

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
AUGUST 10, 2009
COUNCIL CONVENED AT 6:19 P.M.**

1. The invocation was given by Pastor Vaughn Gilmore, Macedonia Baptist Church/Police Chaplain and the Pledge of Allegiance was led by City Council Page Karla Centeno.
2. Roll Call:
Mayor Lawrence J. Morrissey
Aldermen: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm,
Beach, Elyea, Beck, McNeely, Robertson -13-
Absent: Thompson-Kelly -1-
3. Alderman Mark moved to accept the Journal of Proceedings of August 3, 2009, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Thompson-Kelly absent).

PETITIONS AND COMMUNICATIONS

4. Alderman Jacobson submitted a request from Sue Darr, in conjunction with Victory Tap's Fundraiser for St. Judes requesting permission for food and liquor outdoors on private property within a confined space (outdoor "S") permit on August 15, 2009 from 5:00 pm to 10:00 pm at Victory Tap Parking lot, 2315 Harrison Avenue. Alderman Jacobson moved to grant the Prayer of the Petitioner, seconded by Alderman Mark. MOTION PREVAILED (Ald. Thompson-Kelly absent).
5. Alderman Jacobson submitted a Request for Service at the corner of Lookout and Dallas. Referred to Community Development/Code Enforcement.
6. Alderman Johnson submitted an e-mail from a constituent concerning a property code violation at 2006 12th Avenue. Referred to Community Development/Code Enforcement.
7. Alderman Johnson submitted an address correction for a Request for Service at 1516 Eastgate. Referred to Public Works Department.
8. Alderman Johnson submitted three (3) Requests for Service. Referred to Community Development/Code Enforcement.
9. Alderman Johnson submitted a request from Zion Lutheran Church to replace missing signage near the church. Referred to Public Works Department.
10. Alderman Hervey submitted six (6) Requests for Service. Referred to Community Development/Code Enforcement and Public Works Department.
11. Alderman Hervey requested the Legal Department provide her with information concerning foreclosed homes, property owners and lenders of those properties.

12. Alderman Wasco submitted a Memorandum from Patrick Zuroske, Capital Program Manager, regarding Oversize Utility Agreement with Reload, Inc. Referred to Finance and Personnel Committee.
13. Alderman McNeely submitted a Request for Service in the area near Palm and Locust. Referred to the Police Department.
14. Alderman McNeely submitted a request from Deborah Smith, in conjunction with West Side Church of God Parade and Cook Out, requesting barricades for street closures and detours and traffic control during the parade on August 15, 2009, parade starts and ends at 228 South Hinkley from 10:00 am to 2:00 pm. Alderman McNeely moved to grant the Prayer of the Petitioner, seconded by Alderman Beck. MOTION PREVAILED (Ald. Thompson-Kelly absent).
15. Alderman Mark submitted a Request for Service at 206 Churchill Street. Referred to Public Works Department.
- 15a. Alderman Mark submitted a request from LeRoy Jones, Manager Lafayette Hotel, for increased bike patrol near the hotel. Referred to Police Department.
16. Alderman Mark submitted a letter from Frank Schier, Editor and Publisher of The Rock River Times, regarding homeless people and the loitering problem in the River District. Referred to Police Department.
17. Alderman Mark submitted a request from Kathryn Larson, in conjunction with Block Party 5 Festival 2009, requesting barricades for street closures and detours and permission for an "S" license for outdoor liquor within a confined space on August 15, 2009 from 12:00 pm to 12:00 am at the 500 block of East State Street. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Thompson-Kelly absent).

NEW COMMITTEE REPORTS

2009-347CR

18. Alderman Wasco read a Finance and Personnel Committee Report recommending the award for Charles Street Repairs be made to the low bidder, Stenstrom Excavation, of Rockford, Illinois for their total bid of \$328,375.70. The funding source is Sales Tax.

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

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

2009-348CR

19. Alderman Wasco read a Finance and Personnel Committee Report recommending the award for Potter & Sewell Street Reconstruction - 2009 be made to the low bidder, Schlichting & Sons, of Rockford, Illinois for their total bid of \$496,996.80. The funding source is Sales Tax.

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

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

2009-349CR

20. Alderman Wasco read a Finance and Personnel Committee Report recommending the City create and execute an ordinance approving the Intergovernmental Agreement: Downtown Streetscape Sanitary Manhole Replacement with the Rock River Water Reclamation District. No funding is required for this agreement.

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

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

2009-350CR

21. Alderman Wasco read a Finance and Personnel Committee Report recommending approval of the City of Rockford's renewal and extension of the Funded Grant Programs Contract for Services for one year with the Board of Education of Rockford School District No. 205 and Department of Human Services/Head Start.

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

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

22. Alderman Wasco read a Finance and Personnel Committee Report recommending the approval of vouchers for the week of August 10, 2009 in the amount of \$2,270,017.64. MOTION PREVAILED by a Roll Call vote of:

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

23. Alderman Beach read a Code and Regulation Committee Report recommending approval of the amendment to the building and residential code requiring homeowners to obtain a permit for roofing projects. LAID OVER.

24. 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 a church and church related uses, APPROVE the Variation to reduce the required perimeter landscape by 50% and APPROVE the Variation to eliminate the required Type "A" landscape buffer in an R-1, Single-family Residential District at 404, 410, 416 and 420 North Avon Street. Approval is subject to the following conditions:

1. Submittal of a revised site and landscape plan to meet Staff approval, including type of planting species and sizes.
2. Submittal of a parking lot permit inclusive to civil drawings prepared by a licensed engineer.
3. That the alley is not used for access or if it is used improved to City standard and shown on the civil drawings.

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

25. Alderman Beach read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeal, thereby recommending that City Council APPROVE the Special Use Permit for a drive-through in conjunction with a fast food restaurant in a C-2, Limited Commercial Zoning District at 3137 North Main Street. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. Submittal of a detailed site plan showing the configuration of the indoor tenant space for Staff review and approval.

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

26. Alderman Beach read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeal, thereby recommending that City Council APPROVE a Modification of Special Use Permit #009-04 for a Planned Residential Development for two (2) four-family and one (1) three-family residences to three (3) four-family residences in a C-1, Limited Office Zoning District at 3741, 3743, 3745 and 3747 North Alpine Road. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. Submittal of Building Permits for Staff review and approval.
3. Submittal of Elevations for Staff review and approval.
4. Site must be developed in accordance with site plan.

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

27. Alderman Sosnowski read a Planning and Development Committee Report recommending approval of the designation of the City as a "City-wide Recovery Zone". The Legal Director shall prepare the appropriate ordinance. LAID OVER.

OFFICERS REPORTS

28. Mayor Morrissey recognized exchange student Elena Dombi from our Sister City Cluj-Napoca, Romania and her host Ramona Cornea.
29. Mayor Morrissey recognized and thanked Karla Centeno for her outstanding service as City Council Clerk and participation in the Mayor's Youth Advisory Council. Karla will be attending Eastern Illinois University in the fall to pursue an accounting degree.
30. Mayor Morrissey reported today there were ten Fire Department recruits sworn in during a ceremony at the Rockford NIU Campus.

Chief Bergsten announced the ten new firefighters will begin work this week assigned to the Company level and two firefighters were appointed to driver/engineer. He also mentioned there were individuals from Rock Falls that participated in our Regional Training Academy for the past eleven weeks.

31. Mayor Morrissey thanked the Rockford Area Chamber of Commerce for offering him the opportunity to speak at the event last week at Cliff Breakers.
32. Mayor Morrissey mentioned he is hopeful to announce sometime this week the members of his Budget Advisory Group
33. Alderman Jacobson reiterated Alderman Hervey's concerns regarding foreclosed properties and the crime and blight those properties bring to neighborhoods.

UNFINISHED BUSINESS

2009-351CR

34. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending the award for Remodeling (2) Offices at 1111 Cedar Street be made to the low bidder, Contemporary Hammerworks of Rockford, Illinois for their total bid of \$27,700.00. The funding source is Property Fund. MOTION PREVAILED by a Roll Call vote of:

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

2009-352CR

35. Alderman Sosnowski moved the adoption of a Planning and Development Committee Report recommending approval of (A) the attached Amended Redevelopment Agreement with Don Carter Lanes, Inc. for TIF funding for the interior and exterior rehabilitation of Don Carter Lanes, 4007 East State Street and (B) the attached Agreement with Winnebago County and Quad City Downs relating to the rebate of taxes as an incentive to relocate and operate its OTB facility at Don Carter Lanes. The Legal Director shall prepare the appropriate ordinances. MOTION PREVAILED by a Roll Call vote of:

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

2009-353CR

36. Alderman Sosnowski moved the adoption of a Planning and Development Committee Report recommending approval of the attached request for Emergency Shelter Grants Program – Funding Year 2009. MOTION PREVAILED by a Roll Call vote of:

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

2009-141-O

37. Alderman Sosnowski moved the adoption of an Ordinance recommending approval of the attached Redevelopment Agreement between JMZ Properties and the City of Rockford for TIF funding on a “pay as you go” basis to the property owner in the amount of \$18,143 per year until a total of \$163,287 in TIF funds is paid to rehabilitate three commercial storefronts and six residential apartments at 317-325 West Jefferson Street. MOTION PREVAILED by a Roll Call vote of:

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

NEW BUSINESS

2009-142-O

38. Alderman Wasco introduced and read an Ordinance authorizing the Mayor and Legal Director to execute and attest the attached for Intergovernmental

Agreement Downtown Streetscape Sanitary Manhole Replacement with Rock River Water Reclamation District.

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

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

2009-143-O

39. Alderman Wasco introduced and read an Ordinance authorizing the Mayor and Legal Director to execute and attest the attached Agreement to Contract Extension for the Funded Grant Program Contract for Services with the Board of Education of Rockford School District No. 205, Winnebago Boone Counties, Illinois, and the City of Rockford, Illinois Department of Human Services/Head Start.

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

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

40. Alderman Sosnowski introduced and read an Ordinance recommending approval of the Redevelopment Agreement between Don Carter Lanes and the City of Rockford for TIF funding for the interior and exterior rehabilitation of Don Carter Lanes, 4007 East State Street. LAID OVER.

41. Alderman Sosnowski introduced and read an Ordinance recommending approval of the Agreement with Winnebago County and Quad City Downs relating to the rebate of taxes as an incentive to relocate and operate its OTB facility at Don Carter Lanes. LAID OVER.

42. Alderman Beach introduced and read an Ordinance amending Chapter 16, Schedule Section 309 of the Code of Ordinances of the City of Rockford by adding the following:

“Commercial Loading Zone” on the west side of Church Street from 30 feet to 150 feet south of State Street on Monday through Saturday, 6:00 am to 6:00 pm, thus amending the current restriction.

LAID OVER.

43. Alderman Beach introduced and read an Ordinance amending Chapter 16, Schedule Section 281 of the Code of Ordinances of the City of Rockford by adding the following:

“No Parking during certain hours” on the west side of Normandy Avenue from Belmont Blvd. to River Bluff Blvd. on Monday through Friday, 8:00 am to 5:00 pm.

LAID OVER.

44. Alderman Beach introduced and read an Ordinance amending Chapter 16, Schedule Section 285 of the Code of Ordinances of the City of Rockford by repealing the following:

The “Two Hour Parking” restriction on both sides of Mulberry Street from Kilburn Avenue to Rockton Avenue.

LAID OVER.

45. Alderman Beach introduced and read an Ordinance amending Chapter 16, Section 280 of the Code of Ordinances of the City of Rockford by adding the following:

“No Parking Anytime” on the south side of Belmont Blvd. from Harrington Avenue to Riverside Street.

LAID OVER.

46. Upon motion duly made and seconded, the meeting was adjourned at 6:48 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
August 17, 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 AUGUST 17, 2009

1. Beach - ZBA – Zoning Map Amendment to include Arts & Cultural Overlay District near and surrounding the downtown and a Zoning Text Amendment to add Article 34.
 2. Beach – ZBA – 2906 Reid Farm Road
- Officers Reports
 - Unfinished Business of previous meeting

UNFINISHED BUSINESS

II. COMMITTEE REPORTS LAID OVER AUGUST 10, 2009

1. Beach - Code and Regulation - Recommending approval of the amendment to the building and residential code requiring homeowners to obtain a permit for roofing projects.
2. Beach - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for a church and church related uses, APPROVE the Variation to reduce the required perimeter landscape by 50% and APPROVE the Variation to eliminate the required Type “A” landscape buffer in an R-1, Single-family Residential District at 404, 410, 416 and 420 North Avon Street. Approval is subject to the following conditions:
 1. Submittal of a revised site and landscape plan to meet Staff approval, including type of planting species and sizes.

2. Submittal of a parking lot permit inclusive to civil drawings prepared by a licensed engineer.
3. That the alley is not used for access or if it is used improved to City standard and shown on the civil drawings.

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

3. Beach - Code and Regulation - SUSTAINING the Zoning Board of Appeal, thereby recommending that City Council APPROVE the Special Use Permit for a drive-through in conjunction with a fast food restaurant in a C-2, Limited Commercial Zoning District at 3137 North Main Street. Approval is subject to the following conditions:
 1. Meeting all applicable Building and Fire Codes.
 2. Submittal of a detailed site plan showing the configuration of the indoor tenant space for Staff review and approval.

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 Appeal, thereby recommending that City Council APPROVE a Modification of Special Use Permit #009-04 for a Planned Residential Development for two (2) four-family and one (1) three-family residences to three (3) four-family residences in a C-1, Limited Office Zoning District at 3741, 3743, 3745 and 3747 North Alpine Road. Approval is subject to the following conditions:
 1. Meeting all applicable Building and Fire Codes.
 2. Submittal of Building Permits for Staff review and approval.
 3. Submittal of Elevations for Staff review and approval.
 4. Site must be developed in accordance with site plan.

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

5. Sosnowski - Planning and Development - Recommending approval of the designation of the City as a "City-wide Recovery Zone". The Legal Director shall prepare the appropriate ordinance.

III. ORDINANCES LAID OVER AUGUST 10, 2009

1. Sosnowski - Ordinance - Recommending approval of the attached Redevelopment Agreement between Don Carter Lanes and the City of Rockford for TIF funding for the interior and exterior rehabilitation of Don Carter Lanes, 4007 East State Street.
2. Sosnowski - Ordinance - Recommending approval of the Agreement with Winnebago County and Quad City Downs relating to the rebate of taxes as an incentive to relocate and operate its OTB facility at Don Carter Lanes.

3. Beach - Ordinance - Amending Chapter 16, Schedule Section 309 of the Code of Ordinances of the City of Rockford by adding the following:

"Commercial Loading Zone" on the west side of Church Street from 30 feet to 150 feet south of State Street on Monday through Saturday, 6:00 am to 6:00 pm, thus amending the current restriction.
4. Beach - Ordinance - Amending Chapter 16, Schedule Section 281 of the Code of Ordinances of the City of Rockford by adding the following:

"No Parking during certain hours" on the west side of Normandy Avenue from Belmont Blvd. to River Bluff Blvd. on Monday through Friday, 8:00 am to 5:00 pm.
5. Beach - Ordinance - Amending Chapter 16, Schedule Section 285 of the Code of Ordinances of the City of Rockford by repealing the following:

The "Two Hour Parking" restriction on both sides of Mulberry Street from Kilburn Avenue to Rockton Avenue.
6. Beach - Ordinance - Amending Chapter 16, Section 280 of the Code of Ordinances of the City of Rockford by adding the following:

"No Parking Anytime" on the south side of Belmont Blvd. from Harrington Avenue to Riverside Street.

IV. MISCELLANEOUS HELD OUT APPOINTMENTS AUGUST 10, 2009

- 1.* Mayor Morrissey - Re-appointment - Board of Fire and Police Commission, Mr. Gary Caruana for a three (3) year term which would expire June 2012. (Pursuant to Rule 18, this appointment is up for passage on July 27, 2009)
- 2.* Mayor Morrissey - Appointment - Mechanical Board, Mr. Domenic Alfano, to serve out Mr. Bob Hastings's term who resigned, term would expire June 2010. (Pursuant to Rule 18, this appointment is up for passage on August 17, 2009).
- 3.* Mayor Morrissey - Appointment - Electrical Commission, Mr. Charles Laskonis, to a three (3) year term which would expire in 2012. He is replacing Todd Crull, whose term expired in 2009. (Pursuant to Rule 18, this appointment is up for passage on August 17, 2009).
- 4.* Mayor Morrissey – Appointment – Library Board, Mr. Ovester Armstrong to a three (3) year term ending June 2010. (Pursuant to Rule 18 this appointment is up for passage on July 6, 2009).
5. Mayor Morrissey – Appointment - Fire and Police Commission, Ms. LoRayne Logan, to a three (3) year term, which would expire June 2011.

- 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).

NONE

* 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, August 24, 2009, 5:00 p.m.

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

AGENDA

No meeting scheduled this week.

FINANCE AND PERSONNEL COMMITTEE

Monday, August 17, 2009, 5:15 p.m.

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

AGENDA

1. Purchasing and Vouchers
 - A. Award of Bid: HMO Water Treatment Chemicals
 - B. Award of Bid: Colorado Avenue Resurfacing – Suspend rules
 - C. Resolution for Improvement under the Illinois Highway Code for Street Light Electric - 2009
 - D. Vouchers
2. Oversize Utility Agreement with Reload, Inc.

PLANNING AND DEVELOPMENT COMMITTEE

**Monday, August 24, 2009, 5:30 p.m.
CD Conference Room, City Hall 2nd floor
AGENDA**

No meeting scheduled this week.

LEGISLATIVE LOBBYING COMMITTEE

**Tuesday, September 8, 2009, 4:00 p.m.
Conference Room A, City Hall 2nd floor (north room)
AGENDA**

Next meeting scheduled for September 8, 2009