

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
DECEMBER 1, 2014
COUNCIL CONVENED AT 6:14 P.M.**

1. The invocation was given by Chaplain Kenneth Hendley, Free Will Baptist Church and the Pledge of Allegiance was led by Boy Scouts from Holy Family School, Pack 139, Den 4.
2. Roll Call:

Mayor Lawrence Morrissey

Aldermen: Durkee, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Newburg, Beach, Elyea, Beck, Chiarelli -12-
Absent: Getchius, McNeely -2-
3. Alderman Beach moved to accept the Journal of Proceedings of November 24, 2014 seconded by Alderman Hervey. MOTION PREVAILED (Ald. Getchius, McNeely absent).

PUBLIC PARTICIPATION

4. Juliana Solis spoke in support of the Head Start program; mentioning her and her sisters were students in the program and she credits the staff for their current academic achievements.
5. John Brantley recited scripture; spoke about two shootings that have received national attention and encouraged local church's to reach out to at-risk youth in our community.
6. Toby Haldeman thanked Chief Epperson for the increase of police patrols on Broadway, mentioned near the site of a demolished garage is a large pile of over 50 containers of chemicals and paint cans and asked they be removed. He wished Prophet Yusef a happy birthday.

PETITIONS AND COMMUNICATIONS

7. Alderman Chiarelli submitted a Memorandum from Seth Sommer, Building Code Official, Construction and Development Services, regarding Residential Fire Sprinkler Systems – Evaluate Requirement from Adopted Code. Referred to Code and Regulation Committee.
8. Alderman Chiarelli submitted a Memorandum from the Legal Department, regarding Annexations of 13xx Banks Street, 32xx Prairie Road and 1317 Linda Avenue. Referred to Code and Regulation Committee.
9. Alderman Chiarelli submitted a Memorandum from Angela Hammer, Assistant City Attorney, regarding the Harrison Avenue Project Acquisition of Parcels through Litigation. Referred to Code and Regulation Committee.

10. The Clerk submitted the 3rd Quarter Comcast Franchise Fee Payment Statement in the amount of \$433,780.97. Placed on File.

NEW COMMITTEE REPORTS

11. Alderman Durkee read a Planning and Development Committee Report recommending approval of the East State/Mulford TIF Redevelopment Agreement with Machesney Investment, LLC for Repurposing 175 Executive Parkway for New State-of-the-Art Call Center. The Legal Director shall prepare the appropriate ordinance. LAID OVER.

2014-317CR

12. Alderman Beck read a Finance and Personnel Committee Report having considered the matter of an Architectural Services Agreement for District 1 Police Station between the City of Rockford and Hagney/FMG Architects for the Development of the District 1 Police Station, recommends the City Council adopt an Ordinance approving the Agreement. The Legal Director shall prepare the appropriate ordinance.

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

Ayes: Durkee, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Newburg, Beach, Elyea, Beck, Chiarelli -11-
Nays: -0-
Abstain: McNamara -1-
Absent: Getchius, McNeely -2-

13. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of December 1, 2014 in the amount of \$1,196,123.44. MOTION PREVAILED by a Roll Call vote of:

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

14. Alderman Beck read a Finance and Personnel Committee Report recommending a reduction in the outstanding code hearing fines and penalties for 7392 Ryebrook Road to \$500.00 since the property is in compliance. Any outstanding water, clean-up, demolition, board-up, and mow liens must be paid. LAID OVER.

15. Alderman Chiarelli read a Code and Regulation Committee Report recommending approval of the Final Plat #2 of Aspling Subdivision located in the 4800 block of Linden Road. LAID OVER.

16. Alderman Chiarelli read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE a Special Use Permit for an off-premise business identification sign; and REVERSE to APPROVE a Variation to increase maximum sign height from 8' to 30' and REVERSE to APPROVE a Variation to

increase maximum sign square footage from 64 square feet to 390 square feet in a C-2, Limited Commercial Zoning District at 4xx North Mulford Road, 6102, 6022 Mulford Village and 175 Executive Parkway. Approval is subject to the following conditions:

1. A final submittal of sign elevation for Staff's review and approval.
2. Submittal of a site plan showing the required setback for the proposed free-standing sign.
3. Advertisement for the free-standing sign shall be limited to the businesses located in Lots 1-3 as shown on Exhibit D.

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

17. Alderman Chiarelli read a Code and Regulation Committee Report SUSTAINING the Liquor and Tobacco Advisory Board, thereby recommending that City Council DENY the sale of tobacco products in conjunction with a retail store and tobacco store in the name of **Taw Rig Alkaramia d/b/a Start Now Tobacco, Inc.**, in a C-3, General Commercial Zoning District at 111 North Alpine Road.

LAID OVER.

18. Alderman Chiarelli read a Code and Regulation Committee Report SUSTAINING the Liquor and Tobacco Advisory Board, thereby recommending that City Council APPROVE the sale of tobacco products in conjunction with a gas station in the name of **Rashid Mehmood d/b/a Aaliya Corporation** in a C-3, Commercial General Zoning District at 913 Kilburn Avenue. The Legal Director is hereby instructed to prepare the necessary Ordinance. Approval is subject to the following conditions:

1. Meeting all Building and Fire Codes.
2. Compliance with all City of Rockford Liquor and Tobacco Codes.
3. The sale of tobacco products shall be limited to the interior site plan that was submitted Exhibit F.
4. Submittal of a civil plan to include improvements to the parking lot and eight (8) parking spaces.
5. Submittal of a revised landscape plan to include perimeter landscaping along Kilburn Avenue and Whitman Street, interior islands, open green space, removal of the raised timber planter the is replaced with a new concrete curbed island around the existing perimeter landscaping at the southwest corner of the property, and plant species for Staff review and approval.
6. Submittal of a dumpster detail, rendering and dumpster enclosure permit for Staff's review and approval.
7. The hours of operation and days will be 5:00 am – 3:00 am Monday through Sunday.
8. 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.
9. That the windows shall not be covered with bars or other devices that block the window.
10. The sale of water pipes and "huka" or "hookah" pipes are prohibited.
11. Window display signage is limited to 35% of window area.

12. The conditions of approval shall be met by May 1, 2015.
13. The tobacco license issued in 014-LTAB-030 on September 15, 2014 for 913 Kilburn Avenue is void.

The Legal Director shall prepare the appropriate ordinance. LAID OVER.

19. Alderman Chiarelli read a Code and Regulation Committee Report REVERSING the Liquor and Tobacco Advisory Board, thereby recommending that City Council APPROVE the sale of packaged liquor with a gas station in the name of **Robbin Madhok d/b/a Magnum Oil 1**, in a C-3, General Commercial Zoning District and R-4, Multi-Family Residential Zoning District at 3299 South Alpine Road. Approval is subject to the following conditions:
 1. Meeting all applicable building and fire codes.
 2. Compliance with all City of Rockford Liquor Codes.
 3. The hours of operation to be in accordance with the Liquor Code.
 4. The sale of liquor shall be limited to the interior floor plan that will not exceed more than 10% of floor area.
 5. That the window signage shall not exceed 35% of window area and all temporary outdoor signs shall be removed.
 6. Daily maintenance of the landscaping areas, including the green space on the west adjacent to the residential use, so that the areas are free of garbage and debris.
 7. The existing fence along the western property line must be maintained in satisfactory condition. Any portion of the fence in disrepair shall be repaired and/or replaced by May 1, 2015.
 8. Submittal of a landscaping plan indicating existing and proposed landscaping units per the ordinance for staff review and approval by January 31, 2015.
 9. Installation of required landscaping by May 1, 2015.
 10. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into crack pipes is prohibited.
 11. The sale of water pipes and "huka" or "hookah" pipes are prohibited.
 12. 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. LAID OVER.

2014- 318CR

20. Alderman Chiarelli read a Code and Regulation Committee Report recommending approval of the Final Plat #6 of Mulford Village Shopping Center Subdivision at Mulford Village Drive (north of East State Street and east of Mulford Road).

Alderman Chiarelli moved to suspend Rule 11, seconded by Alderman Beach. MOTION PREVAILED (Ald. Thompson-Kelly voted no; Ald. Getchius, McNeely absent). The Committee Report was placed on Passage. MOTION PREVAILED (Ald. Thompson-Kelly voted no; Ald. Getchius, McNeely absent).

OFFICERS REPORTS

20. Mayor Morrissey commended the Rockford Area Convention and Visitor's Bureau (RACVB) staff, downtown businesses and volunteers for their efforts to make the Stroll on State holiday event this past Saturday a great success. Estimated attendance this year was 60,000 people.
- 20a. Mayor Morrissey suggested cancelling the city council meeting scheduled on December 22nd, the week of Christmas. This action would need council approval by a resolution.
22. Mayor Morrissey mentioned he attended the Winnebago County swearing in ceremony for the elected officials and congratulated them.
23. Mayor Morrissey announced there will be two public hearings this week regarding the City's application for two Enterprise Zone Designation Applications.
 1. Public Hearing for Rockford I-90 Competitive Zone; Thursday, December 4, 2014 at 12:00 pm (noon) at the Rockford Mass Transit District – East Side Transfer Center, 725 North Lyford Road.
 2. Public Hearing for Rockford Enterprise Zone #1; Thursday, December 4, 2014 at 4:00 pm at the Greater Rockford Airport Authority Administration Office Auditorium, 60 Airport Drive.
24. Mayor Morrissey mentioned a Memorandum from Jeremy Carter, Traffic Engineer, regarding 2015 Parking Group and Traffic Commission meetings has been distributed to council members.
25. Mayor Morrissey mentioned a Memorandum from Patrick Hayes, Legal Director, regarding the status of the PSB (Public Safety Building) has been distributed to council members for information. Questions can be directed to Legal Director Hayes.
26. Alderman Hervey announced this Saturday, December 6, 2014 will be a joint holiday gathering, the 5th Ward constituents and the Orchid Neighborhood Association, from 12:00 (noon) – 4:00 pm at the RHA Building, intersection of College and Seminary.
27. Mayor Morrissey submitted a reappointment to the Airport Authority Board; Mr. Kenneth Edward Copeland for a term ending May 2017. LAID OVER.
28. Alderman Hervey complimented everyone involved in making the "Merry and Bright" Stroll on State event a tremendous success.

UNFINISHED BUSINESS

2014-319CR

29. Alderman Chiarelli moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance for "No

Parking Anytime" on the north side (inside) of Sun Valley Terrace from Halsted Road thru the cul-de-sac. MOTION PREVAILED by a Roll Call vote of:

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

2014-320CR

30. Alderman Chiarelli 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 except Para-Transit" on the south side of 13th Avenue from 17th Street to forty (40) feet east of 17th Street. MOTION PREVAILED by a Roll Call vote of:

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

2014-321CR

31. Alderman Chiarelli moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance for "No Parking Anytime" on both sides of Villanova Drive from Charles Street to one hundred sixty (160) feet north of Charles Street. MOTION PREVAILED by a Roll Call vote of:

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

2014-322CR

32. Alderman Chiarelli moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance that all traffic be required to Stop prior to entering the intersection of Halsted Road and Ridge Avenue, thus repealing the existing 2-Way Stop sign control. MOTION PREVAILED by a Roll Call vote of:

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

2014-323CR

33. Alderman Chiarelli 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 control at the intersection of Market Street and North Madison Street, thus repealing the existing Market Street stopping for North Madison Street.

2. Request to establish all-way stop control at the intersection of Westchester Drive and Pelham Road, thus repealing the existing traffic control of Pelham Road stopping for Westchester Drive.
3. Request to establish all-way stop control at the intersection of Logan Street and Post Avenue, thus repealing the existing Logan Street stopping for Post Avenue.
4. Request to establish all-way stop control at the intersection of Deer Path Road and North View Road, thus repealing the existing Deer Path Road yielding for North View Road.
5. Request to establish all-way stop control at the intersection of 15th Avenue and 13th Street, thus repealing the existing 13th Street stopping for 15th Avenue.
6. Request for additional street lighting in the alley between Harlem Boulevard and Camp Avenue in the 1900 block of Harlem Boulevard.

MOTION PREVAILED by a Roll Call vote of:

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

2014-201-O

34. Alderman Chiarelli 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:

Mac's Convenience Store LLC d/b/a Circle K (1437) for the sale of packaged beer and wine in conjunction with a convenience store and gas station in a C-1, Limited Office Zoning District at 2225 West Riverside Boulevard. Approval is subject to the following conditions:

1. Meet all applicable Building and Fire Codes.
2. Compliance with all City of Rockford Liquor and Tobacco Codes.
3. Window display signage is limited to 35% of window area.
4. The sale of packaged liquor shall be limited to the submitted plan Exhibit E.
5. There shall be no single serving sales of beer or wine in volumes of 12 oz. or less.
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. That the freestanding sign shall be a landmark style sign in accordance with the Sign Ordinance replacing the existing freestanding sign.
9. Must obtain sign permit for new landmark-style free-standing sign.
10. All conditions must be met prior to establishment of use.
11. Hours are limited to 9:00 AM to 12:00 AM for liquor sales

MOTION PREVAILED by a Roll Call vote of:

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

2014-202-O

35. Alderman Chiarelli moved the adoption of an Ordinance for the Sale of City owned property, vacant lot at 324 Salter Avenue, PIN #11-27-407-017 at a minimum bid of \$450.00 with preference to the adjacent property owner. MOTION PREVAILED by a Roll Call vote of:

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

2014-203-O

36. Alderman Chiarelli moved the adoption of an Ordinance for the Sale of City owned property, PART of a vacant lot at 1015 1st Avenue, PART of PIN #11-26-231-005 at a minimum bid of \$1,000.00 with preference to the adjacent property owner. MOTION PREVAILED by a Roll Call vote of:

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

2014-204-O

37. Alderman Chiarelli 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:

Rao Ahmed for RKM Gas Corp. d/b/a RKH Gas Corp., for the sale of packaged liquor and the sale of tobacco products in conjunction with a gas station and convenience store in a C-2, Limited Commercial Zoning District at 3005 North Rockton Avenue. Approval is subject to the following conditions:

1. Meet all Building and Fire Codes.
2. Compliance with all City of Rockford Liquor and Tobacco Codes.
3. The sale of tobacco products shall be limited to the interior site plan that was submitted Exhibit F.
4. Submittal of a revised landscape plan to include removal of the raised timber planters that are to be replaced with new concrete curbed islands around the existing perimeter landscaping and plant species for Staff review and approval.

5. The hours of operation and days will be 5:00 AM to Midnight Monday through Sunday.
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 window.
8. The sale of water pipes and "huka" or "hookah" pipes are prohibited.
9. That the freestanding sign shall be a landmark style sign in accordance with the Sign Ordinance replacing the existing freestanding sign.
10. There shall be no single serving sales of beer or wine in volumes of 12 ounces or less.
11. All conditions of approval must be met by September 1, 2015.
12. Window display signage is limited to 35% of window area.

MOTION PREVAILED by a Roll Call vote of:

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

2014-324CR

38. Alderman Beck moved the adoption of a Finance and Personnel Committee Report for an Application for Head Start and Early Head Start for the 2015-2016 budget year for Human Services Department, recommends approval of the application. MOTION PREVAILED by a Roll Call vote of:

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

2014-205-O

39. Alderman Beck moved the adoption of 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 \$12,335,000, 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. MOTION PREVAILED by a Roll Call vote of:

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

2014-206-O

40. Alderman Beck moved the adoption of an Ordinance authorizing the Mayor and Legal Director to execute and attest the Management oversight Agreement and Loan Agreement with the South Main Shopping Center, for the South Main Shopping Center to

fund and manage remedial activities at 301 South Water Street and 409 South Water Street, said properties also known as the Ingersoll Building, in connection with the U.S. Environmental Protection Agency's Brownfields Revolving Loan fund. MOTION PREVAILED by a Roll Call vote of:

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

41. Alderman Beck moved for the adoption of an Appointment to the Board of Fire and Police Commissioners; Mr. Maurice West, Sr. for a three-year term. (Pursuant to Rule 18, this item is up for passage on December 29, 2014).

Alderman Beck moved to suspend Rule 18, seconded by Alderman Durkee. MOTION PREVAILED (Ald. Getchius, McNeely absent). The Appointment was placed on Passage. MOTION PREVAILED by a unanimous voice vote. (Ald. Getchius, McNeely absent).

MOTIONS AND RESOLUTIONS

2014-314R

42. Alderman Beck, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Mayor to execute an agreement for Dental Insurance Renewal with MetLife for an estimated annual expense of \$1.145 million. The funding source is Health Insurance Fund. MOTION PREVAILED by a Roll Call vote of:

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

2014-315R

43. Alderman Beck, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Mayor to execute an agreement for Health Insurance Renewal with BlueCross/BlueShield for an estimated annual administration cost of \$700,623. The funding source is Health Insurance Fund. MOTION PREVAILED by a Roll Call vote of:

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

2014-316R

44. Alderman Beck, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Mayor to execute an agreement for Audit Services with Lauterbach & Amen, of Warrenville, Illinois. The fee for services is as follows: 2014 - \$80,300, 2015 - \$82,450, 2016 - \$84,600, 2017 - \$86,750, 2018 - \$88,900. The funding

source is Audit Fund and Finance Department Operating Budget. MOTION PREVAILED by a Roll Call vote of:

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

2014-317R

45. Alderman Beck, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Mayor to execute an agreement for Application Middleware with Public Sector, Inc., of Alpharetta, Georgia for \$50,000 plus \$10,000 annual maintenance. The funding source is Information Technology Operating Budget. MOTION PREVAILED by a Roll Call vote of:

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

2014-318R

46. Alderman Beck, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Mayor to execute an agreement for Traffic Signal Equipment with Brown Traffic Products, of Davenport, IA at an estimated cost of \$75,000 per annum. The term of the contract is one year. The funding source is Traffic Division Operating Budget. MOTION PREVAILED by a Roll Call vote of:

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

2014-319R

47. Alderman Beck, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Mayor to execute an agreement for Equipment Repair Parts with:

Lakeside International - Rockford, IL	estimated annual \$90,000
Westside Tractor – Rockford, IL	estimated annual \$35,000
Patten Caterpillar – Rockford, IL	estimated annual \$25,000
Kut Kwik Corporation - Brunswick, GA	estimated annual \$20,000
Finley Denker GMC – Beloit, WI	estimated annual \$15,000

The term of the contracts are one year with the option to extend for two additional one year terms. The funding source is Garage Fund. MOTION PREVAILED by a Roll Call vote of:

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

Absent: Getchius, McNeely -2-

2014-320R

48. Alderman Beck, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Mayor to execute an agreement for a Change Order: Broadway/Auburn Street Resurfacing with T.C.I. Concrete, of Rockford, Illinois for an additional \$250,000 and an amended contract total of \$1,868,946.93. The funding source is Sales Tax. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Newburg, Beach, Elyea, Beck, Chiarelli -12-

Nays: -0-

Absent: Getchius, McNeely -2-

2014-321R

49. Alderman Beck, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Mayor to execute an agreement for Network Cabling Change Order with Kelso Burnett, of Rockford, Illinois for an additional \$43,838 for fiber installation to the Criminal Justice Center. The new contract total is \$50,488. The funding source is IT Fund. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Newburg, Beach, Elyea, Beck, Chiarelli -12-

Nays: -0-

Absent: Getchius, McNeely -2-

2014-322R

50. Alderman Beck, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Mayor to execute an agreement for USEPA Brownfield Grant Application for \$400,000 in Community-wide Brownfield Cleanup Grant including \$200,000 in hazardous substances funding and \$200,000 in petroleum funding, \$200,000 for a site-specific assessment grant for the Mill Street/Kent Creek area, and \$200,000 for a Cleanup Grant for asbestos removal at the City-owned Rockford Watch Factory site at 325 South Madison Street Cleanup Grants require a 20% local match and a commitment for this match prior to submittal of the application. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Newburg, Beach, Elyea, Beck, Chiarelli -12-

Nays: -0-

Absent: Getchius, McNeely -2-

NEW BUSINESS

51. Alderman Beck introduced and read an Ordinance authorizing the Human Services Director to submit an application for Head Start and Early Head Start funding for the 2015-2016 budget year for the Human Services Department. LAID OVER.

2014-207-O

52. Alderman Beck introduced and read an Ordinance authorizing the Mayor and Legal Director to execute an Agreement for Architectural Services with HAGNEY/FMG Architects for the design and development of the District 1 Police Station.

Alderman Beck moved to suspend Rule 11, seconded by Alderman Hervey. MOTION PREVAILED (Ald. Getchius, McNeely absent). The Ordinance was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Newburg, Beach, Elyea, Beck, Chiarelli -11-
Nays: -0-
Abstain: McNamara -1-
Absent: Getchius, McNeely -2-

53. Alderman Chiarelli introduced and read an Ordinance amending Chapter 16, Schedule Section 291 of the Code of Ordinances of the City of Rockford to add the following:

That all traffic be required to stop prior to entering the intersection of Halsted Road and Ridge Avenue, thus repealing the existing 2-Way Stop sign control.

LAID OVER.

54. Alderman Chiarelli 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" restriction on the north side (inside) of Sun Valley Terrace from Halsted Road thru the cul-de-sac.

"No Parking Anytime restriction except Para-Transit" on the south side of 13th Avenue from 17th Street to 40 feet east of 17th Street.

"No Parking Anytime" on both sides of Villanova Drive from Charles Street to 160 feet north of Charles Street.

LAID OVER.

55. Upon motion duly made and seconded, the meeting was adjourned at 7:29 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
December 8, 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
- Public Participation
- Petitions and Communications
- Proclamations
- Committee Reports
- Officers Reports

UNFINISHED BUSINESS

I. COMMITTEE REPORTS LAID OVER DECEMBER 1, 2014

1. Durkee - Planning and Development - Recommending approval of the East State/Mulford TIF Redevelopment Agreement with Machesney Investment, LLC for Repurposing 175 Executive Parkway for New State-of-the-Art Call Center. The Legal Director shall prepare the appropriate ordinance.
2. Beck - Finance and Personnel - Recommending a reduction in the outstanding code hearing fines and penalties for 7392 Ryebrook Rd. to \$500.00 since the property is in compliance. Any outstanding water, clean-up, demolition, board-up, and mow liens must be paid.
3. Chiarelli - Code and Regulation - Recommending approval of the Final Plat #2 of Aspling Subdivision located in the 4800 block of Linden Road.
4. Chiarelli - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE a Special Use Permit for an off-premise business identification sign; and REVERSE to APPROVE a Variation to increase maximum sign height from 8' to 30' and REVERSE to APPROVE a Variation to increase maximum sign square footage from 64 square feet to 390 square feet in a C-2, Limited Commercial Zoning District at 4xx North Mulford Road, 6102, 6022 Mulford Village and 175 Executive Parkway. Approval is subject to the following conditions:
 1. A final submittal of sign elevation for Staff's review and approval.

2. Submittal of a site plan showing the required setback for the proposed free-standing sign.
3. Advertisement for the free-standing sign shall be limited to the businesses located in Lots 1-3 as shown on Exhibit D.

Approval is based on the attached Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. REQUIRES AN AFFIRMATIVE VOTE OF 2/3 CITY COUNCIL

5. Chiarelli – Code and Regulation - SUSTAINING the Liquor and Tobacco Advisory Board, thereby recommending that City Council DENY the sale of tobacco products in conjunction with a retail store and tobacco store in the name of **Taw Rig Alkaramia d/b/a Start Now Tobacco, Inc.**, in a C-3, General Commercial Zoning District at 111 North Alpine Road.
6. Chiarelli - Code and Regulation - SUSTAINING the Liquor and Tobacco Advisory Board, thereby recommending that City Council APPROVE the sale of tobacco products in conjunction with a gas station in the name of **Rashid Mehmood d/b/a Aaliya Corporation** in a C-3, Commercial General Zoning District at 913 Kilburn Avenue. The Legal Director is hereby instructed to prepare the necessary Ordinance. Approval is subject to the following conditions:
 1. Meeting all Building and Fire Codes.
 2. Compliance with all City of Rockford Liquor and Tobacco Codes.
 3. The sale of tobacco products shall be limited to the interior site plan that was submitted Exhibit F.
 4. Submittal of a civil plan to include improvements to the parking lot and eight (8) parking spaces.
 5. Submittal of a revised landscape plan to include perimeter landscaping along Kilburn Avenue and Whitman Street, interior islands, open green space, removal of the raised timber planter the is replaced with a new concrete curbed island around the existing perimeter landscaping at the southwest corner of the property, and plant species for Staff review and approval.
 6. Submittal of a dumpster detail, rendering and dumpster enclosure permit for Staff's review and approval.
 7. The hours of operation and days will be 5:00 am – 3:00 am Monday through Sunday.
 8. 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.
 9. That the windows shall not be covered with bars or other devices that block the window.
 10. The sale of water pipes and "huka" or "hookah" pipes are prohibited.
 11. Window display signage is limited to 35% of window area.
 12. The conditions of approval shall be met by May 1, 2015.
 13. The tobacco license issued in 014-LTAB-030 on September 15, 2014 for 913 Kilburn Avenue is void.

The Legal Director shall prepare the appropriate ordinance.

7. Chiarelli - Code and Regulation - REVERSING the Liquor and Tobacco Advisory Board, thereby recommending that City Council APPROVE the sale of packaged liquor with a gas station in the name of **Robbin Madhok d/b/a Magnum Oil 1**, in a C-3, General Commercial Zoning District and R-4, Multi-Family Residential Zoning District at 3299 South Alpine Road. Approval is subject to the following conditions:
 1. Meeting all applicable building and fire codes.
 2. Compliance with all City of Rockford Liquor Codes.
 3. The hours of operation to be in accordance with the Liquor Code.
 4. The sale of liquor shall be limited to the interior floor plan that will not exceed more than 10% of floor area.
 5. That the window signage shall not exceed 35% of window area and all temporary outdoor signs shall be removed.
 6. Daily maintenance of the landscaping areas, including the green space on the west adjacent to the residential use, so that the areas are free of garbage and debris.
 7. The existing fence along the western property line must be maintained in satisfactory condition. Any portion of the fence in disrepair shall be repaired and/or replaced by May 1, 2015.
 8. Submittal of a landscaping plan indicating existing and proposed landscaping units per the ordinance for staff review and approval by January 31, 2015.
 9. Installation of required landscaping by May 1, 2015.
 10. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into crack pipes is prohibited.
 11. The sale of water pipes and "huka" or "hookah" pipes are prohibited.
 12. 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. REQUIRES AN AFFIRMATIVE VOTE OF 2/3 CITY COUNCIL

II. ORDINANCES LAID OVER DECEMBER 1, 2014

1. Beck - Ordinance - Authorizing the Human Services Director to submit an application for Head Start and Early Head Start funding for the 2015-2016 budget year for the Human Services Department.
2. Chiarelli - Ordinance - Amending Chapter 16, Schedule Section 291 of the Code of Ordinances of the City of Rockford to add the following:

That all traffic be required to stop prior to entering the intersection of Halsted Road and Ridge Avenue, thus repealing the existing 2-Way Stop sign control.
3. Chiarelli - Ordinance - Amending Chapter 16, Schedule Section 280 of the Code of Ordinances of the City of Rockford to add the following:

"No Parking Anytime" restriction on the north side (inside) of Sun Valley Terrace from Halsted Road thru the cul-de-sac.

"No Parking Anytime restriction except Para-Transit" on the south side of 13th Avenue from 17th Street to 40 feet east of 17th Street.

"No Parking Anytime" on both sides of Villanova Drive from Charles Street to 160 feet north of Charles Street.

III. APPOINTMENTS LAID OVER DECEMBER 1, 2014

1. Mayor Morrissey – Re-appointment – Airport Authority Board; Mr. Kenneth Edward Copeland for a term ending May 2017. (Pursuant to Rule 18, this item is up for passage on January 5, 2014).

- Resolutions

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. Durkee – Ordinance - East State/Mulford TIF Redevelopment Agreement with Machesney Investment, LLC c/o First Rockford Group for Repurposing 175 Executive Parkway for New State-of-the-Art Call Center.
2. Chiarelli – Ordinance - APPROVE a Special Use Permit for an off-premise business identification sign; APPROVE a Variation to increase maximum sign height from 8' to 30' and APPROVE a Variation to increase maximum sign square footage from 64 square feet to 390 square feet in a C-2, Limited Commercial Zoning District at 4xx North Mulford Road, 6102, 6022 Mulford Village and 175 Executive Parkway. Approval is subject to the following conditions:
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REQUIRES AN AFFIRMATIVE VOTE OF 2/3 CITY COUNCIL

- * 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, December 8, 2014, 5:15 p.m.

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

AGENDA

1. C & R 14-200 014-LTAB-047 Modification of existing Liquor License to extend business hours to Monday to Thursday, 10 a.m. to Midnight, Friday and Saturday 10 a.m. to 2 a.m.; and Saturday 11 a.m. to Midnight in a C-2, Limited Commercial Zoning District at 3840 Broadway
2. C & R 14-216 Annexation of 13xx Banks Street
3. C & R 14-217 Annexation of 32xx Prairie Road
4. C & R 14-218 Annexation of 1317 Linda Avenue
5. C & R 14-209 Resolution Regarding Review of Permit Process
6. C & R 14-222 Residential Fire Sprinkler Systems-Evaluate Requirement from Adopted Code
7. C & R 14-223 Harrison Avenue Project/Acquisitions of Parcels through Litigation/2710 11th Street
8. C & R 14-111 Amendment to 17-41(m) of the City of Rockford Code of

Ordinances [Vehicle Seizure & Impoundment]

9. C & R 14-219 Closed Session for Purposes of Pending and/or Threatened Litigation

FINANCE AND PERSONNEL COMMITTEE

Monday, December 8, 2014, 5:15 p.m.

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

AGENDA

1. Purchasing and Vouchers
 - A. Award of Bid: Cessna Drive Water Main & Well 24 Pavement Improvements to the low bidder Northern Illinois Service, of Rockford, Illinois for their total bid of \$598,643.00 (Laid over 12/1)
 - B. Award of Bid: Fire Department Sprinkler Installation with Automatic Fire Systems, of Rockford, Illinois for their total bid of \$244,305.00 for Fire Stations #4, #5, #9, and #11
 - C. Award of Bid: Fire Station Parking Lots Resurfacing to Stenstrom Excavation, of Rockford, Illinois for their bid of \$152,112 for Station #4, Station #5, and the Fire Shop
 - D. Change Order: Kennon Road Water Main Replacement with N-TRAK, of Loves Park, Illinois for an additional \$70,000.00 – **Info only**
 - E. Vouchers in the amount of \$2,813,488.92
2. 2014 Tax Abatement
3. 2015 Fee Schedule
4. 2015 Budget

PLANNING AND DEVELOPMENT COMMITTEE

Monday, December 8, 2014, 5:15 p.m.

CD Conference Rm., City Hall 2nd floor

AMENDED AGENDA

1. Memorandum regarding the Rockford Area Convention and Visitors' Bureau 3rd Quarter Report.
2. Memorandum from Todd Cagnoni regarding the Response to Request for Proposals for 123 South Main Street and 134 North Main Street.
3. Memorandum from Alderman Jamie Getchius regarding a Resolution for the Development of 134 N. Main Street. (Attached: Adaptive Reuse Development Project for 134 N. Main Street Downtown, Rockford, IL Presented by Urban Equity Properties).

4. Memorandum from Mark Williams regarding the approval of the following Enterprise Zone Designating Ordinances:
 - a. Rockford I-90 Competitive Enterprise Zone Designating Ordinance
 - b. Rockford Enterprise Zone #1 Designating Ordinance

LEGISLATIVE LOBBYING COMMITTEE
Monday, December 8, 2014, _____ p.m.
Conference Room A, City Hall 2nd floor (north room)
AGENDA

No Meeting Scheduled.

The City of Rockford intends to comply with the intent and spirit of the Americans With Disabilities Act. If a sign language interpreter, personal p.a. system, or other special accommodations are needed, please call the Legal Department at 967-6797 at least 48 hours in advance, so we can be prepared to assist you. For TTY, please call 987-5718, and staff in the Mayor's Office will advise the Legal Department of the request.