasco absent).

2009-473CR

49. Alderman Beach moved the adoption of a Code and Regulation Committee Report recommending that "No Action" be taken on the following items:
1. Request from Alderman Thompson-Kelly, 7th 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.
 2. Request from Alderman Thompson-Kelly, 7th Ward, for yield or stop sign control at the intersection of Andrews Street and Soper Avenue.
 3. Request from Dwitisha White and Jennifer Kietz, for a stop sign control at the intersection of South 5th Street and 16th Avenue.
 4. Request from Alderman Beck, 12th Ward, to repeal the existing 2-way stop sign control and replace with 3-way stop sign control at the intersection of Landstrom Road and Bradley Road.
 5. Request from Rebecca Erickson, to repeal the existing yield sign control at the intersection of Latham Street and Yonge Street and replace with stop sign control.

MOTION PREVAILED (Ald. McNeely voted no; Ald. Wasco absent).

2009-474CR

50. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending that the 2009 Tax Levy Ordinance be prepared by the Finance Department, and accepted in the amount of \$48,043,800 for the levies in the General, Sanitation, Tuberculosis Sanitarium, Library, Library Maintenance, Illinois Municipal Retirement, Unemployment Compensation, Worker's Compensation, and Auditing Funds. MOTION PREVAILED by a Roll Call vote of:

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

2009-475CR

51. Alderman Curran moved the adoption of a Finance and Personnel Committee Report to whom was referred the matter of increasing the 2009 tax levy for street and bridge purposes from .06% of the value as equalized or assessed by the Department of Revenue of all taxable property in the City of Rockford to .10% of the value, as equalized or assessed by the Department of Revenue of all taxable property in the City of Rockford, hereby recommends: That the City of Rockford adopt an annual levy of .10% of the value as equalized or assessed by the Department of Revenue for street and bridge purposes. MOTION PREVAILED by a Roll Call vote of:

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

2009-476CR

52. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the Sale of Property at 728 Kilburn Avenue be awarded to the sole bidder, Community Kitchen, Inc., of Rockford, Illinois for their bid of \$900.00. MOTION PREVAILED by a Roll Call vote of:

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

2009-477CR

53. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the Sale of Property at 926 Maple Street be awarded to the sole bidder, Community Kitchen, Inc., of Rockford, Illinois for their bid of \$800.00. MOTION PREVAILED by a Roll Call vote of:

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

2009-478CR

54. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the Sale of Property at 719 Lee Street be awarded to the sole bidder, Community Kitchen, Inc., of Rockford, Illinois for their bid of \$325.00. MOTION PREVAILED by a Roll Call vote of:

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

2009-479CR

55. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the Sale of Property at 914 Maple Street be awarded to the sole bidder, Community Kitchen, Inc., of Rockford, Illinois for their bid of \$325.00. MOTION PREVAILED by a Roll Call vote of:

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

Absent: Wasco -1-

2009-480CR

56. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the Sale of Property at Southeast Corner of Maple St. & Lee St. be awarded to the sole bidder, Community Kitchen, Inc., of Rockford, Illinois for their bid of \$475.00. MOTION PREVAILED by a Roll Call vote of:

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

2009-188-O

57. Alderman Sosnowski moved the adoption of an Ordinance recommending approval of the attached First Amendment to the Springfield Corners Tax Increment Financing District Redevelopment Plan and Projects. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Hervey, Jacobson, Thompson-Kelly, Beach,
Elyea, Beck, McNeely -10-
Nays: Johnson, Timm, Robertson -3-
Absent: Wasco -1-

NEW BUSINESS

58. Alderman Curran read an Ordinance for the levy and assessment of taxes for the fiscal year beginning January 1, 2009 and ending December 31, 2009 of the City of Rockford, County of Winnebago, and State of Illinois. LAID OVER.
59. Alderman Curran read an Ordinance to increase the 2009 tax levy for street and bridge purposes from .06% of the value as equalized or assessed by the Department of Revenue of all taxable property in the City of Rockford to .10% of the value as equalized or assessed by the Department of Revenue of all taxable property in the City of Rockford. LAID OVER.
60. Alderman Curran read an Ordinance authorizing the Mayor and Legal Director to execute and attest the attached Intergovernmental Agreement for Aircraft Rescue and Firefighting Services with the Greater Rockford Airport Authority and City of Rockford. LAID OVER.

2009-189-O

61. Alderman Curran read an Ordinance authorizing the Mayor and Legal Director to execute and attest the attached extension of the Collective Bargaining Agreement by and between the City of Rockford and the American Federation of State, County and Municipal Employees (AFSCME), Local 1058, to be effective January 1, 2010 to December 31, 2010, a copy of which is attached hereto.

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

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

2009-190-O

62. Alderman Curran read an Ordinance authorizing the Mayor and Legal Director to execute and attest the attached extension of the Collective Bargaining Agreement by and between the City of Rockford and the American Federation of State, County and Municipal Employees (AFSCME), Local 1058B, to be effective January 1, 2010 to December 31, 2010, a copy of which is attached hereto.

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

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

63. Alderman Beach introduced and read an Ordinance authorizing the Mayor and Legal Director to execute the amendment to Section 17-27 Nuisance Noise and Operation of Certain Vehicles Code of Ordinances. LAID OVER.

64. Alderman Beach introduced and read an Ordinance for the sale of City owned properties, two (2) vacant lots located at 612 and 616 8th Street for a minimum bid of \$2,800.00 with preference to the adjoining property owners. LAID OVER.

2009-191-O

65. Alderman Beach introduced and read an Ordinance amending Article 64, of the Zoning Ordinance of the City of Rockford for a Variation to increase the maximum allowable height from eight (8) feet to fifteen (15) feet for a freestanding sign in a C-3, General Commercial District at 7550 East State Street.

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

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

2009-192-O

66. 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 person:

Ashley Bennett d/b/a Cousin's Bar and Grill, located at 510 South Perryville Road for the sale of liquor by the drink in conjunction with a restaurant and bar. Approval is subject to the following conditions:

1. Meeting all applicable liquor codes.
2. Meeting all applicable building and fire codes.
3. There shall be no cover charge.
4. There shall be no dance floor or open area greater than 150 square feet.
5. There shall be security provided as stated within the business plan and at a minimum ratio of one per fifty (50) customers.
6. The parking areas surrounding Cousins shall be monitored at least every thirty (30) minutes and more frequently on an as-needed basis.

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

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

2009-193-O

67. 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:

Darrin E. Golden d/b/a IBEW Local Union 364, located at 6820 Mill Road for the sale of liquor by the drink in conjunction with a union hall and banquet facility. Approval is subject to the following conditions:

1. Meeting all applicable liquor codes.
2. Meeting all applicable building and fire codes.
3. Outdoor smoking area shall be applicable to all associated State of Illinois and Winnebago County health codes.

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

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

2009-194-O

68. Alderman Beach introduced and read an Ordinance for the honorary sign representing the name change of Spring Creek Road from Shaw Woods Drive to Mulford Road to "SGT. Blake W. Evans Road".

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

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

OFFICERS REPORTS

69. Mayor Morrissey commended City staff, Firefighters and AFSCME Unions for successfully negotiating their contracts and thanked the Aldermen for approving those contracts.
70. Upon motion duly made and seconded, the meeting was adjourned at 7:43 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, 2ND floor City Hall
425 E. State Street, Rockford
November 16, 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
- 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 NOVEMBER 16, 2009

A. CODE AND REGULATIONS

1. Beach – SP Permit for St. Bernadette's Chili Cook Off
 2. Beach – Annexation of vacant lot located at 3411 New England Drive
 3. Beach – Right-of-Way Policy for Obstruction/Encroachments
- Officers Reports
 - Unfinished Business of previous meeting

UNFINISHED BUSINESS

II. COMMITTEE REPORTS LAID OVER NOVEMBER 9, 2009

1. Sosnowski - Planning and Development - Recommending approval of the attached Declaration of Regional Policy on Economic Development.
2. Sosnowski - Planning and Development - Recommending that a Sub recipient Agreement with the Illinois Manufacturing Extension Center for EECBG grant funds to create and facilitate a waste to profit network be approved.
3. Beach - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to increase the maximum fence height from four (4) feet to six (6) feet in the front yard in an R-1, Single-Family

Residential Zoning District at 6954 Clovernook Road. Approval is subject to the following conditions:

1. The property owner must demonstrate to Staff that the fence is not encroaching on the Right-Of-Way by the location of the property pins.

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

4. Beach - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to decrease the minimum front yard setback from thirty (30) feet to twenty (20) feet along Manchester Drive in a C-3, General Commercial Zoning District at 4430 Manchester Drive. Approval is subject to the following conditions:

1. Submittal of detailed landscape plan to include the type of species to be planted 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.

5. Beach - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to decrease the minimum front yard setback from thirty (30) feet to twenty-three (23) feet along Manchester Drive in a C-3, General Commercial Zoning District at 4412 Manchester Drive. Approval is subject to the following conditions:

1. Submittal of detailed landscape plan to include the type of species to be planted 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.

6. Beach - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to decrease the minimum front yard setback from sixty (60) feet to fifty (50) feet along Harrison Avenue in a C-3, General Commercial Zoning District at 4415 Harrison Avenue. Approval is subject to the following conditions:

1. Submittal of detailed landscape plan to include the type of species to be planted 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.

7. Curran - Finance and Personnel - Recommending approval of the New Post 65 Retiree Health Plan Alternative underwritten by United American Insurance and administered by AmWINS.

8. Curran – Finance and Personnel - Approval of the 2010-2014 Capital Improvement Plan, dated November 9, 2009, begs leave to report recommending approval of the 2010-2014 Capital Improvement Plan for implementation by the Department of Public Works with the following amendments:
 1. Remove the \$600,000 designated for the Repayment of the Churchill Park Flood Control Bond Payment and apply it towards the 2010 Neighborhood Program.
 2. Remove the \$125,000 designated for Arterial Sidewalk Program and apply it towards the 2010 Neighborhood Program.
 3. Remove the \$50,000 designated for City-Wide Bicycle Lane – Pavement Markings & Signage program and apply it towards the 2010 Neighborhood Program.
 4. Designate any savings (of the \$350,000 designated) realized from early bidding of the ARRA Program projects be applied to the 2010 Neighborhood Program.
 5. For 2010 the Neighborhood Program allocations would include the alley amounts using the formula previously in effect.

III. ORDINANCES LAID OVER NOVEMBER 9, 2009

1. Curran - Ordinance - For the levy and assessment of taxes for the fiscal year beginning January 1, 2009 and ending December 31, 2009 of the City of Rockford, County of Winnebago, and State of Illinois.
2. Curran - Ordinance - To increase the 2009 tax levy for street and bridge purposes from .06% of the value as equalized or assessed by the Department of Revenue of all taxable property in the City of Rockford to .10% of the value as equalized or assessed by the Department of Revenue of all taxable property in the City of Rockford.
3. Curran - Ordinance - Authorizing the Mayor and Legal Director to execute and attest the attached Intergovernmental Agreement for Aircraft Rescue and Firefighting Services with the Greater Rockford Airport Authority and City of Rockford.
4. Beach - Ordinance - Authorizing the Mayor and Legal Director to execute the amendment to Section 17-27 Nuisance Noise and Operation of Certain Vehicles Code of Ordinances.
5. Beach - Ordinance - For the sale of City owned properties, two (2) vacant lots located at 612 and 616 8th Street for a minimum bid of \$2,800.00 with preference to the adjoining property owners.

IV. MISCELLANEOUS LAID OVER NOVEMBER 2, 2009

1. Mayor Morrissey - Appointment - Historic Preservation Commission, Ms. Vicki Krueger, to replace Sally Faber who resigned, term would expire December 2010. (Pursuant to Rule 18 this appointment is up for passage on November 16, 2009).

- 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. Beach – Ordinance – (Traffic) - A mid-block pedestrian crossing in the 2300 block of North Rockton Avenue between Van Wie Avenue and Fulton Avenue.
2. Beach – Ordinance – (Traffic) - That all traffic be required to Stop prior to entering the intersection of North Court Street and Fischer Avenue.
3. Beach – Ordinance (Traffic) - That traffic on Green Street be required to Yield prior to entering the intersection of Stanley Street.
4. Beach – Ordinance – (Traffic) - That all traffic be required to Stop prior to entering the intersection of Carol Court and Starview Drive.
5. Beach – Ordinance – (Traffic) - That traffic on 16th Street be required to Yield prior to entering the intersection of 17th Avenue.

* 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, November 16, 2009, 5:15 p.m.

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

AGENDA

1. C & R 09-176 Final Plat 3 of Riverside Marketplace
2. C & R 09-177 Final Plat of Washington Park Plat#8
3. C & R 09-178 Annexation of 2066 New Milford School Road
4. C & R 09-170 Chapter 26 Article X-Banner Ordinance Amendment
5. C & R 09-175 NAACP Resolution on Citizen’s Police Review Board

6. C & R 09-174 Closed Session for Purposes of Pending Litigation

FINANCE AND PERSONNEL COMMITTEE

Monday, November 16, 2009, 5:15 p.m.

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

AGENDA

1. Purchasing and Vouchers
 - A. Award of Bid: Demolition of 129 & 149 Morgan Street – Suspend rules
 - B. Award of Bid: Reed Avenue Sanitary Sewer – Suspend rules
 - C. Award of Bid: GAC Removal from (3) Ground Water Processing Facilities
 - D. Award of Bid: I-90/East State Street Multi-Use Path – Suspend rules
 - E. Change Order: Curb & Gutter 2008 – Suspend rules
 - F. Change Order: Church & Chestnut Street Sidewalks – Info Only
 - G. Change Order: City-Wide Residential Reed & Roosevelt – Info Only
 - H. Resolution for Improvement Under the Illinois Highway Code: Church & Chestnut Street Sidewalks
 - I. EMS Resource Hospital Bid (Laid over 11/9)
 - J. Vouchers
2. Water Reimbursement Resolution
3. Financial Discussion

PLANNING AND DEVELOPMENT COMMITTEE

Monday, November 16, 2009, 5:30 p.m.

CD Conference Room, City Hall 2nd floor

AGENDA

1. Memorandum from Ronald N. Schultz, City Attorney, regarding the Shopstead Program.

LEGISLATIVE LOBBYING COMMITTEE

Monday, _____, 2009, 4:00 p.m.

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

AGENDA

No meeting scheduled.