

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
JANUARY 28, 2013
COUNCIL CONVENED AT 6:15 P.M.**

1. The invocation was given by Tenth Ward Alderman Frank Beach and the Pledge of Allegiance was led by the City Council Page Beatriz Medrano.

2. Roll Call:

Mayor Lawrence Morrissey

Aldermen: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly,
Johnson, Timm, Beach, Elyea, Beck, McNeely -13-

Absent: Robertson -1-

3. Alderman Mark moved to accept the Journal of Proceedings of January 22, 2013 seconded by Alderman Jacobson.

Alderman Beck made a motion to reconsider item #46 of the Journal of Proceedings of January 22, 2013 regarding the 2013 EDEEN Budget and Strategic Plan, seconded by Alderman Mark. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Jacobson, Johnson, Beach, Elyea,
Beck -9-

Nays: Hervey, Thompson-Kelly, Timm, McNeely -4-

Absent: Robertson -1-

Alderman Beck made a motion to amend the committee report to reflect the following:

* \$50,000 is cut by eliminating the entire budget for the Element.

* \$30,000 is cut from West State/Auburn allocation.

* \$20,000 is cut from SWIFTT.

* \$30,000 is cut from the proposed administrative allocation.

* \$30,000 is added to the RACVB's budget which is the same amount as the \$30,000 that was cut from the Administrative allocation.

* RACVB's budget will be increased by \$30,000 to implement Commercial Corridor Economic Development. Funds will come through the City's portion of the Tourism Fund.

Seconded by Alderman Beach. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Jacobson, Johnson, Beach, Elyea,
Beck -9-

Nays: Hervey, Thompson-Kelly, Timm, McNeely -4-

Absent: Robertson -1-

The Journal of Proceedings as amended was placed up for acceptance. MOTION PREVAILED (Ald. Hervey, McNeely voted no; Ald. Robertson absent).

PUBLIC PARTICIPATION

4. Emily Werth explained why she opposes the Rockford Apartment Association/Rockford Area Association of Realtor's proposed rental property registration and chronic nuisance ordinance.
5. Brandi Brown requested the city council call for an immediate investigation from the US Department of Justice of the Rockford Police Department and officer involved shootings of African American Males.
6. Prophet Yusef spoke about the "Power of Words".
7. John Brantley announced the Fairgrounds Outreach Program and Community Partners meeting will be held on February 5th at the community center and suggested implementing Out-of-School Programs, offering a positive environment for youths.
8. Daniel Kelly spoke in support of the Rockford Apartment Association/Rockford Area Association of Realtor's proposed rental property registration and chronic nuisance ordinance.

PETITIONS AND COMMUNICATIONS

9. Alderman Johnson submitted a request for service at 1510 Sexton Drive. Referred to Community Development/Code Enforcement.
10. Alderman Johnson submitted a petition and request from Deena Diggs, to install a street light that was previously located between 2003 and 1923 Eastmoreland Avenue. Referred to Public Works Department.
11. Alderman Thompson-Kelly submitted a request for service at 1116 N. Rockton Avenue. Referred to Community Development/Code Enforcement.
12. Alderman Wasco submitted a Memorandum from Patrick Hayes, Legal Director, regarding amendments to IGA Integrity Task Force. Referred to Finance and Personnel Committee.
13. Alderman Mark submitted a Memorandum from the Legal Department regarding the annexation of 4646 Spring Brook Road. Referred to Code and Regulation Committee.

NEW COMMITTEE REPORTS

14. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Liquor and Tobacco Advisory Board, thereby recommending that City Council APPROVE the sale of tobacco products with a gas station and convenience store in the name of **Mobin Ahmad**

d/b/a U.S. Petroleum in a C-3, Commercial General Zoning District at 1603 11th Street. Approval is subject to the following conditions:

1. Must meet all applicable building, fire and liquor codes.
2. Inside signage cannot exceed more than 35% of the window surface.
3. Maintenance of landscaping units and all units must be installed in accordance to Exhibit D.

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

15. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Liquor and Tobacco Advisory Board, thereby recommending that City Council DENY the sale of packaged liquor in conjunction with a convenience store in the name of **Muammar M. Elzofri d/b/a Seventh Street Market** in a C-2, Limited Commercial Zoning District at 1203 7th Street. LAID OVER.

16. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that city Council APPROVE the Variation to increase the maximum allowable square footage of a detached garage (accessory structure) from 720 feet to 1,032 feet in an R-1, Single-Family Zoning District at 6115 Forest Hills Road. Approval is subject to the following conditions:

1. Must meet all applicable building and fire codes.
2. Submittal of building permits for Staff review and approval.
3. Site and garage must develop in accordance with the site plan building elevations and file.
4. No business allowed within the detached garage.

Approval is based on the Finding of Facts. The Legal Director is hereby instructed to prepare the necessary Ordinance. LAID OVER.

17. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Zoning Map Amendment from County R-1 to City R-1, Single-Family Residential Zoning District and APPROVE the Special Use Permit for a Planned Unit Development consisting of a home museum in an R-1, Single-Family Residential Zoning District at 4646 Spring Brook Road. Approval is subject to the following conditions:

1. Meeting all applicable building and fire codes.
2. Submittal of a building permit for Staff review and approval establishing the home museum.
3. That an off-site parking location with visitor's center must be submitted for Staff review and approval.

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

18. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for body art services/retail/jewelry/clothing at 1002 East State Street and 103 Hall Street. Approval is subject to the following conditions:

1. Must meet all applicable building and fire codes.
2. All signage must be in compliance with the Sign Regulations and require approval from the Zoning Officer.
3. Submittal of a building permit for the proposed use.
4. Hours shall be limited from 12:00 pm to 10:00 pm Monday through Saturday and closed on Sunday.

Approval is based on the Finding of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. LAID OVER.

19. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to increase the square footage from 64 square feet to 257 square feet for a free-standing monument-style sign; APPROVE the Variation to increase the height from 8 feet to 20.8 feet for a free-standing monument-style sign along I-90; and APPROVE the Variation to increase the square footage from 64 square feet to 108 square feet for a free-standing monument-style sign along North Bell School Road at 3535 North Bell School Road. Approval is subject to the following conditions:

1. Must be in accordance with Exhibits E, F and G.

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

20. Alderman Mark read a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance for a "20 MPH School Speed Limit" on 14th Street from 5th Avenue to 6th Avenue. LAID OVER.

21. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for a Payday Loan Store in a C-3, Commercial General District at 2410-2530 South Alpine Road. Approval is subject to the following conditions:

1. Meet all applicable building and fire codes.
2. Existing tenant space cannot operate as a cash store/payday loan business (2424 South Alpine Road).

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

Alderman Mark moved to suspend Rule 11, seconded by Alderman Timm. MOTION FAILED by a Roll Call vote of:

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

The Committee Report is LAID OVER.

22. Alderman Wasco read a Finance and Personnel Committee Report recommending approval of the Change Order for Carpet Installation at City Hall with Rockford Carpetland USA, of Rockford, Illinois for an additional \$20,075.00 for a not to exceed cost of \$133,008.00. The original contract amount was \$112,933.00. The funding source is Property Fund. LAID OVER.
23. Alderman Wasco read a Finance and Personnel Committee Report recommending that the 2013 budget be adopted as presented at meetings on September 8th and September 15th and amended in the attached memorandum and that the Budget Officer be directed to prepare the necessary Appropriation Ordinance. LAID OVER.
24. Alderman Wasco read a Finance and Personnel Committee Report recommending that the tax levied under the Bond issues referred to on the attached sheet be abated in the amounts as indicated. The Legal Director is hereby authorized to prepare the required Abatement Ordinance. LAID OVER.
25. Alderman Wasco read a Finance and Personnel Committee Report recommending authorizing the issuance of \$13.29 million General Obligation Refunding Bonds of Various Series, for the refunding of Series of 2004A, 2004B, 2004E, and 2005C General Obligation Bonds previously issued by the City, for the purpose of providing savings as to the payment of interest and principal on bonds. LAID OVER.

2013-028CR

26. Alderman Wasco read a Finance and Personnel Committee Report recommending the award for Janitorial Services be made to the lowest bidder meeting specifications, All Cleaners, Inc., of Willowbrook, Illinois for an estimated annual total of \$102,360.00. The funding source is Property Fund.

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

Ayes: Durkee, Curran, Mark, Wasco, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Beck -10-
Nays: Hervey, Elyea, McNeely -3-
Absent: Robertson -1-

2013-029CR

27. Alderman Wasco read a Finance and Personnel Committee Report recommending the award for Architectural/Engineering Agreement: Ingersoll Sports Complex be made to Sink Combs Dethlefs for the design of the re-development of the Ingersoll Building into

a modern, hard court sports complex for a total not to exceed cost of \$1,487,250. The funding for this project will come from River Edge Re-development zone (RERZ) Grant funds through the DCEO.

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

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, McNeely -12-
Nays: -0-
Abstain: Beck -1-
Absent: Robertson -1-

2013-030CR

28. Alderman Wasco read a Finance and Personnel Committee Report recommending the award for Engineering Agreement: Geotechnical Investigation – Ingersoll Sports Complex be made to Terracon Consultants for a total not to exceed cost of \$16,400. The funding for this project will come from CIP Project Development category funds.

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

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, McNeely -12-
Nays: -0-
Abstain: Beck -1-
Absent: Robertson -1-

2013-031CR

29. Alderman Wasco read a Finance and Personnel Committee Report recommending the award for Consultant Agreement: Grant Administration – Ingersoll Sports Complex be made to EHB Consulting for the administration of the Community Stabilization Program (CSP) Grant No. 08-357017 for renovation of the Ingersoll facility for a total not to exceed cost of \$50,000. The funding for this project will come from CIP Project Development category funds.

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

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, McNeely -12-
Nays: -0-
Abstain: Beck -1-
Absent: Robertson -1-

2013-032CR

30. Alderman Wasco read a Finance and Personnel Committee Report recommending authority be sought for the issuance of \$7,905,000 in General Obligation Bonds (Alternate Revenue Source), which less issuance costs will provide \$7,775,000 for the Ingersoll Indoor Sports Facility project. The Legal Director shall prepare the appropriate ordinance.

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

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, McNeely -12-
Nays: -0-
Abstain: Beck -1-
Absent: Robertson -1-

31. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of January 28, 2013 in the amount of \$2,038,722.18. MOTION PREVAILED by a Roll Call vote of:

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

OFFICERS REPORTS

32. Mayor Morrissey presented a Proclamation proclaiming the week of January 28, 2013 to be "KEITH COUNTRY DAY SCHOOL GIRLS VARSITY VOLLEYBALL CLASS 1A STATE CHAMPIONS WEEK" in Rockford, Illinois and congratulated the team on a tremendous 2012 season and winning the state championship.
33. Mayor Morrissey announced the Fairgrounds Outreach Program and Community Partners Meeting will be held on February 5, 2013 at 11:00 am at the Fairgrounds Community Center. He advised city staff will continue to work with RHA to address fair and safe public housing. He encouraged all to attend the meeting.
34. Mayor Morrissey mentioned a proposed Resolution was placed on the agenda for vote tonight, calling for consideration of a Non-Partisan Election to be placed on the upcoming referendum. He has been informed it is not timely for this April and asked for consideration for it to be placed on the next general election.
35. Alderman Thompson-Kelly reported the passing of Shirley Bennett and offered her condolences to Pastor Bennett and his family.
36. Alderman Thompson-Kelly voiced her frustration that each alderman had not been contacted to attend the meeting scheduled last Friday to discuss a solution to the 2013

EDEEN Budget and Strategic Plan. She encouraged taxpayers to be mindful of the tonight's vote and where the monies are being spent.

37. Alderman Hervey announced the 5th Ward monthly meeting will be held Thursday, January 31, 2013 at 6:00 pm at Booker Washington Center, Muriel Building. She encouraged her constituents and community members to attend. She mentioned over the next few months the 5th Ward meetings will focus on security measures and strengthening neighborhood groups and block clubs.
38. Alderman Mark reported the passing of Richard Rundquist, business owner, devoted husband and father and active leader in the community. He offered his condolences and prayers to the Rundquist family.
39. Alderman McNeely announced ComEd has built a Training Center here in Rockford which will create over 2,000 jobs.
40. Alderman McNeely announced the Illinois House and Senate have passed a bill that will allow illegal immigrants to obtain a driver's license.
41. Alderman McNeely reported yesterday was Holocaust Remembrance Day.
42. Alderman Beach thanked Chris Black, Finance Director, for providing a memorandum summarizing a twenty year projection for the redevelopment fund.
- 42a. Alderman Beach reported he has realized a 30% savings on his electric bill since the electrical aggregation program has been implemented.
43. Alderman Durkee mentioned he attended the "Shop with a Cop" event in December and reflected on a incident that he believed showed a positive race relations moment.

UNFINISHED BUSINESS

2013-033CR

44. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending the award for Upholstery Services be made to the sole bidder, Koch Upholstery, of Rockford, Illinois for their hourly labor rates shown on the tabulation, an estimated annual cost of \$14,200.00. The funding source is Garage Fund. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely -13-

Nays: -0-

Absent: Robertson -1-

2013-034CR

45. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending the award for PCC Patching - 2013 be made to the low bidder, TCI

Concrete, of Rockford, Illinois for their total bid of \$44,705.00. The funding source is Water Operating Budget. MOTION PREVAILED by a Roll Call vote of:

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

2013-035CR

46. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending an Amendment to the Professional Services Contract with Fehr-Graham & Associates to include up to an additional \$21,000 in order to complete the environmental cleanup at the Ingersoll sight. The funding source is USEPA Brownfields Grants. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly,
Johnson, Timm, Beach, Elyea, McNeely -12-
Nays: -0-
Abstain: Beck -1-
Absent: Robertson -1-

2013-036CR

47. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending an Amendment to the Professional Services Contract with Tetra Tech, Inc. to include up to an additional \$10,000 in order to complete the assessment tasks in the West State Street Corridor. The funding source is USEPA Brownfields Grants. MOTION PREVAILED by a Roll Call vote of:

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

2013-037CR

48. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending approval of the Letter of Understanding between the Illinois Department of Transportation and the City of Rockford: IL Route 251 Median Curb & Gutter (Olive St. – 600 ft. north of Olive Street). IDOT will prepare a formal city-state agreement and finalize the terms in the Letter of Understanding. MOTION PREVAILED by a Roll Call vote of:

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

2013-011-O

49. Alderman Wasco moved the adoption of an Ordinance authorizing the Mayor and Legal Director to execute the Intergovernmental Agreement between the City of Rockford and

the Winnebago County Highway Department for Traffic Signal Maintenance and Operation.
MOTION PREVAILED by a Roll Call vote of:

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

2013-012-O

50. Alderman Wasco moved the adoption of an Ordinance authorizing the Mayor and Legal Director to execute the attached retainer agreement with Attorney Ronald Schultz.
MOTION PREVAILED by a Roll Call vote of:

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

2013-038CR

51. Alderman Jacobson moved the adoption of a Planning and Development Committee Report recommending approval of the Option to Purchase the property at 134 North Main Street for \$1.00 (One Dollar) from Peter T. Sullivan, III. The Legal Director shall prepare the appropriate Purchase Agreement and ordinance. MOTION PREVAILED by a Roll Call vote of:

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

2013-039CR

52. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending approving the release of the following closed session minutes:

December 22, 2008	October 19, 2009	September 7, 2010
December 8, 2008	October 13, 2009	August 30, 2010
December 1, 2008	July 20, 2009	August 9, 2010
April 7, 2008	August 10, 2009	March 8, 2010
April 21, 2008	March 23, 2009	March 1, 2010
May 5, 2008	June 1, 2009	June 21, 2010
May 12, 2008	May 11, 2009	February 1, 2010
May 19, 2008	December 6, 2010	February 8, 2010
June 2, 2008	November 29, 2010	January 10, 2011
September 22, 2008	October 25, 2010	January 31, 2011
November 3, 2008	October 18, 2010	December 12, 2011
November 17, 2008	October 4, 2010	December 5, 2011
September 26, 2011	June 6, 2011	February 27, 2012
September 12, 2011	March 28, 2011	April 23, 2012
September 19, 2011	March 14, 2011	April 30, 2012

August 22, 2011
August 8, 2011
July 15, 2011
June 13, 2011
June 2, 2012

January 23, 2012
January 30, 2012
February 13, 2012
February 21, 2012

May 14, 2012
May 21, 2012
June 18, 2012
June 11, 2012

The remainder to be kept closed as a need for confidentiality still remains, as the cases are still pending. MOTION PREVAILED (Ald. Robertson absent).

2013-040CR

53. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance that prohibits commercial vehicles on South Trainer Road from 270 feet south of Fincham Drive to Newburg Road. MOTION PREVAILED (Ald. Robertson absent).

2013-041CR

54. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance that traffic on Roland Avenue yield to Jackson Street prior to entering the intersection. MOTION PREVAILED (Ald. Robertson absent).

2013-042CR

55. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance establishing "Terrace Parking" on the north side of Reed Avenue from 11th Street to 120 feet west of 11th Street. MOTION PREVAILED (Ald. Robertson absent).

2013-043CR

56. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance establishing "Federal Permit Parking Only Monday – Friday, 8:00 am to 5:00 pm" on the west side of Court Street from Chestnut Street to Cedar Street, thus repealing the "2 Hour" parking restriction. MOTION PREVAILED (Ald. Robertson absent).

2013-044CR

57. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance establishing "Official Parking Only" on the east side of South 1st Street from 62 feet south of Walnut Street to 100 feet south of Walnut Street, thus repealing the "No Parking Anytime" restriction. MOTION PREVAILED (Ald. Robertson absent).

2013-045CR

58. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance for a "20 MPH School Speed Limit" on 6th Avenue from 14th Street to 15th Street. MOTION PREVAILED (Ald. Robertson absent).

2013-046CR

59. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance establishing "Official Parking Only Monday – Friday, 8:00 am – 5:00 pm" on the north side of Elm Street from Winnebago Street to 165 feet east of Winnebago Street, thus repealing the "No Parking Anytime" restriction. MOTION PREVAILED (Ald. Robertson absent).

2013-047CR

60. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending that "No Action" be taken on the following items:
1. Request in the 12th Ward to establish a "No Parking Anytime" restriction on the east side of Oxford Street from Fulton Street to 75 feet north of Fulton Street.
 2. Request in the 2nd Ward to establish a midblock Pedestrian Crossing on 9th Street, 475 feet north of Charles Street.

MOTION PREVAILED (Ald. Robertson absent).

2013-048CR

61. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending the approval of the attached Rockford Rental Property Registration and Chronic Nuisance Ordinance.

Alderman Wasco made a motion to amend the committee report to reflect corrections, typographically, clarification of definitions and indicating the Housing Board is strictly advisory and that chronic nuisances can be referred for mediation versus going to court, seconded by Alderman Beck. MOTION PREVAILED by a Roll Call vote of:

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

Alderman McNeely made a motion to refer the item back to committee, seconded by Alderman Curran. MOTION FAILED by a Roll Call vote of:

Ayes: Curran, Hervey, Thompson-Kelly, Elyea, McNeely -5-
Nays: Durkee, Mark, Wasco, Jacobson, Johnson, Timm, Beach, Beck -8-
Absent: Robertson -1-

Alderman McNeely made a motion amend the amended committee report to reflect, (A) restrict language of the registration component to property owners who own more than two properties and; (B) change the board make up from five (5) to six (6) members and; (C) add language throughout the ordinance offered by the Schriver Center pertaining to victims of domestic violence and rape, seconded by Alderman Thompson-Kelly. MOTION FAILED by a Roll Call vote of:

Ayes: Hervey, Thompson-Kelly, Elyea, McNeely -4-

Nays: Durkee, Curran, Mark, Wasco, Jacobson, Johnson, Timm, Beach,
Beck -9-
Absent: Robertson -1-

The Committee Report as amended was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Jacobson, Johnson, Timm, Beach,
Elyea, Beck -10-
Nays: Hervey, Thompson-Kelly, McNeely -3-
Absent: Robertson -1-

62. Alderman Mark moved the adoption of a Code and Regulation Committee Report REVERSING the Zoning Board of Appeals, thereby recommending that City Council DENY the Special Use Permit for a Planned Unit Development consisting of a bed and breakfast in an R-1, Single-Family Residential Zoning District at 939 North Second Street.

Alderman Mark made a motion to lay the committee report over for two weeks, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Robertson absent).

The Committee Report is LAID OVER for two weeks.

MOTIONS AND RESOLUTIONS

2013-011R

63. Alderman Mark, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution, for the implementation of the street light policy. MOTION PREVAILED by a Roll Call vote of:

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

2013-012R

64. Alderman Wasco, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution that the City approve an Agreement between the City of Rockford and the Illinois Department of Commerce and Economic Opportunity for the Ingersoll Sports Complex to be funded under the IKE Disaster Funding Grant. The Grant award is for a total not to exceed amount of \$4,000,000. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly,
Johnson, Timm, Beach, Elyea, McNeely -12-
Nays: -0-
Abstain: Beck -1-
Absent: Robertson -1-

2013-013R

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

- A. RFP: Owner's Representative/Construction Oversight, funding source: CIP Development Fund

MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, McNeely -12-
Nays: -0-
Abstain: Beck -1-
Absent: Robertson -1-

2013-014R

66. Alderman Wasco, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution that the City approve an Agreement between the City of Rockford and the State of Illinois, Department of Transportation for improvements on Illinois Route 2 from south of Pond St. to just north of Cedar St., FAP Route 742, State Section R-1 in the City of Rockford, Winnebago County, Illinois. The State will provide \$22,468,082 and the City is estimated to provide \$306,918. MOTION PREVAILED by a Roll Call vote of:

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

NEW BUSINESS

67. Alderman Mark introduced and read an Ordinance amending Chapter 16, Schedule Section 300 of the Code of Ordinances of the City of Rockford to add the following:

A "20 MPH School Speed Limit" on 6th Avenue from 14th to 15th Streets.

LAID OVER.

68. Alderman Mark introduced and read an Ordinance amending Chapter 16, Schedule Section 302 of the Code of Ordinances of the City of Rockford to add the following:

That commercial vehicles be prohibited on South Trainer Road from 270 feet south of Fincham Drive to Newburg Road.

LAID OVER.

69. Alderman Mark introduced and read an Ordinance amending Chapter 16, Schedule Section 288 of the Code of Ordinances of the City of Rockford to add the following:

That "Terrace Parking" on the north side of Reed Avenue from 11th Street to 120 feet west of 11th Street be established.

LAID OVER.

70. Alderman Mark introduced and read an Ordinance amending Chapter 16, Schedule Section 293 of the Code of Ordinances of the City of Rockford to add the following:

That traffic on Roland Avenue yield to Jackson Street prior to entering the intersection.

LAID OVER.

71. Alderman Mark introduced and read an Ordinance amending Chapter 16, Schedule Section 307 of the Code of Ordinances of the City of Rockford to add the following:

That "Federal Permit Parking Only Monday – Friday 8:00 am – 5:00 pm" be established on the west side of Court Street from Chestnut Street to Cedar Street, thus repealing the "2 Hour " parking restriction.

That "Official Parking Only" on the east side of South First Street from 62 feet south of Walnut Street to 100 feet south of Walnut Street be established, thus repealing the "No Parking Anytime" restriction.

That "Official Parking Only Monday – Friday 8:00 am – 5:00 pm" on the north side of Elm Street from Winnebago Street to 165 feet east of Winnebago Street be established, thus repealing the "No Parking Anytime" restriction.

LAID OVER.

72. Alderman Jacobson introduced and read an Ordinance approving the Option to Purchase Agreement the property at 134 North Main Street with owner, Peter T. Sullivan. LAID OVER.

73. Upon motion duly made and seconded, the meeting was adjourned at 8:27 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
February 4, 2013
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 Participation
- Petitions and Communications

I. COMMITTEE REPORT TO BE READ IN FEBRUARY 4, 2013

1. Mark – SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for community based housing on the 4th floor for a maximum of sixteen (16) residents in a C-4, Urban Mixed-Use Zoning District at 526 West State Street.
 2. Mark – REVERSING the Liquor and Tobacco Advisory Board, thereby recommending that City Council DENY the sale of tobacco products with a gas station and convenience store in the name of **Narendra Patel d/b/a Lions Quick Mark, LLC** in an R-1, Single-Family Residential Zoning District at 3307 Charles Street.
- Officers Reports

UNFINISHED BUSINESS

II. COMMITTEE REPORTS LAID OVER JANUARY 28, 2013

1. Mark - Code and Regulation - SUSTAINING the Liquor and Tobacco Advisory Board, thereby recommending that City Council APPROVE the sale of tobacco products with a gas station and convenience store in the name of **Mobin Ahmad d/b/a U.S. Petroleum** in a C-3, Commercial General Zoning District at 1603 11th Street. Approval is subject to the following conditions:
 1. Must meet all applicable building, fire and liquor codes.
 2. Inside signage cannot exceed more than 35% of the window surface.
 3. Maintenance of landscaping units and all units must be installed in accordance to Exhibit D.

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

2. Mark - Code and Regulation - SUSTAINING the Liquor and Tobacco Advisory Board, thereby recommending that City Council DENY the sale of packaged liquor in conjunction with a convenience store in the name of **Muammar M. Elzofri d/b/a Seventh Street Market** in a C-2, Limited Commercial Zoning District at 1203 7th Street.
3. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that city Council APPROVE the Variation to increase the maximum allowable square footage of a detached garage (accessory structure) from 720 feet to 1,032 feet in an R-1, Single-Family Zoning District at 6115 Forest Hills Road. Approval is subject to the following conditions:
 1. Must meet all applicable building and fire codes.
 2. Submittal of building permits for Staff review and approval.
 3. Site and garage must develop in accordance with the site plan building elevations and file.
 4. No business allowed within the detached garage.

Approval is based on the Finding of Facts. The Legal Director is hereby instructed to prepare the necessary Ordinance.

4. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Zoning Map Amendment from County R-1 to City R-1, Single-Family Residential Zoning District and APPROVE the Special Use Permit for a Planned Unit Development consisting of a home museum in an R-1, Single-Family Residential Zoning District at 4646 Spring Brook Road. Approval is subject to the following conditions:
 1. Meeting all applicable building and fire codes.
 2. Submittal of a building permit for Staff review and approval establishing the home museum.
 3. That an off-site parking location with visitor's center must be submitted for Staff review and approval.

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

5. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for body art services/retail/jewelry/clothing at 1002 East State Street and 103 Hall Street. Approval is subject to the following conditions:
 1. Must meet all applicable building and fire codes.
 2. All signage must be in compliance with the Sign Regulations and require approval from the Zoning Officer.
 3. Submittal of a building permit for the proposed use.
 4. Hours shall be limited from 12:00 pm to 10:00 pm Monday through Saturday and closed on Sunday.

Approval is based on the Finding of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance.

6. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to increase the square footage from 64 square feet to 257 square feet for a free-standing monument-style sign; APPROVE the Variation to increase the height from 8 feet to 20.8 feet for a free-standing monument-style sign along I-90; and APPROVE the Variation to increase the square footage from 64 square feet to 108 square feet for a free-standing monument-style sign along North Bell School Road at 3535 North Bell School Road. Approval is subject to the following conditions:

1. Must be in accordance with Exhibits E, F and G.

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

7. Mark - Code and Regulation - Recommending that the Legal Director be instructed to draw an Ordinance for a "20 MPH School Speed Limit" on 14th Street from 5th Avenue to 6th Avenue.
8. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for a Payday Loan Store in a C-3, Commercial General District at 2410-2530 South Alpine Road. Approval is subject to the following conditions:

1. Meet all applicable building and fire codes.
2. Existing tenant space cannot operate as a cash store/payday loan business (2424 South Alpine Road).

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

9. Wasco - Finance and Personnel - Recommending approval of the Change Order for Carpet Installation at City Hall with Rockford Carpetland USA, of Rockford, Illinois for an additional \$20,075.00 for a not to exceed cost of \$133,008.00. The original contract amount was \$112,933.00. The funding source is Property Fund.
10. Wasco - Finance and Personnel - Recommending that the 2013 budget be adopted as presented at meetings on September 8th and September 15th and amended in the attached memorandum and that the Budget Officer be directed to prepare the necessary Appropriation Ordinance.
11. Wasco - Finance and Personnel - Recommending that the tax levied under the Bond issues referred to on the attached sheet be abated in the amounts as indicated. The Legal Director is hereby authorized to prepare the required Abatement Ordinance.

12. Wasco - Finance and Personnel - Recommending authorizing the issuance of \$13.29 million General Obligation Refunding Bonds of Various Series, for the refunding of Series of 2004A, 2004B, 2004E, and 2005C General Obligation Bonds previously issued by the City, for the purpose of providing savings as to the payment of interest and principal on bonds.
13. Jacobson - Planning and Development - Recommending approval of the Amended 2013 EDEEN (Economic Development Education and Entrepreneurial Network) Budget and Strategic Plan. The Legal Director shall prepare the appropriate ordinance.

A. LAID OVER JANUARY 28, 2013 FOR TWO WEEKS

1. Mark - Code and Regulation - REVERSING the Zoning Board of Appeals, thereby recommending that City Council DENY the Special Use Permit for a Planned Unit Development consisting of a bed and breakfast in an R-1, Single-Family Residential Zoning District at 939 North Second Street. (Up for vote on February 11, 2013).

III. ORDINANCES LAID OVER JANUARY 28, 2013

1. Mark - Ordinance - Amending Chapter 16, Schedule Section 300 of the Code of Ordinances of the City of Rockford to add the following:

A "20 MPH School Speed Limit" on 6th Avenue from 14th to 15th Streets.
2. Mark - Ordinance - Amending Chapter 16, Schedule Section 302 of the Code of Ordinances of the City of Rockford to add the following:

That commercial vehicles be prohibited on South Trainer Road from 270 feet south of Fincham Drive to Newburg Road.
3. Mark - Ordinance - Amending Chapter 16, Schedule Section 288 of the Code of Ordinances of the City of Rockford to add the following:

That "Terrace Parking" on the north side of Reed Avenue from 11th Street to 120 feet west of 11th Street be established.
4. Mark - Ordinance - Amending Chapter 16, Schedule Section 293 of the Code of Ordinances of the City of Rockford to add the following:

That traffic on Roland Avenue yield to Jackson Street prior to entering the intersection.
5. Mark - Ordinance - Amending Chapter 16, Schedule Section 307 of the Code of Ordinances of the City of Rockford to add the following:

That "Federal Permit Parking Only Monday – Friday 8:00 am – 5:00 pm" be established on the west side of Court Street from Chestnut Street to Cedar Street, thus repealing the "2 Hour " parking restriction.

That "Official Parking Only" on the east side of South First Street from 62 feet south of Walnut Street to 100 feet south of Walnut Street be established, thus repealing the "No Parking Anytime" restriction.

That "Official Parking Only Monday – Friday 8:00 am – 5:00 pm" on the north side of Elm Street from Winnebago Street to 165 feet east of Winnebago Street be established, thus repealing the "No Parking Anytime" restriction.

6. Jacobson - Ordinance - Approving the Option to Purchase Agreement the property at 134 North Main Street with owner, Peter T. Sullivan.

IV. APPOINTMENTS HELD OUT JANUARY 28, 2013

- 1.* Mayor Morrissey - Appointment - Historical Preservation Commission, Mr. Dave Coady, for a three-year term ending January 2016. (Pursuant to Rule 18, this item is up for passage on February 11, 2013).
- 2.* Mayor Morrissey - Re-appointment - Fire Pension Board, Mr. Michael White, Jr., for a three-year term ending January 2016. (Pursuant to Rule 18, this item is up for passage on February 11, 2013).

- Motions and Resolutions

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).

1. Jacobson – Ordinance - 2013 EDEEN (Economic Development Education and Entrepreneurial Network) Budget and Strategic Plan.
2. Mark – Ordinance – Rental Property Registration and Chronic Nuisance Ordinance.
3. Mark – Ordinance – Approve the Sale of tobacco products with a gas station and convenience store in the name of **Mobin Ahmad d/b/a U.S. Petroleum** in a C-3, Commercial General Zoning District at 1603 11th Street. Approval is subject to the following conditions:
 1. Must meet all applicable building, fire and liquor codes.
 2. Inside signage cannot exceed more than 35% of the window surface.
 3. Maintenance of landscaping units and all units must be installed in accordance to Exhibit D.
4. Mark – Ordinance – Approve the Variation to increase the maximum allowable square footage of a detached garage (accessory structure) from 720 feet to 1,032 feet in an R-1, Single-Family Zoning District at 6115 Forest Hills Road. Approval is subject to the following conditions:
 1. Must meet all applicable building and fire codes.

2. Submittal of building permits for Staff review and approval.
 3. Site and garage must develop in accordance with the site plan building elevations and file.
 4. No business allowed within the detached garage.
5. Mark – Ordinance – Approve the Zoning Map Amendment from County R-1 to City R-1, Single-Family Residential Zoning District and APPROVE the Special Use Permit for a Planned Unit Development consisting of a home museum in an R-1, Single-Family Residential Zoning District at 4646 Spring Brook Road. Approval is subject to the following conditions:
1. Meeting all applicable building and fire codes.
 2. Submittal of a building permit for Staff review and approval establishing the home museum.
 3. That an off-site parking location with visitor’s center must be submitted for Staff review and approval.
6. Mark – Ordinance – Approve the Special Use Permit for body art services/retail/jewelry/clothing at 1002 East State Street and 103 Hall Street. Approval is subject to the following conditions:
1. Must meet all applicable building and fire codes.
 2. All signage must be in compliance with the Sign Regulations and require approval from the Zoning Officer.
 3. Submittal of a building permit for the proposed use.
 4. Hours shall be limited from 12:00 pm to 10:00 pm Monday through Saturday and closed on Sunday.
7. Mark – Ordinance – Approve the Variation to increase the square footage from 64 square feet to 257 square feet for a free-standing monument-style sign; APPROVE the Variation to increase the height from 8 feet to 20.8 feet for a free-standing monument-style sign along I-90; and APPROVE the Variation to increase the square footage from 64 square feet to 108 square feet for a free-standing monument-style sign along North Bell School Road at 3535 North Bell School Road. Approval is subject to the following conditions:
1. Must be in accordance with Exhibits E, F and G.
8. Mark – Ordinance - For a “20 MPH School Speed Limit” on 14th Street from 5th Avenue to 6th Avenue.
9. Mark – Ordinance – Approve the Special Use Permit for a Payday Loan Store in a C-3, Commercial General District at 2410-2530 South Alpine Road. Approval is subject to the following conditions:
1. Meet all applicable building and fire codes.
 2. Existing tenant space cannot operate as a cash store/payday loan business (2424 South Alpine Road).

10. Wasco – Ordinance - 2013 budget be adopted as presented at meetings on September 8th and September 15th and amended in the attached memorandum.
 11. Wasco – Ordinance - Tax levied under the Bond issues referred to on the attached sheet be abated in the amounts as indicated.
 12. Wasco - Ordinance - Authorizing the issuance of General Obligation Bonds (Sales Tax Alternate Revenue Source) of the City of Rockford, Winnebago and Ogle Counties, Illinois, in the aggregate principal amount of not to exceed \$7,990,000, for the purpose of defraying the costs of redevelopment of the building commonly known as the "Ingersoll Building" and adjacent area to serve as a multi-purpose recreational facility.
- * 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, February 4, 2013, 5:15 p.m.

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

AGENDA

1. C & R 13-09 012-LAB-036 **Request for the Sale of Tobacco Products**
in conjunction with a convenience store in a C-4,
Urban Mixed Use Zoning District at **1623**
Broadway
2. C & R 13-20 Annexation of 4646 Spring Brook Road

FINANCE AND PERSONNEL COMMITTEE

Monday, February 4, 2013, 5:15 p.m.

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

AGENDA

1. Purchasing and Vouchers
 - A. Award of RFP: False Alarm Services
 - B. Award of RFP: Investment Brokerage Services

- C. Award of Contract: Fire Apparatus
 - D. Engineering Agreement: Operational Data Management System Plan
 - E. Engineering agreement: SCADA Security Improvements
 - F. Engineering Agreement: Rail Consolidation & Crossing Improvement Projects throughout Rockford – Suspend rules
 - G. Engineering Agreement: N. Main & Auburn Roundabout – Suspend rules.
 - H. Resolution to take Bids
 - I. Vouchers
- 2. Amendment to IGA Integrity Task Force
 - 3. Review of Closed Session Minutes

PLANNING AND DEVELOPMENT COMMITTEE

**Monday, February 4, 2013, _____ p.m.
CD Conference Room, City Hall 2nd floor
AGENDA**

No Meeting Scheduled.

LEGISLATIVE LOBBYING COMMITTEE

**Monday, February 4, 2013, _____ p.m.
Conference Room A, City Hall 2nd floor (north room)
AGENDA**

No Meeting Scheduled.