

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
MAY 12, 2014
COUNCIL CONVENED AT 6:19 P.M.**

1. The invocation was given by Chaplain Kenneth Hendley, New Life Free Will Baptist Church and the Pledge of Allegiance was led by Council Page Beatrice Medrano.
2. Roll Call:

Mayor Lawrence Morrissey

Aldermen: Getchius, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Beach, Beck, McNeely, Chiarelli -11-
Absent: Durkee, Thompson-Kelly, Elyea -3-
3. Alderman Beck moved to accept the Journal of Proceedings of April 28, 2014 seconded by Alderman Hervey. MOTION PREVAILED (Ald. Durkee, Thompson-Kelly, Elyea absent).

PUBLIC PARTICIPATION

4. Roland Poska challenged all humans to set long term goals; achieve respect for all, end prejudice, expand the money supply and thinking and end violence. He announced he has books for sale from Fishy Whale Publishing.
5. Prophet Yusef spoke about several African American Pilots who flew in the Korea and Vietnam. He provided a list of employment opportunities with Winnebago County.
6. John Brantley shared reasons why he continues working with troubled youth and that he would like to start a program called the Renewal Turning Point Program to help at-risk youths reach their goals by offering support and encouragement.
7. Dyanna Chandler reported the passing of Roger Gorman, a family man, a man of faith that exemplified attributes of humility and service to other.

PETITIONS AND COMMUNICATIONS

8. Alderman McNamara submitted a Memorandum from Jovita Donahue regarding CDBG assistance to James Purifoy/15th and Chris Restaurant (201 15th Avenue). Referred to Planning and Development Committee.
9. Alderman Hervey submitted a Memorandum from Julia Scott-Valdez, Director, Human Resources regarding IMRF Benefit Protection Leave. Referred to Finance and Personnel Committee.
10. Alderman Beck submitted a Memorandum from Kelly Nokes, Assistant Operations Manager, regarding upcoming special events:
 1. Rockford First Car Show – 6/8/14

2. Same Wind Rider's Pig Roast – 6/13-14/14
3. Main Street Districts Summer Events 2014

Referred to Code and Regulation Committee.

11. Alderman Beck submitted the Rockford Traffic Commission Agenda for the meeting to be held on May 14, 2014. Referred to Traffic Commission.
12. Alderman Beck submitted a Memorandum from Lafakeria Vaughn, Assistant City Attorney, regarding Avon Street Groundwater Ordinance (#2012-160-O). Referred to Code and Regulation Committee.

PROCLAMATIONS

13. Mayor Morrissey presented a Proclamation proclaiming the week of May 11, 2014 to be "NATIONAL POLICE WEEK" in Rockford, Illinois and urged its citizens to honor and show our sincere appreciation for the police officers of our community by deed, remark and attitude.
14. Mayor Morrissey presented a Proclamation proclaiming the week of May 11, 2014 to be "NATIONAL NURSING HOME WEEK" in Rockford, Illinois and urged all citizens to visit or contact their loved ones, friends or neighbors in a skilled nursing or post-acute care center as a way to acknowledge their contributions to society and to also lift the spirits of caregivers who value the community's involvement.
15. Mayor Morrissey presented a Proclamation proclaiming the week of May 12, 2014 to be "SALVATION ARMY WEEK" in Rockford, Illinois and urged all citizens to recognize and appreciate the dedication and commitment The Salvation Army provides to our community's needs.

NEW COMMITTEE REPORTS

16. Alderman Hervey read a Finance and Personnel Committee report recommending approval of the Sale of Property at 326 Bremer Street to the highest bidder and adjacent property owner, Barbara Jackson, of Rockford, Illinois for her bid of \$526.00. LAID OVER.
17. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of May 12, 2014 in the amount of \$4,053,577.10. MOTION PREVAILED by a Roll Call vote of:

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

18. Alderman Beck read a Code and Regulation Committee Report recommending approval of the sale of vacant lot 806 Lee Street for a minimum bid of \$450.00 with preference to

the adjacent property owner and including advertising. The Legal Director shall prepare the necessary Ordinance. LAID OVER.

19. Alderman Beck read a Code and Regulation Committee Report recommending approval of the sale of vacant lot 824 Lee Street for a minimum bid of \$450.00 with preference to the adjacent property owner and including advertising. The Legal Director shall prepare the necessary Ordinance. LAID OVER.
20. Alderman Beck read a Code and Regulation Committee Report recommending approval of the settlement in City of Rockford v. Advanced Public Safety, a Trimble Corporation, in the amount of \$79,968.56 with a release to be obtained. LAID OVER.

OFFICERS REPORTS

21. Mayor Morrissey called attention to a Memorandum from Charlie Schaefer, Property Improvement Program Manager, providing an update on the recycling container distribution schedule and he thanked Rock River Disposal for their additional work.
22. Mayor Morrissey referenced a handout that provides a schedule of events for the 34th Annual National Law Enforcement Memorial Week.
23. Mayor Morrissey thanked Fire Chief Bergsten for leading our efforts at the National Emergency Management Institute training last week in Maryland. Approximately seventy-five (75) individuals from the area participated in the training designed to development the delivery of emergency management of government officials, public and private sector and volunteer organizations to minimize the impact of emergencies and disasters. A full report will be forthcoming.

Alderman Durkee joined the meeting at 6:53 pm.

24. Mayor Morrissey introduced Zack Wallace, summer intern in the Mayor's Office.
25. Alderman Hervey commended SWIFFT for organizing the event "Explore Rockford's Roots" this past weekend; encouraging people to visit venues in southwest Rockford and for their participation they received an \$8 voucher to a dining establishment in that area.
26. Alderman Hervey read a list of employment opportunities through the County of Winnebago that were provided by Prophet Yusef at tonight's meeting. Contact the County of Winnebago Human Resources Department.
27. Alderman McNamara welcomed Zack Wallace to the City as a summer intern in the Mayor's Office. He encouraged all departments to consider internships as they are beneficial to both the individual as well as the City.
28. Alderman McNamara reported he attended one of the Rockford School District 205 Community Sessions concerning the closures of several elementary school buildings in an effort improve education. He concluded after the session that the City and the

Rockford Public School District need to have coordinated conversations about capital investments. He suggested inviting District 205 administrators to our CIP discussions.

29. Alderman Hervey encouraged everyone to attend one (1) of the thirty-nine (39) scheduled Rockford Public School District 205 community input sessions. The district will present three plans each calling for the closures of several elementary schools. She announced on Tuesday, May 20th at 7:00 pm will be a session at the School District Administration Office, 501 7th Street. A list of all the sessions was provided to council members.
30. Alderman McNeely was disappointed to have received a postcard in yesterday's mail from the Rockford Public School District about a community input session at Lathrop that took place last week. She urged the school district to mail information about the sessions in a timely manner.
31. Mayor Morrissey advised David Sidney, Community Development Office, is an Ad Hoc Member of the Facilities Task Force Steering Committee, and is participating in discussions about aligning our capital investments.
32. Mayor Morrissey called attention to a Memorandum regarding Committee Assignment Preferences and asked council members to complete the form and return to Susan Skinner, Mayor's Office by May 19, 2014.

UNFINISHED BUSINESS

2014-107CR

33. Alderman Beck moved the adoption of a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance establishing "No Parking Anytime" on both sides of River Oaks Lane from South Main Street to 70 feet east of South Main Street. MOTION PREVAILED by a Roll Call vote of:

Ayes:	Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Beach, Beck, McNeely, Chiarelli -12-
Nays:	-0-
Absent:	Thompson-Kelly, Elyea -2-

2014-108CR

34. Alderman Beck moved the adoption of a Code and Regulation Committee Report recommending the Legal Director be instructed to draw an Ordinance establishing "No Parking Anytime" on the north side of Eastridge Drive from 700 feet west of Alpine Road to Wood Road. MOTION PREVAILED by a Roll Call vote of:

Ayes:	Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Beach, Beck, McNeely, Chiarelli -12-
Nays:	-0-
Absent:	Thompson-Kelly, Elyea -2-

2014-109CR

35. Alderman Beck moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance establishing "No Parking Anytime" in the cul-de-sac of the 900 block of Cambridge Avenue. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Beach, Beck, McNeely, Chiarelli -12-
Nays: -0-
Absent: Thompson-Kelly, Elyea -2-

2014-110CR

36. Alderman Beck moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance that traffic on 15th Avenue yield to 19th Street prior to entering the intersection. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Beach, Beck, McNeely, Chiarelli -12-
Nays: -0-
Absent: Thompson-Kelly, Elyea -2-

2014-111CR

37. Alderman Beck moved the adoption of a Code and Regulation Committee Report recommending that NO ACTION be taken on the following items:

1. Request to establish all-way stop at the intersection of Chesterfield Avenue and Bluffside Drive, thus repealing the existing Bluffside Drive stopping for Chesterfield Avenue.
2. Request to establish fifteen (15) minute parking on the south side of 15th Avenue from forty (40) feet east of Birch Court to seventy (70) feet east of Birch Court, thus repealing the existing "No Parking Anytime" parking restriction.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Beach, Beck, McNeely, Chiarelli -11-
Nays: Getchius -1-
Absent: Thompson-Kelly, Elyea -2-

2014-112CR

38. Alderman Beck 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 an auto body shop in an I-1, Light Industrial District at 1615 Kilburn Avenue. Approval is subject to the following conditions:

1. There shall be no outside overnight storage of vehicles.

2. Submittal of a revised site plan to be submitted to Staff for review and approval inclusive of a six foot sight-obscuring fence along the eastern boundary.
3. There shall be no outside storage of vehicle parts.
4. The property shall meet all Building and Fire codes.

Approval is based on the Findings of Facts. The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Beach, Beck, McNeely, Chiarelli -12-
 Nays: -0-
 Absent: Thompson-Kelly, Elyea -2-

2014-113CR

39. Alderman Beck moved the adoption of a Code and Regulation Committee Report REVERSING the Zoning Board of Appeals, thereby recommending that City Council APPROVE a Variation to modify the existing legal non-conforming pylon sign from 34 feet to 30 feet in height; and APPROVE the Variation to modify an existing legal non-conforming pylon sign from 127 square feet to 138 square feet in size in a C-3, General Commercial Zoning District at 5695 East State Street. Approval is subject to the following conditions:

1. Meet all Building and Fire Codes.
2. That a revised sign elevation is submitted for Staff review and approval.
3. The two other (2) existing free-standing signs shall be removed.

Approval is based on the Findings of Facts. The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hill, Oddo, Newburg, Beach, Beck, McNeely, Chiarelli -11-
 Nays: Hervey -1-
 Absent: Thompson-Kelly, Elyea -2-

2014-114CR

40. Alderman Beck moved the adoption of a Code and Regulation Committee Report REVERSING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the 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 square feet) in a C-3, General Commercial Zoning District at 6079 East Riverside Boulevard.

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

Ayes: Durkee, Getchius, McNamara, Frost, Hill, Oddo, Newburg, Beach, Beck, McNeely, Chiarelli -11-
 Nays: Hervey -1-
 Absent: Thompson-Kelly, Elyea -2-

2014-115CR

41. Alderman Beck 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 liquor by the drink in conjunction with a concession stand/bar in the name of Greater Rockford Airport Authority d/b/a Chicago Rockford International Airport in an I-1, Light Industrial Zoning District at 2 Airport Drive. Approval is subject to the following conditions:

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

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

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Beach, Beck, McNeely, Chiarelli -12-
Nays: -0-
Absent: Thompson-Kelly, Elyea -2-

2014-116CR

42. Alderman Beck 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 in the name of **Muhamad Fyaz d/b/a Super Gas, Inc.** in a C-3, General Commercial Zoning District at 1955 Elmwood Road. Approval is subject to the following conditions:

1. Must meet all applicable building, fire and tobacco codes.
2. The sale of tobacco products shall be limited to the submitted interior floor plan.
3. Hours are limited to Monday-Sunday 5:00 a.m. to midnight.
4. Inside signage cannot exceed more than 35% of the window surface.
5. The sale of water pipes and "huka" and "hookah" pipes are prohibited.
6. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into drug paraphernalia is prohibited.
7. That the windows shall not be covered with bars or other devices that block the windows.

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

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Beach, Beck, McNeely, Chiarelli -12-
Nays: -0-
Absent: Thompson-Kelly, Elyea -2-

2014-117CR

43. Alderman Beck moved the adoption of 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 deli and gaming facility in the name of

Daniel Fischer d/b/a Dotty's in a C-2, Limited Commercial Zoning District at 318 North Alpine Road. Approval is subject to the following conditions:

1. Meeting all applicable building and fire codes.
2. Compliance with all City of Rockford Tobacco codes.
3. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into drug paraphernalia is prohibited.
4. The sale of water pipes and "huka" or "hookah" pipes are prohibited.
5. That the windows shall not be covered with bars or other devices that block the windows.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hill, Oddo, Newburg, Beach, Beck, Chiarelli -10-
Nays: Hervey, McNeely -2-
Absent: Thompson-Kelly, Elyea -2-

2014-118CR

44. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report authorizing the issuance of bonds series 2014-A, 2014-B, 2014-C and 2014-D to provide \$5.3 million to finance the construction of Fire Station #3 and for the refunding of Series 2004 A, D, E, and H; 2005 A, C, and D, and 2007B General Obligation Bonds previously issued by the City for the purpose of providing savings as to the payment of interest and principal on bonds. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Beach, Beck, McNeely, Chiarelli -12-
Nays: -0-
Absent: Thompson-Kelly, Elyea -2-

2014-068-O

45. Alderman Hervey moved the adoption of an Ordinance authorizing the Mayor and Legal Director to execute the attached Airport Drive Project – Right-of-Way Crossing Agreement between the City of Rockford and the Illinois Railway. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Beach, Beck, McNeely, Chiarelli -12-
Nays: -0-
Absent: Thompson-Kelly, Elyea -2-

MOTIONS AND RESOLUTIONS

46. Alderman Frost read a Resolution to consider adding seizure conditions, including those characteristics of epilepsy to the list of qualifying medical conditions in Illinois Medical

Cannabis Program and to include access to medical cannabis for both adults and minors fighting seizure conditions to Senate Bill 2636. LAID OVER.

2014-106R

47. Alderman Hervey, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Mayor to execute an agreement for Slope Mowing with J.J. Paris, Inc., of Rockford, Illinois for their estimated annual total of \$57,200.00. The term is one year, with up to two one-year extensions. The funding source is Street Division Operating Budget. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, Hervey, Oddo, Newburg, Beach, Beck, McNeely, Chiarelli -9-
Nays: McNamara, Frost, Hill -3-
Absent: Thompson-Kelly, Elyea -2-

2014-107R

48. Alderman Hervey, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Mayor to execute an agreement for Armored Vests for the Police Department with Ray O'Herron, of Danville, Illinois for a not-to-exceed total of \$26,450.00. The funding source is Police Department Operating Budget. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Beach, Beck, McNeely, Chiarelli -12-
Nays: -0-
Absent: Thompson-Kelly, Elyea -2-

2014-108R

49. Alderman Hervey, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Mayor to execute an agreement for Dump Trucks and Snow Plows with Lakeside International (cab and chassis), of Rockford, Illinois and Monroe Equipment (dump bodies, plows and plow frames and salt spreader mechanisms) for a total of \$860,156.00. The funding source is Street Division Capital Lease funds. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Beach, Beck, McNeely, Chiarelli -12-
Nays: -0-
Absent: Thompson-Kelly, Elyea -2-

2014-109R

50. 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 Landscaping - 2014 with Cooling Landscape Concepts of Cherry Valley, Illinois for their bid of \$24,870.00. The Engineer's Estimate for the job was \$29,925.00. The funding source is Sales Tax. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Beach, Beck, McNeely, Chiarelli -12-
Nays: -0-
Absent: Thompson-Kelly, Elyea -2-

2014-110R

51. Alderman Hervey, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Mayor to execute an agreement for Railroad Avenue Water Main Abandonment 2014 with N-TRAK, of Roscoe, Illinois for their bid of \$236,200.90. The funding source is Water Replacement and Improvement Account (WRIA). MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Beach, Beck, McNeely, Chiarelli -12-
Nays: -0-
Absent: Thompson-Kelly, Elyea -2-

2014-111R

52. Alderman Hervey, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Mayor to execute an agreement for Demolition of 802 Marchesano Drive with Northern Illinois Service Company of Rockford, Illinois in the amount of \$80,484.00. The Engineer's Estimate for the job was \$102,000.00. The funding source is Bond Proceeds. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Beach, Beck, McNeely, Chiarelli -12-
Nays: -0-
Absent: Thompson-Kelly, Elyea -2-

2014-112R

53. Alderman Hervey, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Mayor to execute an agreement for Fire Station #3 with Larson and Larson Builders, of Loves Park, Illinois for their bid of \$3,990,000. The funding source is Bond Proceeds to be repaid by the Fire Department Operating Budget. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Beach, Beck, McNeely, Chiarelli -12-
Nays: -0-
Absent: Thompson-Kelly, Elyea -2-

2014-113R

54. Alderman Hervey, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Mayor to execute an agreement for Mobile Data Terminals for the Police Department with CDS Office Technologies, of Itasca, Illinois in the amount of \$129,875.00 for (25) Mobile Data Terminals. The funding source is Lease funds. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Beach, Beck, McNeely, Chiarelli -12-
Nays: -0-
Absent: Thompson-Kelly, Elyea -2-

2014-114R

55. Alderman Hervey, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Mayor to execute an agreement for Water Treatment Chemicals (Polyphosphate) with Carus Corporation for an estimated total of \$100,000.00. The term is one (1) year with two (2) options to extend by one (1) year. The funding source is Water Division Operating funds. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Beach, Beck, McNeely, Chiarelli -12-
Nays: -0-
Absent: Thompson-Kelly, Elyea -2-

2014- 115R

56. Alderman Hervey, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the use of Motor Fuel Tax funds for Engineering, Construction, and Construction Engineering for Illinois Railway Bridge Conversion to Multi-Use Path in the amount of \$700,000. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Beach, Beck, McNeely, Chiarelli -12-
Nays: -0-
Absent: Thompson-Kelly, Elyea -2-

2014-116R

57. Alderman Hervey, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution approving the request of Laura Brown to purchase past service credits for two (2) months from Illinois Municipal Retirement Fund (IMRF). The Legal Director is authorized to submit the appropriate documents to IMRF. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Beach, Beck, McNeely, Chiarelli -12-
Nays: -0-
Absent: Thompson-Kelly, Elyea -2-

2014-117R

58. Alderman Hervey, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the execution of Practicum Agreement between the City of Rockford and Rasmussen College, Inc. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Beach, Beck, McNeely, Chiarelli -12-
Nays: -0-

Absent: Thompson-Kelly, Elyea -2-

NEW BUSINESS

59. Alderman Beck introduced and read an Ordinance amending Chapter 16, Schedule Section 280, of the Code of Ordinances of the City of Rockford to add the following:

"No Parking Anytime" on both sides of River Oaks Lane from South Main Street to 70 feet east of South Main Street.

"No Parking Anytime" on the north side of Eastridge Drive from 700 feet west of Alpine Road to Wood Road.

"No Parking Anytime" in the cul-de-sac of the 900 block of Cambridge Avenue

LAID OVER.

60. Alderman Beck 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 15th Avenue yield to 19th Street prior to entering the intersection.

LAID OVER.

61. Alderman Beck introduced and read an Ordinance amending Article 63 of the Zoning Ordinance of the City of Rockford for a Special Use Permit for an auto body shop in an I-1, Light Industrial Zoning District at 1615 Kilburn Avenue. Approval is subject to the following conditions:

1. There shall be no outside overnight storage of vehicles.
2. Submittal of a revised site plan to be submitted to Staff for review and approval inclusive of a six foot sight-obscuring fence along the eastern boundary.
3. There shall be no outside storage of vehicle parts.
4. The property shall meet all Building and Fire codes.

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

62. Alderman Beck introduced and read an Ordinance amending Article 64 of the Zoning Ordinance of the City of Rockford for a Variation to modify the existing legal non-conforming pylon sign from 34 feet to 30 feet in height; and a Variation to modify an existing legal non-conforming pylon sign from 127 square feet to 138 square feet in size in a C-3, General Commercial Zoning District at 5695 East State Street. Approval is subject to the following conditions:

1. Meet all Building and Fire Codes.
2. That a revised sign elevation is submitted for Staff review and approval.
3. The two other (2) existing free-standing signs shall be removed.

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

63. Alderman Beck introduced and read an Ordinance amending Article 64 of the Zoning Ordinance of the City of Rockford for a 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 square feet) in a C-3, General Commercial Zoning District at 6079 East Riverside Boulevard.

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

64. Alderman Beck 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 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:

Greater Rockford Airport Authority d/b/a Chicago Rockford International Airport 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 Airport Drive. Approval is subject to the following conditions:

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

LAID OVER.

65. Alderman Beck 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 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:

Muhamad Fyaz d/b/a Super Gas, Inc. for the sale of tobacco products in conjunction with a gas station in a C-3, General Commercial Zoning District at 1955 Elmwood Road. Approval is subject to the following conditions:

1. Must meet all applicable building, fire and tobacco codes.
2. The sale of tobacco products shall be limited to the submitted interior floor plan.
3. Hours are limited to Monday-Sunday 5:00 a.m. to midnight.
4. Inside signage cannot exceed more than 35% of the window surface.
5. The sale of water pipes and "huka" and "hookah" pipes are prohibited.
6. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into drug paraphernalia is prohibited.
7. That the windows shall not be covered with bars or other devices that block the windows.

LAID OVER.

66. Alderman Hervey introduced an Ordinance authorizing the issuance of General Obligation Bonds (Sales Tax Alternate Revenue Source) of the City of Rockford, Winnebago County, Illinois, in the aggregate principal amount of not-to-exceed \$5,750,000, for the purpose of paying the costs of construction of a fire station in and for the City as herein described. LAID OVER.
67. Upon motion duly made and seconded, the meeting was adjourned at 7:48 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
May 19, 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
- Public Hearing
- Petitions and Communications
- Proclamations
- Committee Reports
- Officers Reports

UNFINISHED BUSINESS

I. COMMITTEE REPORTS LAID OVER MAY 12, 2014

1. Hervey - Finance and Personnel - Recommending approval of the Sale of Property at 326 Bremer Street to the highest bidder and adjacent property owner, Barbara Jackson, of Rockford, Illinois for her bid of \$526.00.
2. Beck - Code and Regulation - Recommending approval of the sale of vacant lot 806 Lee Street for a minimum bid of \$450.00 with preference to the adjacent property owner and including advertising. The Legal Director shall prepare the necessary Ordinance.
3. Beck - Code and Regulation - Recommending approval of the sale of vacant lot 824 Lee Street for a minimum bid of \$450.00 with preference to the adjacent property owner and including advertising. The Legal Director shall prepare the necessary Ordinance.
4. Beck - Code and Regulation - Recommending approval of the settlement in City of Rockford v. Advanced Public Safety, a Trimble Corporation, in the amount of \$79,968.56 with a release to be obtained.

II. ORDINANCES LAID OVER MAY 12, 2014

1. Beck - Ordinance - Amending Chapter 16, Schedule Section 280, of the Code of Ordinances of the City of Rockford to add the following:

"No Parking Anytime" on both sides of River Oaks Lane from South Main Street to 70 feet east of South Main Street.

"No Parking Anytime" on the north side of Eastridge Drive from 700 feet west of Alpine Road to Wood Road.

"No Parking Anytime" in the cul-de-sac of the 900 block of Cambridge Avenue

2. Beck - Ordinance - Amending Chapter 16, Schedule Section 293, of the Code of Ordinances of the City of Rockford to add the following:

"That traffic on 15th Avenue yield to 19th Street prior to entering the intersection.

3. Beck - Ordinance - Amending Article 63 of the Zoning Ordinance of the City of Rockford for a Special Use Permit for an auto body shop in an I-1, Light Industrial Zoning District at 1615 Kilburn Avenue. Approval is subject to the following conditions:

3. There shall be no outside overnight storage of vehicles.
4. Submittal of a revised site plan to be submitted to Staff for review and approval inclusive of a six foot sight-obscuring fence along the eastern boundary.
3. There shall be no outside storage of vehicle parts.
4. The property shall meet all Building and Fire codes.

Approval is based on the Findings of Facts.

4. Beck - Ordinance – Amending Article 64 of the Zoning Ordinance of the City of Rockford for a Variation to modify the existing legal non-conforming pylon sign from 34 feet to 30 feet in height; and a Variation to modify an existing legal non-conforming pylon sign from 127 square feet to 138 square feet in size in a C-3, General Commercial Zoning District at 5695 East State Street. Approval is subject to the following conditions:

1. Meet all Building and Fire Codes.
2. That a revised sign elevation is submitted for Staff review and approval.
3. The two other (2) existing free-standing signs shall be removed.

Approval is based on the Findings of Facts.

5. Beck - Ordinance - Amending Article 64 of the Zoning Ordinance of the City of Rockford for a 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 square feet) in a C-3, General Commercial Zoning District at 6079 East Riverside Boulevard.

Approval is based on the Findings of Fact.

6. Beck - Ordinance - Amending Chapter 3, Section 3-56, Article III of the Code of Ordinances of the City of Rockford upon all other requirements 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:

Greater Rockford Airport Authority d/b/a Chicago Rockford International Airport 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 Airport Drive. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
 2. Compliance with all City of Rockford Liquor Codes.
7. Beck - Ordinance - Amending Chapter 3, Section 3-56, Article III of the Code of Ordinances of the City of Rockford upon all other requirements 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:

Muhamad Fyaz d/b/a Super Gas, Inc. for the sale of tobacco products in conjunction with a gas station in a C-3, General Commercial Zoning District at 1955 Elmwood Road. Approval is subject to the following conditions:

1. Must meet all applicable building, fire and tobacco codes.
 2. The sale of tobacco products shall be limited to the submitted interior floor plan.
 3. Hours are limited to Monday-Sunday 5:00 a.m. to midnight.
 4. Inside signage cannot exceed more than 35% of the window surface.
 5. The sale of water pipes and "huka" and "hookah" pipes are prohibited.
 6. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into drug paraphernalia is prohibited.
 7. That the windows shall not be covered with bars or other devices that block the windows.
8. Hervey - Ordinance - Authorizing the issuance of General Obligation Bonds (Sales Tax Alternate Revenue Source) of the City of Rockford, Winnebago County, Illinois, in the aggregate principal amount of not-to-exceed \$5,750,000, for the purpose of paying the costs of construction of a fire station in and for the City as herein described.

III. MOTION/RESOLUTIONS

A. LAID OVER MAY 12, 2014

1. Frost - Consider adding seizure conditions, including those characteristics of epilepsy to the list of qualifying medical conditions in Illinois Medical Cannabis Program and to include access to medical cannabis for both adults and minors fighting seizure conditions to Senate Bill 2636.

B. TO BE READ IN MAY 19, 2014

1. Beck - Rockford First Car Show – 6/8/14
2. Beck - Same Wind Rider's Pig Roast – 6/13-14/14
3. Beck - Main Street Districts Summer Events 2014

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. Beck – Ordinance – Sale of vacant lot 806 Lee Street for a minimum bid of \$450.00 with preference to the adjacent property owner and including advertising.
2. Beck – Ordinance - Sale of vacant lot 824 Lee Street for a minimum bid of \$450.00 with preference to the adjacent property owner and including advertising.

* 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, May 19, 2014, 5:00 p.m.

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

AGENDA

1. C & R 14-76 Special Events: a) Rockford First Car Show, 06/08/14
b) Same Wind Riders Pig Roast 06/13&14
c) Main Street Districts Summer Events 2014
2. C & R 13-111 Public Safety Committee Discussion
3. C & R 14-77 Avon Street Groundwater Ordinance
4. 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 and 625 Lafayette Avenue
5. C & R 14-73 Amendment to Chapter 3, Article II, Tobacco for the addition of a penalty provision to tobacco license holders for code violations
6. C & R 14-74 Liquor Annual Fee for GV Licenses

FINANCE AND PERSONNEL COMMITTEE

Monday, May 19, 2014, 5:15 p.m.
Conference Room B, City Hall 2nd floor (south room)
AGENDA

1. Purchasing and Vouchers
 - A. Award of Bid: Burton Avenue Water Main Improvement
 - B. Award of RFP: Collection Services (Laid over 5/12)
 - C. Award of RFP: Electronic Agenda Management System
 - D. Vouchers
2. IMRF Benefit Protection Leave - Ingram
3. Financial Discussion – April Year-to-Date Report

PLANNING AND DEVELOPMENT COMMITTEE

Monday, May 19, 2014, 5:00 p.m.
CD Conference Rm., City Hall 2nd floor
AGENDA

1. Memorandum from Patrick Hayes, Legal Director, regarding Termination of the Garrison Lofts Development Agreement.
2. Memorandum from James Ryan, City Administrator, regarding Development Agreement for Downtown Beautification.
3. Memorandum regarding Rockford Area Convention and Visitor's Bureau, RACVB Quarterly Report for 2014.
4. Memorandum from Jovita Donahue regarding CDBG assistance to James Purifoy/15th and Chris Restaurant (201 15th Avenue)

LEGISLATIVE LOBBYING COMMITTEE

Monday, May 19, 2014, ___ p.m.
Conference Room A, City Hall 2nd floor (north room)
AGENDA

No Meeting Scheduled.