

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
MARCH 31, 2008
COUNCIL CONVENED AT 6:06 P.M.**

1. The invocation was given by Pastor Rodney Hayes, New Zion Baptist Church/Police Chaplain and the Pledge of Allegiance was led by Karla Centeno, Council Page.
2. Roll Call:

Mayor Lawrence J. Morrissey

Aldermen: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Beach, Holt, Beck, McNeely, Conness -12-
Absent: Johnson, Timm -2-
3. Alderman Mark moved to accept the Journal of Proceedings of March 24, 2008, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Johnson, Timm absent).

PUBLIC PARTICIPATION

4. Mary Lou Castro mentioned she has a petition with over 700 signatures for the support of changing South Main Street to the honorary name of Cesar Chavez and asked for consideration of this request.

PETITIONS AND COMMUNICATIONS

5. Alderman Mark submitted a letter from Thomas Green requesting that Zoning Application #015-08 be laid over for thirty (30) days. Placed on File.
6. Alderman Mark submitted a letter from Rebecca Glon regarding Rockford City ordinance, section 19-51. Referred to the Legal Department and Mayor Morrissey's Office.
- 7a. Alderman Mark submitted a Memorandum from Cynthia Powers Hall, Director of Tourism, Culture and Special Events, regarding Special Events Fees. Referred to Code and Regulation Committee and Finance and Personnel Committee.

NEW COMMITTEE REPORTS

7. Alderman Bell read a Planning and Development Committee Report recommending approval of the attached Assisted Living/River Housing Redevelopment Plan and Project. The Legal Director shall prepare the appropriate ordinance. LAID OVER.
8. Alderman Bell read a Planning and Development Committee Report recommending approval of the Assisted Living/River Housing Redevelopment Project Planning Area. The Legal Director shall prepare the appropriate ordinance. LAID OVER.

9. Alderman Bell read a Planning and Development Committee Report recommending that the County Clerk be instructed to implement tax increment financing per statute within the AssistedLiving/River Housing Redevelopment Area. The Legal Director shall prepare the appropriate ordinance. LAID OVER.
10. Alderman Bell read a Planning and Development Committee Report recommending approval of a draft of 2008 Amendments to the City of Rockford's 2020 Plan for purposes of holding a Public Hearing on Monday, April 28, 2008 and subsequent approval of said 2008 Amendments. The Legal Director shall prepare the appropriate Ordinance. LAID OVER.

2008-146CR

11. Alderman Bell read a Planning and Development Committee Report recommending approval of the 2008 Annual Fee for Service Contract between the City of Rockford and River District Association for a total of \$40,000 in TIF funds. The Legal Director shall prepare the appropriate ordinance.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Beach, Holt, Beck, McNeely, Conness -12-
 Nays: -0-
 Absent: Johnson, Timm -2-

PETITIONS AND COMMUNICATIONS

12. Alderman Bell submitted a request from Marcy Leach, in conjunction with the Arbor Day Celebration, requesting permission for a banner on the fence for eight (8) days at Klehm Arboretum, South Main Street from April 18, 2008 through April 25, 2008. Alderman Bell moved to grant the Prayer of the Petitioner, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Johnson, Timm absent).
13. Alderman Sosnowski submitted a request from Philip Bull, in conjunction with Hooters Swimsuit Pageants, requesting permission for outdoor liquor within a confined space, and for tents for two (2) days for each occasion at Hooters of Rockford, 6904 Argus Drive on May 6, 2008 from 6:00 pm to 11:00 pm and June 3, 2008 from 6:00 pm to 11:00 pm. Alderman Sosnowski moved to grant the Prayer of the Petitioner, seconded by Alderman Beck. MOTION PRVAILED (Ald. Johnson, Timm absent).
14. Alderman Sosnowski submitted a request from Dan Reints, in conjunction with PetSmart Animal Adoption Event, requesting permission to erect a tent for two (2) days at PetSmart, 6320 E. State Street from May 3, 2008 through May 4, 2008. Alderman Sosnowski moved to grant the Prayer of the Petitioner, seconded by Alderman Beck. MOTION PREVAILED (Ald Johnson, Timm absent).

15. Alderman Sosnowski submitted a request from Dr. Charles Smith, in conjunction with Red Shoe Run, requesting police assistance and barricades for street closures, assistance contingent upon receipt of insurance with city listed as additional insured and notification of neighbors in the area around NIU on April 12, 2008 from 8:00 am to 9:00 am. Alderman Sosnowski moved to grant the Prayer of the Petitioner, seconded by Alderman Beck. MOTION PREVAILED (Ald. Johnson, Timm absent).
16. Alderman Curran submitted a Memorandum from Patrick Zuroske, Capital Program Manager, regarding City-State Agreement Winnebago Street RR Crossing. Referred to Finance and Personnel Committee.

NEW COMMITTEE REPORTS

17. Alderman Mark read a Code and Regulation Committee Report recommending the City Council of the City of Rockford DENY the Claim of Tim Elswick in the amount of \$779.80. LAID OVER.
18. Alderman Mark read a Code and Regulation Committee Report recommending the City Council of the City of Rockford DENY the Claim of Kira Robins in the amount of \$259.47. LAID OVER.
19. Alderman Mark read a Code and Regulation Committee Report recommending the City Council of the City of Rockford DENY the Claim of Jeannie Byers in the amount of \$231.41. LAID OVER.
20. Alderman Mark read a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance that traffic on Richmond Street be required to Stop prior to entering the intersection of Greendale Drive, thus repealing the existing Yield sign control. LAID OVER.
21. Alderman Mark read a Code and Regulation Committee Report recommending that "No Action" be taken on the following items:
 1. Request from Jason Thompson and Alderman Timm, 9th Ward, for the following:
 - a. Yield or stop sign control at the intersection of Grace Street and Grant Avenue.
 - b. Repeal the existing 2-way stop and replace with 4-way stop sign control at the intersection of Grant Avenue and Yonge Street.

LAID OVER.

2008-147CR

22. 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 Residential Development for eight (8) dwelling units for individuals with developmental disabilities, one (1) dwelling unit for a live-in manager, and staff offices

in an R-1, Single-family Residential Zoning District at 635 South Mulford Road. Approval is subject to the following conditions:

1. Meeting all applicable building and fire codes.
2. Development shall be restricted to the northerly one hundred forty (140) feet of the subject property.
3. Submittal of a site plan for staff review and approval.
4. Landscaping shall be as per Exhibit I, with final review and approval by staff.
5. Submittal of an illumination plan for staff review and approval.
6. Submittal of an elevation plan and final building materials for staff review and approval.

Approval is based on the Findings of Fact (LAD 5/19/08, ZBA #008-08).

Alderman Mark moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Johnson, Timm absent).

23. Alderman Curran read a Finance and Personnel Committee Report recommending the award for City-Wide Mowing/Grounds Maintenance be made to the low bidders as summarized:

Marisella Rodriguez
SGC/Universal
Rozco Landscaping
Sharpe Maintenance
Jose Rodriguez
ADV Lawn & Landscape
Comprehensive Community Solutions
Carol Burns Mowing
Atlas Mowing

The funding source is Departmental Operating Budgets. LAID OVER.

24. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Gasoline and Diesel Fuel be made to the low bidder for each category as summarized:

Kelley Williamson Mobil	No Lead & Diesel #2 (tank wagon only)
Blake Oil	Diesel #1 & Diesel #2 (transport only)

The funding source is Departmental Operating Budgets. LAID OVER.

2008-148CR

25. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Inlet Repairs be made to the low bidder, TCI Concrete, Inc., of Rockford, Illinois for their total bid of \$88,430.00. The funding source is Sales Tax.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Johnson, Timm absent). The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Beach, Holt, Beck, McNeely, Conness -12-
Nays: -0-
Absent: Johnson, Timm -2-

2008-149CR

26. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Arterial Milling be made to the sole bidder, Rockford Blacktop Construction, of Loves park, Illinois for their total bid of \$77,740.00. The funding source is Sales Tax.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Johnson, Timm absent). The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Beach, Holt, Beck, McNeely, Conness -12-
Nays: -0-
Absent: Johnson, Timm -2-

27. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of March 31, 2008 in the amount of \$2,109,571.52. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Beach, Holt, Beck, McNeely, Conness -12-
Nays: -0-
Absent: Johnson, Timm -2-

2008-150CR

28. Alderman Mark read a Code and Regulation Committee Report SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE the sale of alcohol by the package in conjunction with a grocery store in a C-4, Commercial Old Town Zoning District at 1414 South Main Street. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. Compliance with all City of Rockford Liquor Codes.
3. Hours of operation modified to 7:00 am to 10:00 pm.

Approval is based on the Findings of Fact (LAD 5/19/08, 08-LAB-007).

Alderman Mark moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Johnson, Timm absent).

OFFICERS REPORTS

29. Mayor Morrissey presented a Proclamation proclaiming Monday, March 31, 2008 to be "Cesar Estrada Chavez Day" in Rockford, Illinois and called upon all citizens to acknowledge and honor an American hero, Cesar Chavez, for his vision for humankind-stood for equality, justice and dignity for all Americans.
30. Mayor Morrissey presented a Proclamation proclaiming the Week of March 31, 2008 to be "Auburn High School Knights Week" in Rockford, Illinois and congratulated the Auburn High School Scholastic Bowl team on its tremendous accomplishment in winning the 2008 Illinois Scholastic Bowl.
31. Mayor Morrissey invited Gloria Lundin and Linda Sandquist from the Community Foundation of Northern Illinois to give an update on the Disaster Fund and how it has helped area residents. Ms. Sandquist thanked several organizations and the community for donating a total of \$90,000.00. She commended the City of Rockford Human Services Department for their help to administer \$23,000.00 of monies to 25 families.
32. Mayor Morrissey introduced Adam Smith, Director of Education and Lifelong Learning, Kevin Lidenberg, Chairman of the Mayor's Youth Advisory Council and invited the members of the Mayor's Youth Advisory Committee to re-introduce themselves to City Council members. Kevin Lidenberg enthusiastically spoke about the upcoming year and thanked the Council for their support.
33. Mayor Morrissey announced the Community Development Department of the City of Rockford will hold an informational meeting for non-profit organizations on Wednesday, April 2, 2008 at 2:00 p.m. at the Rockford Public Library's Main Branch Auditorium, 215 North Wyman Street to learn more about the River Edge Redevelopment Zone.
34. Mayor Morrissey commended Rockford Police Officers Juan Tapia and Todd Drager for their outstanding police work and expressed gratitude for their safety after an exchange of gunfire with three suspects. He thanked all the Rockford Police Officers for their continued commitment to this community.
35. Mayor Morrissey announced the Earth Day Awards Luncheon will be held on Friday, April 11, 2008 at 11:30 am at Giovanni's Restaurant, 610 North Bell School Road with Keynote Speaker Ed Begley, Jr. He encouraged all to attend this event.
36. Mayor Morrissey noted that Compost/Yard Waste collection will begin on Monday the week of March 31, 2008 on regular garbage days.
37. Mayor Morrissey thanked George Davis, Director of Human Services, and his staff for an outstanding Community Luncheon on Monday with Keynote speaker Dr. Donna Beegle, Ed.D. He commended the Human Services Department for their work in this community.
38. Mayor Morrissey announced Monday, April 7, 2008 at the ending of the City Council meeting, Steve Ernst, Director of the Rockford Area Transportation Study (RATS) and

City Traffic Engineer, will be making a presentation regarding the tentative draft report passed by the committee at their last meeting.

39. Mayor Morrissey announced on Saturday, April 5, 2008 is "City of Rockford Night" at the Rockford Icehogs game with discounted tickets available for City and County employees. Members of the County Board and City Council are invited to a special reception and opportunity to watch the game in the newly renovated space at the MetroCentre. Contact Jennifer Shelton or Chris Washington in the Mayor's Office for more information.
40. Alderman Jacobson reiterated Mayor Morrissey's comments regarding the shooting that involved the two Rockford Police Officers and encouraged his constituents to continue calling the police with information concerning criminal activity. He thanked Deputy Chief Glover for his phone calls and mentioned a Neighborhood Watch meeting has been scheduled for April 16, 2008 with a location to be announced.
41. Alderman Conness mentioned last Thursday, March 27, 2008 he attended a Press Conference at Heartland Church announcing Rockford Business College will be relocating inside their facility and congratulated them on their partnership.
42. Alderman Mark thanked Todd Cagnoni, CD Zoning Supervisor, the Advisory committee, City Council members and developers and realtors for all their time, input and suggestions to re-write the Zoning Ordinance.
43. Alderman Mark thanked Kerry Partridge, City Attorney, for all his time spent on the recodification of the Ordinance Book.
44. Alderman Mark announced he will be making his last performance with the Rockford Dance Company in Cinderella at the Coronado Theatre on Saturday, April 5, 2008, shows at 2:00 pm and 7:00 pm.
- 44a. Alderman Mark spoke about a family trip to see his son, Second Lieutenant Andrew Mark, before he leaves for Bagdad, Iraq. He thanked Mayor Morrissey for his comments and kind words to Andrew and asked for everyone to reaffirm their support and remember and pray for all our troops daily.

UNFINISHED BUSINESS

2008-151CR

45. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the award for Tree Removal be made to the low bidder, Flying W Tree Service, Inc., of Belvidere, Illinois for their total bid of \$142,890.00. The funding source is Street Division Operating Budget. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Beach, Holt, Beck, McNeely, Conness -12-
Nays: -0-
Absent: Johnson, Timm -2-

2008-152CR

46. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the award for Leather Holsters/ Magazine Pouches for the Police Department be made to the low bidder, Gil Hebard Guns, of Knoxville, Illinois for their total bid of \$48,930.00. The funding source is Police Department Operating Budget. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Beach, Holt, Beck, McNeely, Conness -12-
Nays: -0-
Absent: Johnson, Timm -2-

2008-153CR

47. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the bids for Fire Department Uniform Shoes be rejected. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Beach, Holt, Beck, McNeely, Conness -12-
Nays: -0-
Absent: Johnson, Timm -2-

2008-154CR

48. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending approval of Task Order #15 with McMahon Associates, Inc. for work on the Water System Rehabilitation Project in an amount not to exceed \$90,600. The task order will be completed under a Master Agreement with McMahon Associates, Inc. Funding for the project will come from Water Bonds. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Beach, Holt, Beck, McNeely, Conness -12-
Nays: -0-
Absent: Johnson, Timm -2-

2008-155CR

49. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending the approval of the honorary street name for Island Avenue from West Street to South Main Street as Hopson Avenue. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Beach, Holt, Beck, McNeely, Conness -12-
Nays: -0-
Absent: Johnson, Timm -2-

2008-156CR

50. Alderman Mark moved the adoption of a Code and Regulation Committee Report recommending the approval of the revisions to Chapter 2, Section 2-42, Rule 23. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Beach, Holt, Beck, McNeely, Conness -12-
Nays: -0-
Absent: Johnson, Timm -2-

2008-157CR

51. Alderman Mark moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for a Planned Mixed Use Development consisting of retail sales and a carryout restaurant in an I-1, Light Industrial District at 2904 West State Street. Approval is subject to the following conditions:

1. Submittal of a revised landscaping plan prior to issuance of a building permit and completion of all required landscaping prior to issuance of certificate of occupancy.
1. Meeting all applicable building and fire codes.
2. Obtain all required permits through IDOT and Public Works.
3. That there shall be no storage of inoperable or unlicensed vehicles on the property.

Approval is based on the Findings of Fact (LAD 4/21/08; ZBA #006-08). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Beach, Holt, Beck, McNeely, Conness -12-
Nays: -0-
Absent: Johnson, Timm -2-

2008-058-O

52. Alderman Mark moved the adoption of an Ordinance amending Chapter 37, Section 1603 and Section 1604, of the City of Rockford Code of Ordinances to APPROVE a (A) Special Use Permit for a Planned Mixed-Use Development consisting of a bowling alley/billiard hall/amusement arcade/bar/lounge and other associated commercial/retail uses; APPROVES the (B) Variation to allow dumpster enclosures within the front yard setback along Chandan Drive for the proposed 15,000 square foot buildings; APPROVES the (C) Special Use Permit for an off-premise freestanding business sign on lot #9; APPROVES the (D) Special Use Permit for an off-premise freestanding business sign on lot #6; DENIES the (E) Variation to increase the maximum height from twenty (20) feet to forty (40) feet for the off-premise freestanding business sign on lot #9 and to APPROVES a Variation to increase the maximum height from twenty (20) feet to thirty-four (34) feet as measured from the grade of East State Street for the off-premise freestanding business sign on lot #9; APPROVES the (F) Variation to increase the maximum square footage from two hundred forty (240) square feet to two hundred ninety (290) for the off-premise freestanding business sign on lot #9; DENIES the (G) Variation to increase the maximum height from twenty (20) feet to thirty-five (35) feet

for the off-premise freestanding business sign on lot #6; and APPROVES a Variation to increase the maximum height from twenty (20) feet to thirty-four (34) feet as measured from the grade of East State Street for the off-premise freestanding business sign on lot #6; APPROVES the (H) Variation to increase the square footage from two hundred forty (240) square feet to two hundred ninety (290) square feet for the off-premise freestanding business sign on lot #6; APPROVES the (I) Special Use Permit to increase the size of an electronic graphic display sign from thirty-six (36) square feet to fifty-one (51) square feet for the off-premise freestanding business sign on lot #9; APPROVES the (J) Special Use Permit to increase the size of an electronic graphic display sign from thirty-six (36) square feet to fifty-one (51) square feet for the off-premise freestanding business sign on lot #6; APPROVES the (K) Variation from the required four (4) feet to zero (0) green space between property lines; and APPROVES the (L) Variation to eliminate the required Type "A" buffer between the C-3 and C-2 boundary, in a C-2, Commercial Community District and a C-3, Commercial General Zoning District at 83xx-84xx East State Street. Approval is subject to the following conditions:

1. That the subject property will be reviewed and regulated by the requirements of the 1993 Zoning Ordinance, including building setbacks, parking requirements, signage, landscaping and other development standards unless specifically identified and varied with this request.
2. Submittal of a civil site plan for Staff review and approval.
3. Submittal of a landscaping plan for Staff review and approval. Said landscaping plan shall satisfy all landscaping requirements with the exception of the Type A buffer requirements between the C-2 and C-3 district and the four (4) foot open green space between property lines if 8% interior landscaping is provided over multiple lots in the same area. The proposed 15,000 square foot building proposed on Lot 49 may proceed with interior landscaping as shown on the submitted concept plan provided the overall interior landscaping of the area bounded by East State, Showplace, University and Tandem has 8% interior landscaping.
4. Submittal of an illumination (photometrics) plan for Staff review and approval.
5. Submittal of elevation plans for Staff review and approval. Consistent design
6. Submittal of a Final Plat for Lot #10 for City review and approval. The future street shall be designed to support the commercial development constructed.
7. The development of Lot #9 shall require Modification of the Special Use Permit to be approved by City Council. At that time, a soil report is required per state law.
8. That the sign height shall be limited to thirty-four (34) feet as measured from the grade of East State Street adjacent to property where the sign is installed, for the off-premise business signs on Lot #6 and #9. All other freestanding signs on the property shall be monument style and not exceed eight (8) feet in height.
9. Submittals of sign permit applications for Staff review and approval, prior to the installation of signage.
10. Meeting all applicable Building and Fire Codes.
11. Submittal of a pedestrian plan for Staff review and approval inclusive of cross walks and vehicle stop signs integrating the public and private pedestrian system.

Approval is based on the Findings of Fact (LAD 4/21/08; ZBA #007-08). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Beach, Holt, Beck, McNeely, Conness -12-
Nays: -0-
Absent: Johnson, Timm -2-

2008-059-O

53. Alderman Mark moved the adoption of an Ordinance amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances for a Special Use Permit for a Planned Mixed Use Development for a store expansion greater than the allowable ten percent (10%) of existing building and related parking lot in a C-2, Commercial Community Zoning District at 627 and 629 Montague Street. Approval is subject to the following conditions:

1. Prior to issuance of Planning Clearance for a Building Permit, the applicant shall submit a civil site plan for Staff review and approval.
2. Submittal of a final landscape plan including site-obscuring fence and material for Staff's review and approval.
3. Submittal of building elevations for Staff's review and approval.

Approval is based on the Findings of Fact (LAD 4/21/08; ZBA #120-07). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Beach, Holt, Beck, McNeely, Conness -12-
Nays: -0-
Absent: Johnson, Timm -2-

2008-060-O

54. Alderman Mark moved the adoption of an Ordinance amending Chapter 4, of the City of Rockford Code of Ordinances that upon all other requirements of the Liquor Ordinance having been met, this ordinance shall serve as City Council advice and consent for the Liquor Commissioner to issue a Liquor License to the following Establishment:

1. M & M Market located at 627 & 629 Montague Street.

Approval is based on the Findings of Fact (LAD 4/21/08; #08-LAB-004). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Holt, Beck, McNeely, Conness -11-
Nays: Beach -1-
Absent: Johnson, Timm -2-

55. Alderman Mark moved the adoption of an Ordinance amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances for a Special Use for a nightclub (dance hall) that does not satisfy the Performance Criteria of six hundred (600) feet away from a residential district in a C-4, Commercial Old Town Zoning District at 317-325 West Jefferson Street. Approval is subject to the following conditions:

1. Compliance with all City of Rockford Liquor Codes.
2. Meeting all applicable Building and Fire Codes.
3. Submittal of a security plan for Staff review and approval.
4. The nightclub will be limited to the interior site plan submitted.

Approval is based on the Findings of Fact (LAD 4/21/08; ZBA #002-08). HELD OUT.

56. Alderman Mark moved the adoption of an Ordinance amending Chapter 4, Section 4-28 of the City of Rockford Code of Ordinances that upon all requirements of the Liquor Ordinance having been met, said amendment shall serve as City Council advice and consent for the Liquor Commissioner to issue a Liquor License to the following Establishments:

1. The unnamed establishment to be located at 317-325 West Jefferson Street, subject to the following conditions:
 - a. Meet all applicable Building and Fire Codes.
 - b. Compliance with all City of Rockford Liquor Codes.
 - c. Submittal of a security plan for Staff review and approval.
 - d. The sale of alcohol shall be limited to the interior site plan submitted.

Approval is based on the Findings of Fact (LAD 4/21/08; #08-LAB-006). HELD OUT.

2008-157CR

57. Alderman Bell moved the adoption of a Planning and Development Committee Report recommending approval of an Amended Development Agreement Approving TIF Funding for the Rehabilitation of 401-403, 405-411 and 414 Seventh Street and 1019 Third Avenue by Mid Town Lofts LLC. MOTION PREVAILED (Ald. Johnson, Timm absent; Ald. McNeely voted no).

2008-061-O

58. Alderman Bell moved the adoption of an Ordinance recommending approval of the Development Agreement with the Swedish American Medical Foundation for \$200,000 of Jackson School TIF Funds to acquire and rehabilitate 15 homes over 5 years. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Beach, Holt, Beck, McNeely, Conness -12-
 Nays: -0-
 Absent: Johnson, Timm -2-

NEW BUSINESS

2008-062-O

59. Alderman Mark introduced and read an Ordinance amending Chapter 4, Section 4-28, of the City of Rockford Code of Ordinances that upon all requirements of the Liquor Ordinance having been met, said amendment shall serve as City Council advice and consent for the Liquor Commissioner to issue a Liquor License to the following Establishments:

1. Familia Grocery Store located at 1414 South Main Street, subject to the following conditions:
 - a. Meeting all applicable Building and Fire Codes.
 - b. Compliance with all City of Rockford Liquor Codes.
 - c. Hours of operation modified to 7:00 am to 10:00 pm.

Approval is based on the Findings of Fact (LAD 5/19/08; 08-LAB-007).

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

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Holt, Beck, McNeely, Conness -11-
 Nays: Beach -1-
 Absent: Johnson, Timm -2-

2008-063-O

60. 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 Planned Residential Development for eight (8) dwelling units for individuals with developmental disabilities, one (1) dwelling unit for a live-in manager, and staff offices in an R-1, Single-family Residential Zoning District at 635 South Mulford Road. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. Development shall be restricted to the northerly one hundred forty (140) feet of the subject property.
3. Submittal of a site plan for staff review and approval.
4. Landscaping shall be as per Exhibit I, with final review and approval by staff.
5. Submittal of an illumination plan for staff review and approval.
6. Submittal of an elevation plan and final building materials for staff review and approval.

Approval is based on the Findings of Fact (LAD 5/19/08, ZBA #008-08).

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

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Beach, Holt, Beck, McNeely, Conness -12-
 Nays: -0-
 Absent: Johnson, Timm -2-

61. Alderman Curran introduced and read an Ordinance confirming the sale of an aggregate principal amount of \$12,150,000 in General Obligation Bonds Series 2008, of the City of Rockford, Winnebago County, Illinois, consisting of \$9,000,000 General Obligation Water

Bonds (Waterworks System Alternate Revenue Source), Series 2008A; \$1,300,000 General Obligation Redevelopment Bonds (Sales Taxes Alternate Revenue Source), Series 2008B; and \$1,850,000 Taxable General Obligation Parking System Bonds (Sales Taxes Alternate Revenue Source), Series 2008C. LAID OVER.

62. Alderman Curran introduced and read an Ordinance authorizing and providing for the issue of \$3,150,000 General Obligation Bonds, Series 2008 (Sales Taxes Alternate Revenue Source), of the City of Rockford, Winnebago County, Illinois, consisting of \$1,300,000 General Obligation Redevelopment Bonds (Sales Taxes Alternate Revenue Source), Series 2008B; and \$1,850,000 Taxable General Obligation Parking System Bonds (Sales Taxes Alternate Revenue Sources), Series 2008C; for the purpose of defraying the costs of certain improvements within the City, prescribing the details of said bonds and providing for the imposition of taxes to pay the same, and for the collection, segregation and application of certain sales tax receipts to pay said bonds. LAID OVER.

63. Alderman Curran introduced and read an Ordinance authorizing and providing for the issue of \$9,000,000 General Obligation Water Bonds (Waterworks System Alternate Revenue Source), Series 2008A, of the City of Rockford, Winnebago County, Illinois, for the purpose of defraying the cost of improving and extending the waterworks system of said City, prescribing the details of said bonds, and providing for the imposition of taxes to pay the same, and for the collection, segregation and application of the waterworks system revenues to pay said Bonds. LAID OVER.

2008-064-O

64. Alderman Curran introduced and read an ordinance approving the compensation for the Employees of the City of Rockford who are not represented by any Union or Association, for the period January 1, 2008 to December 31, 2008.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly,
Beach, Holt, Beck, McNeely, Conness -12-
Nays: -0-
Absent: Johnson, Timm -2-

65. Upon motion duly made and seconded, the meeting was adjourned at 7:04 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
April 7, 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 Participation
- Petitions and Communications
- New Committee Reports (Reports of Standing Committees – Code and Regulation, Finance and Personnel, Planning and Development - and other select committees)
- Officers Reports
- Unfinished Business of previous meeting

UNFINISHED BUSINESS

I. COMMITTEE REPORTS LAID OVER MARCH 31, 2008

1. Bell - Planning and Development - Recommending approval of the attached Assisted Living/River Housing Redevelopment Plan and Project. The Legal Director shall prepare the appropriate ordinance.
2. Bell - Planning and Development - Recommending approval of the Assisted Living/River Housing Redevelopment Project Planning Area. The Legal Director shall prepare the appropriate ordinance.
3. Bell - Planning and Development - Recommending that the County Clerk be instructed to implement tax increment financing per statute within the Assisted Living/River Housing Redevelopment Area. The Legal Director shall prepare the appropriate ordinance.
4. Bell - Planning and Development - Recommending approval of a draft of 2008 Amendments to the City of Rockford's 2020 Plan for purposes of holding a Public Hearing on Monday, April 28, 2008 and subsequent approval of said 2008 Amendments. The Legal Director shall prepare the appropriate Ordinance.
5. Mark - Code and Regulation - Recommending the City Council of the City of Rockford DENY the Claim of Tim Elswick in the amount of \$779.80.
6. Mark - Code and Regulation - Recommending the City Council of the City of Rockford DENY the Claim of Kira Robins in the amount of \$259.47.

7. Mark - Code and Regulation - Recommending the City Council of the City of Rockford DENY the Claim of Jeannie Byers in the amount of \$231.41.
8. Mark - Code and Regulation - Recommending that the Legal Director be instructed to draw an Ordinance that traffic on Richmond Street be required to Stop prior to entering the intersection of Greendale Drive, thus repealing the existing Yield sign control.
9. Mark - Code and Regulation - Recommending that "No Action" be taken on the following items:
 1. Request from Jason Thompson and Alderman Timm, 9th Ward, for the following:
 - a. Yield or stop sign control at the intersection of Grace Street and Grant Avenue.
 - b. Repeal the existing 2-way stop and replace with 4-way stop sign control at the intersection of Grant Avenue and Yonge Street.
10. Curran - Finance and Personnel - Recommending the award for City-Wide Mowing/Grounds Maintenance be made to the low bidders as summarized:

Marisella Rodriguez
 SGC/Universal
 Rozco Landscaping
 Sharpe Maintenance
 Jose Rodriguez
 ADV Lawn & Landscape
 Comprehensive Community Solutions
 Carol Burns Mowing
 Atlas Mowing

The funding source is Departmental Operating Budgets.

11. Curran - Finance and Personnel - Recommending the award for Gasoline and Diesel Fuel be made to the low bidder for each category as summarized:

Kelley Williamson Mobil	No Lead & Diesel #2 (tank wagon only)
Blake Oil	Diesel #1 & Diesel #2 (transport only)

The funding source is Departmental Operating Budgets.

II. ORDINANCES

A. LAID OVER MARCH 31, 2008

1. Curran - Ordinance - Confirming the sale of an aggregate principal amount of \$12,150,000 in General Obligation Bonds Series 2008, of the City of Rockford, Winnebago County, Illinois, consisting of \$9,000,000 General Obligation Water Bonds (Waterworks System Alternate Revenue Source), Series 2008A; \$1,300,000 General Obligation Redevelopment

Bonds (Sales Taxes Alternate Revenue Source), Series 2008B; and \$1,850,000 Taxable General Obligation Parking System Bonds (Sales Taxes Alternate Revenue Source), Series 2008C.

2. Curran - Ordinance - Authorizing and providing for the issue of \$3,150,000 General Obligation Bonds, Series 2008 (Sales Taxes Alternate Revenue Source), of the City of Rockford, Winnebago County, Illinois, consisting of \$1,300,000 General Obligation Redevelopment Bonds (Sales Taxes Alternate Revenue Source), Series 2008B; and \$1,850,000 Taxable General Obligation Parking System Bonds (Sales Taxes Alternate Revenue Sources), Series 2008C; for the purpose of defraying the costs of certain improvements within the City, prescribing the details of said bonds and providing for the imposition of taxes to pay the same, and for the collection, segregation and application of certain sales tax receipts to pay said bonds.
3. Curran - Ordinance - Authorizing and providing for the issue of \$9,000,000 General Obligation Water Bonds (Waterworks System Alternate Revenue Source), Series 2008A, of the City of Rockford, Winnebago County, Illinois, for the purpose of defraying the cost of improving and extending the waterworks system of said City, prescribing the details of said bonds, and providing for the imposition of taxes to pay the same, and for the collection, segregation and application of the waterworks system revenues to pay said Bonds.

B. HELD OUT MARCH 31, 2008

1. Mark - Ordinance - Amending Chapter 37, Section 1603, of the City of Rockford Code of Ordinances for a Special Use for a nightclub (dance hall) that does not satisfy the Performance Criteria of six hundred (600) feet away from a residential district in a C-4, Commercial Old Town Zoning District at 317-325 West Jefferson Street. Approval is subject to the following conditions:
 1. Compliance with all City of Rockford Liquor Codes.
 2. Meeting all applicable Building and Fire Codes.
 3. Submittal of a security plan for Staff review and approval.
 4. The nightclub will be limited to the interior site plan submitted.

Approval is based on the Findings of Fact (LAD 4/21/08; ZBA #002-08).

2. Mark - Ordinance - Amending Chapter 4, Section 4-28 of the City of Rockford Code of Ordinances that upon all requirements of the Liquor Ordinance having been met, said amendment shall serve as City Council advice and consent for the Liquor Commissioner to issue a Liquor License to the following Establishments:
 1. The unnamed establishment to be located at 317-325 West Jefferson Street, subject to the following conditions:
 - a. Meet all applicable Building and Fire Codes.
 - b. Compliance with all City of Rockford Liquor Codes.
 - c. Submittal of a security plan for Staff review and approval.

- d. The sale of alcohol shall be limited to the interior site plan submitted.

Approval is based on the Findings of Fact (LAD 4/21/08; #08-LAB-006).

III. MISCELLANEOUS LAID OVER MARCH 31, 2008

- 1.* Mayor Morrissey – Re-appointment – Human Services CCA Board – Mr. Joshua D. Pickens, to a three-year term, which would expire January, 2011. (Pursuant to Rule 18, this re-appointment is up for passage on April 7, 2008).

* * * * *

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, April 7, 2008, 4:45 p.m.

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

AGENDA

- 1. C & R 08-72 Special Event Fees
- 2. C & R 08-65 Department Reorganization
- 3. C & R 08-52 ZBA#009-08 Special Use Permit for the modification of an existing legally nonconforming billboard to an electronic graphic display billboard in a C-2, Commercial Community Zoning District at 5411 East State Street
- 4. C & R 08-53 ZBA#010-08 Special Use Permit for the modification of an existing legally nonconforming billboard to an electronic graphic display billboard in an R-1, Single-Family Residential Zoning District at 8539 East State Street
- 5. C & R 08-54 ZBA#011-08 Special Use Permit for a modification of an existing legally nonconforming billboard to an electronic graphic display billboard in a C-2, Commercial Community Zoning District at 6439 East Riverside Boulevard
- 6. C & R 08-71 Closed Session

FINANCE AND PERSONNEL COMMITTEE

Monday, April 7, 2008, 5:15 p.m.

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

AGENDA

1. Purchasing and Vouchers
 - A. Award of Bid: Sidewalk, Curb & Gutter & ADA Ramps (Laid over 3/31)
 - B. Award of Bid: Ambulance for Fire Department – Suspend rules
 - C. Award of Bid: Pavement Marking
 - D. Award of RFP: Data Center Core Switch
 - E. Rejection of Bid: Painting Supplies & Materials
 - F. Engineering Agreement: Water Quality Analysis – Suspend rules
 - G. Emergency P.O. Lyran Project
 - H. Emergency P.O. Repairs to Quint #1258
 - I. Resolution to take Bids/Proposals
 - J. Vouchers
√Training/Travel for Police Department
2. City-State Agreement: Winnebago Street RR Crossing
3. Bond Sale Results – Report from Financial Advisor
4. CIP Project Update

PLANNING AND DEVELOPMENT COMMITTEE

Monday, April 7, 2008, 5:15 p.m.

CD Conference Room, City Hall 2nd floor

AGENDA

1. Memorandum from Richard M. May, Commercial Development Coordinator, regarding the 2008 Marketing Management Agreement between the City of Rockford and Riverfront Development Group for a total of \$75,000 in TIF funds for Arts, Housing, and Lifestyle Marketing Group.

LEGISLATIVE LOBBYING COMMITTEE

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

No Meeting Scheduled.