

**CITY COUNCIL, CITY OF ROCKFORD  
JOURNAL OF PROCEEDINGS  
JANUARY 11, 2010  
COUNCIL CONVENED AT 6:10 P.M.**

1. The invocation was given by Pastor Vaughan Gilmore, St. Luke's Missionary Baptist Church/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, McNeely, Robertson -13-

Absent: Beck -1-

3. Alderman Mark moved to accept the Journal of Proceedings of January 4, 2010 seconded by Alderman Jacobson.

Alderman Sosnowski made a motion to amend the Journal of Proceedings to add:

**2010-002-O**

28. Alderman Sosnowski moved the adoption of an Ordinance approving the Second Amendment to Intergovernmental Agreement between Greater Rockford Airport Authority, a unit of local government of the State of Illinois and the City of Rockford (relating to Wanxiang America Corporation). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely, Robertson -14-

Nays: -0-

Absent: -0-

**2010-005CR**

29. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending the award for Refrigerator Units with Delivery & Removal be made to the low bidder, Sears, of Crystal Lake, Illinois for their as shown on tabulation. The funding source is Human Services Operating Budget. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely, Robertson -14-

Nays: -0-

Absent: -0-

seconded by Alderman Curran. MOTION PREVAILED (Ald. Beck absent). The Journal of proceedings as amended was placed up for passage. MOTION PREVAILED (Ald. Beck absent).

## **PUBLIC PARTICIPATION**

4. Pastor J. Michael Solberg addressed council members supporting a ban of video gambling in the City of Rockford.

## **PETITIONS AND COMMUNICATIONS**

5. Alderman Wasco submitted a Memorandum from Patrick Zuroske, Capital Program Manager, regarding City-State Agreement: North Main Street (IL Route 2). Referred to Finance and Personnel Committee.
6. Alderman Johnson submitted an e-mail from Mike Gifford, concerning snow plowing on residential streets and enforcement of odd/even parking during a declared snow emergency. Referred to Public Works Department and Legal Department.
7. Alderman Johnson submitted an e-mail from a constituent concerning a neighbor snow plowing his own driveway and depositing the pile of snow in the street. Referred to Community Development/Code Enforcement and Legal Department.
8. Alderman Beach submitted a Memorandum from Kerry Partridge, City Attorney, regarding an Amendment to Section 23-150 of the Code of Ordinances of the City of Rockford. Referred to Code and Regulation Committee.
9. Alderman Robertson submitted a letter from Steve Nailor, Einar Forsman, Conor Brown and Brad Long, reinforcing the importance of the State Capital Program to the City of Rockford and Winnebago County. Referred to Mayor Morrissey's Office.

## **NEW COMMITTEE REPORTS**

10. Alderman Beach read a Code and Regulation Committee Report recommending the approval of the Boundary Agreement between the City of Machesney Park Village and the City of Rockford. LAID OVER.
11. Alderman Beach read a Code and Regulation Committee Report recommending that the City of Rockford take NO ACTION to Opt Out of Video Gambling pursuant to Section 27 of the Video Gaming Act. LAID OVER.
12. Alderman Beach read a Code and Regulation Committee Report recommending the approval of the amendments to Article V, Alarm System of the City of Rockford Code of Ordinances. LAID OVER.
13. Alderman Wasco read a Finance and Personnel Committee Report recommending approval of Task Order #34 with McMahon Associates, Inc. for the Programming of Control Systems for Wells U05 and U13 in an amount not to exceed \$2,000. The task order will be completed under a Master Agreement with McMahon Associates, Inc. Funding for the project will come from IEPA funding and \$25 million G.O. Limited Tax Debt Certificates, Series 2008. LAID OVER.

14. Alderman Wasco read a Finance and Personnel Committee Report recommending approval of Task Order #35 with McMahon Associates, Inc. for the Programming of Control Systems for Well U36 in an amount not to exceed \$34,000. The task order will be completed under a Master Agreement with McMahon Associates, Inc. Funding for the project will come from IEPA funding and \$25 million G.O. Limited Tax Debt Certificates, Series 2008. LAID OVER.
15. Alderman Wasco read a Finance and Personnel Committee Report recommending that the tax levied under the Bond issues referred to on the attached sheet be abated in the amounts as indicated. That the Legal Director is hereby authorized to prepare the required Abatement Ordinance. LAID OVER.
16. Alderman Wasco read a Finance and Personnel Committee Report recommending a need for confidentiality for the following closed session minutes, as the cases and matters are still pending:

11/5/07, 11/13/07, 4/28/08, 10/20/08, 12/15/08 and 2/25/09 and 9/21/09

The following Closed Session Minutes related to labor negotiations will not be included in future committee reports: NONE

But that the minutes for session on the following dates be open to the Public: NONE.

LAID OVER.

**2010-006CR**

17. Alderman Wasco read a Finance and Personnel Committee Report recommending the award for Automotive Parts & Supplies be made to all 3 bidders, Motor Parts & Equipment, of Rockford, Illinois; Rock Valley Distributing, of Loves Park, Illinois; and Carquest, of Rockford, Illinois for their discount percentage shown on tabulation. The funding source is Equipment Operating Budget.

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

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

18. Alderman Wasco read a Finance and Personnel Committee Report recommending the approval of vouchers for the week of January 11, 2010 in the amount of \$3,219,532.82. MOTION PREVAILED by a Roll Call vote of:

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

Absent: Beck -1-

### OFFICERS REPORTS

19. Mayor Morrissey thanked staff and council members for attending the first City Council Budget Retreat this past Saturday and announced the next retreat will be held on Saturday, January 23, 2010 at 9:00 am in Council Chambers. Any questions, concerns or additional items for discussion at the next retreat may be directed to Alderman Wasco, Chairman Finance Committee, or Mayor Morrissey.
20. Mayor Morrissey called attention to a Memorandum from Chief Epperson, regarding the 2009 Preliminary Crime Statistics, which consists of incidents measured from both reporting systems indicating an overall reduction in crime. Any questions may be directed to Chief Epperson.
21. Mayor Morrissey submitted the resume of Rev. K. Edward Copeland for review, regarding his appointment to the Airport Authority Board which is up for passage on February 1, 2010.
22. Mayor Morrissey advised City Hall will be closed on Monday, January 18, 2010 in observance of the Martin Luther King Jr. holiday. The next City Council meeting will be held on Tuesday, January 19, 2010 at 6:00 pm.
23. Mayor Morrissey announced a tour of the 9-1-1 Center and Public Safety Building (PSB) will be scheduled for a date some time in February. Any aldermen interested in attending should return the form provided to Chris Washington/Mayor's Office.
24. Mayor Morrissey announced an adjustment to staffing and hours at the front desk Crime Reporting Unit (CRU) at the Public Safety Building (PSB) will commence on Sunday, January 10, 2010. A Rockford Police Officer will be staffed Monday through Sunday 7:00 am – 4:00 pm; Civilian personnel will staff the front desk Monday through Friday 8:00 am – 9:00 pm and Saturday 8:00 am – 5:00 pm.
- 24a. Mayor Morrissey called attention to a Memorandum from George Davis, Director Human Services, listing the locations of the warming sites throughout the City. Any questions or concerns may be directed to the Human Services Department or Mayor Morrissey's Office.
25. Alderman Timm thanked Charlie Schaefer, Community Development/Code Enforcement, and his staff for their successful efforts to improve the overall appearance of properties in the 9<sup>th</sup> Ward.
26. Alderman Timm commended the Public Works staff and contractors for an excellent job with snow removal operations last week.
27. Alderman Jacobson thanked Tim Hanson, Director of Public Works, for his assistance this past weekend with a sewer problem in the 6<sup>th</sup> Ward.

28. Alderman Jacobson commented on Chuck Sweeney's article in the *Rockford Register Star* regarding Senator Syverson's support of the sale of the Thomson Correctional Center to the federal government.
29. Alderman Jacobson requested Todd Cagnoni, Community Development Zoning Supervisor, contact Mr. Alfred Baney regarding zoning issues with his business at 2208 Kishwaukee Street. Referred to Community Development/Todd Cagnoni.
30. Alderman Johnson reminded her constituents the Rolling Green Neighborhood Association quarterly meeting will be held on Tuesday, January 12<sup>th</sup> at 6:30 pm at the Broadway Covenant Church, 3525 Broadway St. This information was provided via a reverse 9-1-1 today.

### UNFINISHED BUSINESS

31. Alderman Beach moved the adoption of a Code and Regulation Committee Report recommending the approval of the sale of vacant lots at 416 & 420 North Avon Street for a minimum bid of \$7,800.00, which includes advertising with preference to the adjoining property owner. The Legal Director shall prepare the appropriate ordinance. BACK TO COMMITTEE.

Alderman Beach made a motion to refer the item back to committee, seconded by Alderman McNeely. MOTION PREVAILED (Ald. Beck absent).

#### **2010-007CR**

32. Alderman Beach moved the adoption of 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 services; APPROVE the Variation to reduce minimum required rear yard setback from 30 feet to 12 feet 8 inches; and APPROVE the Variation to increase the maximum impervious surface ratio from 40% to 60% in an R-1, Single-family Residential Zoning District at 5xx and 702 Cambridge Avenue. Approval is subject to the following conditions:

1. Meeting all applicable fire and building codes.
2. Submittal of a revised landscaping plan and an illumination plan for Staff review and approval prior to Zoning Clearance for a building permit.
3. Submittal of a Building permit for Staff review and approval.
4. Site must develop in accordance with Exhibit D.

Approval is based on the Findings of Fact hereto attached. The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

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

**2010-008CR**

33. Alderman Beach moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Zoning Map Amendment from R-2, Two-family Residential District to C-1, Limited Office District; and APPROVE a Variation to reduce required parking from 140 parking spaces to 26 parking spaces in a C-1, Limited Office Zoning District at 758 North 2<sup>nd</sup> Street. Approval is subject to the following conditions:

1. Meeting all applicable building and fire codes.
2. Submittal of landscaping plan including required landscaping buffers for Staff's review and approval.
3. The meeting hall shall not be leased or rented for non-union related parties and any other activity as indicated within Exhibit E.
4. If the property is sold, future uses of the property would need to be evaluated for compliance or parking.
5. That the property develop in general conformance with the submitted site plan and building elevation.
6. That the alley is improved adjacent to the property as part of the development.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

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

**2010-009CR**

34. Alderman Beach moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to increase the front yard fence height from the maximum allowed 4 feet to 5 feet, 10 inches along 20<sup>th</sup> Street in an R-1, Single-family Zoning District at 2341 17<sup>th</sup> Avenue.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

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

**2010-010CR**

35. Alderman Beach moved the adoption of a Code and Regulation Committee Report recommending the approval of the Final Plat of Garden Estates Subdivision. MOTION PREVAILED by a Roll Call vote of:

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

**2010-003-O**

36. Alderman Beach moved the adoption of an Ordinance for the vacation of property commonly known as Right-of-Way of 10<sup>th</sup> Street from 18<sup>th</sup> Avenue to 20<sup>th</sup> Avenue to petitioner, Rockford Drop Forge. MOTION PREVAILED by a Roll Call vote of:

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

**2010-011CR**

37. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending the Police Department award the balance of the Police Consulting Services contract to Alexander Weiss Consulting in the amount of \$25,000. The funding source is Police Department Operating Budget. MOTION PREVAILED by a Roll Call vote of:

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

**2010-012CR**

38. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending approval of a brokerage services agreement with PNC Bank for fees ranging from three to five basis points per trade. The funding source is General Investment Account. MOTION PREVAILED by a Roll Call vote of:

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

**MOTIONS AND RESOLUTIONS**

**2010-002R**

39. Alderman Wasco, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution that the City approve the IMRF Out of State Credit Authorization of Bonnie Henry. The Legal Director is hereby authorized to submit the appropriate documents to IMRF. MOTION PREVAILED (Ald. Beck absent).

## **NEW BUSINESS**

40. Alderman Beach introduced and read an Ordinance that the Mayor and Legal Director execute the agreement with Kentucky Data Link (KDL) to install fiber optic lines in the right-of-way. LAID OVER.
41. Upon motion duly made and seconded, the meeting was adjourned at 6:39 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**  
**January 19, 2010**  
**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 JANUARY 19, 2010**

**A. CODE AND REGULATIONS**

1. Beach – Annexation of 1120 Simpson Road. (Water Agreement).
- Officers Reports
  - Unfinished Business of previous meeting

**UNFINISHED BUSINESS**

**II. COMMITTEE REPORTS LAID OVER JANUARY 11, 2010**

1. Beach - Code and Regulation - Recommending the approval of the Boundary Agreement between the City of Machesney Park Village and the City of Rockford.
2. Beach - Code and Regulation - Recommending that the City of Rockford take NO ACTION to Opt Out of Video Gambling pursuant to Section 27 of the Video Gaming Act.
3. Beach - Code and Regulation - Recommending the approval of the amendments to Article V, Alarm System of the City of Rockford Code of Ordinances.
4. Wasco - Finance and Personnel - Recommending approval of Task Order #34 with McMahon Associates, Inc. for the Programming of Control Systems for Wells U05 and U13 in an amount not to exceed \$2,000. The task order will be completed under a Master Agreement with McMahon Associates, Inc. Funding for the project will come from IEPA funding and \$25 million G.O. Limited Tax Debt Certificates, Series 2008.

5. Wasco - Finance and Personnel - Recommending approval of Task Order #35 with McMahon Associates, Inc. for the Programming of Control Systems for Well U36 in an amount not to exceed \$34,000. The task order will be completed under a Master Agreement with McMahon Associates, Inc. Funding for the project will come from IEPA funding and \$25 million G.O. Limited Tax Debt Certificates, Series 2008.
6. Wasco - Finance and Personnel - Recommending that the tax levied under the Bond issues referred to on the attached sheet be abated in the amounts as indicated. The Legal Director is hereby authorized to prepare the required Abatement Ordinance.
7. Wasco - Finance and Personnel - Recommending a need for confidentiality for the following closed session minutes, as the cases and matters are still pending:

11/5/07, 11/13/07, 4/28/08, 10/20/08, 12/15/08 and 2/25/09 and 9/21/09

The following Closed Session Minutes related to labor negotiations will not be included in future committee reports: NONE

But that the minutes for session on the following dates be open to the Public: NONE.

### **III. ORDINANCES LAID OVER JANUARY 11, 2010**

1. Beach - Ordinance - The Mayor and Legal Director execute the agreement with Kentucky Data Link (KDL) to install fiber optic lines in the right-of-way.

### **IV. MISCELLANEOUS**

1. Mayor Morrissey - Appointment - Airport Authority Board - Pastor Kenneth Copeland, to replace Gwyn Gulley, whose term expired in May 2007. Pastor Copeland's appointment is for a five-year term, which would expire May 2012. (Pursuant to Rule 18 this appointment is up for passage on February 1, 2010.

- Motions and Resolutions

### **IV. 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 – ZBA - APPROVE the Special Use Permit for a church and church related services; APPROVE the Variation to reduce minimum required rear yard setback from 30 feet to 12 feet 8 inches; and APPROVE the Variation to increase the maximum impervious surface ratio from 40% to 60% in an R-1, Single-family Residential Zoning District at 5xx and 702 Cambridge Avenue.
2. Beach – Ordinance – ZBA -APPROVE the Zoning Map Amendment from R-2, Two-family Residential District to C-1, Limited Office District; and APPROVE a Variation to reduce

required parking from 140 parking spaces to 26 parking spaces in a C-1, Limited Office Zoning District at 758 North 2<sup>nd</sup> Street.

3. Beach – Ordinance – ZBA - APPROVE the Variation to increase the front yard fence height from the maximum allowed 4 feet to 5 feet, 10 inches along 20<sup>th</sup> Street in an R-1, Single-family Zoning District at 2341 17<sup>th</sup> Avenue.

**V. REVIEW OF CITY COUNCIL CLOSED SESSION MINUTES**

- \* 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, January 19, 2010, 5:15 p.m.**

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

**AGENDA**

1. C & R 10-04                      Amendment to Sec. 23-150 of the Code of Ordinances of the City of Rockford
2. C & R 09-195                    Sale of Vacant Lots/416 & 420 North Avon Street

**FINANCE AND PERSONNEL COMMITTEE**

**Tuesday, January 19, 2010, 5:15 p.m.**

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

**AGENDA**

1. Purchasing and Vouchers
  - A. Resolution to take Bids
  - B. Vouchers
2. City-State Agreement: North Main Street (IL Route 2)

**PLANNING AND DEVELOPMENT COMMITTEE**

Tuesday, January \_\_\_\_\_, 2010, 5:45 p.m.

CD Conference Room, City Hall 2<sup>nd</sup> floor

**AGENDA**

No meeting scheduled.

**LEGISLATIVE LOBBYING COMMITTEE**

Monday, \_\_\_\_\_, 2010, 4:00 p.m.

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

**AGENDA**

No meeting scheduled.