

**CITY COUNCIL, CITY OF ROCKFORD  
JOURNAL OF PROCEEDINGS  
OCTOBER 27, 2008  
COUNCIL CONVENED AT 6:06 P.M.**

1. The invocation was given by Colonel Thomas Lewis, Salvation Army Winnebago County/Police Chaplain and the Pledge of Allegiance was led by Cub Scout Troop 181.
2. Roll Call:  
Mayor Lawrence J. Morrissey  
Aldermen: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly,  
Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -14-  
Absent: -0-
3. Alderman Mark moved to accept the Journal of Proceedings of October 20, 2008, seconded by Alderman Jacobson. MOTION PREVAILED.

**PETITIONS AND COMMUNICATIONS**

4. Alderman Wasco submitted the Zoning Board of Appeals minutes from the meeting held on October 21, 2008. Referred to Code and Regulation Committee.
5. Alderman Wasco submitted the Liquor Advisory Board minutes from the meeting held on October 21, 2008. Referred to Code and Regulation Committee.
6. Alderman Wasco submitted a Memorandum from Jennifer Cacciapaglia, City Attorney, regarding the Amendment to Outdoor Beer Garden Ordinance. Referred to Code and Regulation Committee.
7. Alderman Curran submitted a Memorandum from Ron Schultz, City Attorney, regarding Siren Placement by Winnebago County. Referred to Finance and Personnel Committee.
8. Alderman Curran submitted a Memorandum from Alderman Joe Sosnowski regarding Permit Fee associated with the Solicitors and Peddlers Ordinance. Referred to Finance and Personnel Committee.
9. Alderman Bell submitted a request from Angela Mitchell, in conjunction with "Trunk or Treat", requesting barricades and permission to close Salter Avenue from West Street to Court Street, food and entertainment to be on church property located at New Zion N.B. Church, 604 Salter Avenue on October 31, 2008 from 6:00 pm-8:00 pm. Alderman Bell moved to grant the Prayer of the Petitioner, seconded by Alderman Wasco. MOTION PREVAILED.
10. Alderman Jacobson submitted a letter from Anthony Mash and Sherry Allgaeuer concerning a property code violation ticket issued at 4415 Sunbury Drive. Referred to the Legal Department.

11. Alderman Timm submitted a request from Stephanie Meier, Northwest Community Bank, requesting permission for an eighteen (18) square foot banner to be anchored to the wall of the building for their holiday promotion, as well as placement of a six (6) foot inflatable turkey to be placed on bank property located at 3106 North Rockton Avenue and 125 North Phelps Avenue from November 1, 2008 through November 30, 2008. Alderman Timm moved to grant the Prayer of the Petitioner, seconded by Alderman Mark. MOTION PREVAILED.
12. Alderman Conness submitted a Memorandum from Reid Montgomery, Director of Community & Economic Development, regarding the RAEDC 3rd Quarterly Report. Referred to Planning and Development Committee.
13. Alderman Conness submitted a Memorandum from Vicki Manson, Development Programs Manager, regarding the 2009 CDBG Annual Plan. Referred to Planning and Development Committee.
14. Alderman Conness submitted a Memorandum from Ronald N. Schultz, City Attorney, regarding the Kishwaukee Harrison #2 Tax Increment District. Referred to Planning and Development Committee.
15. Alderman Conness submitted a Memorandum from Vicki Manson, Development Programs Manager, regarding the Neighborhood Stabilization Program. Referred to Planning and Development Committee.
16. Alderman Beck submitted a request from Bernie Luecke, in conjunction with Rock Valley College Truck Driver Training, requesting permission to erect a banner for thirty-two (32) days at 2816 North Main Street from November 3, 2008 through December 5, 2008. Alderman Beck moved to grant the Prayer of the Petitioner, seconded by Alderman Mark. MOTION PREVAILED.
17. Alderman Mark submitted a letter from Ramiro Ramirez-Leon regarding payment on a parking violation. Referred to Community Development/Director Reid Montgomery.
18. Alderman Mark submitted a request from Cindy Jo Lantz, in conjunction with the Nutcracker Performance, requesting barricades and police assistance for traffic and pedestrian control (children and buses) located at the Rockford Dance Company, 711 North Main Street on November 25, 2008 at 10:15 am. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Timm. MOTION PREVAILED.
19. Alderman Sosnowski submitted a request from Steve Booth, Lone Star Steak House, requesting permission to erect a freestanding balloon and banner for thirty (30) to forty-five (45) days at 6690 East State Street beginning November 9, 2008. Alderman Sosnowski moved to grant the Prayer of the Petitioner, seconded by Alderman Mark. MOTION PREVAILED.

## NEW COMMITTEE REPORTS

### 2008-505CR

20. Alderman Curran read a Finance and Personnel Committee Report recommending the award for South Airport Watermain be made to the low bidder, Schlichting & Sons, of Rockford, Illinois for their total bid of \$1,337,230.00. The funding source is Water Replacement & Improvement Account (WRIA).

Alderman Curran moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED. The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -14-  
Nays: -0-  
Absent: -0-

### 2008-506CR

21. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Collection Services to be used by the Fire, Community Development, Legal and Finance Departments be made to the low bidder, Rockford Mercantile Agency, of Rockford, Illinois for a flat rate of 25% for straight collections. The funding source is Finance Operating Budget.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED. The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -14-  
Nays: -0-  
Absent: -0-

### 2008-507CR

22. Alderman Curran read a Finance and Personnel Committee Report recommending the Engineering Agreement Amendment: Eckburg Water Main, American Road Water Main and 35<sup>th</sup> Ave. Water Main be made to Fehr Graham & Associates for an additional \$13,500 for a total not to exceed cost of \$125,586 for additional design engineering. The funding for this project will come from IEPA funding and \$25 million G.O. Limited Tax Debt Certificates, Series 2008.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED. The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -14-

Nays: -0-  
Absent: -0-

**2008-508CR**

23. Alderman Curran read a Finance and Personnel Committee Report recommending the Engineering Agreement: Rockton Avenue Reconstruction Phase II be made to McClure Engineering Associates at a not to exceed cost of \$130,447.60 for design and construction engineering. The funding for this project will come from Sales Tax funds.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED. The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -14-  
Nays: -0-  
Absent: -0-

**2008-509CR**

24. Alderman Curran read a Finance and Personnel Committee Report recommending the Engineering Agreement: Morgan Street Bridge Phase II be made to Crawford, Murphy, & Tilly, Inc. at a not to exceed cost of \$1,996,391.58 for bridge design engineering, utility and railroad coordination, and Value Engineering Study. The funding for this project will come from Motor Fuel Tax and Sales Tax funds.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED. The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -14-  
Nays: -0-  
Absent: -0-

25. Alderman Curran made a motion that City Council go into closed session to discuss "collective bargaining", seconded by Alderman Timm. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -14-  
Nays: -0-  
Absent: -0-

The meeting went into closed session at 6:23 pm. The meeting returned to open session at 6:46 pm.

**2008-510CR**

- 25a. Alderman Curran read a Finance and Personnel Committee Report recommending the proposed collective bargaining agreement between the City of Rockford and the International Fire Fighters Association Local 413, AFL-CIO-CLC, to be effective January 1, 2006 to December 31, 2008, be approved by the City Council. MOTION PREVAILED.
26. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of October 27, 2008 in the amount of \$1,821,739.17. MOTION PREVAILED by a Roll Call vote of:
- Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -14-
- Nays: -0-
- Absent: -0-
27. Alderman Conness read a Planning and Development Committee Report recommending approval of the attached Redevelopment Agreement approving TIF funding for the construction of a Beer Garden at Der Rathskeller & Sausage Shop, Inc. 1132-38 Auburn Street. The Legal Director shall prepare the appropriate ordinance. LAID OVER.
28. Alderman Conness read a Planning and Development Committee Report recommending approval of the attached 2009 Draft Action Plan CDBG; HOME; Emergency Shelter Grants Program. LAID OVER.
29. Alderman Conness read a Planning and Development Committee Report recommending approval of the attached Midtown Redevelopment Plan and Project. The Legal Director shall prepare the appropriate ordinance. LAID OVER.
30. Alderman Conness read a Planning and Development Committee Report recommending approval of the attached Midtown Redevelopment Project Planning area. The Legal Director shall prepare the appropriate ordinance. LAID OVER.
31. Alderman Conness read a Planning and Development Committee Report recommending that the County Clerk be instructed to implement Tax Increment Financing per statute within the Midtown Redevelopment Area. The Legal Director shall prepare the appropriate ordinance. LAID OVER.

**OFFICERS REPORTS**

32. Mayor Morrissey presented a Proclamation proclaiming the month of November, 2008 to be "NATIONAL HOSPICE/PALLIATIVE CARE MONTH" in Rockford, Illinois and encouraged citizens to increase their understanding and awareness of care at the end of life and to observe this month with appropriate activities and programs.
33. Mayor Morrissey welcomed Mark Bonne, Community Development Coordinator for the Rockford Public Schools, to assist him in presenting certificates to Aldermen Jacobson, Thompson-Kelly, Johnson, Holt and McNeely for their participation in "Principal for a Day 2008".

34. Mayor Morrissey announced the groundbreaking ceremony for Liebovich Steel and Aluminum Company will be held on October 29, 2008 at 2:00 pm. on the west side of the City of Rockford Public Works Yards, 523 South Central. Liebovich will be expanding their facility to include an 80,000 square foot warehouse and manufacturing site.
35. Mayor Morrissey reported the City of Rockford is eligible to receive \$2,287,004 in federal funding from the Housing and Economic Recovery Act of 2008 to be used for the redevelopment of abandoned and foreclosed properties, contingent upon approval of the grant application. A draft plan will be available for viewing and comment on the City website before October 31st, proceeded with a presentation to the Planning and Development Committee on November 17th. Please contact Vicki Manson, Community Development Department 815/987-5600, with any questions or concerns.
36. Mayor Morrissey announced Halloween Trick or Treat hours for Rockford will be held on Friday, October 31, 2008 from 5:30 pm to 7:30 pm set by the Juvenile Division of the Rockford Police Department.
37. Mayor Morrissey mentioned the agenda for the City Council Retreat to be held on Wednesday, November 5, 2008 at the Hilton Garden Inn has been distributed to the aldermen for review.
38. Mayor Morrissey announced Tuesday, October 28, 2008 is the Charter Public School Community Information Meeting at 6:30 pm at Patriot's Gateway Center, 615 South 5<sup>th</sup> Street. He encouraged all to attend this meeting.
39. Alderman Bell submitted a flier regarding the monthly 5<sup>th</sup> Ward meeting to be held on Thursday, October 30, 2008 at 6:00 pm at the Montague Branch Library, 1338 Montague Street. He encouraged all to attend and meet the candidates seeking office in the General Election November 4, 2008 for Rockford and Winnebago County. Placed on File.
40. Alderman Jacobson mentioned he attended the LLL Club 100<sup>th</sup> Anniversary celebration and thanked Mayor Morrissey for attending and for his comments.
41. Alderman Jacobson mentioned he attended the St. Anthony Church 100<sup>th</sup> year celebration.

### **UNFINISHED BUSINESS**

#### **2008-511CR**

42. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending the approval of the amendments to Chapter 24 the "Solicitors & Peddlers" Ordinance. The Legal Director shall prepare the appropriate ordinance.

Alderman Sosnowski made a motion to amend the committee report to add; which shall be effective January 1, 2009, seconded by Alderman Timm. MOTION PREVAILED.

The Committee Report as amended was placed on passage. MOTION PREVAILED.

**2008-512CR**

43. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending the approval of the Final Plat of Canis Major Subdivision. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly,  
Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -14-  
Nays: -0-  
Absent: -0-

**2008-513CR**

44. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending the approval of the sale of 17xx Chestnut Street (11-21-285-009) for a minimum bid of \$1,200.00, of which includes cost of advertising with preference of sale to the adjoining property owner. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly,  
Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -14-  
Nays: -0-  
Absent: -0-

**2008-203-O**

45. Alderman Wasco moved the adoption of an Ordinance for the vacation of property commonly known as South Bend Road and Camp Elmwood Road, as the property is no longer required for public use and the public interest will be best served by such vacation. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly,  
Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -14-  
Nays: -0-  
Absent: -0-

**2008-204-O**

46. Alderman Wasco moved the adoption of an Ordinance amending Chapter 3, Section 3-55 of the Code of Ordinances of the City of Rockford, Illinois. Upon all other requirements of the Liquor Ordinance having been met, said amendments shall serve as City Council advice and consent for the Liquor Commissioner to issue a Liquor License to the following person:

1. **Paul A. Glendenning** d/b/a Captain's Pub located at 5801 Columbia Parkway. approval is subject to the following conditions:
  - a. Meeting all applicable Building and Fire Codes.
  - b. Compliance with all City of Rockford Liquor Codes.
  - c. The sale of alcohol shall be limited to the interior site plan and outdoor seating area that was submitted.

- d. The outdoor seating area must be enclosed by a fence of at least five (5) feet in height and approved by Staff.
- e. There shall be no cover charge.
- f. No disc jockey, live entertainment, or use as a night club.
- g. Hours of operation to be consistent with the hours allowed under the liquor code.

MOTION PREVAILED by a Roll Call vote of:

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

**2008-205-O**

47. Alderman Wasco moved the adoption of an Ordinance amending Article 64 and Article 63 for the Zoning Ordinances of the City of Rockford, Illinois for a (A) Special Use Permit for a drive-up/pick-up window; and (B) Variation to reduce the required eight (8) stacking spaces to four (4) stacking spaces in a C-2, Limited Commercial District at 3702-3748 North Main Street. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes for the interior and exterior remodeling of the building.
2. The site plan lay out must be reviewed with Public Works and Fire Department prior to issuance of a building permit.
3. Landscaping units will need to be incorporated into the new median and the re-stripe corner would need to be a landscape island as shown on Exhibit E.
4. If the use of a carryout pizza restaurant is discontinued, the new proposal must be evaluated prior to establishing the new use and may require modification of the Special Use Permit.
5. Site plan submitted to be modified to include an expansion of the landscape island between the barrier curb and drive through aisle.

MOTION PREVAILED by a Roll Call vote of:

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

**2008-514CR**

48. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the award for Utility Bill Printing be made to Level One, of Malvern, Pennsylvania for an estimated annual cost of \$180,000. The funding source is Water Operating Budget. MOTION PREVAILED by a Roll Call vote of:

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

Nays: McNeely -1-  
Absent: -0-

**2008-515CR**

49. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending an amendment to the Compensation Ordinance, that the Mayor be entitled to participate on any health plan options made available to full-time employees on terms no more favorable than any full-time employee. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -14-  
Nays: -0-  
Absent: -0-

**2008-516CR**

50. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending an amendment to the Compensation Ordinance, that the Aldermen be entitled to participate on any health plan options made available to full time employees on terms no more favorable than any full-time employee. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -14-  
Nays: -0-  
Absent: -0-

**2008-517CR**

51. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending that no action be taken on the award for renewal of the Third Party Administration of Self Insured Medical Plan be made to UMR for a total annual administration cost of \$223,673. The funding source is Human Resources Health Insurance Fund.

Alderman Curran made a motion to amend the committee report by deleting the phrase "that no action be taken on", seconded by Alderman Jacobson. MOTION PREVAILED (Ald. McNeely voted "no").

The committee report as amended was placed on passage. MOTION PREVAILED by a Roll Call vote of:

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

**2008-518CR**

52. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending that no action be taken on the Dental Plan be made to MetLife Dental

Plan for a total annual rate of \$998,200 including administration and claims. The funding source is Human Resources Health Insurance Fund.

Alderman Curran made a motion to amend the committee report by deleting the phrase "that no action be taken on" and the phrase "award of the" be added, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. McNeely voted "no").

The committee report as amended was placed on passage. MOTION PREVAILED by a Roll Call vote of:

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

**2008-519CR**

53. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending that no action be taken on the award of Optional Life Insurance (currently provided by Aetna) be made to MetLife. All costs associated for this life insurance is paid by the employees via payroll deduction.

Alderman Curran made a motion to amend the committee report by deleting the phrase "that no action be taken on", seconded by Alderman Jacobson. MOTION PREVAILED (Ald. McNeely voted "no").

The committee report as amended was placed on passage. MOTION PREVAILED by a Roll Call vote of:

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

**2008-520CR**

54. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending that no action be taken on the award for HSA Plan be made to Eflex for an estimated annual administration cost of \$2,226. The price per participant per month is \$3.50. The funding source is Human Resources Health Insurance Fund.

Alderman Curran made a motion to amend the committee report by deleting the phrase "that no action be taken on", seconded by Alderman Jacobson. MOTION PREVAILED (Ald. McNeely voted "no").

The committee report as amended was placed on passage. MOTION PREVAILED by a Roll Call vote of:

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

Nays: McNeely -1-  
Absent: -0-

**2008-521CR**

55. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending that no action be taken on the award for outsourcing of Flexible Spending Administration (FSA's) be made to Eflex resulting in an estimated annual cost of \$15,045. The administration fee is \$4.25 per participant per month. The funding source is Human Resources Health Insurance Fund.

Alderman Curran made a motion to amend the committee report by deleting the phrase "that no action be taken on", seconded by Alderman Jacobson. MOTION PREVAILED (Ald. McNeely voted "no").

The committee report as amended was placed on passage. MOTION PREVAILED by a Roll Call vote of:

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

**2008-522CR**

56. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending that the 2008 Budget be amended and a supplemental appropriation ordinance be prepared by the Budget Office in accordance with the attached schedule.

Alderman Curran made a motion to amend the committee report by adding; "as further amended by the memorandum dated October 27, 2008 from Finance Director Andres Sammul regarding the CIP and MFT transfer", seconded by Alderman Jacobson. MOTION PREVAILED.

The committee report as amended was placed on passage. MOTION PREVAILED by a Roll Call vote of:

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

**2008-523CR**

57. Alderman Conness moved the adoption of a Planning and Development Committee Report recommending approval of the attached draft Ordinance removing certain parcels from the 7<sup>th</sup> Street TIF District so that the parcels can be included in the new Midtown TIF District. MOTION PREVAILED by a Roll Call vote of:

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

Nays: McNeely -1-  
Absent: -0-

**2008-206-O**

58. Alderman Conness moved the adoption of an Ordinance recommending approval of a Redevelopment Agreement between the City of Rockford and Valencia Developers, LLC. approving TIF Funding for the Rehabilitation of the Valencia Apartments, 500-518 Fisher Avenue by Duke Property Management, LLC and MGB Realty LLC. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -14-  
Nays: -0-  
Absent: -0-

Alderman Johnson exited the meeting at 7:42 pm.

**MOTIONS AND RESOLUTIONS**

**2008-101R**

59. Alderman Curran moved the adoption of a Resolution for Improvement under the Illinois Highway Code for use of Motor Fuel Tax funds for General Maintenance 2008, City-Wide Street Light Electric in the amount of \$1,200,000.00. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Timm, Beach, Holt, Beck, Conness -12-  
Nays: McNeely -1-  
Absent: Johnson -1-

**2008-102R**

60. Alderman Curran moved the adoption of a Resolution for Improvement under the Illinois Highway Code for use of Motor Fuel Tax funds for Church & Chestnut Streets Sidewalks in the amount of \$75,000.00. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Timm, Beach, Holt, Beck, Conness -12-  
Nays: McNeely -1-  
Absent: Johnson -1-

**2008-103R**

61. Alderman Curran moved the adoption of a Resolution authorizing the execution of an Intergovernmental Agreement between the City of Rockford and the Illinois Department of Transportation (IDOT) for Water Improvements at the US 20 By-Pass and 35<sup>th</sup> Street. It is estimated that the cost for this improvement will total \$695,735. The funding for the City's share would come from IEPA Low Interest Loan Program. MOTION PREVAILED by a Roll Call vote of:

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

Alderman Johnson re-joined the meeting at 7:45 pm.

### **NEW BUSINESS**

62. Alderman Curran read an ordinance recommending that the City of Rockford License and Fee Schedule be amended per the attached regarding Building Fees. LAID OVER.

#### **2008-207-O**

63. Alderman Curran read an ordinance recommending approval of the Collective Bargaining Agreement between the International Association of Firefighters, Local 413, AFL-CIO-CLC and the City of Rockford dated January 1, 2006, through December 31, 2008, a copy of which is attached.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Beck. MOTION PREVAILED. The Ordinance was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly,  
Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -14-  
Nays: -0-  
Absent: -0-

#### **2008-208-O**

64. Alderman Curran read an ordinance recommending that the City Council shall be entitled to participate on any health plan options made available to full-time employees on terms no more favorable than any full time employee.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Beck. MOTION PREVAILED. The Ordinance was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly,  
Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -14-  
Nays: -0-  
Absent: -0-

#### **2008-209-O**

65. Alderman Curran read an ordinance recommending that the Mayor shall be entitled to participate on any health plan options made available to full time employees on terms no more favorable than any full time employee.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Beck. MOTION PREVAILED. The Ordinance was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -14-  
Nays: -0-  
Absent: -0-

**2008-210-O**

66. Alderman Curran read an ordinance making supplemental appropriations for the City of Rockford a Municipal Corporation, to Finance those functions pertaining to its Government and affairs including the General Fund, Information Technology Fund, Motor Fuel Tax Fund, Capital Improvement Fund, Motor Vehicle Parking Fund, Water Fund, Equipment Maintenance Fund, Property Maintenance Fund, Central Stores Fund, RMAP Fund, Redevelopment Fund, Preston Central TIF District Fund, Community Development Block Grant Fund, Underground Storage Tank Fund, and Library Fund for the Fiscal Year 2008.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Beck. MOTION PREVAILED (Ald. McNeely voted "no"). The Ordinance was placed on passage. MOTION PREVAILED by a Roll Call vote of:

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

**2008-211-O**

67. Alderman Conness introduced and read an Ordinance recommending approval of the attached Redevelopment Agreement with Rockford 1302 East State LLC approving TIF funding in the amount of \$218,000 for TIF-eligible expenses related to the construction of a Dialysis Center at 1302 East State Street.

Alderman Conness moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED. The Ordinance was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -14-  
Nays: -0-  
Absent: -0-

68. Andres Sammul, Director of Finance, made a presentation to Council members of the current budget status and projections for next year's budget.

69. Upon motion duly made and seconded, the meeting was adjourned at 8:17 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, 2<sup>ND</sup> floor City Hall**  
**425 E. State Street, Rockford**  
**November 3, 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)

**I. NEW COMMITTEE REPORTS TO BE READ IN NOVEMBER 3, 2008**

**A. CODE AND REGULATIONS**

1. Wasco – Recommending the Legal Director be instructed to draw an Ordinance repealing the “Two Hour” parking restriction on the north side of 3<sup>rd</sup> Avenue from 6<sup>th</sup> Street to 7<sup>th</sup> Street.
2. Wasco – Recommending the Legal Director be instructed to draw on Ordinance repealing the “Passenger Loading” zone restriction on the south side of 12<sup>th</sup> Avenue from 19<sup>th</sup> Street to 100 feet west of 19<sup>th</sup> Street.

- Officers Reports
- Unfinished Business of previous meeting

**UNFINISHED BUSINESS**

**II. COMMITTEE REPORTS LAID OVER OCTOBER 27, 2008**

1. Conness - Planning and Development - Recommending approval of the attached Redevelopment Agreement approving TIF funding for the construction of a Beer Garden at Der Rathskeller & Sausage Shop, Inc. 1132-38 Auburn Street. The Legal Director shall prepare the appropriate ordinance.
2. Conness - Planning and Development - Recommending approval of the attached 2009 Draft Action Plan CDBG; HOME; Emergency Shelter Grants Program.

3. Conness - Planning and Development - Recommending approval of the attached Midtown Redevelopment Plan and Project. The Legal Director shall prepare the appropriate ordinance.
4. Conness - Planning and Development - Recommending approval of the attached Midtown Redevelopment Project Planning area. The Legal Director shall prepare the appropriate ordinance.
5. Conness - Planning and Development - Recommending that the County Clerk be instructed to implement Tax Increment Financing per statute within the Midtown Redevelopment Area. The Legal Director shall prepare the appropriate ordinance.

**III. ORDINANCES LAID OVER OCTOBER 27, 2008**

1. Curran - Ordinance - Recommending that the City of Rockford License and Fee Schedule be amended per the attached regarding Building Fees.

**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. Wasco – Ordinance - Recommending the approval of the amendments to Chapter 24 the "Solicitors & Peddlers" Ordinance, which shall be effective January 1, 2009.
2. Wasco – Ordinance - Recommending the approval of the sale of 17xx Chestnut Street (11-21-285-009) for a minimum bid of \$1,200.00, of which includes cost of advertising with preference of sale to the adjoining property owner.
3. Conness – Ordinance - Recommending approval of the attached draft Ordinance removing certain parcels from the 7<sup>th</sup> Street TIF District so that the parcels can be included in the new Midtown TIF District.

\* 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).



3. C & R 08-208 ZBA#052-08 (A) Variation to increase the allowable number of wall signs located above the ground floor of the structure for business identification from two (2) to five (5)  
(B) Variation to increase the number of allowable wall signs for one establishment from two (2) to three (3) in a C-3, Commercial General Zoning District at 26xx North Bell School Road
4. C & R 08-209 08-LAB-025 Request for the Sale of Alcohol by the drink in conjunction with a restaurant/sports bar and within two (2) outdoor seating areas on the north and south sides of the building in a C-3, General Commercial Zoning District at 5051 East State Street (Applicant/ James Pantazelos)
5. C & R 08-210 08-LAB-026 Request for the Sale of Alcohol by the drink in conjunction with a Billiard Hall, Bar and Grill establishment in a C-2, Limited Commercial District at 1434-1436 North Main Street (Applicant/Tyler & Angela Voorhees dba Rockford Billiard Cafe)
6. C & R 08-198 ZBA#047-08 (A) Variation to increase the allowed height from 8 feet to 20 feet for a pylon pole freestanding sign  
(B) Variation to increase the allowed square footage from 64 to 98 square feet for a pylon pole freestanding sign in a C-2, Limited Commercial District at 2583 McFarland Road
7. C & R 08-209 Resolution from Ald. Sosnowski re: the written notification process to surrounding properties for zoning application hearings and liquor license application hearings
8. C & R 08-214 Closed Session for Purposes of Pending Litigation

**FINANCE AND PERSONNEL COMMITTEE**

**Monday, November 3, 2008, 5:15 p.m.  
Conference Room B, City Hall 2<sup>nd</sup> floor (south room)  
AGENDA**

1. Purchasing and Vouchers
  - A. Award of Bid: Demolition of Barber Colman Buildings 16 & 20 – Suspend rules
  - B. Award of Bid: City-Wide Alley Reconstruction, Phase 2 – 2008 – Suspend rules
  - C. Award of Bid: Water Operations Center Control Room Remodeling
  - D. Award of Bid: City-Wide Uniform Rental
  - E. Award of Contract: Audit Services
  - F. Engineering Agreement: Water System Rehabilitation Task Order #22 – Suspend rules
  - G. Engineering Agreement Amendment: Auburn Street Water Main – Suspend rules
  - H. Engineering Agreement Amendment: City-Wide Alleys Phase 2 – 2007 – Suspend rules
  - I. Resolution to take Bids/Proposals
  - J. Change Order #9 for Stanley Street Pumping Station
  - K. Emergency P.O. Harrison Avenue Bridge Repair
  - L. Vouchers
    - ✓ Training/Travel Request for Police Department
2. Siren Placement by Winnebago County
3. 2006-2008 Policemen's Benevolent and Protective Association, Unit #6 – Suspend rules

**PLANNING AND DEVELOPMENT COMMITTEE**

**Monday, November 3, 2008, 5:00 p.m.  
CD Conference Room, City Hall 2<sup>nd</sup> floor  
AGENDA**

1. Brownfield Grants and Programs: Competitive Grant Process Public Meeting.
2. Memorandum from Ronald N. Schultz, City Attorney, regarding Liebovich Development Agreement Amendments.
3. Memorandum from Ronald N. Schultz, City Attorney, regarding the Kishwaukee Harrison #2 Tax Increment District.

4. Memorandum from Vicki Manson, Development Programs Manager, regarding the Neighborhood Stabilization Program.

**LEGISLATIVE LOBBYING COMMITTEE**

**Conference Room A, City Hall 2<sup>nd</sup> floor (north room)  
AGENDA**

No Meeting Scheduled.