

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
JULY 11, 2011
COUNCIL CONVENED AT 6:24 P.M.**

1. The invocation was given by Chaplain Dr. L.D. Tate, United Faith Missionary Church/Rockford Police Chaplain and the Pledge of Allegiance was led by Council Page Yesenia Centeno.
2. Roll Call:

Mayor Lawrence J. Morrissey

Aldermen: Durkee, Curran, Wasco, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -10-
Absent: Mark, Hervey, Jacobson, McNeely -4-
3. Alderman Robertson moved to accept the Journal of Proceedings of July 5, 2011, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Mark, Hervey, Jacobson, McNeely absent).

PUBLIC PARTICIPATION

4. Prophet Yusef spoke about God is better than gold; the world has lost the value of God's word.

PETITIONS AND COMMUNICATIONS

5. Alderman Johnson submitted five (5) requests for service. Referred to Community Development/Code Enforcement and Public Works Department.
6. Alderman Beach submitted a Memorandum from Julia Valdez, Deputy City Administrator/ Director of Human Resources, regarding upcoming special events:
 1. American Legion Oktoberfest – 9/17/11
 2. St. Patrick's Church Festival – 8/7/11Referred to Code and Regulation Committee.
7. Alderman Beach submitted a Memorandum from Mark Rose, Land Acquisition Officer, regarding the proposed sale of city-owned lot, 628 Kent Street. Referred to Code and Regulation Committee.
8. Alderman Elyea submitted a Memorandum from Jim Phelps, President Midtown District, requesting the City of Rockford continue funding the Midtown District with \$30,000 from the Midtown TIF/East State TIF for the year 2011.
9. Alderman Beck submitted a Memorandum from Patrick Zuroske, Capital Program Manager, regarding an Intergovernmental Agreement: Ethel Avenue Turn Lane. Referred to Finance and Personnel Committee.

10. Alderman Beck submitted a Memorandum from Patrick Zuroske, Capital Program Manager, regarding Alpine Dam Improvements. Referred to Finance and Personnel Committee.

NEW COMMITTEE REPORTS

2011-216CR

11. Alderman Beck read a Finance and Personnel Committee Report for an Intergovernmental Agreement: Long Term Household Hazardous Waste Collection Facility recommending the City create and execute an ordinance that extends the 2006 Intergovernmental Agreement with the Illinois Environmental Protection Agency. The funding for this project is Sanitation Funds.

Alderman Beck moved to suspend Rule 11, seconded by Alderman Timm. MOTION PREVAILED (Ald. Mark, Hervey, Jacobson, McNeely absent). The Committee Report was placed on Passage. MOTION PREVAILED by a roll call vote of:

Ayes: Durkee, Curran, Wasco, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -10-
Nays: -0-
Absent: Mark, Hervey, Jacobson, McNeely -4-

2011-217CR

12. Alderman Beck read a Finance and Personnel Committee Report for the Development Agreement: Muirfield Drainage Easement recommending the City create and execute an ordinance that approves the Development Agreement with Edgewood Lakes Condominium Association for drainage improvements. The estimated cost of the drainage improvement is \$5,850.00. Funding for this Agreement will come from Street Division Operating Budget.

Alderman Beck moved to suspend Rule 11, seconded by Alderman Timm. MOTION PREVAILED (Ald. Mark, Hervey, Jacobson, McNeely absent). The Committee Report was placed on Passage. MOTION PREVAILED by a roll call vote of:

Ayes: Durkee, Curran, Wasco, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -10-
Nays: -0-
Absent: Mark, Hervey, Jacobson, McNeely -4-

13. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of July 11, 2011 in the amount of \$4,272,821.71. MOTION PREVAILED by a roll call vote of:

Ayes: Durkee, Curran, Wasco, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -10-
Nays: -0-
Absent: Mark, Hervey, Jacobson, McNeely -4-

OFFICERS REPORTS

14. Mayor Morrissey reported Alderman Hervey is recovering from some medical issues and wished her a speedy recovery.
15. Mayor Morrissey mentioned there will be a closed session at the end of tonight's meeting.
16. Paul Callighan, ComEd, reported this was the second largest power outage in ComEd history effecting nearly 50,000 customers locally. He advised crews will be working twenty-four hours a day and he thanked the customers for their patience and cooperation. To report an outage, please call 1-800-EDISON1.

Jim Ryan, City Administrator, also reported fire station #8 lost power as well as two/three water stations and approximately twenty-five traffic control signals. He thanked the City of Loves Park Police Department and Winnebago County Sheriff's Department for their assistance with traffic control. He also mentioned cooling centers have been established throughout the City, he thanked the public works department for their clean-up efforts and advised Wednesday will be an additional day for yard waste collection in the areas affected by the storm.

17. Alderman Thompson-Kelly commended ComEd and Public Works Street Department for their efforts and thanked staff for keeping her informed of situations in her ward.
18. Alderman Thompson-Kelly relayed a "thank you" from Alderman Hervey to those who called, sent cards and wished her well.
19. Alderman Wasco thanked Mark Stockman, Public Works Department, for picking him up today and also thanked the city for adding Wednesday as an additional day for yard waste collection in the area of north east Rockford. He thanked city staff for keeping him informed of situations in his ward.

UNFINISHED BUSINESS

2011-218CR

20. 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 Special Use Permit for the expansion of cultural exhibits and APPROVE a Variation to reduce parking to two (2) parking spaces per site plan, and to allow landscaping as per site plan submitted without the need for Variation in an R-1, Single-family Residential Zoning District at 1129 South Main Street. Approval is subject to the following conditions:
 1. Must meet all applicable building and fire codes.

The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a roll call vote of:

Ayes: Durkee, Curran, Wasco, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -10-
Nays: -0-
Absent: Mark, Hervey, Jacobson, McNeely -4-

2011-219CR

21. Alderman Beach moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council DENY a Special Use Permit for equipment storage, recycling of salvaged materials and an outdoor storage area for salvaged materials in an I-2, General Industrial District at 2XX Quaker Road. The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a roll call vote of:

Ayes: Durkee, Curran, Wasco, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -10-
Nays: -0-
Absent: Mark, Hervey, Jacobson, McNeely -4-

2011-220CR

22. 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 Special Use Permit for charitable food pantry in an I-1, Light Industrial District at 401, 421 South Rockton Avenue. Approval is subject to the following conditions:

1. Meeting all applicable fire and building codes specifically documentation from a licensed design professional (Architect), licensed in the State of Illinois.
2. Submittal of a building permit including site improvements for Staff review and approval.
3. Installation of landscaping and parking lot improvements must be completed prior to occupancy of the building.
4. Submittal of a building elevation for Staff's review and approval.

The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a roll call vote of:

Ayes: Durkee, Curran, Wasco, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -10-
Nays: -0-
Absent: Mark, Hervey, Jacobson, McNeely -4-

2011-221CR

23. 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 request for Special Use Permit for auto repair, rim and tire installation and sales in a C-4, Urban Mixed Use Zoning District at 1601 Broadway. Approval is subject to the following conditions:

1. Meeting all Building and Fire Codes.

2. Submittal of Building Permits for Staff review and approval.
3. There shall be no passenger vehicles sales on the property.
4. There shall be no overnight storage of vehicles on the property.
5. No outside storage of any auto parts, equipment, materials or inoperable vehicles on the property.
6. There shall be no dismantling of vehicles or vehicles salvage on the property.
7. There shall be no towing business or tow trucks operating from the facility.
8. No blocking of the alley, street or sidewalks with vehicles or snow is allowed.

The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a roll call vote of:

Ayes: Durkee, Curran, Wasco, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -10-
 Nays: -0-
 Absent: Mark, Hervey, Jacobson, McNeely -4-

2011-222CR

24. Alderman Beach moved the adoption of a Code and Regulation Committee Report SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE Joseph R. Canova d/b/a Canova Italian Bar & Grill, Inc. for sale of liquor by the drink in conjunction with a sit-down restaurant in a C-2, Limited Commercial Zoning District at 2583 North Mulford Road subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. Compliance with all City of Rockford Liquor Codes.
3. The sale of alcoholic beverages shall be in conjunction with a bar and restaurant
4. The hours of operation for the sale of alcohol shall be in conformance with liquor code.
5. The bar and restaurant shall not have a cover charge.
6. The bar and restaurant shall not have a dance floor.
7. The bar and restaurant shall not have any DJs
8. The bar and restaurant shall not have any live entertainment
9. The bar and restaurant shall not operate as a nightclub.

The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a roll call vote of:

Ayes: Durkee, Curran, Wasco, Thompson-Kelly, Johnson, Timm, Elyea, Beck, Robertson -9-
 Nays: Beach -1-
 Absent: Mark, Hervey, Jacobson, McNeely -4-

2011-223CR

25. 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 liquor by the drink in conjunction with an airport terminal café and kiosk in the

name of Colene Vivian d/b/a CC Concessions in an I-2, General Industrial Zoning District at 2 Airport Circle. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. Compliance with all City of Rockford Liquor Codes.

The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a roll call vote of:

Ayes: Durkee, Curran, Wasco, Thompson-Kelly, Johnson, Timm, Elyea, Beck, Robertson -9-
Nays: Beach -1-
Absent: Mark, Hervey, Jacobson, McNeely -4-

MOTIONS AND RESOLUTIONS

2011-102R

26. Alderman Beach, on behalf of Code and Regulation Committee, moved the adoption of a Resolution for a special event permit and liquor permit for consumption of liquor outdoors on private property ("S" license) for The Navy Club Dinner Under the Stars event on July 30, 2011 from 5:00 pm to 11:00 pm at 2324 Charles Street. MOTION PREVAILED (Ald. Mark, Hervey, Jacobson, McNeely absent).

NEW BUSINESS

27. Alderman Beck moved the adoption of an Ordinance authorizing the Mayor and Legal Director to execute and attest the attached Agreement between City of Rockford and Northern Illinois University. LAID OVER.

2011-081-O

28. Alderman Beck moved the adoption of an Ordinance authorizing the Mayor and Legal Director to execute the attached extension of the 2006 Intergovernmental Agreement with Illinois Environmental Protection Agency: Long Term Household Hazardous Waste Collection.

Alderman Beck moved to suspend Rule 11, seconded by Alderman Robertson. MOTION PREVAILED (Ald. Mark, Hervey, Jacobson, McNeely absent). The Ordinance was placed on Passage. MOTION PREVAILED by a roll call vote of:

Ayes: Durkee, Curran, Wasco, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -10-
Nays: -0-
Absent: Mark, Hervey, Jacobson, McNeely -4-

2011-082-O

29. Alderman Beck moved the adoption of an Ordinance authorizing the Mayor and Legal Director to execute the attached Development Agreement: Muirfield Drainage Easement for drainage improvements with Edgewood Lakes Condominium Association.

Alderman Beck moved to suspend Rule 11, seconded by Alderman Robertson. MOTION PREVAILED (Ald. Mark, Hervey, Jacobson, McNeely absent). The Ordinance was placed on Passage. MOTION PREVAILED by a roll call vote of:

Ayes: Durkee, Curran, Wasco, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -10-
Nays: -0-
Absent: Mark, Hervey, Jacobson, McNeely -4-

2011-083-O

30. Alderman Beach 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:

Joseph R. Canova d/b/a Canova's Italian Bar and Grill located at 2853 North Mulford Road for the sale of liquor by the drink in conjunction with a sit-down restaurant in a C-2, Limited Commercial Zoning District. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. Compliance with all City of Rockford Liquor Codes.
3. The sale of alcoholic beverages shall be in conjunction with a bar and restaurant
4. The hours of operation for the sale of alcohol shall be in conformance with liquor code.
5. The bar and restaurant shall not have a cover charge.
6. The bar and restaurant shall not have a dance floor.
7. The bar and restaurant shall not have any DJs
8. The bar and restaurant shall not have any live entertainment
9. The bar and restaurant shall not operate as a nightclub.

Alderman Beach moved to suspend Rule 11, seconded by Alderman Robertson. MOTION PREVAILED (Ald. Mark, Hervey, Jacobson, McNeely absent). The Ordinance was placed on Passage. MOTION PREVAILED by a roll call vote of:

Ayes: Durkee, Curran, Wasco, Thompson-Kelly, Johnson, Timm, Elyea, Beck, Robertson -9-
Nays: Beach -1-
Absent: Mark, Hervey, Jacobson, McNeely -4-

2011-084-O

31. Alderman Beach 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:

Colene Vivian d/b/a CC Concessions located at 2 Airport Circle for the sale of liquor by the drink in conjunction with an airport terminal café and kiosk in an I-2, General Industrial Zoning District. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. Compliance with all City of Rockford Liquor Codes.

Alderman Beach moved to suspend Rule 11, seconded by Alderman Robertson. MOTION PREVAILED (Ald. Mark, Hervey, Jacobson, McNeely absent). The Ordinance was placed on Passage. MOTION PREVAILED by a roll call vote of:

Ayes: Durkee, Curran, Wasco, Thompson-Kelly, Johnson, Timm, Elyea, Beck, Robertson -9-
Nays: Beach -1-
Absent: Mark, Hervey, Jacobson, McNeely -4-

2011-085-O

32. Alderman Beck introduced and read an Ordinance for the City of Rockford to acquire the properties for the West State Street Corridor Project.

Alderman Beach moved to suspend Rule 11, seconded by Alderman Robertson. MOTION PREVAILED (Ald. Mark, Hervey, Jacobson, McNeely absent). The Ordinance was placed on Passage. MOTION PREVAILED by a roll call vote of:

Ayes: Durkee, Curran, Wasco, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -10-
Nays: Beach -1-
Absent: Mark, Hervey, Jacobson, McNeely -4-

33. Alderman Beck made a motion to go into closed session to discuss collective negotiating matters, seconded by Alderman Timm. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Wasco, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -10-
Nays: -0-
Absent: Mark, Hervey, Jacobson, McNeely -4-

The meeting went into closed session at 6:55 p.m.

The meeting returned to open session at 8:01 p.m. and found the following aldermen present:

Durkee, Curran, Wasco Thompson-Kelly, Johnson, Timm, Beach, Elyea, Robertson -9-

34. Upon motion duly made and seconded, the meeting was adjourned at 8:02 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
July 18, 2011
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 18, 2011

A. CODE AND REGULATIONS

1. Beach - Proposed Sale of City-owned Lot/628 Kent Street
2. Beach – ZBA - Variation to build a pylon sign, a Variation to increase the sign height from the maximum 8’ to 20’ and; Variation to increase the maximum square footage allowed to 160 square feet per site sign in a C-3, Commercial General District at 7151 Walton Street

UNFINISHED BUSINESS

II. ORDINANCES LAID OVER JULY 11, 2011

1. Beck - Ordinance - Authorizing the Mayor and Legal Director to execute and attest the attached Agreement between City of Rockford and Northern Illinois University.

III. APPOINTMENTS

1. Mayor Morrissey - Appointment - Rockford Area Convention and Visitors Board; Mr. Gordon Kaye, to replace Jim Ryan. Kaye’s term will begin July, 2011. (Pursuant to Rule 18 this appointment is up for passage on July 18, 2011).
- Motions and Resolutions

IV. MOTION AND RESOLUTIONS

- 1. Beach - American Legion Oktoberfest – 9/17/11
- 2. Beach - St. Patrick’s Church Festival – 8/7/11

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

* * * * *

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, July 18, 2011, 5:15 p.m.
Conference Room A, City Hall 2nd floor (north room)
AGENDA

- 1. C & R 11-94 Proposed Sale of City-owned Lot/628 Kent Street
- 2. C & R 11-95 Special Events: 1) American Legion Oktoberfest 9/17
2) St. Patrick’s Church Festival 8/7
- 3. C & R 11-70 ZBA#016-11 **Variation** to build a pylon sign, a **Variation** to increase the sign height from the maximum 8’ to 20’ and; **Variation** to increase the maximum square footage allowed to 160 square feet per site sign in a C-3, Commercial General District at **7151 Walton Street**

FINANCE AND PERSONNEL COMMITTEE

Monday, July 18, 2011, 5:15 p.m.
Conference Room B, City Hall 2nd floor (south room)
AGENDA

- 1. Purchasing and Vouchers
 - A. Award of Bid: Multi-Family Weatherization Services – Valley View 2011 – Suspend rules

- B. Award of Bid: City-Wide Street Repair #2 – 2011 – Suspend rules
 - C. Award of Bid: Winnebago Street Bridge Deck & Pavement Replacement – Suspend rules
 - D. Award of Bid: Fabrication & Installation of V-Boxes – Suspend rules
 - E. Award of Bid: Snow Plow Repairs – Suspend rules
 - F. Engineering Agreement: Keith Creek Churchill Park – Survey & Investigation
 - G. Resolution to take Bids/Proposals
 - H. Vouchers
2. Intergovernmental Agreement: Ethel Avenue Turn Lane – Suspend rules
 3. Intergovernmental Agreement: Alpine Dam Improvements – Suspend rules
 4. Arbitration Award on 2011 Wage Re-opener with IAFF 413 – Laid over 7/11
 5. 2012 Budget

PLANNING AND DEVELOPMENT COMMITTEE

**Monday, July 18, 2011, 5:45 p.m.
CD Conference Room, City Hall 2nd floor
AGENDA**

1. Memorandum from Jovita Donahue, Development Specialist, regarding request from Midtown District for Financial Support for year 2011.

LEGISLATIVE LOBBYING COMMITTEE

**Monday, July 18, 2011, 4:30 p.m.
Conference Room A, City Hall 2nd floor (north room)
AGENDA**

1. General Legislative Update.
2. New Business