

**CITY COUNCIL, CITY OF ROCKFORD  
JOURNAL OF PROCEEDINGS  
NOVEMBER 15, 2010  
COUNCIL CONVENED AT 6:16 P.M.**

1. The invocation was given by Father Ron Montanye, St. Sebastian Orthodox Catholic Church/Rockford Police Chaplain and the Pledge of Allegiance was led by City Council Page Yesenia Centeno.
2. Roll Call:  
Mayor Lawrence J. Morrissey  
Aldermen: Curran, Mark, Wasco, Jacobson, Thompson-Kelly, Johnson, Beach, Elyea, Beck, McNeely, Robertson -11-  
Absent: Hervey, Timm -2-
3. Alderman Mark moved to accept the Journal of Proceedings of November 8, 2010, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Hervey, Timm absent).

**PUBLIC PARTICIPATION**

4. Daniel Rose urged the Aldermen to reconsider laying-off police officers as a solution to the budget crisis.
5. Bruce Roberts informed the Aldermen of several serious crimes that occurred over the past two weeks in Rockford and also urged them to reconsider laying-off police officers.
6. Prophet Yusef recited Abraham Lincoln's political and personal failures and his ability to pull himself up from failure to achieve great things.
7. Jim Athans encouraged the community to "Support our Troops for the Holidays" by donating goods and welcome letters at designated trailers located throughout the northern Illinois area. For more information please contact Lindsay DuBois at 815/957-4140.

**PETITIONS AND COMMUNICATIONS**

8. Alderman Mark submitted a request from Scott Christiansen, Winnebago County Chairman, requesting permission for barricades and street closures for a Mobile Museum and Truck for Troops in Afghanistan; The museum will be located on lot on Main Street between Jefferson and Mulberry on December 7<sup>th</sup> and 8<sup>th</sup> – all day. The truck will be located on a lot located at Church and Elm from November 16<sup>th</sup> through November 21<sup>st</sup>. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Hervey, Timm absent).
9. Alderman Beck submitted the Rockford Traffic Commission Minutes from the meeting held on November 10, 2010. Referred to Code and Regulation Committee.

## NEW COMMITTEE REPORTS

10. Alderman Beck read a Code and Regulation Committee Report recommending that the City of Rockford APPROVE the sale of property located at the intersection of Concord and West State Street for a cost of \$35,000.00. REFERRED BACK TO COMMITTEE.

Alderman Beck moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. Hervey, Timm absent). The Committee Report was then referred back to committee, seconded by Alderman Thompson-Kelly. MOTION PREVAILED (Ald. Hervey, Timm absent).

11. Alderman Mark read a Finance and Personnel Committee Report recommending approval of Task Order #17 with MWH Americas, Inc. for Well 37 VOC Treatment Design Evaluation in an amount not to exceed \$45,000. The task order will be completed under a Master Agreement with MWH Americas, Inc. Funding for the project will come from the Water Replacement and Improvements Account (WRIA). LAID OVER.
12. Alderman Mark read a Finance and Personnel Committee Report regarding the matter of License and Fees for the 2011 year, recommending that the 2011 License and Fee Schedule as attached be approved and that the Legal Director shall prepare the appropriate ordinance. LAID OVER.
13. Alderman Mark moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of November 15, 2010 in the amount of \$2,383,728.40. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Jacobson, Thompson-Kelly, Johnson, Beach,  
Elyea, Beck, McNeely, Robertson -11-  
Nays: -0-  
Absent: Hervey, Timm -2-

## OFFICERS REPORTS

14. Mayor Morrissey presented a Proclamation proclaiming the month of November, 2010 to be "BOYLAN CATHOLIC HIGH SCHOOL BOYS SOCCER MONTH" in Rockford, Illinois and congratulated the Boylan Catholic High School Varsity Boys Soccer Team on winning the IHSA Boys Class 3A State Soccer Championship and on a tremendous 2010 Season.
15. Mayor Morrissey presented a Proclamation proclaiming Tuesday, November 16, 2010 to be "DELLA (BOGDONAS) BULL FAMILY LEGACY DAY" in Rockford, Illinois and encouraged our citizens to share in celebration of "Della Bogdonas Bull; 100 years of Rockford History in One Woman", November 16, 2010 from 1:00 pm to 4:00 pm at River Bluff Nursing Home.
16. Mayor Morrissey presented a Proclamation proclaiming the week of November 14, 2010 to be "I KNOW I CAN" COLLEGE AWARENESS WEEK in Rockford, Illinois and urged all citizens to support the Golden Apple Foundation's commitment to creating a quality initiative that truly provides young children with an "I Know I Can" attitude in life.

17. Mayor Morrissey presented a Proclamation proclaiming the week of November 15, 2010 to be "NATIONAL PHILANTHROPY WEEK" in Rockford, Illinois and urged all citizens to consider how their own personal philanthropy can continue to improve the lives of the residents of Rockford, Illinois.
18. Mayor Morrissey presented a Proclamation proclaiming the week of November 22, 2010 to be "ROCKFORD CHORAL UNION'S 65<sup>TH</sup> ANNUAL PRESENTATION OF HANDEL'S MESSIAH WEEK" in Rockford, Illinois and called upon all citizens to join us in honoring and celebrating this special event.
19. Mayor Morrissey thanked all the proclamation recipients for their contributions to our community.
20. Mayor Morrissey announced Alderman Joe Sosnowski has formally submitted his resignation as First Ward Alderman effective immediately; triggering a spring election. Petitions to run in the primary race will be due on Monday, November 22, 2010 at 5:00 pm at the Board of Elections, and you must be a first ward resident for a least one year to file.  
  
Mayor Morrissey advised he will be making an interim appointment until the special election to be held next spring. Individuals interested in seeking the interim appointment should submit a written request to the Mayor's Office before November 23, 2010 at 5:00 pm. He is hopeful to have a recommendation to present to council after Thanksgiving.
21. Mayor Morrissey announced the passing of retired Rockford City Police Detective Howard Forrester and offered condolences to his family.
22. Mayor Morrissey mentioned he will be in Springfield tomorrow to participate in a press conference hosted by the Pension Preparedness Illinois Coalition regarding pension reform.
23. Mayor Morrissey advised the next Finance and Personnel Budget Meeting will be held on Saturday, November 20, 2010 from 8:30 am to 12:00 (noon) in Council Chambers, City Hall 2<sup>nd</sup> floor.
24. Mayor Morrissey announced the birth of his son Dillon Charles and thanked staff and the community for their support and well wishes.
25. Alderman Thompson-Kelly announced the Senior Thanksgiving Luncheon will be held on Wednesday, November 17th at Klehm Arboretum and encouraged her colleagues to help serve the seniors. She thanked George Davis, Director of Humans Services, and his staff for organizing the holiday event.
26. Alderman Thompson-Kelly announced the Legislative and Lobbying Committee will have a meeting next Monday, November 22, 2010 at 4:00 in Conf. Room A, City Hall 2<sup>nd</sup> floor.

- 26a. Alderman Thompson-Kelly advised the Planning and Development Committee members will be putting together recommendations for organization funding and requested the aldermen provide her with suggestions.

### **UNFINISHED BUSINESS**

#### **2010-398CR**

27. Alderman Mark moved the adoption of a Finance and Personnel Committee Report recommending that The Shumway Building Lease between the City of Rockford and the Rockford Area Arts Council be extended for five years, consistent with the previous lease, except the termination period of one year shall be reduced to thirty days. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Jacobson, Thompson-Kelly, Johnson, Beach, Elyea, Beck, McNeely, Robertson -11-  
Nays: -0-  
Absent: Hervey, Timm -2-

#### **2010-399CR**

28. Alderman Mark moved the adoption of a Finance and Personnel Committee Report the matter of increasing the 2010 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: Curran, Mark, Wasco, Jacobson, Thompson-Kelly, Johnson, Beach, Elyea, Beck, Robertson -10-  
Nays: McNeely -1-  
Absent: Hervey, Timm -2-

#### **2010-400CR**

29. Alderman Mark moved the adoption of a Finance and Personnel Committee Report recommending that the Levy Ordinance be prepared by the Finance Department, and accepted in the amount of \$49,451,100 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: Curran, Mark, Wasco, Jacobson, Thompson-Kelly, Johnson, Beach, Elyea, Beck, McNeely, Robertson -11-  
Nays: -0-  
Absent: Hervey, Timm -2-

**2010-401CR**

30. Alderman Thompson-Kelly moved the adoption of a Planning and Development – Recommending that No Action be taken on the Development Agreement with Anderson Automotive Group. MOTION PREVAILED (Ald. Hervey, Timm absent).

**2010-133-O**

31. Alderman Beck moved the adoption of an Ordinance amending Chapter 16, Section 303 of the Code of Ordinances of the City of Rockford to add the following:

A mid-block pedestrian crossing on Haskell Avenue 150 feet south of Bruce Street.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Jacobson, Thompson-Kelly, Johnson, Beach,  
Elyea, Beck, McNeely, Robertson -11-  
Nays: -0-  
Absent: Hervey, Timm -2-

**2010-134-O**

32. Alderman Beck moved the adoption of an Ordinance amending Chapter 16, Section 290 of the Code of Ordinances of the City of Rockford to add the following:

A designation for Bell School Road from Spring Brook Road to Riverside Boulevard as a "Through Street".

MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Jacobson, Thompson-Kelly, Johnson, Beach,  
Elyea, Beck, McNeely, Robertson -11-  
Nays: -0-  
Absent: Hervey, Timm -2-

**2010-135-O**

33. Alderman Beck moved the adoption of 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 the west side of Bend Trail from Creek Bend to Bell School Road and on the east side of Bend Trail from Bell School Road to 100 feet south of Bell School Road.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Jacobson, Thompson-Kelly, Johnson, Beach,  
Elyea, Beck, McNeely, Robertson -11-  
Nays: -0-  
Absent: Hervey, Timm -2-

## MOTIONS AND RESOLUTIONS

### 2010-157R

34. Alderman Beck, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution for a Special Event Permit for the Downtown Holiday Festival; local retailers and area artists will collaborate for a Holiday window display on December 4, 2010 from 5:00 pm to 9:00 pm at 425 East State Street and 99 – 500 East State Street, Rockford, Illinois. For the purposes of insurance, this approval shall be considered a lease of such facilities for a nominal consideration. MOTION PREVAILED (Ald. Hervey, Timm absent).

### 2010-158R

35. Alderman Mark, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Central Services Manager to take bids/proposals for the following:

- A. RFP: Temporary Staffing Services, funding source: Departmental Operating Budget  
B. Bid: Well U 10 Sidewalk Addition, funding source: Water Division Operating Budget.

MOTION PREVAILED (Ald. McNeely voted no; Ald. Hervey, Timm absent).

## NEW BUSINESS

36. Alderman Beck 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:

**Gene Hayenga d/b/a Gene's Place, Inc.** located at 4412 Manchester Drive, Unit F-1, for the sale of liquor by the drink in conjunction with a tavern is hereby approved. Approval is subject to the following conditions:

1. Meeting all applicable Liquor, Building, and Fire Codes.
2. Must be in accordance with the Business and Security Plans
3. That there shall be no cover charge to enter, or dance floor/stage is over 150 square feet.
4. Hours of operation are limited as shown within Exhibit F.

LAIID OVER.

37. Alderman Beck introduced and read an Ordinance amending Article 64, of the Zoning Ordinance of the City of Rockford, Illinois for a variation to allow an eight foot privacy fence along the back of petitioner's properties within the front yard along Spring Creek Road, in an R-1, Single-Family Residential District at 6336, 6358, 6382, 6394 Brigantine Lane. Approval is subject to the following conditions:

1. The applicant shall work with the Traffic Engineer to ensure that the fence will not be located within a sight triangle prior to issuance of a fence permit.

LAID OVER.

38. Alderman Mark introduced and read an Ordinance to increase the 2010 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.
39. Alderman Mark introduced and read an Ordinance for the levy and assessment of taxes for the fiscal year beginning January 1, 2010 and ending December 31, 2010 of the City of Rockford, County of Winnebago, and State of Illinois. LAID OVER.

#### **OFFICERS REPORTS**

40. Alderman Beck announced next Monday, November 22<sup>nd</sup> at 4:30 pm in Conference Room A, City Hall is a public hearing regarding the Comcast Franchising Renewal Agreement.
41. Upon motion duly made and seconded, the meeting was adjourned at 7:22 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**  
**November 22, 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 NOVEMBER 22, 2010**

**A. CODE AND REGULATIONS**

1. Beck – Traffic – That traffic on Southworth Street be required to stop prior to entering the intersection of Johnson Street.
  2. Beck – Traffic – No Action on the following items:
    1. Repeal existing “No Parking Anytime” on the east side of 10<sup>th</sup> Street from 30 feet north of Broadway to 340 feet north of Broadway.
    2. Assigned Parking Spaces on 10<sup>th</sup> Street
    3. Repeal existing stop control of Southworth Street stopping for Johnson Avenue and replace with stop control of Johnson Avenue stopping for Southworth Street
    4. Repeal existing traffic control of Regan Street yielding for Jackson Street and replace with all way stop control of Regan Street and Jackson Street.
    5. All way stop control at the intersection of Summit Street and Benton Street
    6. All way stop control at the intersection of Summit Street and Greenwood Avenue
    7. Mid-block Pedestrian Crossing approximately 185 feet north of Creek Bend
    8. No Parking Anytime on north side of Mulberry Street from 130 feet east of Winnebago Street and 150 feet east of Winnebago Street.
    9. Mid-block Pedestrian Crossing in the 400 block of East State Street
- Officers Reports
  - Unfinished Business of previous meeting



## UNFINISHED BUSINESS

### II. COMMITTEE REPORTS LAID OVER NOVEMBER 15, 2010

1. Hervey - Finance and Personnel - Recommending approval of Task Order #17 with MWH Americas, Inc. for Well 37 VOC Treatment Design Evaluation in an amount not to exceed \$45,000. The task order will be completed under a Master Agreement with MWH Americas, Inc. Funding for the project will come from the Water Replacement and Improvements Account (WRIA).
2. Hervey - Finance and Personnel - Regarding the matter of License and Fees for the 2011 year, recommending that the 2011 License and Fee Schedule as attached be approved and that the Legal Director shall prepare the appropriate ordinance.

### III. ORDINANCES LAID OVER NOVEMBER 15, 2010

1. Beck - 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:

**Gene Hayenga d/b/a Gene's Place, Inc.** located at 4412 Manchester Drive, Unit F-1, for the sale of liquor by the drink in conjunction with a tavern is hereby approved. Approval is subject to the following conditions:

1. Meeting all applicable Liquor, Building, and Fire Codes.
  2. Must be in accordance with the Business and Security Plans
  3. That there shall be no cover charge to enter, or dance floor/stage is over 150 square feet.
  4. Hours of operation are limited as shown within Exhibit F.
2. Beck - Ordinance - Amending Article 64, of the Zoning Ordinance of the City of Rockford, Illinois for a variation to allow an eight foot privacy fence along the back of petitioner's properties within the front yard along Spring Creek Road, in an R-1, Single-Family Residential District at 6336, 6358, 6382, 6394 Brigantine Lane. Approval is subject to the following conditions:
    1. The applicant shall work with the Traffic Engineer to ensure that the fence will not be located within a sight triangle prior to issuance of a fence permit.
  3. Hervey – Ordinance - To increase the 2010 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.
  4. Hervey - Ordinance - For the levy and assessment of taxes for the fiscal year beginning January 1, 2010 and ending December 31, 2010 of the City of Rockford, County of Winnebago, and State of Illinois.

- 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. Hervey – Ordinance - For the Shumway Building Lease between the City of Rockford and the Rockford Area Arts Council be extended for five years, consistent with the previous lease, except the termination period of one year shall be reduced to thirty days.

\* 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**

**Monday, November 22, 2010, 4:30 p.m.**

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

**AGENDA**

4:30 - Public Hearing – Comcast Franchise Renewal Agreement

5:15 – Code and Regulation Committee Meeting

1. C & R 10-175            November Traffic Commission Minutes
2. C & R 10-170            Sale of City Owned Lots/Concord & West State Street
3. C & R 10-68              ZBA#012-10 Special Use Permit for the operation of a sexually oriented bookstore business in a C-3, General Commercial Zoning District at 280 North Phelps Avenue
4. C & R 10-176            Closed Session for Purposes of Pending Litigation and/or Land Acquisition or Sale of Property

**FINANCE AND PERSONNEL COMMITTEE**  
**Monday, November 22, 2010, 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: Snow Blade Repair Parts – Suspend rules
  - B. Contract Change Order: Environmental Site Assessment Work
  - C. Emergency Repairs: Reserve Fire Engine – Info Only
  - D. Vouchers
2. Budget Deficit Reduction Items from Previous Meetings

**PLANNING AND DEVELOPMENT COMMITTEE**  
**Monday, November 22, 2010, p.m.**  
**CD Conference Room, City Hall 2<sup>nd</sup> floor**  
**AGENDA**

No Meeting Scheduled.

**LEGISLATIVE LOBBYING COMMITTEE**  
**Monday, November 22, 2010, 4:00 p.m.**  
**Conference Room A, City Hall 2<sup>nd</sup> floor (north room)**  
**AGENDA**

1. Resolution of Support for Pension Coalition Initiative
2. Support of Illinois Municipal League Legislative Initiatives
3. Veto Session Issues
4. 2011 Legislative Agenda Planning
5. Gaming Expansion
6. New Business

**FINANCE AND PERSONNEL MEETING OF THE WHOLE**  
**Saturday, November 20, 2010, 8:30 am – 12:00 (noon)**  
**City Council Chambers, City Hall 2<sup>nd</sup> floor**  
**AGENDA**

1. Water Loan
2. Health Plan Funding Level

3. Defer Pension Contributions
4. Deficit Reduction Proposal
5. Additional deficit proposals from Aldermen