

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
JUNE 28, 2010
COUNCIL CONVENED AT 6:18 P.M.**

1. The invocation was given by Chaplain Louis Malone, St. Luke 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: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson,
Beach, Elyea, Beck, McNeely, Robertson -12-
Absent: Sosnowski, Timm -2-
3. Alderman Mark moved to accept the Journal of Proceedings of June 21, 2010, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Sosnowski, Timm absent).

PUBLIC PARTICIPATION

4. Richard Poska presented Declarations for the Fourth of July.
5. Gwen Lashock expressed her frustration and concerns with the closing of Fire Station #8.
6. Sara McGee submitted petitions which included 2,300 signatures opposing the closing of Fire Station #8, and echoed Ms. Lashock's concerns.
7. Carol Bell spoke about public safety issues related to the closing of the fire stations.
8. James Thomas expressed his concerns regarding the closing of the fire stations.

PETITIONS AND COMMUNICATIONS

9. Alderman Mark submitted a letter from Christine Bennett opposing the proposed closing of Engine Company 8. Referred to Mayor Morrissey's Office and Fire Chief Bergsten.
10. Alderman Mark submitted petitions with 2302 signatures opposing the proposed closing of two fire stations. Placed on File.
11. Alderman Johnson submitted nine (9) requests for service. Referred to Community Development/Code Enforcement, Police Department and Public Works Department.
12. Alderman Johnson submitted three (3) e-mails opposing the proposed closing of two fire stations. Referred to Mayor Morrissey's Office.

13. Alderman Johnson submitted a request for a street light repair near 3320 Constance Dr. Referred to Public Works Department.
14. Alderman Beck submitted a Memorandum from Mark Rose, Land Acquisition Officer, regarding the proposed sale of 617 Fisher Avenue (vacant lot). Referred to Code and Regulation Committee.
15. Alderman Beck submitted a Memorandum from Julia Valdez, Assistant City Administrator, regarding upcoming special events:

 Crossroads Church and Swedish American Foundations Neighborhood Event, 7/10, 7/24, 8/7, 8/14, & 8/28/10

 St. Stanislaus Polish Fest, 8/15/10.

 Referred to Code and Regulation Committee.
16. Alderman Beck submitted a Memorandum from Jessica Roberts, Planner II, regarding the Final Plat of Rockford Mass Transit District East Side Transfer Station. Referred to Code and Regulation Committee.
17. Alderman Beach submitted a Memorandum from Jessica Roberts, Planner II, regarding the Tentative Plat of Rockford Mass Transit District East Side Transfer Station. Referred to Code and Regulation Committee.
18. Alderman Hervey submitted a Memorandum from George Davis, Executive Director Human Services, regarding Office Lease for 555 N. Court. Referred to Finance and Personnel Committee.

NEW COMMITTEE REPORTS

19. Alderman Hervey read a Finance and Personnel Committee Report recommending the award for Concrete & Cement Materials be made to the sole bidder, Super Mix, Inc. of Belvidere, Illinois for unit prices as shown on tabulation. The funding source is Street & Water Division Operating Budgets. LAID OVER.

2010-219CR

20. Alderman Hervey read a Finance and Personnel Committee Report recommending the award for Demolition of (5) Residential Properties be made to the low bidder, Swinson Material, of Rockford, Illinois for their total bid of \$27,090.00 for the (5) properties. The funding source is NSP - \$22,190.00 & CDBG - \$4,900.00.

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

Ayes: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Beach, Elyea, Beck, McNeely, Robertson -12-

Nays: -0-
Absent: Sosnowski, Timm -2-

2010-220CR

21. Alderman Hervey read a Finance and Personnel Committee Report recommending the approval of the Change Order for Trench Box and Hydraulic Shoring Systems with Efficiency Production of Mason, Wisconsin for an additional \$55,963.05 for a total not to exceed cost of \$74,617.40. The funding source is Water Division Operating Budget.

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

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

22. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of June 28, 2010 in the amount of \$2,388,757.30. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Beach, Elyea, Beck, McNeely, Robertson -11-
Nays: -0-
Abstain: Mark -1-
Absent: Sosnowski, Timm -2-

23. Alderman Beck read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that the City Council DENY the Variation to reduce the front yard setback from thirty (30) feet to five (5) feet for an eight (8) foot tall fence along Gunnard Drive and American Road in a I-1, Light Industrial Zoning District at 4750 Hydraulic Drive, 47xx American Road and 4738 American Road.

Denial is based on the Findings of Fact. LAID OVER.

24. Alderman Beck read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the sale of liquor by the drink in conjunction with a restaurant and an outdoor seating area in the name of **Keith Kinsey d/b/a The Noodle Shop Company** in a C-3, Commercial General District at 6430 East State Street, Suite 118. Approval is subject to the following conditions:

1. Compliance with the Liquor Ordinance.

The Legal Director is hereby instructed to prepare the necessary Ordinance. LAID OVER.

25. Alderman Beck read a Code and Regulation Committee Report recommending the approval of the Final Plat #2 of Reload Center. Approval is subject to the following conditions:

1. Prior to plat signatures, the appropriate letter of credit shall be submitted to Winnebago County Highway Department as stipulated in the staff comment letter dated March 29, 2010.

LAID OVER.

26. Alderman Beck read a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance for No Parking Tow Away Zone, on the west side of Court Street from Elm Street to Chestnut Street. LAID OVER.

27. Alderman Beck read a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance that traffic on Ellis Avenue be required to Stop prior to entering the intersection of Douglas Street. LAID OVER.

28. Alderman Beck read a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance for Residential Parking Zone on the north side of Oak Street from South First Street east to the alley. LAID OVER.

29. Alderman Beck read a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance for a Residential Parking Zone on the east side of South First Street to 200 feet north of Oak Street. LAID OVER.

30. Alderman Beck read a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance for One Hour Parking on the north side of Oak Street from South First Street east to the alley. LAID OVER.

31. Alderman Beck read a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance for One Hour Parking on the east side of South First Street from Oak Street to 200 feet north of Oak Street. LAID OVER.

32. Alderman Beck read a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance restricting parking to Handicapped Parking on the south side of 12th Avenue from 175 feet to 220 feet west of 19th Street. LAID OVER.

33. Alderman Beck read a Code and Regulation Committee Report recommending that "No Action" be taken on the following item.

1. Request from Liza Buell to repeal the existing 2-way stop condition at the intersection of Logan Avenue and Post Avenue and change it to 4-way stop sign control.

LAID OVER.

2010-221CR

34. Alderman Beck read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to change the minimum requirements of 13.3 parking spaces per every 1,000 square feet to allow for expansion of the restaurant from the required 52 parking spaces to 32 parking spaces in a C-2, Limited Commercial Zoning District at 621 Kishwaukee Street. Approval is subject to the following conditions:
1. Seating capacity of the restaurant shall not exceed that of the capacity provided on the approved submitted site plan.

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

Alderman Beck moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. Sosnowski, Timm absent). The Committee Report was placed on Passage. MOTION PREVAILED (Ald. Sosnowski, Timm absent).

2010-222CR

35. Alderman Beck read a Code and Regulation Committee Report SUSTAINING the Liquor Advisory Board thereby recommending that City Council APPROVE the sale of liquor by the drink in conjunction with a restaurant and bar in the name of **Dan A. Olson d/b/a Michaels Bar and Restaurant** in a C-2, Limited Commercial Zoning District at 4002 East State Street. Approval is subject to the following conditions:
1. Compliance with the Liquor Ordinance.
 2. Compliance with the submitted business plan (Exhibit F).
 3. Hours of business as allowed by the Liquor Ordinance.
 4. The business would not be operated as a nightclub.
 5. There shall be no cover charge.
 6. There shall be no open area larger than 150 square feet.

The Legal Director is hereby instructed to prepare the necessary Ordinance.

Alderman Beck moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. Sosnowski, Timm absent). The Committee Report was placed on Passage. MOTION PREVAILED (Ald. Sosnowski, Timm absent).

36. Alderman Thompson-Kelly read a Planning and Development Committee Report recommending approval of the attached one year agreement with Midtown District for financial support in the amount of \$30,000.00 for year 2010, funded through the 7th Street TIF District. LAID OVER.

OFFICERS REPORTS

37. Mayor Morrissey submitted an appointment to the Library Board; Mr. Dan Ross, who will replace Jane Heimer, for a three year term which will expire in July 2013. LAID OVER.

38. Mayor Morrissey advised the Annual Consumer Confidence Report, which contains a summary of water testing performed in 2009 and an update of progress on the Water System Rehabilitation Project will be mailed to all water customers beginning the week of June 28, 2010 and noted copies have been provided to council members.
39. Mayor Morrissey reported with sadness the passing of Loves Park Mayor Darryl Lindberg's mother last week and advised her visitation will be held on Tuesday and funeral Wednesday morning. He offered condolences and prayers to Mayor Lindberg's family.
40. Mayor Morrissey announced Jessica Jones, Director of Human Resources, has accepted a new position at Rock Valley College, thanked her for her many years of service, and wished her the very best.
41. Mayor Morrissey reported Alderman Timm is receiving medical treatment for a reoccurring problem and offered get well wishes.
42. Mayor Morrissey thanked Roland Poska for his comments regarding the 4th of July celebration and commended him for his many years of dedication to his "Great Human Race" project, a declaration to end prejudice and violence and achieving respect for all. Mayor Morrissey will join Roland and many members of the community on July 4th at noon at State and Main to participate in this event.
43. Mayor Morrissey announced City Hall will be closed Monday, July 5, 2010, in observance of the 4th of July holiday. City Council will be held on Tuesday, July 6, 2010, at 6:00 pm in Council Chambers, City Hall 2nd floor.
44. Mayor Morrissey referred to the Financial Discussion – May 2010 Memorandum from Andres Sammul, Director of Finance, which provides information for General Fund, CIP sales tax, MFT taxes, sanitation expense, redevelopment and tourism taxes, material TIF district items, pensions, investments, and cash.
- 44a. Mayor Morrissey postponed any closure of Fire Station #8 to take an additional two weeks to speak with Fire Union leaders and residents about other options.
45. Mayor Morrissey mentioned the Memorandum from Patrick Hayes, Legal Director, regarding the IAFF 413 Reduction in Force, which includes correspondence between IAFF 413 and City of Rockford on reduction in force, and a staffing analysis of the City 2000 through 2010 for perspective on staffing throughout the City.
46. Alderman Beach thanked Mayor Morrissey for postponing his decision to close the fire stations, and his offer to address the concerns of council members, as well as the general public.
47. Alderman Jacobson reported the passing of Arlene Williams, former City employee in the Finance Department. He offered condolences to her family.

48. Alderman Jacobson made a motion to allow E.J. Dilonardo to speak to council members, seconded by Alderman McNeely. MOTION PREVAILED by a Roll Call vote of:

Ayes: Mark, Wasco, Jacobson, Johnson, Beach, Elyea, Beck, McNeely, Robertson -9-
Nays: Curran, Hervey, Thompson-Kelly -3-
Absent: Sosnowski, Timm -2-

E.J. Dilonardo, President Local 413 Fire Union, noted current staffing levels within the department and affirmed the union's willingness to discuss with City administration ways to save money. He thanked Mayor Morrissey and the City Council for allowing him to speak.

49. Alderman Hervey voiced her frustration with the fate and slide into destruction of the southwest side of Rockford for the sake of public safety. Noting she does not agree with sacrificing development, road and bridge projects on the South and West sides to maintain the "status quo" in City departments during these tough economic times. She offered to participate with discussions between the City and the Fire Union.
50. Alderman Thompson-Kelly reiterated Alderman Hervey's comments, and emphasized that every City department needs to share the burden of staff reductions, forced furlough days, and elimination of overtime as a solution to the City's budget crisis.
51. Alderman Mark agreed with Alderman Hervey concerning the importance of Development of road and bridge projects on the South and West sides of Rockford, and appreciates Mayor Morrissey's decision to delay closing fire stations and inviting discussions with Local 413 Fire Union.
52. Alderman Johnson stated she appreciates the Mayor's decision to delay the closing of the fire stations.
53. Alderman Robertson mentioned several City employees and thanked them for participating in the 14th Ward meeting last week at Heartland Church.
54. Alderman Robertson reported Rockford Firefighter Ron Hill retired last week after serving 43 years, 3 months and 6 days, the longest serving member of the Rockford Fire Department. He wished him well in his retirement and new endeavors.
55. Alderman Robertson also reported Georgeann Dahm, Division Administrator 9-1-1 Center, retired last week and he thanked her for her dedication for the many years of service.
56. Alderman Robertson also thanked Mayor Morrissey for slowing down the process of fire station closures. Stating he is hopeful both parties can come together, discuss, and resolve the issues at hand.
57. Alderman McNeely wished Jessica Jones the very best in her new position at Rock Valley College.

- 58. Alderman McNeely voiced her concerns with transferring Motor Fuel Tax dollars to the general fund for fear it would jeopardize funding West State Street and Morgan Street bridge projects.
- 58a. Alderman McNeely stated she supports keeping the Fire Stations open.
- 59. Alderman Jacobson also thanked Mayor Morrissey for postponing his decision for two weeks regarding the closing of the fire stations.

UNFINISHED BUSINESS

2010-223CR

- 60. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending the award for (2) Tandem Axle Dump Truck Bodies & Equipment be made to the low bidder, Trans Chicago Truck Group, of Elmhurst, Illinois for a total award of \$254,942.00 for (2) dump truck bodies and equipment. The funding source is Water Division Operating Budget. MOTION PREVAILED by a Roll Call vote of:

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

2010-224CR

- 61. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending the award for Service Truck for Water Division be made to the sole bidder, Rock River Ford, of Rockford, Illinois for their total bid of \$55,816.00. The funding source is Water Division Operating Budget. MOTION PREVAILED by a Roll Call vote of:

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

2010-225CR

- 62. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending the award for Backhoe with Extend A Hoe be made to the low bidder, West Side Tractor Sales, of Rockford, Illinois for their total bid of \$80,297.00. The funding source is Water Division Operating Budget. MOTION PREVAILED by a Roll Call vote of:

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

2010-226CR

63. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending all bids for Induction Lighting be rejected. The funding source is EECBG-DOE. MOTION PREVAILED by a Roll Call vote of:

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

2010-227CR

64. Alderman Beck moved the adoption of a Code and Regulation Committee Report recommending that City Council DENY any amendments to the Fire Code relating to open burning. MOTION PREVAILED by a Roll Call vote of:

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

2010-068-O

65. Alderman Beck moved the adoption of 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:

Theodoros Panagiotopoulos d/b/a 5 Coins Restaurant located at 4358 Sandy Hollow Road for the sale of beer and wine by the drink in conjunction with a sit-down restaurant is hereby approved. Approval is subject to the following conditions:

1. Must meet all applicable building, fire and liquor codes.
2. Compliance with City of Rockford Liquor Codes.
3. The hours of operation will be limited to 11:00 am to 9:00 pm Monday through Saturday.
4. The hours of operation will be limited to 11:00 am to 3:00 pm on Sunday.
5. The sale of alcohol shall be limited to interior site plan.

MOTION PREVAILED by a Roll Call vote of:

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

2010-069-O

66. Alderman Beck moved the adoption of 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 amendments shall serve as City Council advice and consent for the Liquor Commissioner to issue a Liquor License to the following person:

Sadaf Bakhari d/b/a Springfield BP located at 453 North Springfield Avenue for the sale of packaged beer and wine in conjunction with a gas station/convenience store. Approval is subject to the following conditions:

1. Must meet all applicable building, fire and liquor codes.
2. The sale of packaged liquor of beer and wine shall be limited to the area shown on Exhibit G.
3. The sale of liquor shall be limited to midnight as indicated in the business plan labeled Exhibit G.
4. The sale of rose tubes, airplane-sized bottles and any other product which can be easily converted into a "crack-pipe" is prohibited.
5. Signs displayed in windows, whether temporary or permanent shall cover no more than 35% of the square footage of the window surface inclusive of advertisement of alcohol products.
6. Packaged beer shall not be sold on an individual basis but sold as a six (6), twelve (12), twenty-four (24) pack or greater.
7. Wine shall not be sold in less than 750 ml containers.
8. Lighting shall be directed downward and limited to no more than .5 foot candles on the east side of the property facing the residential district.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Elyea, Beck, McNeely, Robertson -10-
Nays: Curran, Beach -2-
Absent: Sosnowski, Timm -2-

2010-070-O

67. Alderman Beck moved the adoption of an Ordinance amending Article 63, of the Zoning Ordinance of the City of Rockford for a Special Use Permit for 30KW Wind turbine as a permitted obstruction in an I-1, Light Industrial Zoning District at 923 23rd Avenue. Approval is subject to the following conditions:

1. Meeting all applicable building and fire codes.
2. Submittal of final elevation plans with proposed locations of wind turbines for Staff review and approval.

Approval is based on the Findings of Fact. MOTION PREVAILED by a Roll Call vote of:

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

2010-071-O

68. Alderman Beck moved the adoption of an Ordinance amending Article 62, of the Zoning Ordinance of the City of Rockford for a Zoning Map Amendment from R-2, Two-Family Residential Zoning District to R-3, Multi-Family Zoning District and; a Variation to change parking space requirements from 4 ½ spaces to 4 spaces in a R-3, Multi-Family Residential District at 1445-1447 Woodcreek Bend. Approval is subject to the following conditions:

1. Meeting all building and fire codes.

Approval is based on the Findings of Fact. MOTION PREVAILED by a Roll Call vote of:

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

2010-072-O

69. Alderman Beck moved the adoption of an Ordinance amending Article 63, of the Zoning Ordinance of the City of Rockford for a Special Use Permit for a drive-thru facility in a C-2, Limited Commercial District at 3804-4010 East State Street. Approval is subject to the following conditions:

1. That the landscaping be installed for the entire site as part of the building permit process and shall be consisted with Exhibit D as it relates to the new outlot and shall be as approved for the remainder of the lot as shown in Exhibit E.
2. The building shall be consistent with the submitted site elevations shown on Exhibit F.
3. Must meet all applicable building and fire codes.
4. Submittal of a Tentative and Final Plat for Staff's review and approval.

Approval is based on the Findings of Fact. MOTION PREVAILED by a Roll Call vote of:

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

2010-073-O

70. Alderman Beck moved the adoption of an Ordinance amending Article 64, of the Zoning Ordinance of the City of Rockford for a Modification of a Special Use Permit for the blending, production, packaging, storage, loading and shipment of bentonite and other natural mineral products; and a Variation to deviate from the Subdivision Ordinance from required 20 feet public road frontage for a subdivision lot to zero feet at 1507 Baxter Road. Approval is subject to the following conditions:

1. The terms of the annexation agreement.
2. Sewer and water shall be installed and connected to the existing building and any new structure on the property.

3. Landscaping as approved in the original Special Use Permit shall be installed. The landscaping along the east property line is not required to be installed until three (3) years of the date of the new amended Special Use Permit. The existing tree line and forested area along the southerly portion and the new lot shall be maintained. The area shall be preserved and the amount of trees removed shall be limited. A tree removal and preservation plan shall be submitted to staff for review and approval.
4. The continuation of rock base/gravel surface shall be restricted to the area used for outside storage and will require Staff review and approval.
5. Paving of the entrance access drive and parking areas with blacktop or concrete.
6. A clear access shall be maintained throughout the property and to the new southerly lot. Fire Department access must be maintained and clear at all times, any gates or security arrangements must be approved by the Fire Department and special procedures developed. A turnaround consistent with the rules of the Illinois Fire Code for Fire Apparatus Access Road is required at Lot 5.
7. Submittal of replat for additional lot for Staff review and approval.
8. Building elevation drawings shall be submitted for Staff review and approval.
9. New site plan shall be submitted to scale, for new parking and building on the newly created southerly lot.
10. The double wide modular office shall be brought into compliance on the newly created southerly lot including but not limited to accessibility features, potable water and sewer hookup and a final certificate of occupancy shall be acquired prior to additional building permits being issued for the new use.
11. Meeting all applicable Building and Fire Codes.

Approval is based on the Findings of Fact. MOTION PREVAILED by a Roll Call vote of:

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

MOTIONS AND RESOLUTIONS

2010-87R

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

A. RFP: Head Start Nutritionist Contract, funding source: Head Start & Early Head Start Grants

MOTION PREVAILED (Ald. Sosnowski, Timm absent).

2010-088R

72. Alderman Beck, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution for a Special Event Permit and Liquor Permit for consumption of liquor outdoors on public property ("SP" license) for the Greek Festival at 108 North 5th Street on Saturday

July 24, 2010 and Sunday July 25, 2010. MOTION PREVAILED (Ald. Sosnowski, Timm absent).

NEW BUSINESS

2010-074-O

73. Alderman Beck introduced and read an Ordinance amending Article 64 of the Zoning Ordinance of the City of Rockford for a Variation to change the minimum requirements of 13.3 parking spaces per every 1,000 square feet to allow for expansion of the restaurant from the required 52 parking spaces to 32 parking spaces in a C-2, Limited Commercial Zoning District at 621 Kishwaukee Street. Approval is subject to the following conditions:

1. Seating capacity of the restaurant shall not exceed that of the capacity provided on the approved submitted site plan.

Approval is subject to the Findings of Fact.

Alderman Beck moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Sosnowski, Timm absent). The Ordinance was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

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

2010-075-O

74. 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: **Dan A. Olson d/b/a Michaels Bar and Restaurant** located at 4002 East State Street for the sale of liquor by the drink in conjunction with a restaurant and bar. Approval is subject to the following conditions:

1. Compliance with the Liquor Ordinance.
2. Compliance with the submitted business plan (Exhibit F).
3. Hours of business as allowed by the Liquor Ordinance.
4. The business would not be operated as a nightclub.
5. There shall be no cover charge.
6. There shall be no open area larger than 150 square feet.

Alderman Beck moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Sosnowski, Timm absent). The Ordinance was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Beach, Elyea, Beck, McNeely, Robertson -12-

Nays: -0-
Absent: Sosnowski, Timm -2-

75. Upon motion duly made and seconded, the meeting was adjourned at 7:43 p.m.

Respectfully submitted,

Diane Reed/lp
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
July 6, 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 JULY 6, 2010

A. CODE AND REGULATIONS

1. Tentative Plat of RMTD East Side Transfer Station
2. Final Plat of RMTD East Side Transfer Station
3. 910 West Riverside Blvd.

- Officers Reports
- Unfinished Business of previous meeting

UNFINISHED BUSINESS

II. COMMITTEE REPORTS LAID OVER JUNE 28, 2010

1. Thompson-Kelly - Planning and Development - Recommending approval of the attached one year agreement with Midtown District for financial support in the amount of \$30,000.00 for year 2010, funded through the 7th Street TIF District.
2. Hervey - Finance and Personnel - Recommending the award for Concrete & Cement Materials be made to the sole bidder, Super Mix, Inc. of Belvidere, Illinois for unit prices as shown on tabulation. The funding source is Street & Water Division Operating Budgets.

3. Beck - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that the City Council DENY the Variation to reduce the front yard setback from thirty (30) feet to five (5) feet for an eight (8) foot tall fence along Gunnard Drive and American Road in a I-1, Light Industrial Zoning District at 4750 Hydraulic Drive, 47xx American Road and 4738 American Road.

Denial is based on the Findings of Fact.

4. Beck - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the sale of liquor by the drink in conjunction with a restaurant and an outdoor seating area in the name of **Keith Kinsey d/b/a The Noodle Shop Company** in a C-3, Commercial General District at 6430 East State Street, Suite 118. Approval is subject to the following conditions:

1. Compliance with the Liquor Ordinance.

The Legal Director is hereby instructed to prepare the necessary Ordinance.

5. Beck - Code and Regulation - Recommending the approval of the Final Plat #2 of Reload Center. Approval is subject to the following conditions:
 1. Prior to plat signatures, the appropriate letter of credit shall be submitted to Winnebago County Highway Department as stipulated in the staff comment letter dated March 29, 2010.
6. Beck - Code and Regulation - Recommending that the Legal Director be instructed to draw an Ordinance for No Parking Tow Away Zone, on the west side of Court Street from Elm Street to Chestnut Street.
7. Beck - Code and Regulation - Recommending that the Legal Director be instructed to draw an Ordinance that traffic on Ellis Avenue be required to Stop prior to entering the intersection of Douglas Street.
8. Beck - Code and Regulation - Recommending that the Legal Director be instructed to draw an Ordinance for Residential Parking Zone on the north side of Oak Street from South First Street east to the alley.
9. Beck - Code and Regulation - Recommending that the Legal Director be instructed to draw an Ordinance for a Residential Parking Zone on the east side of South First Street to 200 feet north of Oak Street.
10. Beck - Code and Regulation - Recommending that the Legal Director be instructed to draw an Ordinance for One Hour Parking on the north side of Oak Street from South First Street east to the alley.
11. Beck - Code and Regulation - Recommending that the Legal Director be instructed to draw an Ordinance for One Hour Parking on the east side of South First Street from Oak Street to 200 feet north of Oak Street.

12. Beck - Code and Regulation - Recommending that the Legal Director be instructed to draw an Ordinance restricting parking to Handicapped Parking on the south side of 12th Avenue from 175 feet to 220 feet west of 19th Street.
13. Beck - Code and Regulation - Recommending that "No Action" be taken on the following item.
 1. Request from Liza Buell to repeal the existing 2-way stop condition at the intersection of Logan Avenue and Post Avenue and change it to 4-way stop sign control.

III. MISCELLANEOUS LAID OVER JUNE 28, 2010

1. Mayor Morrissey - Appointment - Library Board; Mr. Dan Ross, who will replace Jane Heimer, for a three year term which will expire in July 2013.(Pursuant to Rule 18 this appointment will be up for passage on August 2, 2010).

IV. MOTIONS AND RESOLUTIONS

1. Swedish American Foundation Neighborhood Event, 7/10, 7/24, 8/7, 8/14, 8/28
2. St. Stanislaus Police Fest 8/15

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).

- * 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
Tuesday, July 6, 2010, 5:15 p.m.
Conference Room A, City Hall 2nd floor (north room)
AGENDA

1. C & R 10-103 Proposed Sale of 617 Fisher Avenue (vacant lot)

2. C & R 10-106 Tentative Plat of Rockford Mass Transit District East Side Transfer Station
3. C & R 10-105 Final Plat of Rockford Mass Transit District East Side Transfer Station
4. C & R 10-104 Special Events:
 - 1a. Crossroads Church & Swedish American Foundations Neighborhood Event
 - 1b. St. Stanislaus Polish Fest
5. C & R 10-90 10-LAB-010 Request for the sale of packaged liquor in conjunction with a liquor store in a C-2, Limited Commercial Zoning District at 910 West Riverside Boulevard (Applicant: Harwinder Kaur dba AB Food Mart)

FINANCE AND PERSONNEL COMMITTEE

**Tuesday, July 6, 2010, 5:15 p.m.
Conference Room B, City Hall 2nd floor (south room)
AGENDA**

1. Purchasing and Vouchers
 - A. Award of Bid: Keith Creek Demolitions Phase 1 (Laid over 6/28)
 - B. Award of Bid: Human Services Janitorial Contract – Suspend Rules
 - C. Award of RFQ: Architectural Get the Lead Out Program – Suspend Rules
 - D. Engineering Agreement: Water System Rehabilitation Project – Task Order #30
 - E. Vouchers
2. Human Services – Office Lease for 555 N. Court

PLANNING AND DEVELOPMENT COMMITTEE

**Tuesday, July 6, 2010, _____ p.m.
CD Conference Room, City Hall 2nd floor
AGENDA**

No Meeting Scheduled.

LEGISLATIVE LOBBYING COMMITTEE

**Tuesday, July 6, 2010, _____ p.m.
Conference Room A, City Hall 2nd floor (north room)
AGENDA**

No Meeting Scheduled.