

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
APRIL 21, 2014
COUNCIL CONVENED AT 6:13 P.M.**

1. The invocation was given by Chaplain Herbert Johnson, Freedom Baptist Church and the Pledge of Allegiance was led by Council Page Beatrice Medrano.
2. Roll Call:
Mayor Lawrence Morrissey
Aldermen: Durkee, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Beach,
Elyea, Beck, McNeely, Chiarelli -12-
Absent: Getchius, Newburg -2-
3. Alderman Beach moved to accept the Journal of Proceedings of April 14, 2014 seconded by Alderman Hervey. MOTION PREVAILED (Ald. Getchius, Newburg absent).

PUBLIC PARTICIPATION

4. Jim Buckingham reported he is working on a homeless veteran's housing project, asked council members to contact him with any concerns about the project before Memorial Day and announced he will be presenting a proposal on June 30th.
5. Roland Poska again suggested that Social Security benefits should start at the beginning.
6. Prophet Yusef spoke about the challenges that families of hyperactive children face when educators label them as abnormal and disabled, demanding medication for the child. He wished Alderman Beck a happy birthday and announced there is a job fair tomorrow.
7. John Brantley thanked Mayor Morrissey, several sponsors for their donations and the Coronado Theatre for hosting an event for approximately 68 kids from Blackhawk and Fairgrounds.

PETITIONS AND COMMUNICATIONS

8. Alderman McNamara submitted a request from Elizabeth Chiodini, in conjunction with the Third Presbyterian Church Craft Fair, requesting permission to place signage at the corner of Custer and North Main Street from April 30, 2014 through May 3, 2014. The craft fair will be held at 1221 Custer. Alderman McNamara moved to grant the Prayer of the Petitioner, seconded by Alderman Hervey. MOTION PREVAILED (Ald. Getchius, Newburg absent).
9. Alderman McNamara submitted a request from neighborhood representatives per site and project coordinators Cyndie Hall and Christopher Greenwood requesting permission to use land as community vegetable gardens as well as placement of identification signage and fencing when approved by staff. Locations are listed below:

<u>Garden/Organization</u>	<u>Address</u>	<u>Ward</u>	<u>Zoning District</u>
Alpine	316 Wood Rd.	10	R-1
LSSI/RSVP	6401 Newburg Rd.	14	R-2
Mt. Zion Baptist Church	404 N. Avon St.	5	R-1
Northwest Community Center,	1325 N. Johnston Ave.	7	R-1
Patriot's Gateway	315 5th St.	11	R-3
Rock River Valley Pantry	421 S. Rockton Ave.	13	I-1
Rockford Housing Authority/Rockford Boys and Girls Club-Fairgrounds	1015 W. Jefferson	13	R-3
Rockford Housing Authority/Rockford Boys and Girls Club-Orton Keyes	633 Ranger	11	R-3
Rockford MELD	414 N. Court St	3	R-4
Salem Lutheran Church	1604 S. 6th St.	9	R-2
Total Faith Community Development	1280 S. Perryville	1	R-1
United Lutheran Church,	3060 N. Rockton Ave.	9	R-1
Valkommen Plaza	310 7th St. (2 nd floor deck)	11	C-4
Zion Development	509 5th St.	11	R-3
Zion Development	1131 4th Ave.	11	C-2

Alderman McNamara moved to grant the Prayer of the Petitioner, seconded by Alderman Hervey. MOTION PREVAILED (Ald. Getchius, Newburg absent).

10. Alderman Beck submitted a Memorandum from Kelly Nokes, Assistant Operations Manager, regarding upcoming special events:

1. Best in Paradise – 6/26/14
2. Navy Club Pig Roast – 5/24/14
3. Biggest Loser Run/Walk – 6/14/14
4. Electro Music Factory Festival – 7/19/14

Referred to Code and Regulation Committee.

11. Alderman Beck submitted a Memorandum from Mark Rose, Land Acquisition Officer, regarding a request to buy City owned vacant lot at 806 Lee Street. Referred to Code and Regulation Committee.
12. Alderman Beck submitted a Memorandum from Mark Rose, Land Acquisition Officer, regarding a request to buy City owned vacant lot at 824 Lee Street. Referred to Code and Regulation Committee.
13. Alderman Beck submitted the Rockford Zoning Board of Appeals minutes from the meeting held on April 15, 2014. Referred to Code and Regulation Committee.
14. Alderman Beck submitted the Rockford Liquor and Tobacco Advisory Board minutes from the meeting held on April 15, 2014. Referred to Code and Regulation Committee.
15. Alderman Beck submitted the Rockford Traffic Commission minutes from the meeting held on April 16, 2014. Referred to Code and Regulation Committee.
16. Alderman Durkee submitted a Memorandum regarding the research and development of a private or public water taxi service on the Rock River. Referred to Planning and Development Committee.
17. Alderman Durkee submitted a Memorandum regarding the Rockford Area Convention and Visitor's Bureau (RACVB) Quarterly Report to be put on the Agenda for 5/19/14. Referred to Planning and Development Committee.
18. Patrick Hayes, Legal Director, submitted a letter from ComEd, advising they are filing their annual update with the Illinois Commerce Commission (ICC) under the performance-based formula rate which is authorized by the Energy Infrastructure Modernization Act. This is a method by which ComEd adjusts their rates to adjust for the cost of the smart grid advancements they are making. All the council members have been provided a copy. Placed on File.

PROCLAMATIONS

19. Mayor Morrissey presented a Proclamation proclaiming the month of April 2014 to be "JUNIOR CHARIOTS MONTH" in Rockford, Illinois and congratulated the Junior Chariots Team on their National Championship.
20. Mayor Morrissey presented a Proclamation proclaiming the month of April 2014 to be "GREAT AMERICAN CLEANUP MONTH" in Rockford, Illinois and called upon our citizens to join in cleanup projects throughout the city and county on April 26, 2014 to keep our community clean, green and healthy.

Alderman Getchius joined the meeting at 6:48 pm.

21. Mayor Morrissey presented a Proclamation proclaiming Friday, April 25, 2014 to be "ARBOR DAY" in Rockford, Illinois and urged all citizens to take support efforts to

protect our environment and to support our city's urban forestry program which is an ongoing process of renewal and improvement that continues through the years.

22. Mayor Morrissey presented a Proclamation proclaiming the week of April 20th through April 26th, 2014 to be "MEDICAL LABORATORY PROFESSIONALS WEEK" in Rockford, Illinois and urged all citizens to recognize the critical role medical laboratory professionals in our community play in the continuum of healthcare delivery.

NEW COMMITTEE REPORTS

23. Alderman Hervey moved the adoption of a Finance and Personnel Committee report recommending approval of the proposed Airport Drive Project – Right-of-Way Crossing Agreement with Illinois Railway, between the City of Rockford and Illinois Railway. The Legal Director shall prepare the appropriate ordinance. LAID OVER.
24. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of April 21, 2014 in the amount of \$1,802,178.39. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Beach, Elyea, Beck, McNeely, Chiarelli -13-
Nays: -0-
Absent: Newburg -1-

OFFICERS REPORTS

25. Mayor Morrissey called attention to a Memorandum from Charlie Schaefer, Property Improvement Program Manager, with an update on the recycling container distribution.
26. Mayor Morrissey announced the City of Rockford Community and Economic Development Department will be hosting a series of public input sessions the week of April 21, 2014 to gather feedback related to community development and housing needs in our community. These sessions, which will be repeated each day, are as follows:

April 21, 2014	2:00pm-4:00pm	Community Room/North Main Manor 505 North Main Street
April 22, 2014	5:30pm – 7:00pm	Constance Lane Room/Montague Branch Library, 1238 South Winnebago Street
April 23, 2014	5:30pm-7:00pm	Katie's Cup, 502 7 th Street
April 24, 2014	1:00pm-3:00pm	Classroom 126/Building 5100 Rockford University, 5050 East State Street
April 24, 2014	5:30pm-7:00pm	Community Room, 1325 N. Johnston Ave

27. Mayor Morrissey mentioned today he attended a press conference in Chicago along with mayors from other municipalities in Illinois to raise awareness about the need for public safety pension reform as well as speaking in opposition to a pending bill in the Illinois Senate regarding minimum staffing.
28. Mayor Morrissey announced at the end of tonight's council meeting, Laurie Preece will be providing an update on the Alignment Rockford
29. Alderman Thompson-Kelly acknowledged James DeVoe, President of the West Gateway Coalition, in the audience tonight.
30. Alderman Thompson-Kelly expressed concerns on behalf of her constituents who have attended input sessions for the consolidated plan, that there is no follow-up with residents after the report has been completed. Todd Cagnoni, Director of Community and Economic Department, will provided her with that information.
31. Alderman Thompson-Kelly thanked the *Rockford Register Star* for the article about the Keep Northern Illinois Beautiful Great American Cleanup event on April 26, 2014, however, she pointed out the misprint of the date, April 27, 2014, in the newspaper and asked them to correct it.
32. Alderman Hervey announced the 5th Ward monthly meeting will be held this Thursday, April 24, 2014 at 6:00 pm at the Montague Branch Library and mentioned on Friday will be a tree planting ceremony on the west side of the Morgan Street bridge. She mentioned as a 6th grader receiving a small tree to plant for Arbor Day and reported today that tree still stands tall in her front yard.
33. Alderman Thompson-Kelly thanked the police department for conducting tobacco compliance checks and provided a list of businesses in her ward she would like checked. She asked the legal department to follow-up with her about penalties for the non-compliant businesses.

Patrick Hayes, Legal Director, advised that the legal department will be preparing an amendment to the Tobacco Ordinance to include penalties for non-compliant businesses. The proposed amendments will be referred to the Code and Regulations Committee for the meeting on May 12, 2014.

UNFINISHED BUSINESS

2014-102CR

35. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending approval of an Intergovernmental Agreement with the State of IL: Replacement of the Railroad Ave. Bridge located between 8th Street and 9th Street. The City's portion of a minimum estimated cost is \$184,000.00. The funding source is Sales tax. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Beach, Elyea, Beck, McNeely, Chiarelli -13-
Nays: -0-
Absent: Newburg -1-

2014-103CR

36. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending approval of the On-Line Access Agreement with the Illinois Secretary of State. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Beach, Elyea, Beck, McNeely, Chiarelli -13-
Nays: -0-
Absent: Newburg -1-

2014-061-O

37. Alderman Hervey moved the adoption of an Ordinance authorizing the Mayor and Legal Director to execute the attached Intergovernmental Agreement for improvements to Bell School Road (south of Lucky Lane to north of Argus Drive) between the City of Rockford and Winnebago County. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Beach, Elyea, Beck, McNeely, Chiarelli -13-
Nays: -0-
Absent: Newburg -1-

38. Alderman Hervey moved for the appointment to the CAA Rockford Human Services Board, Ms. Catherine Gray to fill a vacant client sector position. Ms. Gray will serve a three-year term. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Beach, Elyea, Beck, Chiarelli -12-
Nays: McNeely -1-
Absent: Newburg -1-

2014-062-O

39. Alderman Beck moved the adoption of an Ordinance amending Article 64 of the Zoning Ordinance of the City of Rockford for a Variation to reduce the required parking spaces from 81 spaces to 54 spaces in a C-2, Limited Office Zoning District at 1710 Rural Street. Approval is subject to the following conditions:

1. Meet all applicable Building and Fire Codes.
2. That the site must develop in accordance with Exhibits D and E, and as approved by Staff. The improvements shall be completed no later than October 1, 2014.
3. Any change of use or change in the business operation of the proposed tenant space as shown and identified on exhibit I will require review by the Zoning Officer and approval by the Zoning Officer.

4. The hours of operation for the tenant space #3 (Lydia's Café) and tenant space #4 (Rural on Tap) shall not conflict and must be in accordance with Exhibit I, as approved by Staff.

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

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Beck, Chiarelli -9-
Nays: Thompson-Kelly, Beach, Elyea, McNeely -4-
Absent: Newburg -1-

2014-063-O

40. Alderman Beck moved the adoption of 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:

Nick Fosberg and Derrick Kunz d/b/a Rural on Tap for the sale of liquor by the drink in conjunction with a bar in a C-2, Limited Commercial Zoning District at 1710 Rural Street. Approval is subject to the following conditions:

1. Must meet all applicable Building and Fire Codes.
2. Compliance with all City of Rockford Liquor and Tobacco Codes.
3. Submittal of Building Permit for Staff review and approval.
4. The hours of operation will be limited to 2:00 P.M. to 1:00 A.M. Monday through Thursday.
5. The hours of operation will be limited to 2:00 P.M. to 2:00 A.M Friday and Saturday.
6. The hours of operation will be limited to 2:00 P.M. to 12:00 A.M. on Sunday.
7. That the use shall not have any outdoor sales area or outdoor seating area permitted on the subject property.
8. That the use shall not have any outdoor smoking area permitted on the east and north side of the building.
9. That the site must develop in accordance with Exhibits D and E, and as approved by Staff. The improvements shall be completed no later than October 1, 2014.
10. The hours of operation for tenant space #3 (Lydia's Café) and tenant space #4 (Rural on Tap) shall not conflict and must be in accordance with Exhibit J, as approved by Staff.
11. The proposed use shall not have a cover charge.
12. The proposed use shall not have a dance floor.
13. The proposed use shall not have any DJs.
14. The proposed use shall not operate as a nightclub.
15. As presented within the applicants modified proposals, the proposed use and facility is prohibited from having any video gaming machines.
16. That the windows shall not be covered with bars or other devices that block the windows

17. Submittal of an amended security plan to include parking lot security after closing for ½ hour or until the lot is cleared of patrons

MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Beck, Chiarelli -9-
Nays: Thompson-Kelly, Beach, Elyea, McNeely -4-
Absent: Newburg -1-

MOTIONS AND RESOLUTIONS

2014-093R

41. Alderman Hervey, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Mayor to execute an agreement for City-Wide Sidewalk & ADA Repairs #2 - 2014 with AA Construction, of Rockford, Illinois for their bid of \$44,155.00. The funding source is Sales Tax. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Beach, Elyea, Beck, McNeely, Chiarelli -13-
Nays: -0-
Absent: Newburg -1-

2014-094R

42. Alderman Hervey, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Mayor to execute an agreement for South Main Traffic Study and Intersection Design (Cedar Street to Chestnut Street) with Missman, Inc. for a not-to-exceed cost of \$89,689.63. The funding source is Motor Fuel Tax funds. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Beach, Elyea, Beck, Chiarelli -12-
Nays: McNeely -1-
Absent: Newburg -1-

2014-095R

43. Alderman Beck, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution for the Miracle Mile Organization requesting a special event permit and liquor permit for consumption of liquor outdoors on private property ("S" license) for the Kentucky Derby Event on Saturday, May 3, 2014 from 10:00 am – 8:00 pm at 4007 East State Street. MOTION PREVAILED (Ald. Newburg absent).

NEW BUSINESS

44. Alderman Hervey introduced and read an Ordinance approving the On-Line Access Agreement with the Illinois Secretary of State for retrieving computer stored information. LAID OVER.

45. Alderman Hervey introduced and read an Ordinance approving an Intergovernmental Agreement with the State of Illinois: Replacement of the Railroad Ave. Bridge located between 8th Street and 9th Street. The City's portion of a minimum estimated cost is \$184,000.00. The funding source is Sales tax. LAID OVER.

PETITIONS AND COMMUNICATIONS

46. Alderman Beach announced birthday treats will be served after tonight's meeting.
47. Laurie Preece, Alignment Rockford, and David Parsons, District 205, gave a presentation about the work Alignment Rockford does to support the Rockford Public Schools and answered questions from council members.
48. Upon motion duly made and seconded, the meeting was adjourned at 7:39 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
April 28, 2014
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
- Proclamations
- Committee Reports
- Officers Reports

UNFINISHED BUSINESS

I. COMMITTEE REPORTS LAID OVER APRIL 21, 2014

1. Hervey - Finance and Personnel - Recommending approval of the proposed Airport Drive Project – Right-of-Way Crossing Agreement with Illinois Railway, between the City of Rockford and Illinois Railway. The Legal Director shall prepare the appropriate ordinance.

II. ORDINANCES LAID OVER APRIL 21, 2014

1. Hervey - Ordinance - On-Line Access Agreement with the Illinois Secretary of State for retrieving computer stored information.
2. Hervey - Ordinance - Intergovernmental Agreement with the State of Illinois: Replacement of the Railroad Ave. Bridge located between 8th Street and 9th Street. The City's portion of a minimum estimated cost is \$184,000.00. The funding source is Sales tax.

III. MOTION/RESOLUTIONS TO BE READ IN APRIL 28, 2014

1. Beck - Best in Paradise – 6/26/14
2. Beck - Navy Club Pig Roast – 5/24/14
3. Beck - Biggest Loser Run/Walk – 6/14/14
4. Beck - Electro Music Factory Festival – 7/19/14

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 - Airport Drive Project – Right-of-Way Crossing Agreement with Illinois Railway, between the City of Rockford and Illinois Railway.

* 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, April 28, 2014, 4:45 p.m.

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

AGENDA

1. C & R 14-69 April Traffic Commission Minutes
2. C & R 14-70 Special Events:
 1. Best in Paradise, June 26, 2014
 2. Navy Club Pig Roast, May 24, 2014
 3. Biggest Loser Run/Walk, June 14, 2014
 4. Electro Music Factory Festival, July 19, 2014
3. C & R 14-51 ZBA#004-14 Special Use Permit for a Planned Unit Development consisting of twenty-eight (28) residential units in a C-1, Limited Office Zoning District at 617 & 653 Featherstone Road
4. C & R 14-52 ZBA#005-14 Special Use Permit for an auto body shop in an I-1 Light Industrial Zoning District at 1615 Kilburn
5. C & R 14-62 ZBA#009-14 (A) Variation to modify an existing legal non-conforming pylon sign from 34 feet in height to 30 feet ;(B) Variation to modify an existing legal non-conforming pylon sign from 127 square feet to 132 square feet in a C-3, General Commercial Zoning District at 5695 East State Street

6. C & R 14-63 ZBA#010-14 Variation to modify an existing legal non-conforming pole sign from 84 square feet to 108 square feet due to adding an electronic message center (24 sq. ft.) in a C-3, General Commercial Zoning District at 6079 East Riverside Boulevard
7. C & R 14-64 ZBA#011-14 Special Use Permit for a building maintenance and repair shop in a C-1, Limited Office Zoning District at 403, 407, 419, 425 North 3rd Street & 625 Lafayette Avenue
7. C & R 14-65 ZBA#012-14 Special Use Permit for Not For Profit Charitable Organization in a R-2, Two-Family Residential Zoning District at 518-520 Hollister Avenue
8. C & R 14-66 014-LTAB-006 Request for the Sale of Liquor by the Drink in conjunction with a concession stand/bar in an I-1, Light Industrial Zoning District at 2, and 46 Airport Drive
9. C & R 14-67 014-LTAB-007 Request for the Sale of Tobacco Products with a gas station in a C-3, General Commercial Zoning District at 1955 Elmwood Road
10. C & R 14-68 014-LTAB-008 Request for the Sale of Tobacco Products with a deli and gaming facility in a C-2, Limited Commercial Zoning District at 318 North Alpine Road

FINANCE AND PERSONNEL COMMITTEE

Monday, April 28, 2014, 5:15 p.m.

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

AGENDA

1. Purchasing and Vouchers
 - A. Award of Bid: Grounds Maintenance – Water Sites
 - B. Award of Bid: Slope Mowing
 - C. Award of Bid: Elm Street/Avon Street Resurfacing
 - D. Award of Bid: City-Wide Street Repairs, Group 2
 - E. Award of Bid: Demolition of 2406 West State Street
 - F. Award of RFP: Collection Services
 - G. Resolution for Improvement under the Illinois Highway Code for South Main Street 2-Way Conversion (Cedar Street to Chestnut Street)

- H. Change Order: Harrison Avenue Box Culvert Repairs – **Info only**
- I. Vouchers
- 2. Resolution Modifying the Capital Leasing Plan
- 3. Authorization to Issue Bonds: Fire Station #3 and Refunding of Prior Bond Issues

PLANNING AND DEVELOPMENT COMMITTEE

**Monday, April 28, 2014, 5:00 p.m.
CD Conference Rm., City Hall 2nd floor
AGENDA**

- 1. Memorandum regarding researching the development of a private of public water taxi service on the Rock River

LEGISLATIVE LOBBYING COMMITTEE

**Monday, April 28, 2014, ____ p.m.
Conference Room A, City Hall 2nd floor (north room)
AGENDA**

No Meeting Scheduled.