

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
FEBRUARY 4, 2013
COUNCIL CONVENED AT 6:23 P.M.**

1. The invocation was given by Father Ken Stachyra, St. Bernadette's Catholic Church 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, Jacobson, Thompson-Kelly, Johnson,
Timm, Beach, Elyea, Beck, McNeely -12-

Absent: Hervey, Robertson -2-

3. Alderman Mark moved to accept the Journal of Proceedings of January 28, 2013 seconded by Alderman Jacobson.

Alderman Wasco moved to reconsider #30 of the Journal of Proceedings of the January 28, 2013 City Council meeting, seconded by Alderman Curran. MOTION PREVAILED (Ald. Hervey, Robertson absent).

Alderman Wasco moved for the adoption of a Finance and Personnel Committee Report recommending that authority be sought for the issuance of \$7,990,000 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, seconded by Alderman Mark. MOTION PREVAILED (Ald. Hervey, Robertson absent).

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

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

Nays: -0-

Absent: Hervey, Robertson -2-

The Journal of Proceedings as amended was placed up for acceptance. MOTION PREVAILED (Ald. Hervey, Robertson absent).

PUBLIC PARTICIPATION

4. Brandi Brown recognized African American leaders, encouraged race relation discussions and called for the US Department of Justice to conduct a top to bottom criminal investigation of officer involved shootings.

5. John Brantley voiced his frustration with the passage of the EDEEN budget and strategic plan and believes some of the aldermen have not represented all of their constituents concerns.

6. Pastor Melvin Brown mentioned attending the 5th Ward meeting last week and that he is frustrated with unanswered questions about officer involved shootings. He voiced his concerns about submitting to referendum the election of the Mayor and Aldermen at nonpartisan elections and the lack of funding for economic growth on the west side of Rockford.
7. Prophet Yusef mentioned he attended an event at Memorial Hall on Saturday and he recited scripture.
8. Donna Pitts mentioned she has a bi-racial son with a mental disorder and is very thankful that Rockford Police Officers have Crisis Intervention Training (CIT) which teaches them how to identify and respond to call that involve someone with a mental illness.

PETITIONS AND COMMUNICATIONS

9. Alderman Johnson submitted three (3) requests for service. Referred to Public Works Department.
10. Alderman Johnson submitted a request for service from Mark Sigmund concerning snow removal on residential streets. Referred to Public Works Department/Mark Stockman.
11. Alderman Wasco submitted a Memorandum from Matt Vitner, City Engineer regarding South Industrial Park Water Main Extension – Railroad Pipe Crossing License. Referred to Finance and Personnel Committee.
12. Alderman Mark submitted a Memorandum from Mark Rose, Land Acquisition Officer, regarding the sale of city-owned vacant land adjacent to the west of 6750 Porter Road. Referred to Code and Regulation Committee.
13. Alderman Mark submitted the Rockford Traffic Commission Agenda for the meeting to be held on February 13, 2013. Referred to Traffic Commission.
14. Alderman Mark submitted a request from Mick Hockinson, Universal Recycling/Kelley Williamson, for two temporary electronic recycling drop-off locations with outside storage of collection container at Kelley Williamson locations at 8061 East State Street and 3945 Dawes Street from February 4, 2013 through December 31, 2013, per to details submitted. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Beach. MOTION PREVAILED (Ald. Hervey, Robertson absent).

NEW COMMITTEE REPORTS

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 tobacco in conjunction with a convenience store in the name of **Raed A. Alabbodi d/b/a H&A Tobacco & Discount** in a C-4, Urban Mixed-Use Zoning District at 1623 Broadway.

L Aid Over.

16. 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 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. Approval is subject to the following conditions:
1. Meeting all building and fire codes.
 2. That the community based housing on the 4th floor shall comply with a maximum of sixteen (16) residents.
 3. The interior layout of the business shall be consistent with the submitted interior floor plan Exhibit E.

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

17. Alderman Mark read a Code and Regulation Committee Report 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. REFERRED BACK TO COMMITTEE.

Alderman Mark made a motion to refer the item back to committee, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Hervey, Robertson absent).

18. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the annexation of 4646 Spring Brook Road. LAID OVER.
19. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the annexation agreement of 4646 Spring Brook Road. LAID OVER.
20. Alderman Wasco read a Finance and Personnel Committee Report recommending the award for False Alarm Management be made to PMAM Corporation, of Irving, TX with proposed revenue split as detailed in the memo. The initial term of the contract would be for three years with the option to renew for an additional 2 years. LAID OVER.
21. Alderman Wasco read a Finance and Personnel Committee Report recommending the award for Investment Brokerage Services be made to three firms; PNC Capital Markets, of Cleveland, OH, Fifth Third Securities, of Chicago, IL, and RBC Capital of Lincoln, NE for fees ranging from 3 to 5 basis points per trade and will use our existing custodian. The funding source is General Investment Account. LAID OVER.
22. Alderman Wasco read a Finance and Personnel Committee Report recommending approval of a joint purchasing contract for four fire engines to Global Emergency Products, of Aurora, Illinois in the amount of \$2,268,701. The fire engines will be located at Stations 2, 4, 8, and 11. The funding source is Fire Department Capital Budget. LAID OVER.

23. Alderman Wasco read a Finance and Personnel Committee Report recommending the award for Engineering Agreement: Operational Data Management System Planning be made to Westin Engineering, Inc. for a total not to exceed cost of \$50,915. The funding for this project will come from the Water Division Operating Budget. LAID OVER.
24. Alderman Wasco read a Finance and Personnel Committee Report recommending the award for Engineering Agreement: SCADA Security Improvements be made to Baxter Woodman CSI for a total not to exceed cost of \$17,000. The funding for this project will come from the Water Division Operating Budget. LAID OVER.

2013-049CR

25. Alderman Wasco read a Finance and Personnel Committee Report having considered the matter of an Amendment to the Intergovernmental Agreement between the City of Rockford and the members of the Winnebago County Integrity Task Force, begs leave to report recommending the City Council adopt an Ordinance approving the Amendment to the Intergovernmental Agreement providing for the expansion of the Task Force to include Boone County Sheriff’s Dept. and the City of Belvidere as set forth in the agreement. The Legal director shall prepare the appropriate ordinance.

Alderman Wasco moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. McNeely voted no; Ald. Hervey, 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, Elyea, Beck -11-
 Nays: McNeely -1-
 Absent: Hervey, Robertson -2-

26. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of February 4, 2013 in the amount of \$1,868,484.93. MOTION PREVAILED by a Roll Call vote of:

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

OFFICERS REPORTS

27. Mayor Morrissey presented a Proclamation proclaiming the week of February 4, 2013 to be “ROCKFORD RAVENS MIGHTY MITES YOUTH FOOTBALL NATIONAL CHAMPIONS WEEK” in Rockford, Illinois and congratulated the Rockford Ravens Might Mites Youth Football Team on a tremendous 2012 season and winning the national championship.
- 27a. Mayor Morrissey congratulated Sean Considine, Baltimore Ravens Special Teams, Byron resident and his cousin for winning the Superbowl and mentioned the Ravens Offensive Coordinator is from Beloit and Rockford native Michelle Williams performed at the half-time show.

28. Mayor Morrissey thanked residents for their patience with snow removal efforts and commended city employees for their tireless efforts. He explained snow removal contractors were not called in until 9:00 this morning because of the lateness of the storm.
29. Mayor Morrissey announced a Senior Officials Workshop for Emergency Management/ Preparedness Training will be held on Wednesday, February 6th at the RMTD east side location.
30. Mayor Morrissey also announced that he, employees of the Rockford Public Works Department and Department of Transportation will be attending a workshop in Chicago to discuss the topic of "complete streets", ensuring the needs of pedestrians, bicyclist and automobiles are met.
31. Mayor Morrissey thanked Alderman Hervey for providing time at the 5th ward meeting for Police Chief Epperson to answer department related questions and concerns. He reiterated specific issues on individual cases will not be discussed because of pending investigations or legal matters.
32. Mayor Morrissey submitted an appointment to the Historic Preservation Commission, Mr. Gary G. Carlson, for a term ending February 2016. LAID OVER.
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 encouraged all to attend. For more information please contact John Brantley at 815/299-2508 or Christopher Sims at universoulove@hotmail.com.
34. Alderman Thompson-Kelly requested Tim Hanson, Director of Public Works, to advise the citizens of the current snow removal operations.

Tim Hanson advised two snow/salting operations took place over the weekend and explained with last night's storm, city crews were dispatched at 10:00 pm. Because the heaviest snowfall was predicted at 3:00 am, contractors were not called in until 8:00 am, and are still out in the residential areas.

Tim Hanson also advised garbage collection is behind, but asked residents to keep their garbage out for pick up the next day.
35. Alderman Wasco extended a "hello" to everyone on behalf of Alderman Robertson who has been under the weather the last few weeks.
36. Alderman Wasco addressed a few of the speaker's comments regarding the issue of economic development on the west side. He listed several developments and road projects that have been started or completed on the west side and offered statistics of disbursed funds in various wards from 2009-2011.
37. Alderman Thompson-Kelly thanked Alderman Wasco for this comments, but reminded him it has been far too long for those projects to come to fruition. She agreed that some

of the comments were not accurate and advised that some of the 2009-2011 funding was used to build parking garages and did not go directly into her ward.

38. Alderman McNeely thanked both Aldermen Wasco and Thompson-Kelly for their comments. She believes the comments made by the speakers tonight are due to frustration with the slow and very little economic growth on the west side and on-going quest for answers to the officer involved shootings.

UNFINISHED BUSINESS

2013-050CR

39. Alderman Mark moved the adoption of 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. MOTION PREVAILED by a Roll Call vote of:

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

2013-051CR

40. Alderman Mark moved the adoption of 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. MOTION PREVAILED by a Roll Call vote of:

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

2013-052CR

41. Alderman Mark moved the adoption of 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. MOTION PREVAILED by a Roll Call vote of:

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

2013-053CR

42. Alderman Mark moved the adoption of 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 APRPOVE 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. MOTION PREVAILED by a Roll Call vote of:

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

2013-054CR

43. Alderman Mark moved the adoption of 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. MOTION PREVAILED by a Roll Call vote of:

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

2013-055CR

44. Alderman Mark moved the adoption of 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. MOTION PREVAILED by a Roll Call vote of:

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

2013-056CR

45. 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 14th Street from 5th Avenue to 6th Avenue. MOTION PREVAILED by a Roll Call vote of:

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

2013-057CR

46. Alderman Mark moved the adoption of 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. MOTION PREVAILED by a Roll Call vote of:

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

2013-011-O

47. Alderman Mark moved the adoption of 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.

MOTION PREVAILED by a Roll Call vote of:

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

2013-012-O

48. Alderman Mark moved the adoption of 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.

MOTION PREVAILED by a Roll Call vote of:

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

2013-013-O

49. Alderman Mark moved the adoption of 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.

MOTION PREVAILED by a Roll Call vote of:

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

2013-014-O

50. Alderman Mark moved the adoption of 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".

MOTION PREVAILED by a Roll Call vote of:

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

Nays: -0-

Absent: Hervey, Robertson -2-

2013-015-O

51. Alderman Mark moved the adoption of 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.

MOTION PREVAILED by a Roll Call vote of:

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

Nays: -0-

Absent: Hervey, Robertson -2-

2013-058CR

52. Alderman Jacobson moved the adoption of a Planning and Development Committee Report 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. MOTION PREVAILED by a Roll Call vote of:

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

Nays: Thompson-Kelly, Timm, McNeely -3-

Absent: Hervey, Robertson -2-

2013-016-O

53. Alderman Jacobson moved the adoption of an Ordinance approving the Option to Purchase Agreement the property at 134 North Main Street with owner, Peter T. Sullivan. MOTION PREVAILED by a Roll Call vote of:

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

2013-059CR

54. Alderman Wasco moved the adoption of 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. MOTION PREVAILED by a Roll Call vote of:

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

55. Alderman Wasco moved the adoption of 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. MOTION FAILED by a Roll Call vote of:

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

2013-060CR

56. Alderman Wasco moved the adoption of 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. MOTION PREVAILED by a Roll Call vote of:

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

2013-061CR

57. Alderman Wasco moved the adoption of 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. MOTION PREVAILED by a Roll Call vote of:

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

MOTIONS AND RESOLUTIONS

2013-015R

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

A. Bid: Keith Creek Demos Phase III 2013, funding source: DCEO Grants
B. Bid: City-Wide Mowing, funding source: Street Division Operating Budget

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

NEW BUSINESS

59. Alderman Jacobson introduced and read an Ordinance approving the First Amendment to the Master Agreement of the City of Rockford's Commercial District Economic Development, Education and Entrepreneurship Network (EDEEN). LAID OVER.
60. Alderman Mark introduced and read an Ordinance amending Article 63, of the Zoning Ordinance of the City of Rockford for a 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. Meeting 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. LAID OVER.

61. Alderman Mark introduced and read an Ordinance amending Article 64 of the Zoning Ordinance of the City of Rockford for a Variation to increase the maximum allowable square footage of a detached garage (accessory structure) from 720 square feet to 1032 square feet in an R-1, Single-family Residential 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 on file.
 4. No business allowed within the detached garage.

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

62. Alderman Mark introduced and read an Ordinance amending Article 63 of the Zoning Ordinance of the City of Rockford for a Special Use Permit for body art services/retail/jewelry/clothing at 1002 East State Street. Approval is subject to the following conditions:
1. Meeting 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 Findings of Fact. LAID OVER.

63. Alderman Mark introduced and read an Ordinance amending Article 64 of the Zoning Ordinance for a (A) Variation to increase the square footage from 64 square feet to 257 square feet for a free-standing monument-style sign; (B) a Variation to increase the height from 8 feet to 20.8 feet for a free-standing monument-style sign along I-90; and (C) a 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. LAID OVER.

64. Alderman Mark introduced and read an Ordinance amending Article 20 and Article 63 of the Zoning Ordinance of the City of Rockford for a (A) Zoning Map Amendment from County R-1 to City R-1, Single-Family Residential Zoning District and (B) a 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. LAID OVER.

65. Alderman Mark introduced and read an Ordinance amending Chapter 3, Section 3-56, Article III of the Code of Ordinances of the City of Rockford upon all other requirements of the Liquor and Tobacco Ordinance having been met, said amendments shall serve as City Council advice and consent for the Liquor Commissioner to approve the following amendments for the following establishment:

Mobin Ahmad d/b/a U.S. Petroleum for the sale of tobacco products with a gas station and convenience store 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.

LAID OVER.

66. Alderman Mark introduced and read an Ordinance authorizing the Mayor and Legal Director to execute the attached Article III Residential Quality Support Ordinance. LAID OVER.
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 14th Street from 5th Avenue to 6th Avenue.

LAID OVER.

68. Alderman Wasco introduced and read an 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. LAID OVER.

2013-017-O

69. Alderman Wasco introduced and read an Ordinance authorizing the Mayor and Legal Director to execute and attest the attached Amendment to the Intergovernmental Agreement for the Winnebago County Integrity Task Force expanding said Task Force to include Boone County and the City of Belvidere.
70. Alderman Wasco introduced and read an Ordinance for the tax levied under the Bond issues referred to on the attached sheet be abated in the amounts as indicated. LAID OVER.
71. Upon motion duly made and seconded, the meeting was adjourned at 7:46 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 11, 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
- Committee Reports
- Officers Reports

UNFINISHED BUSINESS

I. COMMITTEE REPORTS LAID OVER FEBRUARY 4, 2013

1. Mark - Code and Regulation - SUSTAINING the Liquor and Tobacco Advisory Board, thereby recommending that City council DENY the sale of tobacco in conjunction with a convenience store in the name of **Raed A. Alabbodi d/b/a H&A Tobacco & Discount** in a C-4, Urban Mixed-Use Zoning District at 1623 Broadway.
2. Mark - Code and Regulation - 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. Approval is subject to the following conditions:
 1. Meeting all building and fire codes.
 2. That the community based housing on the 4th floor shall comply with the for a maximum of sixteen (16) residents.
 3. The interior layout of the business shall be consistent with the submitted interior floor plan Exhibit E.
3. Mark - Code and Regulation - Recommending the approval of the annexation of 4646 Spring Brook Road.
4. Mark - Code and Regulation - Recommending the approval of the annexation agreement of 4646 Spring Brook Road.

5. Wasco - Finance and Personnel - Recommending the award for False Alarm Management be made to PMAM Corporation, of Irving, TX with proposed revenue split as detailed in the memo. The initial term of the contract would be for three years with the option to renew for an additional 2 years.
6. Wasco - Finance and Personnel - Recommending the award for Investment Brokerage Services be made to three firms; PNC Capital Markets, of Cleveland, OH, Fifth Third Securities, of Chicago, Illinois, and RBC Capital of Lincoln, NE for fees ranging from 3 to 5 basis points per trade and will use our existing custodian. The funding source is General Investment Account.
7. Wasco - Finance and Personnel - Recommending approval of a joint purchasing contract for four fire engines to Global Emergency Products, of Aurora, Illinois in the amount of \$2,268,701. The fire engines will be located at Stations 2, 4, 8, and 11. The funding source is Fire Department Capital Budget.
8. Wasco - Finance and Personnel - Recommending the award for Engineering Agreement: Operational Data Management System Planning be made to Westin Engineering, Inc. for a total not to exceed cost of \$50,915. The funding for this project will come from the Water Division Operating Budget.
9. Wasco - Finance and Personnel - Recommending the award for Engineering Agreement: SCADA Security Improvements be made to Baxter Woodman CSI for a total not to exceed cost of \$17,000. The funding for this project will come from the Water Division Operating Budget.

II. ORDINANCES LAID OVER FEBRUARY 4, 2013

1. Jacobson - Ordinance - First Amendment to the Master Agreement of the City of Rockford's Commercial District Economic Development, Education and Entrepreneurship Network (EDEEN).
2. Mark - Ordinance - Amending Article 63, of the Zoning Ordinance of the City of Rockford for a 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. Meeting all applicable building and fire codes.
 2. Existing tenant space cannot operate as a cash store/payday loan business (2424 South Alpine Road).
3. Mark - Ordinance - Amending Article 64 of the Zoning Ordinance of the City of Rockford for a Variation to increase the maximum allowable square footage of a detached garage (accessory structure) from 720 square feet to 1032 square feet in an R-1, Single-family Residential 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 on file.
 4. No business allowed within the detached garage.
4. Mark - Ordinance - Amending Article 63 of the Zoning Ordinance of the City of Rockford for a Special Use Permit for body art services/retail/ jewelry/clothing at 1002 East State Street. Approval is subject to the following conditions:
1. Meeting 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.
5. Mark - Ordinance - Amending Article 64 of the Zoning Ordinance for a (A) Variation to increase the square footage from 64 square feet to 257 square feet for a free-standing monument-style sign; (B) a Variation to increase the height from 8 feet to 20.8 feet for a free-standing monument-style sign along I-90; and (C) a 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.
6. Mark - Ordinance - Amending Article 20 and Article 63 of the Zoning Ordinance of the City of Rockford for a (A) Zoning Map Amendment from County R-1 to City R-1, Single-Family Residential Zoning District and (B) a 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.
7. Mark - Ordinance - Amending Chapter 3, Section 3-56, Article III of the Code of Ordinances of the City of Rockford upon all other requirements of the Liquor and Tobacco Ordinance having been met, said amendments shall serve as City Council advice and consent for the Liquor Commissioner to approve the following amendments for the following establishment:
- Mobin Ahmad d/b/a U.S. Petroleum** for the sale of tobacco products with a gas station and convenience store 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.
8. Mark - Ordinance - Authorizing the Mayor and Legal Director to execute the attached Article III Residential Quality Support Ordinance.
 9. 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 14th Street from 5th Avenue to 6th Avenue.
 10. 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.
 11. Wasco - Ordinance – Authorizing for the tax levied under the Bond issues referred to on the attached sheet be abated in the amounts as indicated.

III. APPOINTMENTS

A. LAID OVER FEBRUARY 4, 2013

1. Mayor Morrissey – Appointment - Historic Preservation Commission, Mr. Gary G. Carlson, for a three-year term ending February 2016. (Pursuant to Rule 18, this item is up for passage on March 11, 2013).

B. HELD OUT FEBRUARY 4, 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).

IV. RESOLUTIONS

- 1. Mark – City Council Closed Session Minutes

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. Mark – Ordinance - 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. Approval is subject to the following conditions:

- 1. Meeting all building and fire codes.
- 2. That the community based housing on the 4th floor shall comply with a maximum of sixteen (16) residents.
- 3. The interior layout of the business shall be consistent with the submitted interior floor plan Exhibit E.

- 2. Mark – Ordinance - Annexation of 4646 Spring Brook Road.

* 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

Monday, February 11, 2013, 5:15 p.m.

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

AGENDA

- 1. C & R 13-11 012-LAB-038 Request for the Sale of Tobacco Products with a gas station and convenience store in an R-1, Single-Family Residential Zoning District at 3307 Charles Street
- 2. C & R 13-26 Sale of City-Owned Vacant Land/Part of land adjacent to the west of 6750 Porter Road
- 3. C & R 13-27 Closed Session for Purposes of Pending and/or Threatened Litigation

FINANCE AND PERSONNEL COMMITTEE
Monday, February 11, 2013, 5:15 p.m.
Conference Room B, City Hall 2nd floor (south room)
AGENDA

1. Purchasing and Vouchers
 - A. Award of Bid: Auto Parts
 - B. Award of Bid: Tree Removal
 - C. Award of Bid: Guardrail Installation & Repair Service
 - D. Award of Contract: River Edge Redevelopment Grant Administration
 - E. Award of Contract: CDBG IKE Disaster Recovery Economic Program Grant Administration
 - F. Engineering agreement: Rail Consolidation & Crossing Improvement Projects throughout Rockford – Suspend rules (Laid over 2/4)
 - G. Engineering Agreement: N. Main & Auburn Roundabout – Suspend rules (Laid over 2/4)
 - H. Engineering Agreement: Biennial Bridge Safety Inspection
 - I. Change Order: Data Center Switch Upgrade
 - J. Resolution to take Bids
 - K. Vouchers
2. Resolution for Licensing Agreement: South Industrial Park Water Main Extension – Railroad Pipe Crossing
3. Resolution of Support for Attorney General Lisa Madigan Foreclosure Mitigation Grant Application
4. Review of Closed Session Minutes (Laid over 2/4)

PLANNING AND DEVELOPMENT COMMITTEE
Monday, February 11, 2013, _____ p.m.
CD Conference Room, City Hall 2nd floor
AGENDA

No Meeting Scheduled.

LEGISLATIVE LOBBYING COMMITTEE

Monday, February 11, 2013, ____ p.m.

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

AGENDA

No Meeting Scheduled.