

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
JANUARY 22, 2008
COUNCIL CONVENED AT 6:14 P.M.**

1. The invocation was given by Pastor Elzie Marks, St. Luke Missionary Baptist Church/ Police Chaplain and the Pledge of Allegiance was led by Council Page Mercedes Martinez.
2. Roll Call:
Mayor Lawrence J. Morrissey
Aldermen: Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm,
Beach, Holt, Beck, Conness –12-
Absent: Sosnowski, McNeely –2-
3. Alderman Mark moved to accept the Journal of Proceedings of January 14, 2008, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Sosnowski, McNeely absent).

Alderman Thompson-Kelly exited the meeting at 6:18 pm.

PUBLIC HEARING

4. Mayor Morrissey called upon Alderman Curran to conduct a public hearing. Alderman Curran called the hearing to order at 6:18 pm, stating that it was being held on the Proposed 2008 Budget and Appropriation Ordinance. Pursuant to 65 Illinois Compiled Statutes 5/8-2-9 (2006), a public hearing must be conducted by the City Council prior to the adoption of an Appropriation Ordinance. Notice of this hearing was given by publication in the Rockford Register Star on January 10, 2008. That notice informed citizens of Rockford that a copy of the proposed Budget and Appropriation Ordinance could be reviewed in the Finance Department, Third Floor, City Hall Building, 425 East State Street, Rockford, Illinois from 8:30 a.m. to 4:45 p.m. weekdays. Alderman Curran asked for questions or comments from Council members, and then from the public.

The public hearing was closed at 6:19 pm. The meeting returned to regular Order of Business at 6:19 pm.

PUBLIC PARTICIPATION

5. John Weaver announced a Violence Prevention Townhall meeting to be held on Thursday, January 24, 2008 at 6:00 pm at Midway Village, 6799 Guilford Road. He encouraged all to attend this meeting to discuss violence prevention and finding solutions.

PETITIONS AND COMMUNICATIONS

6. Alderman Johnson submitted a Request for Service at 2710 – 2712 21st Avenue. Referred to Neighborhood Standards.

7. Alderman Johnson submitted an e-mail from a constituent concerning property standards violations at a neighbor's home on his street. Referred to Neighborhood Standards.
8. Alderman Johnson submitted an e-mail from Marcia Peterson concerning sidewalk and alley snow shoveling. Referred to Public Works Department.
9. Alderman Timm submitted a letter from St. Bernadette Catholic Church concerning vandalism to church/school property. Referred to Mayor Morrissey's Office and Police Department.
10. Alderman Timm submitted a letter from the Barbara Olson Center of Hope requesting the City consider contracting their shredding services. Referred to Mayor Morrissey's Office and Finance Department.
11. Alderman Timm submitted a letter from David Lantz concerning the continuing problem of loud sound amplification systems in vehicles traveling on Auburn Street. Referred to Police Department.
12. Alderman Bell submitted a Memorandum from Dwayne Collins, Grants Compliance Specialist II, regarding Redevelopment Funds Recommendations for Funding – SWIFTT. Referred to Planning and Development Committee.
13. Alderman Bell submitted a letter from Ed McCullough, President Riverfront Development Group, requesting City assistance to undertake a set of programs titled Rockford Arts Initiate (RAI). Referred to Community Development Department.
14. Alderman Conness submitted an e-mail from Scott and Amanda Abbott regarding the removal of a tree on the city easement. Referred to Public Works Department.
- 14a. Alderman Conness submitted an e-mail from Timothy Morris concerning traffic problems at East State Street and New Towne Drive. Referred to Public Works Department/Traffic.
- 14b. Alderman Conness submitted two (2) e-mails from constituents suggesting different places to relocate the asphalt batch plant. Referred to Mayor Morrissey's Office.
15. Alderman Curran submitted a Memorandum from Andres Sammul, Finance Director regarding 2007 Tax Abatements. Referred to Finance and Personnel Committee.
- 15a. Alderman Curran submitted a Memorandum from Ron Schultz, City Attorney regarding Authorization to apply for State Loans – Water Improvement Project. Referred to Finance and Personnel Committee.
16. Alderman Curran submitted a Memorandum from Bonnie Henry, Director Building Department regarding Proposed Technology Fee. Referred to Finance and Personnel Committee.

- 16a. Alderman Curran submitted a Memorandum from Bill Keith, Superintendent of Street Operations and Facilities, regarding the purchase of steel snowplow blades. The purchase order was awarded to Bonnell Industries in the amount of \$13,928 in order to replenish the plow blade inventory. Placed on file.
17. Alderman Mark submitted a Memorandum from Jessica Roberts, Planner II, regarding the Final Plat of Hutchins Park Plat #2. Referred to Code and Regulation Committee.
18. Alderman Mark submitted a Memorandum from Jessica Roberts, Planner II, regarding the Vacation of Drainage Easement Lots 9 & 15 Final Plat 2 of Buckley Commercial Center Plat. Referred to Code and Regulation Committee.
19. Alderman Mark submitted the Zoning Board of Appeals minutes from the meeting held on January 15, 2008. Referred to Code and Regulation Committee.
- 19a. Alderman Mark submitted the Liquor Advisory Board minutes from the meeting held on January 15, 2008. Referred to Code and Regulation Committee.
20. Alderman Mark submitted a Memorandum from Jessica Roberts, Planner II, regarding the Annexation Review Data (Water Agreement) for North Johnston Avenue (PIN: 11-16-252-002). Referred to Code and Regulation Committee.
21. Alderman Mark submitted a Memorandum from Jessica Roberts, Planner II, regarding the Annexation Review Data (Water Agreement) for North Johnston Avenue (PIN: 11-16-252-003). Referred to Code and Regulation Committee.
22. Alderman Mark submitted a request from Nancy Strain, Board of Election Commissioners, requesting barricades, signage and police assistance and permission for voter parking only (Luther Center and Green Street by Post Office), flashing arrow for parking lane by office, closure of 2nd Avenue, South 5th and 6th except for judge traffic at 301 South 6th Street and various sites in City on February 4th and 5th. Alderman Mark moved to grant the prayer of the Petitioner, seconded by Alderman Timm. (Ald. Sosnowski, Thompson-Kelly and McNeely absent).
23. Alderman Mark submitted a request from Lorden Slade, Great Clips, in conjunction with the Great Clips Haircut Sale, requesting permission for four (4) freestanding signs for fourteen (14) days. Four (4) signs will be placed on dividers in parking lot from January 26th – February 8th at 227 Deane Drive. Alderman Mark moved to grant the prayer of the Petitioner, seconded by Alderman Timm. (Ald. Sosnowski, Thompson-Kelly and McNeely absent).

NEW COMMITTEE REPORTS

24. Alderman Curran read a Finance and Personnel Committee Report recommending the award for proposal for TIF Districts Retail and Residential Markets Studies, be made to Economic Research Associates, of Los Angeles, CA for an estimated cost of \$90,000. The breakdown is as follows for the funding source:

East Side TIF District	\$22,500
7 th Street TIF District	\$22,500
West State & Central TIF District	\$10,000
State & Alpine TIF District	\$25,000
South Rockford/South Main TIF	\$10,000

LAID OVER.

25. Alderman Curran read a Finance and Personnel Committee Report recommending a three-year contract extension with Nationwide Environmental Services in the amount of \$91,350 for operation of a groundwater testing and monitoring program for the Southeast Rockford Groundwater Contamination Site. The contract for these services was originally awarded to Nationwide Environmental Services for a five-year period in 1999 and a three-year extension in 2005. The funding source is water fund. LAID OVER.
- 25a. Alderman Curran read a Finance and Personnel Committee Report recommending the award of contract: Kishwaukee Street Overhead utility relocation be made to ComEd at an estimated cost of \$582,784 for relocation of poles and service lines within the Kishwaukee Corridor. The funding source is Sales Tax funds. LAID OVER.
26. Alderman Curran read a Finance and Personnel Committee Report recommending the Engineering agreement: City Wide Water Improvement for the Reconstruction of Meadows of Springbrook be made to Municipal Design and Environmental Services, Inc. at a not to exceed cost of \$140,200 for design engineering and construction inspection. The funding source is Water Replacement & Improvement Account (WRIA). LAID OVER.
27. Alderman Curran read a Finance and Personnel Committee Report recommending the Engineering Agreement: Riverwalk – State Street to Chestnut Street be made to McClure Engineering Associates, Inc. at a not to exceed cost of \$141,375.20 for design engineering. The funding source is General Fund. LAID OVER.
28. Alderman Curran read a Finance and Personnel Committee Report recommending the Engineering Agreement: Riverwalk – Museum Campus be made to McClure Engineering Associates, Inc. at a not to exceed cost of \$320,476.50 for Phase I Engineering. The funding source is General Fund. LAID OVER.
29. Alderman Curran read a Finance and Personnel Committee Report recommending the Engineering Agreement: Riverwalk – Dickerman Drive, Mound Ave., Indian Terrace and the Armory Streetscape Improvements be made to McClure Engineering Associates, Inc. at a not to exceed cost of \$66,392.00 for design engineering. The funding source is General Fund. LAID OVER.
30. Alderman Curran read a Finance and Personnel Committee Report recommending the Engineering Agreement: City Wide Arterial Roadway/Intersection Improvement for the Reconstruction of Ogilby Road be made to Homer L. Chastain & Associates at a not to

exceed cost of \$57,759 for design engineering and construction inspection. The funding source is Sales Tax funds. LAID OVER.

- 31. Alderman Curran read a Finance and Personnel Committee Report recommending the Engineering Agreement: Alpine Meadows Water Main be made to Smith Engineering Consultants, Inc. at a not to exceed cost of \$39,973 for design engineering and construction inspection. The funding source is Water Bonds. LAID OVER.
- 32. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of January 22, 2008 in the amount of \$2,450,980.43. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Jacobson, Johnson, Beach, Holt, Beck, Conness –10-

Nays: Timm –1-

Absent: Sosnowski, Thompson-Kelly, McNeely –3-

- 33. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Renewal of Special Use Permit #113-05 for a Planned Mixed-Use Development in an R-1, Single-family Residential District; and APPROVE the Variation to reduce the required parking from twenty-two (22) spaces to nineteen (19) parking spaces for a professional office in a R-1, Single-family Residential District at 6982 Olde Creek Road. Approval is subject to the following conditions:

- 1. The land and structure shall be used as a realtor's office or low impact use upon review and approval by the Zoning Officer.
- 2. Business identification on the building shall be permitted upon staff review and approval. A freestanding sign shall be permitted with a review and approval. A freestanding sign shall be permitted with a maximum height of eight (8) feet and sixty-four (64) square feet in an area upon staff review and approval.
- 3. Cars shall park in the parking lot only and not on the surrounding streets.
- 4. The submittal of building elevations for staff review and approval. Building elevations shall be consistent with surrounding neighborhood with windows on all elevations.
- 5. That the existing trees along the western boundary remain and a "Type A" landscape buffer along the western and northern property lines be maintained.
- 6. That a site plan be submitted for staff review and approval in general conformance with Exhibit dated.

Approval is based on the Findings of Fact (LAD 3/3/08, ZBA #104-07). LAID OVER.

- 34. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit to allow the installation of up to two (2) wind generators on the roof as permitted obstructions in a C-4, Commercial Oldtown Zoning District at 201 7th Street. Approval is subject to the following conditions:

1. Meet all applicable Building and Fire Codes.
2. Final Building Elevations for Staff's review and approval.

Approval is based on the Findings of Fact (LAD 3/3/08, ZBA #110-07). LAID OVER.

- 34a. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for a eighty-three (83) foot high communication antenna support in a C-3, Commercial General District at 4242 Harrison Avenue. Approval is subject to the following conditions:

1. A new sidewalk shall be constructed along Harrison Avenue.

Approval is based on the Findings of Fact (LAD 3/3/08, ZBA #105-07). LAID OVER.

35. Alderman Mark read 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 passenger (used) vehicles that does not satisfy the Performance Criteria of being six hundred (600) feet away from a residential district in a C-3, Commercial General Zoning District at 2230 North Central Avenue. Approval is subject to the following conditions:

1. Meeting all applicable building and fire codes.
2. The outdoor sale of passenger vehicles shall be limited to ten (10) vehicles at one time.
3. No overnight storage of vehicles in display area and all vehicles for sale that are not in the display area must be parked on cement or blacktop.
4. Submittal of detailed site, landscaping, and parking plans for Staff's review and approval.
5. All vehicles on premises shall be currently licensed and registered.
6. Staff to determine if any portions of the graveled area require paving after review and approval of a detailed site plan and parking plan.

Approval is based on the Finding of Fact (LAD 3/3/08, ZBA #112-07). LAID OVER.

36. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to reduce the front yard setback from 30 feet to 24.7 feet for a porch in a R-1, Single-family Residential District at 3240 Andover Drive. Approval is subject to the following conditions:

1. Proposed porch addition must be in accordance with Exhibit D.
2. The porch addition must compliment the existing elevation features of the home.

Approval is based on the Findings of Fact (LAD 3/3/08, ZBA #113-07). LAID OVER.

37. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Zoning Map Amendment from R-1, Single-family Residential District to C-3, Commercial General District

from Tract I; and APPROVE the Modification of Special Use Permit #074-85 and #030-86 for a Performance Use consisting of a fast food restaurant that cannot satisfy performance criteria of six hundred (600) feet from a residential district in a C-3, Commercial General District for Tracts I and II at 4409 Mayflower Road and 3401 South Alpine Road. Approval is subject to the following conditions:

1. Meeting all applicable building and fire codes.
2. Submittal of a landscape plan for staff review and approval.
3. Submittal of a revised site plan including three handicap spaces.
4. Sidewalks are required along South Alpine Road and Mayflower Avenue.

Approval is based on the Findings of Fact (LAD 3/3/08, ZBA #114-07). LAID OVER.

38. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for a Planned Mixed Use Development consisting of a parking lot in a R-2, Two-family Residential District at 202 Williams Park. Approval is subject to the following conditions:

1. Submittal of a civil site plan for staff review and approval.
2. Submittal of a landscaping plan for staff review and approval.
3. Submittal of a drainage plan for staff review and approval.
4. A parking lot permit is required prior to the construction of the parking lot.

Approval is based on the Findings of Fact (LAD 3/3/08, ZBA #115-07). LAID OVER.

39. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Modification of Special Use Permit #066-07 for outside storage that does not satisfy the Performance Criteria of being six hundred (600) feet away from a residential district in a I-1, Light Industrial Zoning District at 2605 Pamela Avenue. Approval is subject to the following conditions:

1. All of the conditions of approval must be met before Staff will sign off on Building Permit.
2. Submittal of detailed site plan to include parking lot, and outdoor storage area including site-obscuring fence for Staff's review and approval.
3. Submittal of detailed landscape plan to include the type of species to be planted for Staff's review and approval.
4. Removal of gravel encroachment on the property to the east. The removed gravel must be replaced with topsoil and seeded with grass.
5. The outside storage will be limited to autos, motorcycles, vans and trucks with passenger car or "B" plates, motor homes, campers, travel trailers, boats, snowmobiles, wave runners, jet skis, all-terrain vehicles and golf carts when upon trailers that were made for the purpose of hauling said vehicles.
6. All vehicles shall be currently licensed, registered, and operable.

Approval is based on the Findings of Fact (LAD 3/3/08, ZBA #116-07). LAID OVER.

40. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for off-site storage on a gravel lot; DENY a Special Use Permit to allow barb wire on top of a fence; and APPROVE a Variation to allow plastic slats through chain-link fencing as an enclosure for a dumpster in a C-1, Limited Office and C-3, Commercial General District at 1209 South Alpine Road and 4301 Tonawanda Avenue. Approval is subject to the following conditions:
1. Outside storage shall be in accordance to Exhibit E.
 2. This request shall expire in two years from the approval date by City Council.
 3. When the approval expires, the gravel lot shall be replaced with topsoil and seed.
 4. Dumpsters located on site shall be enclosed with the appropriate enclosure material.

Approval is based on the Findings of Fact (LAD 3/3/08, ZBA #117-07). LAID OVER.

41. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the Greater Rockford Industrial Park Plat #3. LAID OVER.
42. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the annexation of North Johnston Avenue and 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 ordinance, plat and affidavits of notice in the Recorder's Office and file a copy of the Annexation Ordinance with the County Clerk. LAID OVER.
43. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the annexation of 41XX Owen Center Road (Redington Chase Subdivision) and 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 ordinance, plat and affidavits of notice in the Recorder's Office and file a copy of the Annexation Ordinance with the County Clerk. LAID OVER.
44. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the addition to Chapter 7 – Cable/Video Service Provider Fee. The Legal Director shall prepare the appropriate ordinance. LAID OVER.
45. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the additions to Chapter 7 – Cable and Video Customer Protection Law. The Legal Director shall prepare the appropriate ordinance. LAID OVER.
46. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the revisions to Chapter 16, Sections 16-131, 16-136, 16-144 and 16-155. The Legal Director shall prepare the appropriate ordinance. LAID OVER.

2008-017CR

47. Alderman Mark read a Code and Regulation Committee Report recommending the approval of the revisions to Chapter 26 – Streets and Sidewalks. The Legal Director shall prepare the appropriate ordinance.

Alderman Mark moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Sosnowski, Thompson-Kelly, McNeely absent).

2008-018CR

48. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for an off-site business advertising freestanding sign in a C-1, Limited Office Zoning District at 6951 Olde Creek Road. Approval is subject to the following conditions:

1. The freestanding sign shall be the relocation of the existing monument sign located along Perryville Road at Perryville Place, 6957 Olde Creek Road and shall not exceed eight (8) feet in height.

Approval is based on the Findings of Fact (LAD 1/22/08, ZBA #095-07).

Alderman Mark moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Sosnowski, Thompson-Kelly, McNeely absent).

2008-019CR

49. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to increase the maximum height of wall signs from thirty-five (35) feet to a maximum of fifty-six (56) feet (not to exceed the height of the building) in a C-1, Limited Office Zoning District at 6957 Olde Creek Road. Approval is subject to the following conditions:

1. Wall signs above the 1st floor shall only be located on the east elevation, with logo only signage on the north and south elevation.
2. The maximum square footage for each individual sign above the 1st floor shall be one hundred fifty (150) square feet for buildings #1, 2 and 4 and two hundred twenty-five (225) square feet for building #3.
3. The maximum number of wall signs above the 1st floor shall be one for building #3 (facing east); two (2) for building #2 (both facing east including one proposed and the existing logo sign) and two (2) for building #1 (one facing east and one facing north) and two (2) for building #4 (one facing east and one facing south).
4. The gross surface area in square feet of all business signs, inclusive of wall signs or freestanding signs, on the subject property shall not exceed three times the lineal feet of street frontage, which is 1,691.46 square feet.
5. That the existing sign located in the parking lot may remain as currently exists.
6. That a new freestanding sign may be installed along Perryville Road provided the existing monument sign is removed and that the sign is in substantial conformance with the sign elevation submitted and dated 01-08-08 and does not exceed twenty-eight (28) feet in height.

Approval is based on the Findings of Fact (LAD 1/22/08, ZBA #096-07).

Alderman Mark moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Sosnowski, Thompson-Kelly, McNeely absent).

Alderman Mark made a motion to amend the Committee Report, condition #6, to read as follows: "That a new freestanding sign may be installed along Perryville Road provided the existing monument sign is removed and that the sign is in substantial conformance with the sign elevation submitted and date 01-08-08 and does not exceed **twenty-five (25)** feet in height", seconded by Alderman Beck. MOTION PREVAILED (Ald. Sosnowski, Thompson-Kelly, McNeely absent).

The Committee Report, as amended, was placed on passage. MOTION PREVAILED (Ald. Sosnowski, Thompson-Kelly, McNeely absent).

50. Alderman Bell read a Planning and Development Committee Report recommending approval of a five-year payment plan for parking as follows for Eastside Centre Development:

2008 \$10/space/month
2009 \$15/space/month
2010 \$20/space/month
2011 \$25/space/month
2012 \$30/space/month

1. The East Side Center will be allowed a maximum of 20 parking permits at the discounted price. Any additional permits would be at market rate. The surrounding municipal lots (Lot Q and Lot M) will be used to provide the discounted permits. The East Side Center and the Traffic Engineer will agree on the appropriate split of permits between the two lots, if any.
2. If the City's market rate for surface lot parking increases from its current amount of \$30/month/space, then the East Side Center will be required to pay market rate at the start of the calendar year 2013.

LAID OVER.

OFFICERS REPORTS

51. Mayor Morrissey informed the citizens that City staff is aware of the ice jams that are accumulating on the river, causing isolated flooding. He advised that staff is working with residents and businesses to provide sand and he encouraged anyone with concerns to call 9-1-1.
52. Mayor Morrissey commented on the incident that took place at the Colicm Nightclub, 3780 East State Street, early Sunday morning and announced the establishment has been ordered to immediately cease and desist all liquor sales until all requirements have been met. Mayor Morrissey thanked the Rockford City Police Officers for their quick

response to bring order to a volatile situation and to the other entities for their assistance.

53. Mayor Morrissey thanked the Public Works Department staff for their efforts over the past 24 hours with snow removal operations and explained how the odd/even neighborhood street parking ordinance is enforced during a snow emergency.
54. Mayor Morrissey announced the Illinois Department of Transportation (IDOT) will hold a hearing regarding the West State Street Corridor project on January 24, 2008 from 1:00 pm to 6:00 pm at the Crusader Clinic, 1200 West State Street, 3rd floor.
55. Mayor Morrissey extended a heart-felt thank you to council, staff and the entire community for their support and prayers during this most difficult time for his family, losing his son Michael Joseph.
56. Alderman Beach thanked Mayor Morrissey for his kind words and commented on the profound effect Michael Joseph made on this community.
57. Alderman Beach expressed concern about the state of the economy and suggested reviewing the proposed budget for possible revisions before the final vote.
58. Alderman Beach announced he received two (2) letters praising the Public Works Department for their efforts with snow removal operations during this winter season.
59. Alderman Beach expressed concern about the situation at the Colicm Nightclub early Sunday morning and thanked Mayor Morrissey for today's decision to immediately cease and desist all liquor sales at the establishment. He requested to attend the meeting scheduled with the representatives of that establishment and the liquor commission.
60. Alderman Bell mentioned he attended a Dr. Martin Luther King, Jr. celebration held at St. Luke's Church Sunday evening.
61. Alderman Bell commented on the presidential election this year and speculated Dr. Martin Luther King Jr. would find positive to have an African American and Female both running for that office.
62. Alderman Wasco expressed disappointment with the list of projects in his ward to be funded by the allocated ward budgets, and requested a meeting with Tim Hanson and Brad Moberg/Public Works Department, regarding that issue. He also requested a map of street repairs within the past five years. Referred to Public Works Department.
63. Alderman Curran suggested staff create a new formula to be used to determine the allocated ward budgets for next year.
64. Alderman Curran commented he has not received one phone call this year complaining about snow removal and lauded Tim Hanson, Interim Director of Public Works, for his leadership and thanked the snow removal crew for their outstanding efforts.

65. Alderman Mark announced the deadline for any revisions with the Municipal Code are due by January 31, 2008.

UNFINISHED BUSINESS

2008-020CR

66. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the award for Waterworks contractual Services be made to Precision Drive, of Freeport, Illinois for Motor Rewinding in the amount of \$45,884.00 and Ron Carlson Electric, of Rockford, Illinois for Electrical Wiring in the amount of \$16,875.00. The funding source is Water Division Operating Budget. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Jacobson, Johnson, Beach, Holt, Beck, Conness –10-
Nays: Timm –1-
Absent: Sosnowski, Thompson-Kelly, McNeely –3-

2008-021CR

67. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the award for Investment Broker Services be made to the following four firms:

FTN Financial	Memphis, Tennessee
Piper Jaffray & Company	Lincoln, Nebraska
RBC Dain Rauscher	Lincoln, Nebraska
Vining Sparks	Memphis, Tennessee

Fees will be approximately 3 to 5 basis points per trade. The funding source is General Investment Account. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Jacobson, Johnson, Beach, Holt, Beck, Conness –10-
Nays: Timm –1-
Absent: Sosnowski, Thompson-Kelly, McNeely –3-

2008-022CR

68. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the contract or Permitting/Code Enforcement Software & Implementation Services be made to Infor Global Solutions, of Alpharetta, Georgia for a total cost of \$969,275. The funding source is Information Technology Fund. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Jacobson, Johnson, Beach, Holt, Beck, Conness –10-
Nays: Timm –1-
Absent: Sosnowski, Thompson-Kelly, McNeely –3-

2008-023CR

- 69. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the Engineering Agreement: City-Wide Arterial Roadway/Intersection Improvement for the Reconstruction of Rockton Ave. be made to McClure Engineering Associates at a not-to-exceed cost of \$122,275.00 for design engineering and construction inspection. The funding source is Sales Tax funds. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Jacobson, Johnson, Beach, Holt, Beck, Conness –10-
 Nays: Timm –1-
 Absent: Sosnowski, Thompson-Kelly, McNeely –3-

2008-024CR

- 70. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the City participate in funding a planning analysis that will be used to conduct a quality and efficiency study of freight transportation in the Rockford Urban Area in an amount not to exceed \$100,000, eighty-percent will be reimbursed via said contract with the Illinois Department of Transportation. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Jacobson, Johnson, Beach, Holt, Beck, Conness –10-
 Nays: Timm –1-
 Absent: Sosnowski, Thompson-Kelly, McNeely –3-

MOTIONS AND RESOLUTIONS

2008-002R

- 71. Alderman Curran, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution to take bids/proposals for the following:

Bid: Water Treatment Improvements – Group 1A, funding source: Water Bonds
 Bid: Water Treatment Improvements – Group B, funding source: Water Bonds
 RFP: Asbestos Testing & Abatement Services, funding source: Departmental Operating Budgets

MOTION PREVAILED (Ald. Sosnowski, Thompson-Kelly, McNeely absent).

NEW BUSINESS

- 72. Alderman Mark introduced and read an Ordinance that that Mayor and Legal Director are hereby authorized to execute the Liquor Fee Schedule Ordinance. LAID OVER.
- 73. Alderman Mark introduced and read an Ordinance amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances, for a Special Use Permit for a Performance Use consisting of an Asphalt Batch Plant that does not meet the performance criteria in a I-2,

General Industrial District at 25XX South Mulford Road. The approval is subject to the following conditions:

1. Trucks exiting to Charles Street shall be exclusively right-out from the quarry property at the existing location. Appropriate signage must be placed at that location indicating such.
2. Access to Mulford Road is exclusively right-in right-out. Improvements to Mulford Road shall be done prior to beginning operation of the asphalt batch plant inclusive of acceleration and deceleration lanes per the requirements of the Traffic Engineer.
3. The plant shall consist of a newly constructed Dual Unit Dryer Mixer facility as submitted by the applicant. Written certification from the original equipment manufacturer will be required prior to establishment of the use.
4. Hours of operation for the asphalt batch plant shall be limited to 5:00 am to 8:00 pm Monday through Sunday. The hours of operation for the quarry shall be limited to 5:00 am to 12:00 (midnight) Monday through Sunday.
5. The applicant will be permitted to operate the asphalt batch plant thirty (30) days out of the year on a twenty-four (24) hour basis provided the City of Rockford Planning Office is given notice of the operation in advance.
6. Landscaping is subject to exhibit D and is required to be installed prior to operation of the asphalt batch plant.
7. The asphalt batch plant shall be limited to the location as indicated on the attached site plan, exhibit E and must be located on the floor of the quarry below ground level.
8. Existing berm shall be maintained as to minimize any view of the asphalt batch plant and screen the use from site.
9. All driveways to the quarry floor shall be maintained with the appropriate dust treatment to minimize dust. The access drives down to the quarry floor shall be paved by September 2008.
10. The owner shall obtain all the appropriate permits including but not limited to local, state and federal. Copies of approved construction and operations permit must be submitted to Zoning Officer prior to operation of the asphalt batch plant.
11. Conformance with all IEPA and EPA emissions standards. The emission criteria must be met and a copy of any associated approved operating permits from the agencies shall be submitted to the Zoning Officer.
12. A pedestrian/bike path along Mulford Road connecting Charles Avenue to Harrison Avenue shall be installed prior to the operation of the asphalt batch plant facility.
13. The special use for the asphalt batch plant shall expire within five (5) years at which time the property owner will have to renew the special use.
14. The special use approval shall be subject to the applicant's narrative identified as exhibit D and these conditions of approval.
15. The existing concrete batch plant shall be relocated to the floor of the quarry or removed from the property. The operation of the concrete batch plant shall be project specific only and shall not be operated on a day to day basis. The operation of the concrete batch plant shall only take place upon approval of the Zoning Officer and upon a positive findings by the Zoning Officer for limited times of operation as approved on a project by project basis.
16. Storage of stockpiles of materials shall be located only on the floor of the quarry. All

potential leachate should be avoided by covering the stockpiles that may result in such.

17. A contingency plan and remediation plan must be submitted to the Zoning Officer prior to operation of the asphalt batch plant to address any potential spills, leaks, etc. associated with the petroleum materials found with the operation of the asphalt batch plant.
18. Prior to building permit, construction, and operation of the asphalt batch plant Zoning Clearance must be made by the Zoning Officer assuring that all the required conditions have been met prior to the establishment of the use.
19. That the Dual Unit Dryer Drum Mixer include industries best practices in the capturing of "Blue Smoke".

Approval is based on the Findings of Fact (LAD 3/3/08, ZBA #083-07). LAID OVER.

74. Alderman Mark introduced and read an Ordinance amending Chapter 16, of the City of Rockford Code of Ordinances, of the revised Parking Ordinance. LAID OVER.

2008-005-O

75. Alderman Mark introduced and read an Ordinance amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances, for a Special Use Permit for an off-site business advertising freestanding sign in a C-1, Limited Office Zoning District at 6951 Olde Creek Road. Approval is subject to the following conditions:

1. The freestanding sign shall be the relocation of the existing monument sign located along Perryville Road at Perryville Place, 6957 Olde Creek Road and shall not exceed eight (8) feet in height.

Approval is based on the Findings of Fact (LAD 1/22/08, ZBA #095-07).

Alderman Mark moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Jacobson, Johnson, Timm, Beach, Holt, Beck, Conness-11-
Nays: -0-
Absent: Sosnowski, Thompson-Kelly, McNeely -3-

2008-006-O

76. Alderman Mark introduced and read an Ordinance amending Chapter 37, Section 1604, of the City of Rockford Code of Ordinances, for a Variation to increase the maximum height of wall signs from thirty-five (35) feet to a maximum of fifty-six (56) feet (not to exceed the height of the building) in a C-1, Limited Office Zoning District at 6957 Olde Creek Road. Approval is subject to the following conditions:

1. Wall signs above the 1st floor shall only be located on the east elevation, with logo only signage on the north and south elevation.

2. The maximum square footage for each individual sign above the 1st floor shall be one hundred fifty (150) square feet for buildings #1, 2 and 4 and two hundred twenty-five (225) square feet for building #3.
3. The maximum number of wall signs above the 1st floor shall be one for building #3 (facing east); two (2) for building #2 (both facing east including one proposed and the existing logo sign) and two (2) for building #1 (one facing east and one facing north) and two (2) for building #4 (one facing east and one facing south).
4. The gross surface area in square feet of all business signs, inclusive of wall signs or freestanding signs, on the subject property shall not exceed three times the lineal feet of street frontage, which is 1,691.46 square feet.
5. That the existing sign located in the parking lot may remain as currently exists.
6. That a new freestanding sign may be installed along Perryville Road provided the existing monument sign is removed and that the sign is in substantial conformance with the sign elevation submitted and dated 01-08-08 and does not exceed twenty-five (25) feet in height.

Approval is based on the Findings of Fact (LAD 1/22/08, ZBA #096-07).

Alderman Mark moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Jacobson, Johnson, Timm, Beach, Holt, Beck, Conness–11-
 Nays: -0-
 Absent: Sosnowski, Thompson-Kelly, McNeely –3-

2008-007-O

77. Alderman Mark introduced and read an Ordinance amending Chapter 26 – Streets and Sidewalks.

Alderman Mark moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Jacobson, Johnson, Timm, Beach, Holt, Beck, Conness–11-
 Nays: -0-
 Absent: Sosnowski, Thompson-Kelly, McNeely –3-

2008-008-O

78. Alderman Curran read an Ordinance recommending the approval of the Intergovernmental Agreement: Meadow of Springbrook Joint Watermain and Sanitary Sewer Installation by and between Rock River Water Reclamation District and the City of Rockford.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Wasco. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Jacobson, Johnson, Timm, Beach, Holt,
Beck, Conness-11-
Nays: -0-
Absent: Sosnowski, Thompson-Kelly, McNeely -3-

OFFICERS REPORTS

79. Alderman Jacobson announced the next Legislative Lobbying Committee meeting will be held on Thursday, January 31, 2008 at 8:00 am in Conference Room B at City Hall.
80. Upon motion duly made and seconded, the meeting was adjourned at 7:14 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
JANUARY 28, 2008
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
 - Motion and Resolutions
 - New Business

UNFINISHED BUSINESS

I. COMMITTEE REPORTS LAID OVER JANUARY 22, 2008

1. Curran - Finance and Personnel - Recommending the award for proposal for TIF Districts Retail and Residential Markets Studies, be made to Economic Research Associates, of Los Angeles, CA for an estimated cost of \$90,000. The breakdown is as follows for the funding source:

East Side TIF District	\$22,500
7 th Street TIF District	\$22,500
West State & Central TIF District	\$10,000
State & Alpine TIF District	\$25,000
South Rockford/South Main TIF	\$10,000

2. Curran - Finance and Personnel - Recommending a three-year contract extension with Nationwide Environmental Services in the amount of \$91,350 for operation of a groundwater testing and monitoring program for the Southeast Rockford Groundwater Contamination Site. The contract for these services was originally awarded to Nationwide Environmental Services for a five-year period in 1999 and a three-year extension in 2005. The funding source is water fund.

3. Curran - Finance and Personnel - Recommending the award of contract: Kishwaukee Street Overhead utility relocation be made to ComEd at an estimated cost of \$582,784 for relocation of poles and service lines within the Kishwaukee Corridor. The funding source is Sales Tax funds.
4. Curran - Finance and Personnel - Recommending the Engineering agreement: City Wide Water Improvement for the Reconstruction of Meadows of Springbrook be made to Municipal Design and Environmental Services, Inc. at a not to exceed cost of \$140,200 for design engineering and construction inspection. The funding source is Water Replacement & Improvement Account (WRIA).
5. Curran - Finance and Personnel - Recommending the Engineering Agreement: Riverwalk – State Street to Chestnut Street be made to McClure Engineering Associates, Inc. at a not to exceed cost of \$141,375.20 for design engineering. The funding source is General Fund.
6. Curran - Finance and Personnel - Recommending the Engineering Agreement: Riverwalk – Museum Campus be made to McClure Engineering Associates, Inc. at a not to exceed cost of \$320,476.50 for Phase I Engineering. The funding source is General Fund.
7. Curran - Finance and Personnel - Recommending the Engineering Agreement: Riverwalk – Dickerman Drive, Mound Ave., Indian Terrace and the Armory Streetscape Improvements be made to McClure Engineering Associates, Inc. at a not to exceed cost of \$66,392.00 for design engineering. The funding source is General Fund.
8. Curran - Finance and Personnel - Recommending the Engineering Agreement: City Wide Arterial Roadway/Intersection Improvement for the Reconstruction of Ogilby Road be made to Homer L. Chastain & Associates at a not to exceed cost of \$57,759 for design engineering and construction inspection. The funding source is Sales Tax funds.
9. Curran - Finance and Personnel - Recommending the Engineering Agreement: Alpine Meadows Water Main be made to Smith Engineering Consultants, Inc. at a not to exceed cost of \$39,973 for design engineering and construction inspection. The funding source is Water Bonds.
10. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Renewal of Special Use Permit #113-05 for a Planned Mixed-Use Development in an R-1, Single-family Residential District; and APPROVE the Variation to reduce the required parking from twenty-two (22) spaces to nineteen (19) parking spaces for a professional office in a R-1, Single-family Residential District at 6982 Olde Creek Road. Approval is subject to the following conditions:
 1. The land and structure shall be used as a realtor's office or low impact use upon review and approval by the Zoning Officer.
 2. Business identification on the building shall be permitted upon staff review and approval. A freestanding sign shall be permitted with a review and approval. A freestanding sign shall be permitted with a maximum height of eight (8) feet and sixty-four (64) square feet in an area upon staff review and approval.

3. Cars shall park in the parking lot only and not on the surrounding streets.
4. The submittal of building elevations for staff review and approval. Building elevations shall be consistent with surrounding neighborhood with windows on all elevations.
5. That the existing trees along the western boundary remain and a "Type A" landscape buffer along the western and northern property lines be maintained.
6. That a site plan be submitted for staff review and approval in general conformance with Exhibit dated.

Approval is based on the Findings of Fact (LAD 3/3/08, ZBA #104-07).

11. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit to allow the installation of up to two (2) wind generators on the roof as permitted obstructions in a C-4, Commercial Oldtown Zoning District at 201 7th Street. Approval is subject to the following conditions:

1. Meet all applicable Building and Fire Codes.
2. Final Building Elevations for Staff's review and approval.

Approval is based on the Findings of Fact (LAD 3/3/08, ZBA #110-07).

12. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for a eighty-three (83) foot high communication antenna support in a C-3, Commercial General District at 4242 Harrison Avenue. Approval is subject to the following conditions:

1. A new sidewalk shall be constructed along Harrison Avenue.

Approval is based on the Findings of Fact (LAD 3/3/08, ZBA #105-07).

13. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for the sale of passenger (used) vehicles that does not satisfy the Performance Criteria of being six hundred (600) feet away from a residential district in a C-3, Commercial General Zoning District at 2230 North Central Avenue. Approval is subject to the following conditions:

1. Meeting all applicable building and fire codes.
2. The outdoor sale of passenger vehicles shall be limited to ten (10) vehicles at one time.
3. No overnight storage of vehicles in display area and all vehicles for sale that are not in the display area must be parked on cement or blacktop.
4. Submittal of detailed site, landscaping, and parking plans for Staff's review and approval.
5. All vehicles on premises shall be currently licensed and registered.
7. Staff to determine if any portions of the graveled area require paving after review and approval of a detailed site plan and parking plan.

Approval is based on the Finding of Fact (LAD 3/3/08, ZBA #112-07).

14. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to reduce the front yard setback from 30 feet to 24.7 feet for a porch in a R-1, Single-family Residential District at 3240 Andover Drive. Approval is subject to the following conditions:
1. Proposed porch addition must be in accordance with Exhibit D.
 2. The porch addition must compliment the existing elevation features of the home.

Approval is based on the Findings of Fact (LAD 3/3/08, ZBA #113-07).

15. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Zoning Map Amendment from R-1, Single-family Residential District to C-3, Commercial General District from Tract I; and APPROVE the Modification of Special Use Permit #074-85 and #030-86 for a Performance Use consisting of a fast food restaurant that cannot satisfy performance criteria of six hundred (600) feet from a residential district in a C-3, Commercial General District for Tracts I and II at 4409 Mayflower Road and 3401 South Alpine Road. Approval is subject to the following conditions:
1. Meeting all applicable building and fire codes.
 2. Submittal of a landscape plan for staff review and approval.
 3. Submittal of a revised site plan including three handicap spaces.
 4. Sidewalks are required along South Alpine Road and Mayflower Avenue.

Approval is based on the Findings of Fact (LAD 3/3/08, ZBA #114-07).

16. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for a Planned Mixed Use Development consisting of a parking lot in a R-2, Two-family Residential District at 202 Williams Park. Approval is subject to the following conditions:
1. Submittal of a civil site plan for staff review and approval.
 2. Submittal of a landscaping plan for staff review and approval.
 3. Submittal of a drainage plan for staff review and approval.
 4. A parking lot permit is required prior to the construction of the parking lot.

Approval is based on the Findings of Fact (LAD 3/3/08, ZBA #115-07).

17. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Modification of Special Use Permit #066-07 for outside storage that does not satisfy the Performance Criteria of being six hundred (600) feet away from a residential district in a I-1, Light Industrial Zoning District at 2605 Pamela Avenue. Approval is subject to the following conditions:
1. All of the conditions of approval must be met before Staff will sign off on Building Permit.

2. Submittal of detailed site plan to include parking lot, and outdoor storage area including site-obscuring fence for Staff's review and approval.
3. Submittal of detailed landscape plan to include the type of species to be planted for Staff's review and approval.
4. Removal of gravel encroachment on the property to the east. The removed gravel must be replaced with topsoil and seeded with grass.
5. The outside storage will be limited to autos, motorcycles, vans and trucks with passenger car or "B" plates, motor homes, campers, travel trailers, boats, snowmobiles, wave runners, jet skis, all-terrain vehicles and golf carts when upon trailers that were made for the purpose of hauling said vehicles.
6. All vehicles shall be currently licensed, registered, and operable.

Approval is based on the Findings of Fact (LAD 3/3/08, ZBA #116-07).

18. Mark - Code and Regulation - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for off-site storage on a gravel lot; DENY a Special Use Permit to allow barb wire on top of a fence; and APPROVE a Variation to allow plastic slats through chain-link fencing as an enclosure for a dumpster in a C-1, Limited Office and C-3, Commercial General District at 1209 South Alpine Road and 4301 Tonawanda Avenue. Approval is subject to the following conditions:

1. Outside storage shall be in accordance to Exhibit E.
2. This request shall expire in two years from the approval date by City Council.
3. When the approval expires, the gravel lot shall be replaced with topsoil and seed.
4. Dumpsters located on site shall be enclosed with the appropriate enclosure material.

Approval is based on the Findings of Fact (LAD 3/3/08, ZBA #117-07).

19. Mark - Code and Regulation - Recommending the approval of the Greater Rockford Industrial Park Plat #3.
20. Mark - Code and Regulation - Recommending the approval of the annexation of North Johnston Avenue and 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 ordinance, plat and affidavits of notice in the Recorder's Office and file a copy of the Annexation Ordinance with the County Clerk.
21. Mark - Code and Regulation - Recommending the approval of the annexation of 41XX Owen Center Road (Redington Chase Subdivision) and 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 ordinance, plat and affidavits of notice in the Recorder's Office and file a copy of the Annexation Ordinance with the County Clerk.
22. Mark - Code and Regulation - Recommending the approval of the addition to Chapter 7 – Cable/Video Service Provider Fee. The Legal Director shall prepare the appropriate ordinance.

23. Mark - Code and Regulation - Recommending the approval of the additions to Chapter 7 – Cable and Video Customer Protection Law. The Legal Director shall prepare the appropriate ordinance.
24. Mark - Code and Regulation - Recommending the approval of the revisions to Chapter 16, Sections 16-131, 16-136, 16-144 and 16-155. The Legal Director shall prepare the appropriate ordinance.
25. Alderman Bell read a Planning and Development Committee Report recommending approval of a five-year payment plan for parking as follows for Eastside Centre Development:

2008 \$10/space/month
 2009 \$15/space/month
 2010 \$20/space/month
 2011 \$25/space/month
 2012 \$30/space/month

1. The East Side Center will be allowed a maximum of 20 parking permits at the discounted price. Any additional permits would be at market rate. The surrounding municipal lots (Lot Q and Lot M) will be used to provide the discounted permits. The East Side Center and the Traffic Engineer will agree on the appropriate split of permits between the two lots, if any.
2. If the City's market rate for surface lot parking increases from its current amount of \$30/month/space, then the East Side Center will be required to pay market rate at the start of the calendar year 2013.

II. ORDINANCES LAID OVER JANUARY 22, 2008

1. Mark - Ordinance - that that Mayor and Legal Director are hereby authorized to execute the Liquor Fee Schedule Ordinance.
2. Mark - Ordinance - Amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances, for a Special Use Permit for a Performance Use consisting of an Asphalt Batch Plant that does not meet the performance criteria in a I-2, General Industrial District at 25XX South Mulford Road. The approval is subject to the following conditions:
 1. Trucks exiting to Charles Street shall be exclusively right-out from the quarry property at the existing location. Appropriate signage must be placed at that location indicating such.
 2. Access to Mulford Road is exclusively right-in right-out. Improvements to Mulford Road shall be done prior to beginning operation of the asphalt batch plant inclusive of acceleration and deceleration lanes per the requirements of the Traffic Engineer.
 3. The plant shall consist of a newly constructed Dual Unit Dryer Mixer facility as submitted by the applicant. Written certification from the original equipment manufacturer will be required prior to establishment of the use.

4. Hours of operation for the asphalt batch plant shall be limited to 5:00 am to 8:00 pm Monday through Sunday. The hours of operation for the quarry shall be limited to 5:00 am to 12:00 (midnight) Monday through Sunday.
5. The applicant will be permitted to operate the asphalt batch plant thirty (30) days out of the year on a twenty-four (24) hour basis provided the City of Rockford Planning Office is given notice of the operation in advance.
6. Landscaping is subject to exhibit D and is required to be installed prior to operation of the asphalt batch plant.
7. The asphalt batch plant shall be limited to the location as indicated on the attached site plan, exhibit E and must be located on the floor of the quarry below ground level.
8. Existing berm shall be maintained as to minimize any view of the asphalt batch plant and screen the use from site.
9. All driveways to the quarry floor shall be maintained with the appropriate dust treatment to minimize dust. The access drives down to the quarry floor shall be paved by September 2008.
10. The owner shall obtain all the appropriate permits including but not limited to local, state and federal. Copies of approved construction and operations permit must be submitted to Zoning Officer prior to operation of the asphalt batch plant.
11. Conformance with all IEPA and EPA emissions standards. The emission criteria must be met and a copy of any associated approved operating permits from the agencies shall be submitted to the Zoning Officer.
12. A pedestrian/bike path along Mulford Road connecting Charles Avenue to Harrison Avenue shall be installed prior to the operation of the asphalt batch plant facility.
13. The special use for the asphalt batch plant shall expire within five (5) years at which time the property owner will have to renew the special use.
14. The special use approval shall be subject to the applicant's narrative identified as exhibit D and these conditions of approval.
15. The existing concrete batch plant shall be relocated to the floor of the quarry or removed from the property. The operation of the concrete batch plant shall be project specific only and shall not be operated on a day to day basis. The operation of the concrete batch plant shall only take place upon approval of the Zoning Officer and upon a positive findings by the Zoning Officer for limited times of operation as approved on a project by project basis.
16. Storage of stockpiles of materials shall be located only on the floor of the quarry. All potential leachate should be avoided by covering the stockpiles that may result in such.
17. A contingency plan and remediation plan must be submitted to the Zoning Officer prior to operation of the asphalt batch plant to address any potential spills, leaks, etc. associated with the petroleum materials found with the operation of the asphalt batch plant.
18. Prior to building permit, construction, and operation of the asphalt batch plant Zoning Clearance must be made by the Zoning Officer assuring that all the required conditions have been met prior to the establishment of the use.
19. That the Dual Unit Dryer Drum Mixer include industries best practices in the capturing of "Blue Smoke".

Approval is based on the Findings of Fact (LAD 3/3/08, ZBA #083-07).

3. Mark - Ordinance - Amending Chapter 16, of the City of Rockford Code of Ordinances, of the revised Parking Ordinance.

III. MISCELLANEOUS HELD OUT JANUARY 22, 2008

- 1.* Mayor Morrissey - Re-appointments - Directors of their Municipal Departments in the City of Rockford.

* 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

* * * * *

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, January 28, 2008, 4:30 p.m.
Conference Room A, City Hall 2nd floor (north room)
AGENDA

- | | | |
|----|--------------|--|
| 1. | C & R 08-22 | Final Plat Hutchins Park Plat #2 |
| 2. | C & R 08-23 | Vacation of Drainage Easement Lots 9 & 15 Final Plat of Buckley Commercial Center Plat |
| 3. | C & R 08-24 | North Johnston Avenue Annexation (Pin No. 11-16-252-002) |
| 4. | C & R 08-24 | North Johnston Avenue Annexation (Pin No. 11-16-252-003) |
| 5. | C & R 08-20 | Streets & Sidewalks Fee Schedule |
| 6. | C & R 07-272 | Revised City of Rockford Zoning Ordinance; Status Only |
| 7. | C & R 07-159 | Municipal Code Re-Codification Project |

8. C & R 08-05 ZBA#118-07 Zoning Map Amendment from C-1, Limited Office Zoning District to C-2, Commercial Community Zoning District at 2222 East State Street
9. C & R 08-06 ZBA#119-07 Special Use Permit for installation of five lighted outdoor palm trees in a C-3, Commercial General District at 3725 East State Street
10. C & R 08-08 ZBA#121-07 Special Use Permit for a Planned Mixed-Use Development consisting of a retail outlet mall, other associated commercial/retail uses, and performances uses, including up to three (3) fast food restaurants with drive-up windows and up to two (2) financial institutions with drive-up windows and ATMs that cannot satisfy the performance criteria; an overflow parking area within a retail lot; a comprehensive sign package with deviations from regulations, and a comprehensive landscaping plan with deviations from regulations in a C-3, Commercial General District and R-3, Multi-Family Residential District at 37xx North Bell School Road
11. C & R 08-09 ZBA#122-07 Variation to allow a dumpster enclosure within the front yard setback in a C-3, Commercial General District 83xx East State Street
12. C & R 08-04 08-LAB-003 Liquor License Application to allow outdoor sale of alcoholic beverages by the drink in conjunction with a restaurant in an R-1, Single-Family Residential District at 312, 318, 330, 340 Spring Creek Road and 2313 Stoneridge Close
13. C & R 08-10 ZBA#123-07 Special use Permit for a Planned Mixed-Use Development consisting of a restaurant with a drive-up window and a banquet facility at 2601 McFarland
14. C & R 08-11 08-LAB-005 Liquor License Application for the sale of packaged liquor in a C-2, Commercial Community District at 2601 McFarland

FINANCE AND PERSONNEL COMMITTEE

Monday, January 28, 2008, 5:15 p.m.

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

AGENDA

1. Purchasing and Vouchers
 - A. Award of Bid: Demolition of 1625 West State Street
 - B. Award of Bid: Well & Pump Servicing
 - C. Engineering Agreement: Springbrook Road
 - D. Engineering Agreement: Downtown Streetscape
 - E. Resolution to take Bids/Proposals
 - F. Vouchers
2. 2007 Tax Abatements
3. Revisions to the City of Rockford Rules & Regulations (Laid over 1/14)
4. Authorization to Apply for State Loans – Water Improvement Project
5. Proposed Technology Fee
6. Truancy Eradication Effort Mid-Year Report (Laid over 1/14)
7. 2008 Budget

PLANNING AND DEVELOPMENT COMMITTEE

**Monday, January 28, 2008, 5:15 p.m.
CD Conference Room, City Hall 2nd floor
AGENDA**

1. Memorandum from Dwayne A. Collins, Grants Compliance Specialist II regarding Redevelopment Funds Recommendation for Funding – SWIFTT.

LEGISLATIVE LOBBYING COMMITTEE

**Thursday, January 31, 2008, 8:00 a.m.
Conference Room B, City Hall 2nd floor (south room)
AGENDA**

1. Call to Order & Roll Call
2. Approval of October 9, 2007 Minutes
3. New Business