

**CITY COUNCIL, CITY OF ROCKFORD  
JOURNAL OF PROCEEDINGS  
JUNE 3, 2013  
COUNCIL CONVENED AT 6:29 P.M.**

1. The invocation was given by Chaplain Kevin Clark, The Net Church, and the Pledge of Allegiance was led by the City Council Page Yesenia Centeno.
2. Roll Call:

Mayor Lawrence Morrissey

Aldermen: Durkee, McNamara, Frost, Hervey, Hilton, Newburg, Beach, Elyea, Beck, Chiarelli -10-  
Absent: Getchius, Thompson-Kelly, Oddo, McNeely -4-
3. Alderman Hervey moved to accept the Journal of Proceedings of May 28, 2013 seconded by Alderman Hilton. MOTION PREVAILED (Ald. Getchius, Thompson-Kelly, Oddo, McNeely absent).

**PUBLIC PARTICIPATION**

4. Prophet Yusef explained why public transportation is vital to Rockford's economy.
5. Brandi Brown urged council members to request the US Department of Justice to conduct an investigation of police misconduct and excessive force here in Rockford.

Alderman Getchius entered the meeting at 6:40 pm

6. John Brantley mentioned he attended the police academy and again urged the aldermen to collaborate with their precinct committee person.
7. Roland Poska invited community members to join him on July 4, 2013 at the State Street Bridge, Joe Marino Park, from 12:00 pm (noon) – 3:00 pm.
8. Dyanna Chandler listed several events held throughout the City of Rockford that create unity and pride in the community.

**PETITIONS AND COMMUNICATIONS**

9. Alderman Durkee submitted a Memorandum from Vicki Manson, Development Programs Manager, regarding the Homebuyers Advantage Program. Referred to Planning and Development Committee.
10. Alderman Beck submitted a Memorandum Marcy Leach, Engineering Operations Manager, regarding revisions to Chapter 26-34-2, Festival Zone Vending for Carts, Kiosks and Food Trucks and addition of Buskers.
  1. Chapter 26-34.2 – Festival Zone Vending for Carts, Kiosks and Food Trucks
  2. Chapter 26-34.3 – Buskers in Festival Zone Areas

Referred to Code and Regulation Committee.

11. Alderman Beck submitted the Rockford Traffic Commission Agenda for the meeting to be held on June 12, 2013. Referred Traffic Commission.
12. Alderman Beck submitted a Memorandum from Julia Valdez, Director of Human Resources, regarding upcoming special events:
  1. Midtown Parish Summerfest – 7/13/13

Referred to Code and Regulation Committee.

### **NEW COMMITTEE REPORTS**

13. Alderman Hervey read a Finance and Personnel Committee Report recommending the award for City-Wide Street Repairs Group #4 be made to the low bidder, Stenstrom Excavation, of Rockford, Illinois for their total bid of \$759,485.39. The funding source is Sales Tax. LAID OVER.
14. Alderman Hervey read a Finance and Personnel Committee Report recommending the award for purchase of two (2) Changeable Message Boards be made to, Street Smart Rental of Lino Lakes, Minnesota at the unit price of \$15,341.00 for a total contract price of \$30,682.00. The funding source is Traffic Division Capital/Lease Funds. LAID OVER.
15. Alderman Hervey read a Finance and Personnel Committee Report recommending the award for Engineering Agreement: North Main St. Corridor Lighting Improvements be made to Crawford, Murphy & Tilly, Inc. for a total not-to-exceed cost of \$101,500.00 for design engineering services for the North Main St. Corridor lighting improvements relating to the Illinois Dept. of Transportation's North Main St. roadway reconstruction project. The funding source is Sales Tax. LAID OVER.

### **2013-216CR**

16. Alderman Hervey read a Finance and Personnel Committee Report recommending the Award of a Sole Source Contract for Slope Mowing be made to JJ Paris, of Rockford, Illinois for a unit price of \$125.00 per hour. The funding for source is Street Division Operating Budget.

Alderman Hervey moved to suspend Rule 11, seconded by Alderman Newburg. MOTION PREVAILED (Ald. Thompson-Kelly, Oddo, McNeely absent). The Committee Report was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hilton, Newburg, Beach, Elyea, Beck, Chiarelli -11-  
Nays: -0-  
Absent: Thompson-Kelly, Oddo, McNeely -3-

**2013-217CR**

17. Alderman Hervey read a Finance and Personnel Committee Report recommending approval of the Head Start 5.27 Percent Reduction Plan and amended funding period for the Head Start and Early Head Start Grants, effective July 1, 2013 through March 31, 2014.

Alderman Hervey moved to suspend Rule 11, seconded by Alderman Newburg. MOTION PREVAILED (Ald. Thompson-Kelly, Oddo, McNeely absent). The Committee Report was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hilton, Newburg, Beach, Elyea, Beck, Chiarelli -11-  
Nays: -0-  
Absent: Thompson-Kelly, Oddo, McNeely -3-

18. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of June 3, 2013 in the amount of \$1,675,535.07. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hilton, Newburg, Beach, Elyea, Beck, Chiarelli -11-  
Nays: -0-  
Absent: Thompson-Kelly, Oddo, McNeely -3-

19. Alderman Beck read a Code and Regulation Committee Report SUSTAINING the Liquor and Tobacco Advisory Board, thereby recommending that City Council DENY the sale of beer and wine by the drink in conjunction with a restaurant in the name of **Richard Buckley and Gary Weeks d/b/a Molly's Deli** in a C-2, Limited Commercial Zoning District at 5811 and 5839 Forest Hills Road. LAID OVER.

**2013-218CR**

20. Alderman Beck read a Code and Regulation Committee Report SUSTAINING the Liquor and Tobacco Advisory Board, thereby recommending that City Council APPROVE the sale of liquor by the drink with a tavern and the sale of packaged liquor with a tavern in the name of **Steven J. Owen d/b/a Steve's Railroad Tap, Inc.**, in an I-1, Light Industrial Zoning District at 902 9<sup>th</sup> Street. Approval is subject to the following conditions:

1. Compliance with the Liquor Ordinance
2. Business hours shall be consistent to business plan shown as Exhibit F
3. That there shall be on cover charge
4. No stage area/dance floor shall exceed 150 square.

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

Alderman Hervey moved to suspend Rule 11, seconded by Alderman Newburg. MOTION PREVAILED (Ald. Thompson-Kelly, Oddo, McNeely absent). The Committee Report was placed on Passage. MOTION PREVAILED (Ald. Thompson-Kelly, Oddo, McNeely absent).

## OFFICERS REPORTS

21. Mayor Morrissey called attention to a Memorandum from Jim Ryan, City Administrator, confirming the dates for the aldermanic retreats; June 15, 2013/8:30 am – 1:00 pm; and June 21, 2013/11:30 am – 3:30 pm and provided topics for discussion.
22. Mayor Morrissey announced the Regional Design Center will be hosting an open house at the RMAP Office, 315 North Main Street on June 7, 2013 from 5:30 pm – 8:00 pm.
23. Mayor Morrissey thanked Council members for attending the joint meeting with Winnebago County Board members last Thursday. He appreciated the conversation and looks forward to future meetings.
24. Alderman Durkee also mentioned the public open house at the new Regional Design Center, 315 North Main Street on Friday, June 7, 2013 from 5:30 pm – 8:00 pm. A sneak peak for council members, RMAP committee and community stakeholders interested in urban and neighborhood design will be from 4:30 pm – 5:30 pm. Refreshments will be served. He encouraged all to attend the open house.
25. Alderman Newburg thanked city staff for their help and patience, and Tim Hanson, Director Public Works, and his staff for doing a great job. Keep up the good work!
26. Alderman Hervey announced Klehm Arboretum will be hosting their annual Garden Fair this weekend. She encouraged everyone to attend.
27. Alderman Hervey announced preparation has begun to break ground for the South Main Street project.
28. Alderman Beck thanked council members and county board members for attending the special meeting last week. He commented this was one of the better meetings he has been a part of since he became alderman twelve years ago. He was encouraged with the discussion and looks forward to future collaboration.
29. Alderman Beck announced the Edgewater Neighborhood Association is having their annual garage sale this Saturday.

## UNFINISHED BUSINESS

### 2013-219CR

30. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending the award for Rental of Digital Copy Equipment be made to Nexus Office Systems of Rockford, Illinois for an estimated annual cost of \$88,342 for five (5) years. Nexus Office Systems was willing to extend the same County contract terms and price to the City of Rockford. The funding source is Departmental Operating Budgets. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hilton, Newburg, Beach, Elyea, Beck, Chiarelli -11-

Nays: -0-  
Absent: Thompson-Kelly, Oddo, McNeely -3-

**2013-220CR**

31. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending the award for Window Replacement for Fire Stations #1, 9 & 10 be made to lowest bidder for station 1, Kirt Johnson Construction for their bid of \$21,911.75 and for stations 9 & 10 to Rockford Contractors for their total bid of \$40,000.00. The funding source is Property Fund. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hilton, Newburg, Beach, Elyea, Beck, Chiarelli -11-  
Nays: -0-  
Absent: Thompson-Kelly, Oddo, McNeely -3-

**2013-221CR**

32. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending the award for request for qualifications be made to all the vendors submitting responses:

ADV Enterprise	Rockford
Heels and Hard Hats	Byron
Pure Janitorial & Maintenance	Rockford
Gerke Enterprises	Rockford
Pete's Cleanup Service	Rockford
Rios Rios Landscaping	Rockford
King Concrete	Rockford

The estimated annual total is \$80,000. Bids are solicited weekly for individual properties and work is awarded to the low bidder for each property. The funding source is Construction Services Operating Budget. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hilton, Newburg, Beach, Elyea, Beck, Chiarelli -11-  
Nays: -0-  
Absent: Thompson-Kelly, Oddo, McNeely -3-

**2013-222CR**

33. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending approval of a Change Order for Consultant Services for Keith Creek Buyout 3 Grant Administration with Ellen Burgeson, Inc. for grant administration an additional \$12,000 for a total not-to-exceed amount of \$45,000. The funding for this project will come from DCEO Buyout 3 Grant Funds. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hilton, Newburg, Beach, Elyea, Beck, Chiarelli -11-

Nays: -0-  
Absent: Thompson-Kelly, Oddo, McNeely -3-

**2013-070-O**

34. Alderman Durkee moved the adoption of an Ordinance approving the extension of the Enterprise Zone expiration date to July 1, 2016. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hilton, Newburg, Beach, Elyea, Beck, Chiarelli -11-  
Nays: -0-  
Absent: Thompson-Kelly, Oddo, McNeely -3-

**2013-071-O**

35. Alderman Beck moved the adoption of an Ordinance for a water main easement through Rock River Water Reclamation District property at block 25 of Grant Park Subdivision. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hilton, Newburg, Beach, Elyea, Beck, Chiarelli -11-  
Nays: -0-  
Absent: Thompson-Kelly, Oddo, McNeely -3-

**2013-072-O**

36. Alderman Beck moved the adoption of an Ordinance amending Chapter 16, Section 195 of the Code of Ordinances to add the following:

"40 MPH" Speed Limit" on 20<sup>th</sup> Street from Sandy Hollow Road to 275 feet north of Fruitland Drive.

"20 MPH School Speed Limit" on 20<sup>th</sup> Street from 275 feet north of Fruitland Drive to 435 feet south of Fruitland Drive.

"40 MPH Speed Limit" on 20<sup>th</sup> Street from 435 feet south of Fruitland Drive to southern City Limits.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hilton, Newburg, Beach, Elyea, Beck, Chiarelli -11-  
Nays: -0-  
Absent: Thompson-Kelly, Oddo, McNeely -3-

**MOTIONS AND RESOLUTIONS**

**2013-071R**

37. Alderman Hervey, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution, providing the Rockford Metropolitan Agency for Planning (RMAP), the regional Metropolitan Planning Organization (MPO) with \$76,292.00 for the

City of Rockford's share of the local matching funds for the project (Section No. 13-00597-00-ES). MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, Hervey, Hilton, Newburg, Elyea, Beck, Chiarelli -8-  
Nays: McNamara, Frost, Beach -3-  
Absent: Thompson-Kelly, Oddo, McNeely -3-

**2013-072R**

38. Alderman Beck, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution, for Rock River Development Partnership requesting a special event permit and liquor permit for consumption of liquor outdoors on public property ("SP" license) for the Rockford City Market, downtown area every Friday beginning May 31, 2013, ending October 11, 2013 from 3:00 pm – 8:00 pm through August 30, 2013 and 3:00 – 7:00 pm September 6, 2013 through October 11, 2013. MOTION PREVAILED (Ald. Thompson-Kelly, Oddo, McNeely absent).

**2013-073R**

39. Alderman Beck, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution, for Chris Wachowiak, requesting a special event permit for the Green Light Event on Saturday, June 15, 2013 from 12:00 pm (noon) to 12:00 am (midnight) on Main Street from State to Elm. MOTION PREVAILED (Ald. Thompson-Kelly, Oddo, McNeely absent).

**2013-074R**

40. Alderman Beck, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution, for Chris Wachowiak, requesting a special event permit for Second Saturdays:

Saturday, June 8, 2013 from 5:00 pm – 12:00 am (midnight)

Saturday, July 13, 2013 from 5:00 pm – 12:00 am (midnight)

Saturday, August 10, 2013 from 5:00 pm – 12:00 am (midnight)

Event located is Main State from State to Chestnut, Rockford, Illinois. MOTION PREVAILED (Ald. Thompson-Kelly, Oddo, McNeely absent).

**2013-075R**

41. Alderman Beck, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution, for the Grisanzio Family, requesting a special event permit for the 50<sup>th</sup> Anniversary Party on Sunday, June 30, 2013 from 1:00 pm – 4:00 pm at Capri Pizza, 313 E. State Street. MOTION PREVAILED (Ald. Thompson-Kelly, Oddo, McNeely absent).

**2013-076R**

42. Alderman Beck, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution, for the Fourth of July Committee, requesting a special event permit and liquor permit for consumption of liquor outdoors on public property ("SP" license) for the Fourth of July Celebration on July 4, 2013 from 3:00 pm – 10:00 pm in downtown Rockford, Davis Park, 320 South Wyman Street. MOTION PREVAILED (Ald. Thompson-Kelly, Oddo, McNeely absent).

**2013-077R**

43. Alderman Beck, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution requesting permission from Illinois Department of Transportation (IDOT) for temporary street closures and detours within the City of Rockford for the Fourth of July Parade and Fourth of July Celebrations on July 4, 2013. MOTION PREVAILED (Ald. Thompson-Kelly, Oddo, McNeely absent).
44. Alderman Beck, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution granting the City of Rockford broad authority to determine the number, kind and classification of licenses for the sale of alcoholic liquor by the drink. (This resolution will be read in next week as committee report).
45. Upon motion duly made and seconded, the meeting was adjourned at 7:15 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, 2<sup>ND</sup> floor City Hall**  
**425 E. State Street, Rockford**  
**June 10, 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
- Petitions and Communications
- Committee Reports
- Officers Reports

**UNFINISHED BUSINESS**

**I. COMMITTEE REPORTS LAID OVER JUNE 3, 2013**

1. Hervey - Finance and Personnel - Recommending the award for City-Wide Street Repairs Group #4 be made to the low bidder, Stenstrom Excavation, of Rockford, Illinois for their total bid of \$759,485.39. The funding source is Sales Tax.
2. Hervey - Finance and Personnel - Recommending the award for purchase of two (2) Changeable Message Boards be made to, Street Smart Rental of Lino Lakes, Minnesota at the unit price of \$15,341.00 for a total contract price of \$30,682.00. The funding source is Traffic Division Capital/Lease Funds.
3. Hervey - Finance and Personnel - Recommending the award for Engineering Agreement: North Main St. Corridor Lighting Improvements be made to Crawford, Murphy & Tilly, Inc. for a total not-to-exceed cost of \$101,500.00 for design engineering services for the North Main St. Corridor lighting improvements relating to the Illinois Dept. of Transportation's North Main St. roadway reconstruction project. The funding source is Sales Tax.
4. Beck - Code and Regulation - SUSTAINING the Liquor and Tobacco Advisory Board, thereby recommending that City Council DENY the sale of beer and wine by the drink in conjunction with a restaurant in the name of **Richard Buckley and Gary Weeks d/b/a Molly's Deli** in a C-2, Limited Commercial Zoning District at 5811 and 5839 Forest Hills Road.

**III. MOTION/RESOLUTIONS READ**

- 1. Beck - Midtown Parish Summerfest – 7/13/13

**IV. 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. Hervey – Ordinance - Approval of the Intergovernmental Agreement between the Illinois Office of the Comptroller and the City of Rockford regarding access to the Comptroller’s Local Debt Recovery Program.
- 2. Beck – Ordinance – Approval of the sale of liquor by the drink with a tavern and the sale of packaged liquor with a tavern in the name of **Steven J. Owen d/b/a Steve’s Railroad Tap, Inc.**, in an I-1, Light Industrial Zoning District at 902 9<sup>th</sup> Street. Approval is subject to the following conditions:
  - 1. Compliance with the Liquor Ordinance
  - 2. Business hours shall be consistent to business plan shown as Exhibit F
  - 3. That there shall be on cover charge
  - 4. No stage area/dance floor shall exceed 150 square.
- 3. Beck – Ordinance – Approval of the sale of packaged liquor in conjunction with a gas station and convenience store in the name of **Fayez Asad d/b/a Choice Gas Stop**, in an I-1, Light Industrial Zoning District at 2914 West State Street
- \* 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, June 10, 2013, 5:15 p.m.**

**Conference Room A, City Hall 2<sup>nd</sup> floor (north room)**

**AGENDA**

- 1. C & R 13-98 Special Event: Midtown Parish Summerfest - 7/13/13
- 2. C & R 13-99 Revision to Chapter 26-34.2 & Chapter 26-34.3, Festival Zone Vending for Carts, Kiosks & Food Trucks & addition of Buskers

3. C & R 13-97 Closed Session for Purposes of Pending and/or Threatened Litigation: Scott v. Grover

**FINANCE AND PERSONNEL COMMITTEE**

**Monday, June 10, 2013, 5:15 p.m.**

**Conference Room B, City Hall 2<sup>nd</sup> floor (south room)**

**AGENDA**

1. Purchasing and Vouchers
  - A. Award of Contract: Homeless Management Information System – Suspend rules
  - B. Award of Bid: Demolition of 1707 Eastmoreland Avenue – Suspend rules
  - C. Resolution to take Bids
  - D. Vouchers
2. Resolution for ComEd Green Region Grant
3. Intergovernmental Agreement for Data Sharing with Rockford Housing Authority
4. Workforce Investment Board Fiscal Agent Agreement
5. Financial Discussion

**PLANNING AND DEVELOPMENT COMMITTEE**

**Monday, June 10, 2013, 5:30 p.m.**

**CD Conference Room, City Hall 2<sup>nd</sup> floor**

**AGENDA**

1. Memorandum from Vicki Manson, Development Programs Manager, regarding the Homebuyer Advantage Program.
2. Memorandum from Alderman Tim Durkee regarding Ongoing Planning Initiative Efforts.

**LEGISLATIVE LOBBYING COMMITTEE**

**Monday, June 10, 2013, \_\_\_\_\_ p.m.**

**Conference Room A, City Hall 2<sup>nd</sup> floor (north room)**

**AGENDA**

No Meeting Scheduled.