

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
SEPTEMBER 11, 2006
COUNCIL CONVENED AT 6:06 P.M.**

1. The invocation was given by Pastor Bill Bourne, Grace Ministries/ Police Chaplain, and the Pledge of Allegiance was led by Page Justin Francis.
2. Mayor Morrissey thanked Pastor Bill Bourne for his years of service to the Rockford Police Department Chaplain's Division and wished him well in his retirement in Michigan.
3. Mayor Morrissey mentioned he attended a 9/11 Memorial Service with the Interfaith Council today at Rock Valley College Starlight Theatre. Mayor Morrissey requested a moment of silence to reflect on and learn and grow from this tragedy.
4. Roll Call:
Mayor Lawrence J. Morrissey
Aldermen: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Timm,
Beach, Holt, Beck, McNeely, Conness –13-
Absent: Johnson –1-
5. Alderman Mark moved to accept the Journal of Proceedings of September 5, 2006, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Johnson absent).

PUBLIC PARTICIPATION

6. Alan Barsema addressed council regarding homelessness and the upcoming events in Rockford regarding that issue.
7. Reverend Derrick Shelby addressed council regarding Black Male Children.

PETITIONS AND COMMUNICATIONS

8. Alderman Mark submitted a Memorandum from Cynthia Powers-Hall, Director Mayor's Office of Tourism, Culture and Special Events regarding Proposed code amendments regarding liquor. Referred to Code and Regulation Committee.
9. Alderman Mark submitted a letter from Cynthia Furney regarding damage to the outside wall of the building at 308 E. State Street from a City snowplow. Referred to the Legal Department.
10. Alderman Mark submitted a letter from Michael McGuinness regarding removal of a tree on City property near his home. Referred to the Public Works Department.
11. Alderman Mark submitted an e-mail from Gary Carlson concerning maintenance on a piece of City property near his home and requested street sweeping on Madison Street in the same area. Referred to Neighborhood Standards and the Public Works Department.

12. Alderman Mark submitted an e-mail from Gwen Lashock with concerns of criminal activity in her neighborhood. Referred to the Police Department.
13. Alderman Thompson, on behalf of Alderman Johnson, submitted three (3) Requests for Service. Referred to the Police Department and the Public Works Department.
14. Alderman Conness submitted an e-mail from Joseph Pirrello regarding school buses speeding on Longmeadow Lane. Referred to the Police Department.
15. Alderman Conness submitted an e-mail from William Lyons regarding a retention pond and drainage problems in the field south of O'Connell Street. Referred to the Public Works Department.
16. Alderman Conness submitted an e-mail from Rick and Bonita Ritter regarding drainage problems and debris blocking culverts near Woodcreek Bend Road. Referred to Mayor Morrissey and the Public Works Department.
17. Alderman Conness submitted an e-mail from Ericka Grothman requesting an additional stop sign at the intersection of Stow Market and Heidi because of the increased traffic flow due to construction on Harrison Avenue. Referred to the Public Works Department/Traffic.
18. Alderman Conness submitted a letter from Chris Lawson with concerns of criminal and gang activity in her neighborhood. Referred to Mayor Morrissey and the Police Department.

NEW COMMITTEE REPORTS

19. Alderman Mark read a Code and Regulation Committee Report recommending City Council approve the claim of Laura Shaw in the amount of \$302.94 for property damage. LAID OVER.
20. Alderman Mark read a Code and Regulation Committee Report recommending City Council approve the claim of Ron Meyer in the amount of \$2,375.71 for property damage. LAID OVER.
21. Alderman Mark read a Code and Regulation Committee Report recommending City Council approve the claim of Kenneth Williams in the amount of \$7,500.00 for property damage. LAID OVER.
22. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the Final Plat of Royal Fountain at The Highlands Plat 3. LAID OVER.
23. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the Final Plat of Alford Subdivision #3, being a replat of Lot 7 of Alford Subdivision Plat 2 and Lot 9 of part of Lot 10 of Martin Hawkins Company Alpine Heights. LAID OVER.

24. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the Tentative Plat of Kerasotes Subdivision #3, being a replat of part of Lots 9 & 10 of Kerasotes Subdivision#2. LAID OVER.
25. Alderman Mark read a Code and Regulation Committee Report recommending City Council approve the amendment to Rule 2, Section 2-42 of the City of Rockford Code of Ordinances; Reports of Officers shall be limited to five (5) minutes. LAID OVER.
26. Alderman Mark read a Code and Regulation Committee Report recommending City Council approve the draft of the Aggressive Panhandling Ordinance. LAID OVER.
27. Alderman Mark read a Code and Regulation Committee Report recommending City Council approve the draft of the Disorderly Conduct Ordinance. LAID OVER.
28. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of September 11, 2006 in the amount of \$1,115,837.01. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Timm,
 Beach, Holt, Beck, McNeely, Conness –13-

Nays: -0-

Absent: Johnson –1-

OFFICERS REPORTS

29. Mayor Morrissey read a Proclamation proclaiming the week of September 11, 2006 to be “Joseph Behr and Sons Week” in Rockford, and congratulated the company on its 100 years in business and its service to the Rockford community.
30. Mayor Morrissey updated council with regards to the aftermath of the storm. The City Human Services Department will be expanding their hours for the next two weeks on the North Church site from 8:00 am to 8:00 pm. Any questions concerning the flooding issue can be directed to that department at 987-5685. He thanked the Fire Department and Building Department for inspecting properties for emergency, structural and life safety issues and the Police Department for additional patrols in the affected areas. He also thanked the Public Works Department and Human Services for their hard work in organizing teams and volunteers to collected debris and garbage and also the Finance Department for putting together the numbers for FEMA and IEMA teams to take to the Governor. At a minimum the Governor will be asking FEMA for support in the form of small business administration loans for those impacted residence. The City’s request for a Formal Declaration of the City and County for those individuals affected is still under review, which would provide additional grant assistance. Mayor Morrissey advised he will continue to update the community when information has been received.
31. Mayor Morrissey advised the Power Connection of Northern Illinois which is a combination of the IBEW and the NECA has announced they are working together to provide free inspections and reviews of properties that may need estimates in terms of

evaluating their electrical systems. For information, call 398-6282 or the City of Rockford Human Services Department at 987-5685.

32. Mayor Morrissey thanked the Police Department for providing a Memorandum to each alderman regarding statistics on crime in their ward.
33. Alderman Conness reported on the Power Connection flier distributed which provides information for free assessments on home electrical systems that may have been damaged from the September 4, 2006 storm offered by the Northern Illinois Chapter, National Electrical Contractors Association (NECA) and Local Union 364, International Brotherhood of Electrical Workers (IBEW). For more information or to schedule a free assessment call (815) 398-6282. He thanked them for their efforts and continued support in the community.
34. Alderman Bell joined Mayor Morrissey in commending Joseph Behr Company for their 100 years of business and service in Rockford.
35. Alderman Bell made a reminder that the 2006 Orchid Neighborhood Picnic will be held on Saturday, September 23rd from noon to 6:00 pm at Nelson Park. He encouraged all to attend this neighborhood and family event.
36. Alderman Bell thanked the Community Development Department and Rick May for preparing a Memorandum answering questions raised regarding the Alpine/East State Street TIF District.
37. Alderman Jacobson also thanked the Community Development Department for the Memorandum regarding the Alpine/East State Street TIF District providing insight on questions raised about that project.
38. Alderman Jacobson acknowledged the passing of Marshall Perkarsky, Kishwaukee Auto Parts, a few months back, and thanked him and his family for their many years of dedication to this community.
39. Alderman McNeely reported she had received several phone calls regarding water and sewer connection in the Hope IV Project Area. Alderman McNeely has spoken with the developer and City staff with her questions and will provide that information to anyone contacting her at #987-9978. She encouraged all to connect to City water and sewer in that area.
40. Alderman McNeely encouraged the administration to seek a solution for properties annexed into the City, making the connection to City water and sewer affordable and less overwhelming for those seeking assistance.
41. Alderman Mark acknowledged Chris Wachowiak, owner of Kryptonite, and mentioned other downtown business owners, who expressed thanks to City staff and Council for their efforts towards changing the On The Waterfront liquor ordinance.

42. Alderman Mark commented on Sunday, 240 bikers took off from the YMCA parking lot on the Great River Ride, approximately 80% of the bikers came from other states and communities to participate in this event.
43. Alderman Mark reported Haight Village Home Tour was this past weekend, with a remarkable turnout, despite the rain on Sunday.
44. Alderman Mark announced the German Club and The Rathskeller will be hosting Oktoberfest this coming weekend, September 15th-17th. The event will be held at southeast corner of North Main and Auburn Street with a 40-piece band from Austria performing.
45. Alderman Mark mentioned this weekend is the Greenwich Village Art Fair, with people from Sweden participating in this event.
46. Alderman McNeely advised September is Hispanic Month and encouraged all to celebrate the Hispanic heritage and attend the parade scheduled for noon, beginning at Broadway and 11th Street to Marinelli Field.

UNFINISHED BUSINESS

2006-324CR

47. Alderman Mark moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council DENY the Zoning Map Amendment from R-1, Single-Family Residential District to R-3, Multi-Family Residential District for Parcel 2, and to APPROVE a Special Use Permit for a Planned Residential Development for homes for the aged/independent living for residents over the age of sixty (60) for Parcel 1 and 2 in an R-3, Multi-Family Residential District at 69XX Hiatt Drive. Approval is subject to the following conditions:
 1. Meeting all applicable Building and Fire Codes
 2. Submittal of a detailed landscaping plan and illumination plan for Staff's review and approval.
 3. Submittal and approval of a tentative and final plat prior to issuance of a building permit.

Approval is based on the Findings of Fact (LAD 10/16/06, ZBA #045-06). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Timm,
Beach, Holt, Beck, McNeely, Conness -13-

Nays: -0-

Absent: Johnson -1-

2006-325CR

48. Alderman Mark moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for the sale of liquor by the drink (indoors) in conjunction

with a cafe/specialty gourmet chocolate and dessert shop in a C-4, Commercial Oldtown Zoning District at 211 E. State Street. Approval is subject to the following conditions:

1. Meeting all applicable liquor laws of the City of Rockford.
2. Meeting all applicable Building and Fire Codes.
3. The Special Use Permit shall be in effect for three (3) years from the date of approval of the Ordinance by City Council.

Approval is based on the Findings of Fact (LAD 10/16/06, ZBA #049-06). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Timm, Beach, Holt, Beck, McNeely, Conness -13-
Nays: -0-
Absent: Johnson -1-

2006-326CR

49. Alderman Mark moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for the sale of liquor by the package in conjunction with a grocery store/specialty shop in a C-2, Commercial Community Zoning District at 2704 North Main Street. Approval is subject to the following conditions:

1. Meeting all applicable liquor laws of the City of Rockford.
2. Meeting all applicable Building and Fire Codes.
3. The sale of alcohol is in conjunction with a full service grocery store/specialty store.
4. Liquor department will not exceed more than ten percent (10%) of the gross area of the building.

Approval is based on the Findings of Fact (LAD 10/16/06, ZBA #052-06). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Timm, Beach, Holt, Beck, McNeely, Conness -13-
Nays: -0-
Absent: Johnson -1-

2006-327CR

50. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending the approval of the annexation of 2812 Searles Avenue, that the Legal Director be required to prepare the necessary ordinance and send all required notices, and that, after passage of the annexation ordinance, the Legal Director shall record the ordinances, plat and affidavits of notice in the Recorder's Office and file a copy of the Annexation Ordinance with the County Clerk. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Timm, Beach, Holt, Beck, McNeely, Conness -13-
Nays: -0-

Absent: Johnson -1-

2006-158-O

51. Alderman Mark moved the adoption of an Ordinance amending Chapter 6, International Building Code, of the City of Rockford Code of Ordinances, which shall be deemed severable, and the invalidity of any portion of this Ordinance shall not affect the validity of the remainder. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Timm, Beach, Holt, Beck, McNeely, Conness -13-

Nays: -0-

Absent: Johnson -1-

2006-159-O

52. Alderman Mark moved the adoption of an Ordinance amending Chapter 6, International Residential Code, of the City of Rockford Code of Ordinances, which shall be deemed severable, and the invalidity of any portion of this Ordinance shall not affect the validity of the remainder. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Timm, Beach, Holt, Beck, McNeely, Conness -13-

Nays: -0-

Absent: Johnson -1-

OFFICERS REPORTS

53. Mayor Morrissey invited a motion to be made at the end of New Business for Council to go into closed session to discuss Closed Session Minutes.

MOTIONS AND RESOLUTIONS

2006-75R

54. Alderman Beck moved the adoption of a Resolution to take bids/proposals for the following: RFP: Actuarial for Police & Fire Pension Funds, funding source: Finance Department Operating Budget; Bid: Pressure Zone Boundary, Phase 3, funding source: WURB. MOTION PREVAILED (Ald. Johnson absent).

2006-76R

55. Alderman McNeely suggested the adoption of a Resolution that the Zoning Fee for 250 North Pierpont be waived. Referred to Code and Regulation Committee.

NEW BUSINESS

2006-160-O

56. Alderman Bell introduced and read an Ordinance approving the attached Agreement for demolition at the Piemonte Bakery Site at 1122 Rock Street.

Alderman Bell moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. Johnson absent). The Ordinance was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Timm, Beach, Holt, Beck, McNeely, Conness -13-
Nays: -0-
Absent: Johnson -1-

- 57. Alderman Mark introduced and read an Ordinance recommending approval of the annexation of 2812 Searles Avenue. LAID OVER.
- 58. Alderman Mark introduced and read an Ordinance amending Chapter 16, Section 292, of the City of Rockford Code of Ordinances amending that all traffic be required to stop prior to entering the intersection of 10th Street and 4th Avenue, thus repealing the existing 2-way stop sign control. LAID OVER.
- 59. Alderman Mark introduced and read an Ordinance amending Chapter 30, of the City of Rockford Code of Ordinances amending section 2-42, Rule 11, Subsection (a) and (b). LAID OVER.
- 60. Alderman Beck moved that the City Council go into closed session to discuss closed session minutes of the City Council, seconded by Alderman Timm. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson, Timm, Beach, Holt, Beck, McNeely, Conness -13-
Nays: -0-
Absent: Johnson -1-

The meeting went into closed session at 6:49 pm.

The meeting returned to open session at 6:55 pm and found the following aldermen present:

Aldermen Sosnowski, Mark, Curran, Wasco, Bell, Jacobson, Thompson, Timm, Beach, Holt, Beck, McNeely, Conness, (Ald. Johnson absent).

MOTIONS AND RESOLUTIONS

2006-77R

- 61. Alderman Beck moved the adoption of a Resolution that the Closed Session Minutes of the City Council of the City of Rockford for sessions on the following dates be open to the public, pursuant to Section 2.06 of the Open Meetings Act:

NONE.

The need for confidentiality still exists for the closed session minutes for the following dates:

November 2, 1998
March 8, 2004
July 10, 2006
July 31, 2006

November 9, 1998
March 7, 2005
July 17, 2006
August 21, 2006

October 25, 2004
February 21, 2006
July 22, 2006

MOTION PREVAILED (Alderman Johnson absent).

61. Upon motion duly made and seconded, the meeting was adjourned at 6:59 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
SEPTEMBER 18, 2006
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
- New Committee Reports (Reports of Standing Committees – Code and Regulation, Finance and Personnel, Planning and Development - and other select committees)
- Officers Reports
- Unfinished Business of previous meeting

UNFINISHED BUSINESS

I. PUBLIC HEARING

1. Annexation for 2812 Searles Avenue.

II. COMMITTEE REPORTS LAID OVER SEPTEMBER 11, 2006

1. Mark - Code and Regulation - Recommending City Council approve the claim of Laura Shaw in the amount of \$302.94 for property damage.
2. Mark - Code and Regulation - Recommending City Council approve the claim of Ron Meyer in the amount of \$2,375.71 for property damage.
3. Mark - Code and Regulation - Recommending City Council approve the claim of Kenneth Williams in the amount of \$7,500.00 for property damage.
4. Mark - Code and Regulation - Recommending the approval of the Final Plat of Royal Fountain at The Highlands Plat 3.
5. Mark - Code and Regulation - Recommending the approval of the Final Plat of Alford Subdivision #3, being a replat of Lot 7 of Alford Subdivision Plat 2 and Lot 9 of part of Lot 10 of Martin Hawkins Company Alpine Heights.

6. Mark - Code and Regulation - Recommending the approval of the Tentative Plat of Kerasotes Subdivision #3, being a replat of part of Lots 9 & 10 of Kerasotes Subdivision#2.
7. Mark - Code and Regulation - Recommending City Council approve the amendment to Rule 2, Section 2-42 of the City of Rockford Code of Ordinances; Reports of Officers shall be limited to five (5) minutes.
8. Mark - Code and Regulation - Recommending City Council approve the draft of the Aggressive Panhandling Ordinance.
9. Mark - Code and Regulation - Recommending City Council approve the draft of the Disorderly Conduct Ordinance.

III. ORDINANCES LAID OVER SEPTEMBER 11, 2006

1. Mark - Ordinance - Recommending approval of the annexation of 2812 Searles Avenue.
2. Mark - Ordinance - Amending Chapter 16, Section 292, of the City of Rockford Code of Ordinances amending that all traffic be required to stop prior to entering the intersection of 10th Street and 4th Avenue, thus repealing the existing 2-way stop sign control.
3. Mark - Ordinance - Amending Chapter 30, of the City of Rockford Code of Ordinances amending section 2-42, Rule 11, Subsection (a) and (b).

IV. MISCELLANEOUS HELD OUT SEPTEMBER 11, 2006

- 1.* Curran - Appointment to the Design Review Committee, John R. Kuss, for a term ending June 2009. (Pursuant to Rule 18, this appointment will be up for passage September 25, 2006).
- 2.* Curran - Appointment to the Design Review Committee, Lawrence Morton, for a term ending June 2009. (Pursuant to Rule 18, this appointment will be up for passage September 25, 2006).
- 3.* Curran - Appointment to the Design Review Committee, Bertha Fernandez De Luna, for a term ending June 2009. (Pursuant to Rule 18, this appointment will be up for passage September 25, 2006).
- 4.* Mayor Morrissey - Appointment to the Human Services Board, Flossie Jean Hoarde, for a term ending June 2008. (Pursuant to Rule 18, this appointment will be up for passage September 18, 2006).
- 5.* Mayor Morrissey - Appointment to the Human Services Board, Rocio Arenas, for a term ending June 2008. (Pursuant to Rule 18, this appointment will be up for passage September 18, 2006).

* same action taken before

- Motions and Resolutions
- 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).
- 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, September 18, 2006, 4:45 p.m.
CD Conference Room, City Hall 2nd floor
AGENDA

1. C & R 06-179 Proposed code amendments regarding liquor
2. C & R 06-159 Changes to Purchasing Requirements
3. C & R 06-140 Claim of Kenneth Williams
4. C & R 06-170 Closed Session for Purposes of Pending Litigation -Kerry Partridge & John Giliberti

FINANCE AND PERSONNEL COMMITTEE
Monday, September 18, 2006, 5:15 p.m.
Conference Room B, City Hall 2nd floor (south room)
AGENDA

1. Purchasing and Vouchers
 - A. Award of Bid: Demolition for West State Street Crossover Project – Suspend rules
 - B. Award of Contract: Purchase of Office Furniture
 - C. Resolution for Improvement Under Illinois Highway Code – Harrison Avenue Bridges over UPRR & CNIC

- D. Resolution for Improvement Under the Illinois Highway Code – Harrison Avenue Rehabilitation Phase I & II
 - E. Resolution for Improvement Under the Illinois Highway Code – Riverwalk Museum Campus
 - F. Resolution to take Bids/Proposals
 - G. Change Order for 911 Center
 - H. Vouchers
2. Labor Negotiations Update – Closed Session

PLANNING AND DEVELOPMENT COMMITTEE

**Monday, September 18, 2006, 5:30 p.m.
Conference Room A, City Hall 2nd floor (north room)
AGENDA**

No Meeting Scheduled.