

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
MAY 17, 2010
COUNCIL CONVENED AT 6:12 P.M.**

1. The Council Clerk called the meeting to order in the absence of the Mayor and recognize Alderman Wasco, who moved that Alderman Mark serve as Mayor Pro Tem for the meeting. Said motion was seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Johnson absent).
- 1a. The invocation was given by Chaplain David Sorrell, First Church of the Nazarene/Police Chaplain and the Pledge of Allegiance was led by Council Page Yesenia Centeno.
2. Roll Call:

Alderman Mark, Mayor Pro Tem

Aldermen: Sosnowski, Curran, (Mark), Wasco, Hervey, Jacobson, Thompson-Kelly, Timm, Beach, Elyea, Beck, McNeely, Robertson -13-
Absent: Johnson -1-
3. Alderman Mark moved to accept the Journal of Proceedings of May 10, 2010, seconded by Alderman Hervey.

Alderman Hervey made a motion to amend item #47 to replace "Loan Replacement" with "Recaptured Loan" Funds.

Alderman Sosnowski made a motion to amend the committee report to replace the "West Side #1 TIF District" with the "Community Service Block Grant **Recaptured Loan** Funds subject to DCEO approval", seconded by Alderman Beck. MOTION PREVAILED (Ald. Mark, McNeely absent)

seconded by Alderman Beach. MOTION PREVAILED (Ald. Johnson absent). The Journal of Proceedings as amended was placed up for passage. MOTION PREVAILED (Ald. Johnson absent).

PUBLIC PARTICIPATION

4. William Allen requested a meeting with City staff to discuss Willis Avenue repairs.

PETITIONS AND COMMUNICATIONS

5. Alderman Wasco submitted a Memorandum from Brad Moberg, City Engineer, regarding 10th Ave. Park Intergovernmental Agreement with the Rockford Park District. Referred to Finance and Personnel Committee.

6. Alderman Wasco submitted an e-mail from Tom Nelson, 5690 Crampton Court, concerning the deteriorated pavement and potholes in front of his home. Referred to Public Works Department.
7. Alderman Jacobson submitted a request from Amy Ott, Greater Rockford Airport Authority, requesting permission for temporary banner advertising the history surrounding Chicago Rockford International Airport at 20 Airport Drive – End of Kishwaukee Avenue beginning May 18, 2010 through July 1, 2010. Alderman Jacobson moved to grant the Prayer of the Petitioner, seconded by Alderman Hervey. MOTION PREVAILED (Ald. Johnson absent).
8. Alderman Jacobson submitted two (2) requests for service. Referred to Community Development/Code Enforcement and Public Works Department.
9. Alderman Sosnowski submitted a Memorandum from Ron Schultz, City Attorney, regarding a request for RAEDC Funding for 2010. Referred to Planning and Development Committee.
10. Alderman Beach submitted a Memorandum from Julia Valdez, Assistant City Administrator, regarding the upcoming special events; Walter Lawson's Children's Home and Joe's Sports Bar/Lawson Poker Run and St. Edward's Summerfest, 6/26 – 6/27. Referred to Code and Regulation Committee.
11. Alderman Beach submitted the Traffic Commission minutes from the meeting held on May 12, 2010. Referred to Code and Regulation Committee.
12. Alderman Beach submitted a Memorandum from Kerry Partridge, City Attorney, regarding Amendments to the Fire Code re: Open Burning. Referred to Code and Regulation Committee.
13. Alderman Beach submitted a Memorandum from Julia Valdez, Assistant City Administrator, regarding upcoming events; Rockford City Market/Liquor License. Referred to Code and Regulation Committee.
14. Alderman Hervey submitted five (5) requests for service. Referred to Community Development/Code Enforcement.

NEW COMMITTEE REPORTS

15. Alderman Sosnowski read a Planning and Development Committee Report recommending approval by the City Council of the attached one year agreement for the disbursement of Sanitation Funds between the City of Rockford and Keep Northern Illinois Beautiful. The Legal Director shall prepare the appropriate ordinance. LAID OVER.
16. Alderman Wasco read a Finance and Personnel Committee Report recommending a one year extension for banking services, except for the purchasing cards and certain accounts payable, with Associated Bank for an estimated annual cost of \$158,410. The banking services contract extension would be the second year of a five year contract, an initial one year contract with four one year renewals, all are subject individually to

Council approval. The funding source is Finance Department Operating Budget. LAID OVER.

17. Alderman Wasco read a Finance and Personnel Committee Report recommending a five year contract, an initial year contract with four one year renewals, for banking services with PNC Bank, limited to purchasing cards and Active Pay solution, at no cost to the City. Each contract extension year is subject to annual Council approval. LAID OVER.
18. Alderman Wasco read a Finance and Personnel Committee Report recommending Engineering Agreement: 14th Ward Drainage Improvements be made to Municipal Design and Environmental Services (MDES) to perform design engineering and construction observation for a total not to exceed cost of \$55,480.00. The funding for this project will come from Sales Tax funds. LAID OVER.
19. Alderman Wasco read a Finance and Personnel Committee Report recommending Engineering agreement: 3rd and 4th Ward Drainage Improvements be made to Arnold Lundgren Associates to perform design engineering and construction observation for a total not to exceed cost of \$14,480.00. The funding for this project will come from Sales Tax funds. LAID OVER.
20. Alderman Wasco read a Finance and Personnel Committee Report recommending Engineering Agreement: 4th Ward Drainage Improvements be made to Tarara Land Surveying/Carroll Engineering to perform design engineering and construction observation for a total not to exceed cost of \$10,400.00. The funding for this project will come from Sales Tax funds. LAID OVER.

2010-162CR

21. Alderman Wasco read a Finance and Personnel Committee Report regarding the Keith Creek Flood Mitigation Project begs leave to report recommending that the City Council approve an extension of an Agreement for Floodway Land Acquisition for one year with RLDC or its subsidiary corporation for acquisition and maintenance of damaged homes, including guarantee of its note to Alpine Bank in the amount of \$9 million.

Alderman Wasco moved to suspend Rule 11, seconded by Alderman Timm. MOTION PREVAILED (Ald. Johnson 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, Timm, Beach, Elyea, Beck, McNeely, Robertson -13-
Nays:	-0-
Absent:	Johnson -1-

2010-163CR

22. Alderman Wasco read a Finance and Personnel Committee Report recommending the Engineering Agreement: City-Wide Pavement Management & Assessment be made to Applied Pavement Technology to perform digital data collection and processing for the purpose of pavement management and assessment for a total not to exceed cost of \$101,749.00. The funding for this project will come from Sales Tax funds.

Alderman Wasco moved to suspend Rule 11, seconded by Alderman Timm. MOTION PREVAILED (Ald. Johnson 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, Timm, Beach, Elyea, Beck, McNeely, Robertson -13-
Nays: -0-
Absent: Johnson -1-

2010-164CR

23. Alderman Wasco read a Finance and Personnel Committee Report recommending approval of Task Order #23 with Strand Associates, Inc. for work on the Water System Rehabilitation Project in an amount not to exceed \$195,000. The task order will be completed under a Master Agreement with Strand Associates, Inc. Funding for the project will come from \$25 million G.O. Limited Tax Debt Certificates, Series 2008 and Illinois EPA Low-Interest Loans.

Alderman Wasco moved to suspend Rule 11, seconded by Alderman Timm. MOTION PREVAILED (Ald. Johnson 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, Timm, Beach, Elyea, Beck, McNeely, Robertson -13-
Nays: -0-
Absent: Johnson -1-

2010-165CR

24. Alderman Wasco read a Finance and Personnel Committee Report recommending approval of Task Order #40 with McMahon Associates, Inc. for Construction related Services associated with the Radium Removal Facilities at Unit Well No. 10 in an amount not to exceed \$117,000. The task order will be completed under a Master Agreement with McMahon Associates, Inc. Funding for the project will come from \$25 million G.O. Limited Tax Debt Certificates, Series 2008 and IL EPA Low Interest Loans.

Alderman Wasco moved to suspend Rule 11, seconded by Alderman Timm. MOTION PREVAILED (Ald. Johnson 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, Timm, Beach, Elyea, Beck, McNeely, Robertson -13-
Nays: -0-
Absent: Johnson -1-

25. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of May 17, 2010 in the amount of \$3,158,282.91. MOTION PREVAILED by a Roll Call vote of:

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

26. Alderman Beach read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for passenger vehicle sales in conjunction with tire installation/sales and an auto repair shop; a Variation to reduce the required landscaping as per submitted site plan; and a Variation to reduce required parking spaces from 19 to 4 in a C-3, General Commercial Zoning District at 3509 Auburn Street. Approval is subject to the following conditions:

1. Meeting all Building and Fire Codes.
2. Submittal of revised landscape plan to include the planter boxes and type of planting to be placed in the planters for Staff's review and approval.
3. The outdoor sale of passenger vehicles shall be limited to five (5) vehicles at one time.
4. No parking or development on city property without a Lease Agreement.
5. All conditions must be met before establishment of vehicle sales.

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

27. Alderman Beach read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council DENY the Special Use Permit for a Planned Unit Development for a Multi-family Residential Development consisting of 158 units on one lot in a C-3, General Commercial Zoning District at 1277 Asche Avenue.

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

28. Alderman Beach read a Code and Regulation Committee Report recommending approval of the Beverage Alcohol Sellers and Servers Education Training (BASSETT) for anyone who sells or manages an establishment with a liquor license or check's ID's. The Legal Director shall prepare the appropriate Ordinance. LAID OVER.

2010-166CR

29. Alderman Beach read a Code and Regulation Committee Report recommending approval of the settlement of Kurt v. Rockford Police Department, et al. in the amount of \$115,000.00 with a release to be obtained.

Alderman Beach moved to suspend Rule 11, seconded by Alderman Timm. MOTION PREVAILED (Ald. Johnson 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, Timm, Beach, Elyea, Beck, McNeely, Robertson -13-
Nays: -0-

Absent: Johnson -1-

2010-167CR

30. Alderman Beach read a Code and Regulation Committee Report recommending approval of the settlement of Ratz v. City of Rockford, et al. in the amount of \$45,000.00 with a release to be obtained.

Alderman Beach moved to suspend Rule 11, seconded by Alderman Timm. MOTION PREVAILED (Ald. Johnson 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, Timm, Beach, Elyea, Beck, McNeely, Robertson -13-
Nays: -0-
Absent: Johnson -1-

OFFICERS REPORTS

31. Alderman Mark welcomed to the podium the Mayor’s Youth Advisory Council members to present grants to four area organizations for Community Youth Improvement.

Illinois Jets Track and Field Organization	\$1500
Owen Blue Bonnets 4-H Club/University of Illinois Extension Office/Winnebago County	\$1500
TEPEYAC (Mexican Folk Dance Group)	\$1000
YMCA Camp Winnebago	\$1500

Alderman Thompson-Kelly exited the meeting at 6:30 pm.

32. Alderman Mark, on behalf of Mayor Morrissey, presented Proclamation proclaiming the week of May 16th – May 22nd 2010 to be “NATIONAL EMERGENCY MEDICAL SERVICES WEEK” in Rockford, Illinois in recognition of our firefighters who are emergency medical service providers and the vital contributions they make to the safety and well-being of our citizens, and encourage the community to observe this week with appropriate programs, ceremonies and activities.
33. Alderman Mark, on behalf of Mayor Morrissey, presented a Proclamation proclaiming the week of May 16th – May 22nd 2010 to be “NATIONAL PUBLIC WORKS WEEK” in the City of Rockford, Illinois and called upon all citizens and civic organizations to acquaint themselves with the issues involved in providing our public works services and to recognize the contributions public works officials make every day to our health, safety, comfort and quality of life.
34. Alderman Mark, on behalf of Mayor Morrissey, presented a Proclamation proclaiming the week of May 17th 2010 to be “NATIONAL SALVATION ARMY WEEK” in Rockford, Illinois and urged citizens to recognize and appreciate the dedication and commitment The Salvation Army provides to our community’s needs.

35. Alderman Mark, on behalf of Mayor Morrissey, presented a Proclamation proclaiming the week of May 16th 2010 to be "NATIONAL TRANSPORTATION WEEK" in Rockford, Illinois and urged all citizens to recognize the significant role transportation plays in all of our lives.
36. Alderman Mark reported the passing of Dorothy Cruse, employee of the City of Rockford Human Services Head Start Program for 23 years. He offered thoughts and prayers to her family.
37. Alderman Mark announced the Connection will hold a Job Fair on Tuesday, May 18, 2010 from 9:00 am to 3:00 pm at the Radisson Hotel, 200 South Bell School Road.
38. Alderman Timm thanked staff in Community Development, Police and Fire Departments for their continued efforts to ensure the high standard of safety and quality of life the 9th Ward neighborhood's have come to know.
39. Alderman Hervey reported the Rockford Police Department Open House was extremely interesting and informational, she is hopeful this will be an annual event.
40. Alderman Hervey commended the Salvation Army for their year round efforts to assist and support the needs of the community.
41. Alderman Jacobson thanked Todd Cagnoni for his leadership during Reid Montgomery's absence.

UNFINISHED BUSINESS

2010-168CR

42. Alderman Beach moved the adoption of a Code and Regulation Committee Report recommending the approval of the annexation of 2213 Wentworth Avenue. MOTION PREVAILED by a Roll Call vote of:

Ayes:	Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Timm, Beach, Elyea, Beck, McNeely, Robertson -12-
Nays:	-0-
Absent:	Thompson-Kelly, Johnson -2-

2010-169CR

43. Alderman Beach moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE a Zoning Map Amendment from R-2, Two-family Residential Zoning District to C-1, Limited Office District at 1125 Landis Lane.

Approval is based on the findings of Fact. The Legal Director shall prepare the appropriate Ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes:	Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Timm, Beach, Elyea, Beck, McNeely, Robertson -12-
-------	---

Nays: -0-
Absent: Thompson-Kelly, Johnson -2-

2010-170CR

44. 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 Modification of Special Use Permit #119-94 for placement of a temporary office unit in an R-2, Two-family Residential District at 2830 Sandy Hollow Road. Approval is subject to the following conditions:

1. Meeting all applicable building codes, specifically documentation from a licensed design professional (Architect), licensed in the State of Illinois indicating the proposed temporary modular office meets the building code requirements in regard to the modular office being occupied by workers.
2. The modular office shall not be located on the property for longer than twenty-four (24) months and shall be removed prior to occupancy of the proposed addition.
3. That the property is developed as per Exhibit D.

Approval is based on the findings of Fact. The Legal Director shall prepare the appropriate Ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Timm, Beach, Elyea, Beck, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Johnson -2-

2010-171CR

45. Alderman Beach moved the adoption of a Code and Regulation Committee Report SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE the sale of beer and wine by the drink in conjunction with a restaurant in the name of **Camelia D. Padilla d/b/a The Spider Sushi Bar** located at 4418 Harrison Avenue. Approval is subject to the following conditions:

1. Compliance with the Liquor Ordinance.
2. The liquor license is limited to beer and wine and no package sales.
3. There will be no cover charge to gain access to the property.

The Legal Director shall prepare the appropriate Ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Timm, Beach, Elyea, Beck, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Johnson -2-

2010-172CR

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

required to stop prior to entering the intersection of Hemlock Lane and Thornwood Drive, thus repealing the existing stop condition.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Timm, Beach,
Elyea, Beck, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Johnson -2-

2010-054-O

47. Alderman Beach moved the adoption of an Ordinance for the sale of City owned property located at 2405 Rose Avenue at a minimum bid of \$5,600.00. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Timm, Beach,
Elyea, Beck, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Johnson -2-

2010-173CR

48. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending the Award of Contract with Bennett Construction, Inc. of Pecatonica, Illinois for Water Tower #2 Altitude Valve Construction in an amount not to exceed \$131,000. Funding for the contract will come from the Water Improvement and Replacement Account (WRIA). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Timm, Beach,
Elyea, Beck, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Johnson -2-

2010-174CR

49. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending the Award of Contract with Larson & Larson Builders of Loves Park, Illinois for Women's Restroom Improvements in an amount not to exceed \$64,450. The funding for the contract will come from the Water Division Operating Budget. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Timm, Beach,
Elyea, Beck, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Johnson -2-

2010-175CR

50. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending approval of Task Order #14 with MWH Americas, Inc. for work on the Water System Rehabilitation Project in an amount not to exceed \$162,736. The task

order will be completed under a Master Agreement with MWH Americas, Inc. Funding for the project will come from IEPA funding and \$25 million G.O. Limited tax Debt Certificates, Series 2008. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Timm, Beach, Elyea, Beck, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Johnson -2-

2010-176CR

51. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending the Engineering Agreement Amendment: Morsay Drive Bridge of North Branch of Keith Creek be made to Hanson Professional Services, Inc. for an additional \$75,280.00 for a total not to exceed cost of \$251,604 for construction engineering. The funding source for this project is Sales Tax funds. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Timm, Beach, Elyea, Beck, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Johnson -2-

2010-177CR

52. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending approval of a total offer of \$125,000 for a 2006 and 2007 Ford F450/Medic Tech ambulance from the Byron Fire Protection District. The funding source is Fire Department Operating Budget. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Timm, Beach, Elyea, Beck, McNeely, Robertson -12-
Nays: -0-
Absent: Thompson-Kelly, Johnson -2-

2010-178CR

53. Alderman Sosnowski moved the adoption of a Planning and Development Committee Report recommending the approval of the attached Intergovernmental Agreement for property acquisition and improvement at 73XX Springwheat Road. The payment for the property shall be \$100,000 from the CIP Stormwater line item, with 50% of the acquisition cost to be reimbursed by the Rockford Park District after closing. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Timm, Beach, Elyea, Beck, Robertson -11-
Nays: McNeely -1-
Absent: Thompson-Kelly, Johnson -2-

MOTIONS AND RESOLUTIONS

2010-060R

54. Alderman Beach, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution for a special event permit for the Bethesda Alley Walk on September 11, 2010 from 8:30 am to 4:00 pm. MOTION PREVAILED (Ald. Thompson-Kelly, Johnson absent).

2010-061R

55. Alderman Beach, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution for a special event permit and a liquor permit for consumption of liquor outdoors on public property ("SP" license) for the Savoy Bike Day Event, in conjunction with the Savoy Lounge located at 3929 Broadway on Sunday, June 13, 2010 from 1:00 pm to 9:00 pm. MOTION PREVAILED (Ald. McNeely voted no; Ald. Thompson-Kelly, Johnson absent).

2010-062R

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

A. Bid: City-Wide Street Repair #2, funding source: Sales Tax

MOTION PREVAILED (Ald. Thompson-Kelly, Johnson absent).

NEW BUSINESS

2010-055-O

57. Alderman Sosnowski introduced and read an Ordinance approving the Intergovernmental Agreement between the Rockford Park District and the City of Rockford for Property Acquisition and Improvement at 73XX Springwheat Drive.

Alderman Sosnowski moved to suspend Rule 11, seconded by Alderman Wasco. MOTION PREVAILED (Ald. McNeely voted no; Ald. Thompson-Kelly, Johnson absent). The Ordinance was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes:	Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Timm, Beach, Elyea, Beck, McNeely, Robertson -12-
Nays:	McNeely -1-
Absent:	Thompson-Kelly, Johnson -2-

OFFICERS REPORTS

58. Alderman Beach announced the Code and Regulation Committee meeting for next week, May 24, 2010 will start at 5:15 pm.

NEW BUSINESS

- 59. Alderman Wasco introduced and read an Ordinance that the Mayor and Legal Director are hereby authorized to execute and attest the attached Extension of Agreement with the Rockford Local Development Corporation, or its subsidiary to June 1, 2011, including the guarantee of a loan from Alpine Bank of \$9 million for land acquisition for flood control, and related activities. LAID OVER.
- 60. Upon motion duly made and seconded, the meeting was adjourned at 7:11 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
May 24, 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 MAY 24, 2010

A. CODE AND REGULATIONS

1. Beach – Final Plat of Beverly Park Plat #2.

- Officers Reports
- Unfinished Business of previous meeting

UNFINISHED BUSINESS

II. COMMITTEE REPORTS LAID OVER MAY 17, 2010

1. Alderman Sosnowski read a Planning and Development Committee Report recommending approval by the City Council of the attached one year agreement for the disbursement of Sanitation Funds between the City of Rockford and Keep Northern Illinois Beautiful. The Legal Director shall prepare the appropriate ordinance.
2. Alderman Wasco read a Finance and Personnel Committee Report recommending a one year extension for banking services, except for the purchasing cards and certain accounts payable, with Associated Bank for an estimated annual cost of \$158,410. The banking services contract extension would be the second year of a five year contract, an initial one year contract with four one year renewals, all are subject individually to Council approval. The funding source is Finance Department Operating Budget.
3. Alderman Wasco read a Finance and Personnel Committee Report recommending a five year contract, an initial year contract with four one year renewals, for banking services

with PNC Bank, limited to purchasing cards and Active Pay solution, at no cost to the City. Each contract extension year is subject to annual Council approval.

4. Alderman Wasco read a Finance and Personnel Committee Report recommending Engineering Agreement: 14th Ward Drainage Improvements be made to Municipal Design and Environmental Services (MDES) to perform design engineering and construction observation for a total not to exceed cost of \$55,480.00. The funding for this project will come from Sales Tax funds.
5. Alderman Wasco read a Finance and Personnel Committee Report recommending Engineering agreement: 3rd and 4th Ward Drainage Improvements be made to Arnold Lundgren Associates to perform design engineering and construction observation for a total not to exceed cost of \$14,480.00. The funding for this project will come from Sales Tax funds.
6. Alderman Wasco read a Finance and Personnel Committee Report recommending Engineering Agreement: 4th Ward Drainage Improvements be made to Tarara Land Surveying/Carroll Engineering to perform design engineering and construction observation for a total not to exceed cost of \$10,400.00. The funding for this project will come from Sales Tax funds.
7. 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 passenger vehicle sales in conjunction with tire installation/sales and an auto repair shop; a Variation to reduce the required landscaping as per submitted site plan; and a Variation to reduce required parking spaces from 19 to 4 in a C-3, General Commercial Zoning District at 3509 Auburn Street. Approval is subject to the following conditions:
 1. Meeting all Building and Fire Codes.
 2. Submittal of revised landscape plan to include the planter boxes and type of planting to be placed in the planters for Staff's review and approval.
 3. The outdoor sale of passenger vehicles shall be limited to five (5) vehicles at one time.
 4. No parking or development on city property without a Lease Agreement.
 5. All conditions must be met before establishment of vehicle sales.

Approval is based on the Findings of Fact. The Legal Director shall prepare the necessary Ordinance.

8. Alderman Beach read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council DENY the Special Use Permit for a Planned Unit Development for a Multi-family Residential Development consisting of 158 units on one lot in a C-3, General Commercial Zoning District at 1277 Asche Avenue.

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

9. Alderman Beach read a Code and Regulation Committee Report recommending approval of the Beverage Alcohol Sellers and Servers Education Training (BASSETT) for anyone who sells or manages an establishment with a liquor license or check's ID's. The Legal Director shall prepare the appropriate Ordinance.

III. ORDINANCES LAID OVER MAY 17, 2010

1. Wasco - Ordinance - That the Mayor and Legal Director are hereby authorized to execute and attest the attached Extension of Agreement with the Rockford Local Development Corporation, or its subsidiary to June 1, 2011, including the guarantee of a loan from Alpine Bank of \$9 million for land acquisition for flood control, and related activities.

IV. MISCELLANEOUS HELD OUT MAY 17, 2010

- 1.* Mayor Morrissey - Appointment - Traffic Commission; Mr. Thomas Okite, who will replace Cedonia Ahlstrand. Mr. Okite's appointment is for a five-year term, which would expire in June, 2015. (Pursuant to Chapter 18, this appointment is up for passage on June 1, 2010).

- Motions and Resolutions

V. RESOLUTIONS HELD OUT MAY 17, 2010

- 1.* Beach – Resolution - Special event permit for the Fourth of July Parade, in conjunction with the Fourth of July Event on July 4, 2010.

VI. 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 - Recommending the approval of the annexation of 2213 Wentworth Avenue.
2. Beach – Ordinance - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE a Zoning Map Amendment from R-2, Two-family Residential Zoning District to C-1, Limited Office District at 1125 Landis Lane.

Approval is based on the findings of Fact.

3. Beach – Ordinance - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Modification of Special Use Permit #119-94 for placement of a temporary office unit in an R-2, Two-family Residential District at 2830 Sandy Hollow Road. Approval is subject to the following conditions:
 1. Meeting all applicable building codes, specifically documentation from a licensed design professional (Architect), licensed in the State of Illinois indicating the

proposed temporary modular office meets the building code requirements in regard to the modular office being occupied by workers.

- 2. The modular office shall not be located on the property for longer than twenty-four (24) months and shall be removed prior to occupancy of the proposed addition.
- 3. That the property is developed as per Exhibit D.

Approval is based on the findings of Fact.

- 4. Beach – Ordinance - SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE the sale of beer and wine by the drink in conjunction with a restaurant in the name of **Camelia D. Padilla d/b/a The Spider Sushi Bar** located at 4418 Harrison Avenue. Approval is subject to the following conditions:

- 1. Compliance with the Liquor Ordinance.
- 2. The liquor license is limited to beer and wine and no package sales.
- 3. There will be no cover charge to gain access to the property.

- 5. Beach – Ordinance - Recommending that the Legal Director be instructed to draw an Ordinance that all traffic be required to stop prior to entering the intersection of Hemlock Lane and Thornwood Drive, thus repealing the existing stop condition.

* 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, May 24, 2010, 5:15 p.m.

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

AGENDA

- 1. C & R 10-78 Special Events:
 - 1a. Greenwich Village Art Fair
 - 1b. 4th of July Parade
 - 1c. Rockford City Market/Liquor License
 - 1d. Walter Lawson Children’s Home & Joe’s Sports Bar/Poker Run
 - 1e. St. Edward’s Summerfest
- 2. C & R 10-79 May Traffic Commission Minutes

3. C & R 10-80 Amendments to the Fire Code re: Open Burning

FINANCE AND PERSONNEL COMMITTEE

Monday, May 24, 2010, 5:00 p.m.

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

AGENDA

1. Metro Centre Quarterly Report
2. Purchasing and Vouchers
 - A. Award of Bid: Kishwaukee Street Resurfacing (Harrison to Brooke Rd) – Suspend rules
 - B. Resolution to take Bids
 - C. Informational Memorandum: City-Wide Sidewalks-Emergency Repairs
 - D. Vouchers
3. 10th Avenue Park Intergovernmental Agreement with Rockford Park District – Suspend rules
4. Put Illinois to Work Memorandum of Understanding – Suspend rules
5. Financial Discussion

PLANNING AND DEVELOPMENT COMMITTEE

Monday, May 24, 2010, 5:30 p.m.

CD Conference Room, City Hall 2nd floor

AGENDA

1. Memorandum from Ronald Schultz, City Attorney, regarding 410 & 414 N. Court Street Loan Forgiveness.
2. Memorandum from Ronald Schultz, City Attorney, regarding RAEDC Funding for 2010.

LEGISLATIVE LOBBYING COMMITTEE

Monday, May 24, 2010, _____ p.m.

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

AGENDA

No Meeting Scheduled.