

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
SEPTEMBER 15, 2008
COUNCIL CONVENE AT 6:06 P.M.**

1. The Clerk called the meeting to order in the absence of the Mayor, and recognized Alderman Holt who moved that Alderman Beach serve as Mayor Pro Tem for the meeting. Said motion was seconded by Alderman Wasco. MOTION PREVAILED (Ald. McNeely absent).
2. The invocation was given by Father Ron Montanye, St. Sebastian Orthodox Catholic Church/Police Chaplain and the Pledge of Allegiance was led by Council Page Mercedes Martinez.
3. Roll Call:

Alderman Beach, Mayor ProTem

Aldermen: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly,
Johnson, Timm, (Beach), Holt, Beck, Conness -13-
Absent: McNeely -1-
4. Alderman Mark moved to accept the Journal of Proceedings of September 8, 2008, Seconded by Alderman Jacobson. MOTION PREVAILED (Ald. McNeely absent).

PUBLIC HEARING

5. Alderman Beach called upon Alderman Wasco to conduct a public hearing. Alderman Wasco called the first hearing to order at 6:08 pm, stating that it was being held pursuant to 65 Illinois Compiled Statutes 5/11-15.1-3, for an annexation agreement for property located at 22xx & 2601 North Bell School Road. He asked for questions or comments from the Council members, and then from the public, and closed the public hearing at 6:09 pm.

Meeting returned to the regular Order of Business at 6:09 pm.

PUBLIC PARTICIPATION

6. Jo Minor informed Council this will be the 12th year that volunteers will distribute dictionaries to all the third graders in the Rockford Public Schools in honor of Sara Ingrassia and Jackie Confer. She encouraged all to donate to this fund and thanked everyone who has made this effort successful.
7. Jim Powers invited everyone to attend a free concert sponsored by the North End Square Neighborhood Association on September 27, 2008 at Williams Park from 6:00 pm to 8:00 pm. He encouraged all to practice excellence in the community by enjoying the performances of many local music talents.

PETITIONS AND COMMUNICATIONS

8. Alderman Johnson submitted six (6) Requests for Service. Referred to Community Development/Code Enforcement and the Public Works Department.
9. Alderman Johnson submitted an e-mail from John Lawrence concerning enforcement of the door to door solicitation ordinance. Referred to Code and Regulation Committee.
10. Alderman Wasco submitted the Rockford Traffic Commission Minutes from the meeting held on September 10, 2008. Referred to Code and Regulation Committee.
11. Alderman Wasco submitted a Memorandum from Ronald N. Schultz, City Attorney, regarding a Request for a Groundwater Use Ordinance from Rockford/MK Investments, LLC – 2439 South Main Street (LandTech). Referred to Code and Regulation Committee.
12. Alderman Conness submitted a Memorandum from Richard M. May, Commercial Development Coordinator, regarding a Development Agreement with Duke Property and Management, LLC and MGB Realty LLC Housing Development, LLC Approving TIF Funding for a Mixed-use New Construction Project at S. Main & Harrison. Referred to Planning and Development Committee.
13. Alderman Conness submitted a Memorandum from Richard M. May, Commercial Development Coordinator, regarding a Development Agreement with Duke Property and Management, LLC and MGB Realty LLC Housing Development, LLC Approving TIF Funding for the Rehabilitation of the Valencia Apartments, 500-518 Fisher Avenue. Referred to Planning and Development Committee.
14. Alderman Conness submitted a Memorandum from Patrick M. Zuroske, Capital Program Manager, regarding a 2009-2013 Capital Improvement Program Request for Joint Committee. Referred to Planning and Development Committee.
15. Alderman Conness submitted a Memorandum from Ronald N. Schultz, City Attorney, regarding Family Dollar-South Main Street. Referred to Planning and Development Committee.
16. Alderman Mark submitted two (2) Requests for Service. Referred to Community Development/Code Enforcement.

NEW COMMITTEE REPORTS

17. Alderman Curran read a Finance and Personnel Committee Report recommending the contract for purchase of Crime Analysis Software be made to the Omega Group at a cost of \$29,365.00. The funding source is Federal Justice Assistance Grant money. LAID OVER.
18. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Network Appliance Filer and Disk be made to Datalink Corporation for their

total bid of \$129,996 for hardware, software, support, and implementation services. The funding source is Information Technology Operating Budget. LAID OVER.

2008-427CR

19. Alderman Curran read a Finance and Personnel Committee Report recommending that the EMS Cardiac Equipment Agreement with Swedish American Hospital, and the City of Rockford be approved. The Legal Director shall prepare the appropriate ordinance.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. McNeely 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, Johnson, Timm, Beach, Holt, Beck, Conness -13-
Nays: -0-
Absent: McNeely -1-

2008-428CR

20. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Public Works Vehicles be made to the low bidder, Bryden Ford, of Durand, Illinois for their total bid of \$203,245.00 for nine (9) vehicles. The funding source is: Divisional Capital Outlay Budgets.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. McNeely 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, Johnson, Timm, Beach, Holt, Beck, Conness -13-
Nays: -0-
Absent: McNeely -1-

2008-429CR

21. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Fire Station #5 Window Replacement be made to the low bidder, Professional Construction services, of Belvidere, Illinois for their total bid of \$12,450.00. The funding source is: Property Fund.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. McNeely 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, Johnson, Timm, Beach, Holt, Beck, Conness -13-
Nays: -0-
Absent: McNeely -1-

2008-430CR

22. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Barber Colman Asbestos Abatement be made to the low bidder Ironwood Environmental, of Rockford, Illinois for their total bid of \$321,280.00. The funding source is IEPA Brownsfield monies.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. McNeely 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, Johnson, Timm, Beach, Holt, Beck, Conness -13-
Nays: -0-
Absent: McNeely -1-

2008-431CR

23. Alderman Curran read a Finance and Personnel Committee Report regarding the Intergovernmental Agreement: Kent Creek Trunk Sewer Phase II recommending the City create and execute an ordinance that approves the Intergovernmental Agreement with the Rock River Water Reclamation District for the design and construction of the Kent Creek Trunk Sewer. The City's portion of the project is estimated to be \$1,100,000 and will be funded from General Obligation Bond funds.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. McNeely 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, Johnson, Timm, Beach, Holt, Beck, Conness -13-
Nays: -0-
Absent: McNeely -1-

24. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouches for the week of September 15, 2008 in the amount of \$2,731,332.62. 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: -0-
Absent: McNeely -1-

25. Alderman Wasco read a Code and Regulation Committee Report recommending the approval of the Tentative Plat of Riverwood Subdivision. Approval is subject to the following conditions:

1. A pavement design shall be submitted at the time construction plans are submitted. the typical road cross section may not be sufficient for this development.
2. Sidewalks shall be installed along South Main Street and along Harrison Avenue.

3. If Lot 9 is designated as a park, it shall either be dedicated to the Park District with, at final plat stage, a signature block added to the plat for the Park District to accept the dedication of a maintenance agreement with a dormant special service area submitted and recorded with the final plat.
4. The proposed sanitary sewer location along Riverview Drive is not approved at this time.
5. The existing water main in South Main Street and Harrison Avenue shall be clearly shown.
6. A note shall be added to the plat stating "No Access to South Main Street from Lots 1, 2, 3" "No Access to Harrison Avenue from Lots 1, 6, 9".
7. Sidewalk on Express Lane shall extend north to Harrison Avenue.
8. Sidewalk on Riverview Drive shall extend south across Lot 8.
9. The location of the flood plain shall be shown correctly and in accordance with the FEMA maps.
10. Lot 9 shall be labeled "Non-Buildable/Non-Fillable".
11. What is "Lot-2" and "Lot-3" as shown along Express Lane?
12. The lot size shall be labeled for each lot.

LAID OVER.

26. Alderman Wasco read a Code and Regulation Committee Report recommending the approval of the Final Plat of Washington Park #4. LAID OVER.
27. Alderman Wasco read a Code and Regulation Committee Report recommending the approval of the pre-annexation agreement for water service at 3738 South Main Street. LAID OVER.
28. Alderman Wasco read a Code and Regulation Committee Report recommending the approval of the vacation of the part of Chapman Road south of Brooke Road to the Rock River Water Reclamation District subject to the existing utility easement. LAID OVER.

OFFICERS REPORTS

29. Alderman Beach, on behalf of Mayor Morrissey, presented a Proclamation proclaiming Tuesday, September 23, 2008 to be "100 Anniversary of the Catholic Diocese of Rockford Day" in Rockford, Illinois and asked all citizens to recognize and give thanks for the contributions of the Catholic Church and its members in our community these past 100 years.
30. Alderman Beach, on behalf of Mayor Morrissey, presented a Proclamation proclaiming Sunday, September 21, 2008 to be "International Day of Peace" in Rockford, Illinois and urged all of our citizens to use this day as an opportunity to make peace a reality in our homes, our communities and between all nations.
31. Alderman Beach, on behalf of Mayor Morrissey, presented a Proclamation proclaiming September 17, 2008 through September 23, 2008 to be "Constitution Week" in Rockford, Illinois and urged all citizens to reflect on the privilege of being an American with all the rights and responsibilities which that privilege involves.

32. Alderman Beach, on behalf of Mayor Morrissey, presented a Proclamation proclaiming the days of September 15, 2008 through October 15, 2008 to be "Hispanic Heritage Month" in Rockford, Illinois and urged all citizens to join in acknowledging the presence and unique contribution of the Hispanic Heritage to our community.
33. Alderman Beach announced the City of Rockford Community Development Department will be providing an opportunity to view the Draft 2008 Annual Update of the 2005-2009 Consolidated Plan for Housing, Business and Community Development Programs on Wednesday, September 17, 2008 at 6:00 p.m. at the Booker Washington Center, 524 Kent Street and on Thursday, September 18, 2008 at 11:00 a.m. at Patriots Gateway Center, 615 South Fifth Street.
34. Alderman Wasco announced there will be a 4th Ward Neighborhood meeting on Tuesday, September 16, 2008 at 6:30 p.m. at Rock Valley College Woodard Tech Center, Rooms 141, 142. Lori Gustafson and representatives from the Police Department will be there to discuss their neighborhood concerns.
35. Alderman Wasco announced a meeting has been scheduled for September 23, 2008 at 7:00 p.m. at Rock Valley College Woodard Tech Center for those constituents living in the Palo Verde area to discuss their water concerns.
36. Alderman Mark announced on September 17, 2008 at 5:30 p.m. at Vinny's on Block Five, East State Street, will be the Haight Village Neighborhood meeting.
- 36a. Alderman Mark announced on September 17, 2008 at 5:30 p.m. at Stepping Stones, North Main Street, will be the Haskell Neighborhood meeting.
37. Alderman Mark announced on September 17, 2008 at 7:00 p.m. will be the Churchill Grove Neighborhood meeting.
38. Alderman Mark reported this past weekend, despite the rainy weather, the 60th Anniversary of the Greenwich Village Art Show was a success.
- 38a. Alderman Mark commended St. James, Trinity Lutheran and St. Constantine Churches for establishing and maintaining Cornucopia Food Pantry.
39. Alderman Bell announced the Illinois Department of Human Services has scheduled a Town Hall meeting on Tuesday, September 16, 2008 at 6:00 pm. at the Northwest Community Center, 1325 North Johnson Avenue regarding Senate Bill 766 creating a Task Force on the Condition of African American Men.
40. Alderman Sosnowski announced there will be a First Ward Neighborhood meeting on Tuesday, September 16, 2008 at 6:00 p.m. at the Aldeen Golf Club Café, 1900 Reid Farm Road. Representatives from the Rockford Police Department, the Public Works Department and Rockford Park District will be there to discuss neighborhood concerns.

41. Alderman Sosnowski submitted a Resolution recommending Staff submit alternatives for recovering or recapturing costs of the Perry Creek Parkway extension from other benefited property owners to the Code and Regulation Committee within sixty (60) days. Referred to Code and Regulation Committee.
42. Alderman Sosnowski reiterated Jo Minor's comments regarding "Dictionary Day" in the Rockford School District and encouraged all to contribute to this worthy cause.

UNFINISHED BUSINESS

2008-432CR

43. Alderman Wasco 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 passenger vehicles sales that could not satisfy Performance Standards; and REVERSE the action of the Zoning Board of Appeals to APPROVE a modified Variation to allow landscaping per site plan submitted in a C-3, General Commercial Zoning District at 3335 11th Street. Approval is subject to the following conditions:
 1. Meeting all applicable Building and Fire Codes.
 2. No outside storage of any auto parts, equipment, materials or inoperable vehicles.
 3. All conditions must be met prior to establishment of use.
 4. That the property is developed as per Exhibit E, and that no more than sixty (60) vehicles shall be displayed for sale or stand outside.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. 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: -0-
 Absent: McNeely -1-

2008-433CR

44. Alderman Wasco moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Renewal of Special Use Permit #9045-06 for a Planned Residential Development for homes for the ages/independent living for residents over the age of sixty (60) for Parcel 1 and 2 in an R-1, Single-family Residential District and R-3, Multi-family Residential District at 69xx Hiatt Drive. Approval is subject to the following conditions:
 1. Meeting all applicable Building and Fire Codes.
 2. Submittal of a detailed landscaping plan and illumination plan for staff's review and approval.
 3. Submittal and approval of a tentative and final plat prior to issuance of a building permit.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. 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: -0-
Absent: McNeely -1-

2008-434CR

45. Alderman Wasco moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Modification of Special Use Permit #124-89 for a building addition of 956 square feet which is greater than ten percent (10%) of the existing building; and APPROVE the Variation to reduce parking to thirty (30) spaces in a C-3, General Commercial Zoning District at 3427 East State Street. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. There shall be no overnight storage or vehicles on the property.
3. Submittal of detailed landscape plan to include the type of species to be planted for Staff's review and approval.
4. Site plan showing dumpster enclosure and material that must be approved by Staff.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. 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: -0-
Absent: McNeely -1-

2008-435CR

46. Alderman Wasco moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Renewal of Special Use Permit #061-06 (Ordinance #2006-195-O) for a Planned Mixed-Use Development consisting of a long-term care hospital and parking in a C-1, Limited Office District at 1390 North Mulford Road. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. Submittal of a tentative and final plat for Staff review prior to the issuance of a building permit.
3. Submittal of a landscaping plan for Staff review and approval with the addition of a four (4) foot high beam that does not interfere with the preservation of the existing tree line along the north property line.
4. All lighting shall be facing downward, shall be directed away from residential, and shall not exceed twenty (20) feet in height. There will be no freestanding light poles north of the proposed building.

5. Only two (2) access drives shall be allowed for this site that included one from Guilford Road and the second from Mulford Road.
6. All uses restricted to those in the C-1, Limited Office Zoning District, except for the proposed long-term care hospital.
7. That a revised site plan be submitted that includes a 50' (fifty) foot minimum setback from the north property line to the edge of the curb as shown on the submitted site plan.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. 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: -0-
 Absent: McNeely -1-

2008-436CR

47. Alderman Wasco moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Modification of Special Use Permit #051-93 (Ordinance #1993-170-O) for a Precise Plan Development to allow two (2) additional outlots (Lots 5&6) for a fast food restaurant on Lot 5 and additional retail on Lot 6, to allow an increase in gross square footage from 110,000 square feet approved in July, 1993 to a maximum of 120,000 square feet to allow parking based on current code allowing for shared parking, and updating the perimeter landscape along Riverside Boulevard in an R-1, Single-family Residential District at 5825-5947 East Riverside Boulevard. Approval is subject to the following conditions:

1. A full service fast food restaurant on Lot 6 shall be prohibited.
2. Compliance with Special Use Permit #051-03 conditions of approval, specifically signage regulations.
3. A civil site plan shall be submitted for Staff review and approval.
4. Detailed elevations shall be submitted for Staff review and are subject to Staff approval.
5. A detailed landscaping plan shall be submitted for Staff review and approval.
6. An illumination (photometric) plan shall be submitted for Staff review and approval.
7. The property shall develop in general conformance with the submitted plans.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. 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: -0-
 Absent: McNeely -1-

2008-437CR

48. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending the approval of the Final Plat of Maywood Manor Plat #8. 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: -0-
Absent: McNeely -1-

2008-438CR

49. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending the approval of the annexation agreement for 22xx & 2601 North Bell School Road. 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: -0-
Absent: McNeely -1-

2008-439CR

50. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending the approval of the annexation of 22xx & 2601 North Bell School Road. 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: -0-
Absent: McNeely -1-

2008-440CR

51. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending the approval of the Tentative Plat of Canis Major Subdivision. Approval is subject to the following conditions:

1. The typical pavement shall be modified to carry the commercial development proposed and must be reviewed and approved by the Public Works Department as part of each final plat phase.
2. Storm water final size and location shall be reviewed and approved by the Public Works Department as part of each final plat phase.
3. Each subsequent final plat shall conform with the approved annexation agreement for the property.
4. Each subsequent final plat shall conform with the approved annexation agreement for the property.
5. Direct access to North Bell School Road shall be prohibited from Lots 1, 4 & 5 and access to Lot 6 shall conform with the approved annexation agreement.
6. Final street profiles shall be reviewed and approved by Public Works Department as part of each final plat phase.

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: -0-
Absent: McNeely -1-

2008-441CR

52. Alderman Wasco moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Annexation Agreement and Zoning Map Amendment from County AG to City C-3, General Commercial District for Parcel I and II, and APPROVE a Special Use Permit for a Planned Unit Development consisting of retail, professional office, and medical buildings for Parcel I (40.50 acres) in a C-3, General Commercial District at 22XX & 2601 North Bell School Road. Approval is subject to the following conditions:

1. The terms of the Annexation Agreement.
2. Submittal of a PUD/Final Plat for review and approval.
3. That the PUD/Final Plat conform with the requirements of Public Works to accommodate an interchange at I-90 and the extension of Perry Creek to accommodate an interchange at I-90 and the extension of Perry Creek.
4. Submittal of a detailed site plan for staff review and approval.
5. Submittal of a detailed landscaping plan including size and botanical name of species for staff review and approval. The landscaping plan shall include a Type "A" Buffer around the perimeter of the site.
6. Submittal of elevation drawings and floor plans for staff review and approval.
7. Submittal of a detailed detention and drainage plan for Public Works review and approval.
8. Submittal of the Owner's Association Document for staff review and approval.
9. Submittal of an illumination (photometric plan) for staff review and approval.
10. Future development on Parcel II will require a submittal of a tentative/PUD and final/PUD for review and approval.
11. Compliance with all Building and Fire Codes.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. 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: -0-
Absent: McNeely -1-

2008-442CR

53. Alderman Wasco moved the adoption of a Code and Regulation Committee Report SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE the request for the sale of liquor by the drink in conjunction with a restaurant/bar within an indoor dining area and the sale of alcohol by the drink in an outdoor area in the name of

Jeremy May Mattson Germano d/b/a Table 13 in a C-1, Limited Office Zoning District at 6957 Olde Creek Road, Suite 100. Approval is subject to the following conditions:

1. The sale of alcoholic beverages shall be in conjunction with a restaurant.
2. Compliance with the Liquor Ordinance.
3. The hours of operation are limited to 7:00 am to 1:00 am.
4. The outdoor seating area on the west side shall not have any music and/or television playing after 10:00 pm and must be closed by 11:00 pm.
5. The restaurant is limited to 30% liquor sales as indicated on the liquor application.
6. The sale of liquor is limited to Suite 100 and adjacent patios; any future expansion will require a modification of the liquor license.

The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

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

2008-167-O

54. Alderman Wasco moved the adoption of an Ordinance amending Chapter 28, of the Code of Ordinances of the City of Rockford for the amendments to Chapter 28 "Utilities" of the City of Rockford Code of Ordinances, which in part, implement monthly water billing and relief to customers in the event of a catastrophic water loss are hereby approved. 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: -0-
Absent: McNeely -1-

2008-168-O

55. Alderman Wasco moved the adoption of an Ordinance regarding the honorary designation of Campus Hills Boulevard to "Vince McGuire Boulevard" upon the terms and conditions contained in the City of Rockford Honorary Street Name Policy. 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: -0-
Absent: McNeely -1-

2008-169-O

56. Alderman Wasco moved the adoption of an Ordinance regarding the honorary designation of the 700-900 blocks of Hoban Avenue to "Kevin D. Rice Avenue" upon the terms and conditions of the City of Rockford Honorary Street Name Policy. 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: -0-
Absent: McNeely -1-

2008-443CR

57. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the award for Two (2) Dump Trucks – Water Division be made to the low bidder, Trans Chicago Truck Group, of Elmhurst, Illinois for their total bid of \$244,828.00. The funding source is: Water Division Capital Outlay 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: -0-
Absent: McNeely -1-

2008-444CR

58. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending approval of the contract for purchase of a Mobil Collector Lite (MCLITE) from Itron at an estimated cost of \$13,985.00. The funding source is Water Fund. 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: -0-
Absent: McNeely -1-

2008-445CR

59. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending approval of the Engineering Agreement Amendment for Barber Colman Asbestos Abatement in the amount of \$60,000.00 to Fehr-Graham & Associates. The funding source is USEPA Assessment Grant funding. 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: -0-
Absent: McNeely -1-

2008-446CR

60. Alderman Conness moved the adoption of a Planning and Development Committee Report recommending approval of the Development Agreement with River Housing Development, LLC, approving the TIF Funding for a Mixed-use New Construction Project at S. Main & Harrison. 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: -0-
Absent: McNeely -1-

2008-447CR

61. Alderman Conness moved the adoption of a Planning and Development Committee Report recommending approval of the Rockford Area Economic Development Commission (RAEDC) 2009-2012 Contract. 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: -0-
Absent: McNeely -1-

2008-170-O

62. Alderman Conness moved the adoption of an Ordinance recommending the Community Foundation for Northern Illinois be approved as a Designated Zone Organization under the Rockford River Edge Program and that the "Lighting Challenge" be approved as a Designated Zone Organization project. 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: -0-
Absent: McNeely -1-

2008-171-O

63. Alderman Conness moved the adoption of an Ordinance recommending that the City of Rockford be designated as a Designated Zone Organization under the Rockford Enterprise Zone Program and the project to accept a donation of 2025-2107 Kishwaukee Street and its demolition be approved as a Designated Zone Organization project. 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: -0-
Absent: McNeely -1-

MOTIONS AND RESOLUTIONS

2008-088R

64. Alderman Curran, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution for the Central Services Manager to take proposals for the following:

RFP: Financial Advisory Services, funding source: Finance Dept. Operating Budget
RFP: Performance Management, Merit Pay & Compensation Study, funding source:
Human Resources Operating Budget

RFP: Keith Creek Stream Stabilization Study, funding source: Sales Tax

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: -0-
Absent: McNeely -1-

2008-089R

65. Alderman Wasco, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution for the Annexation Agreement for 22xx & 2601 North Bell School Road. MOTION PREVAILED (Ald. McNeely absent).

NEW BUSINESS

2008-172-O

66. Alderman Curran read an Ordinance recommending the approval of the Agreement for Cost Sharing and Reimbursement Kent Creek Trunk Sewer Phase 2 with Rock River Water Reclamation District.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. McNeely absent). 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: -0-
Absent: McNeely -1-

2008-173-O

67. Alderman Curran read an Ordinance recommending the approval of the EMS Cardiac Equipment Agreement with Swedish American Hospital and the City of Rockford.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. McNeely absent). 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: -0-
Absent: McNeely -1-

2008-174-O

68. Alderman Conness introduced and read an Ordinance recommending that the attached Development Agreement between the City of Rockford and River Housing Development LLC, to approve TIF funding for a mixed-use new construction project at South Main and Harrison Streets.

Alderman Conness moved to suspend Rule 11, seconded by Alderman Timm. MOTION PREVAILED (Ald. McNeely absent). 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: -0-
Absent: McNeely -1-

2008-175-O

69. Alderman Conness introduced and read an Ordinance recommending approval of the attached 2009-2012 contract between the City of Rockford and the Rockford Area Economic Development Council.

Alderman Conness moved to suspend Rule 11, seconded by Alderman Timm. MOTION PREVAILED (Ald. McNeely absent). 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: -0-
Absent: McNeely -1-

70. Alderman Wasco introduced and read an Ordinance amending Chapter 16, Section 298, of the Code of Ordinances of the City of Rockford to add the following:

That there be a mandatory left turn lane in the western most curb lane on 9th Street from Charles Street to East State Street.

LAID OVER.

71. Alderman Wasco introduced and read an Ordinance amending Chapter 16, Schedule Section 308, of the Code of Ordinances of the City of Rockford to add the following:

That this ordinance repeals the "No Parking 9:00-9:30 am and 3:00-4:00 pm" on the west side of West Street from Montague Street to Knowlton Street.

LAID OVER.

72. Alderman Wasco introduced and read an Ordinance amending Chapter 16, Section 282, of the Code of Ordinances of the City of Rockford to add the following:

That there be fifteen (15) minute parking from 8:00 am to 5:00 pm Monday through Friday, on the west side of North Main Street from thirty (30) feet to one hundred sixty-five (165) feet south of Park Avenue, thus repealing the existing one (1) hour parking.

LAID OVER.

73. Alderman Wasco introduced and read an Ordinance amending Chapter 16, Schedule 308, of the Code of Ordinances for the City of Rockford to add the following:

That this ordinance repeals the Bus Stop Zone on the west side of West Street from Montague Street to Lincoln Avenue.

That this ordinance repeals the Bus Stop Zone on the north side of Linden Avenue from West Street to Clifton Avenue.

LAID OVER.

2008-176-O

74. Alderman Wasco introduced and read an Ordinance amending Article 64 and Article 63, of the Zoning Ordinance of the City of Rockford for a (A) Special Use Permit for passenger vehicle sales that could not satisfy Performance Standards; and (B) Modified Variations to allow landscaping per site plan submitted in a C-3, General Commercial Zoning District at 3335 11th Street. Approval is subject to the following conditions:

1. Meeting all Building and Fire Codes.
2. No outside storage of any auto parts, equipment, materials or inoperable vehicles.
3. All conditions must be met prior establishment of use.
4. That the property is developed as per Exhibit E, and that no more than sixty (60) vehicles shall be displayed for sale or stand outside.

Approval is based on the Findings of Fact.

Alderman Wasco moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. McNeely absent). 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: -0-

Absent: McNeely -1-

2008-177-O

75. Alderman Wasco introduced and read an Ordinance amending Article 64, of the Zoning Ordinance of the City of Rockford for a (A) Modification of Special Use Permit #124-89 for a building addition of nine hundred fifty-six (956) square feet which is greater than ten percent (10%) of the existing building; and (B) Variation to reduce parking to thirty (30) spaces in a C-3, General Commercial Zoning District at 3427 East State Street. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. There shall be overnight outdoor storage of vehicles on the property.
3. Submittal of detailed landscape plan to include the type of species to be planted for Staff's review and approval.
4. Site plan showing dumpster enclosure and material that must be approved by Staff.

Approval is based on the Findings of Fact.

Alderman Wasco moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. McNeely absent). 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: -0-
Absent: McNeely -1-

2008-178-O

76. Alderman Wasco introduced and read an Ordinance recommending the approval of the Annexation of property commonly known as 22xx & 2601 North Bell School Road.

Alderman Wasco moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. McNeely absent). 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: -0-
Absent: McNeely -1-

2008-179-O

77. Alderman Wasco introduced and read an Ordinance amending Article 62 and Article 63, of the Code of Ordinances of the City of Rockford for a (A) Annexation Agreement and Zoning Map Amendment from County AG to City C-3, General Commercial District for Parcel I and II; and (B) a Special Use Permit for a Planned Unit Development consisting of retail, professional office and medical buildings for Parcel I (40.50 acres) in a C-3, General Commercial District at 22xx & 2601 North Bell School Road. Approval is subject to the following conditions:

1. The terms of the Annexation Agreement.
2. Submittal of a PUD/Final Plat for review and approval.
3. That the PUD/Final Plat conform with the requirements of Public Works to accommodate an interchange at I-90 and the extension of Perry Creek to accommodate an interchange at I-90 and the extension of Perry Creek.
4. Submittal of a detailed site plan for Staff review and approval.
5. Submittal of a detailed landscaping plan including size and botanical name of species for Staff review and approval. The landscaping plan shall include Type "A" Buffer around the perimeter of the site.
6. Submittal of elevation drawings and floor plans for Staff review and approval.
7. Submittal of a detailed detention and drainage plan for Staff review and approval.
8. Submittal of the Owner's Association Document for Staff review and approval.
9. Submittal of an illumination (photometric plan) for Staff review and approval.

10. Future development on Parcel II will require a submittal of a tentative/PUD and final/PUD for review and approval.
11. Compliance with all Building and Fire Codes.

Approval is based on the Findings of Fact.

Alderman Wasco moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. McNeely absent). 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: -0-
Absent: McNeely -1-

78. Upon motion duly made and seconded, the meeting was adjourned at 7:16 p.m.

Respectfully submitted,

Diane Reed
City Council Clerk

[The meeting was taped in its entirety, and the tape is on file in the Legal Department]

CITY COUNCIL, CITY OF ROCKFORD, ILLINOIS
City Council Chambers, 2ND floor City Hall
425 E. State Street, Rockford
September 22, 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 SEPTEMBER 22, 2008

A. CODE AND REGULATION

1. Wasco – Code and Regulation – Recommending the approval of the Final Plat of Reload Center.
 2. Wasco – Code and Regulation – Recommending the approval of the Kentucky Data Link Agreement.
- Officers Reports
 - Unfinished Business of previous meeting

UNFINISHED BUSINESS

II. COMMITTEE REPORTS LAID OVER SEPTEMBER 15, 2008

1. Curran - Finance and Personnel - Recommending the contract for purchase of Crime Analysis Software be made to the Omega Group at a cost of \$29,365.00. The funding source is Federal Justice Assistance Grant money.
2. Curran - Finance and Personnel - Recommending the award for Network Appliance Filer and Disk be made to Datalink Corporation for their total bid of \$129,996 for hardware, software, support, and implementation services. The funding source is Information Technology Operating Budget.

3. Wasco - Code and Regulation - Recommending the approval of the Tentative Plat of Riverwood Subdivision. Approval is subject to the following conditions:
 1. A pavement design shall be submitted at the time construction plans are submitted. the typical road cross section may not be sufficient for this development.
 2. Sidewalks shall be installed along South Main Street and along Harrison Avenue.
 3. If Lot 9 is designated as a park, it shall either be dedicated to the Park District with, at final plat stage, a signature block added to the plat for the Park District to accept the dedication of a maintenance agreement with a dormant special service area submitted and recorded with the final plat.
 4. The proposed sanitary sewer location along Riverview Drive is not approved at this time.
 5. The existing water main in South Main Street and Harrison Avenue shall be clearly shown.
 6. A note shall be added to the plat stating "No Access to South Main Street from Lots 1, 2, 3" "No Access to Harrison Avenue from Lots 1, 6, 9".
 7. Sidewalk on Express Lane shall extend north to Harrison Avenue.
 8. Sidewalk on Riverview Drive shall extend south across Lot 8.
 9. The location of the flood plain shall be shown correctly and in accordance with the FEMA maps.
 10. Lot 9 shall be labeled "Non-Buildable/Non-Fillable".
 11. What is "Lot-2" and "Lot-3" as shown along Express Lane?
 12. The lot size shall be labeled for each lot.

4. Wasco - Code and Regulation - Recommending the approval of the Final Plat of Washington Park #4.

5. Wasco - Code and Regulation - Recommending the approval of the pre-annexation agreement for water service at 3738 South Main Street.

6. Wasco - Code and Regulation - Recommending the approval of the vacation of the part of Chapman Road south of Brooke Road to the Rock River Water Reclamation District subject to the existing utility easement.

III. ORDINANCES LAID OVER SEPTEMBER 15, 2008

1. Wasco - Ordinance - Amending Chapter 16, Section 298, of the Code of Ordinances of the City of Rockford to add the following:

That there be a mandatory left turn lane in the western most curb lane on 9th Street from Charles Street to East State Street.

2. Wasco - Ordinance - Amending Chapter 16, Schedule Section 308, of the Code of Ordinances of the City of Rockford to add the following:

That this ordinance repeals the "No Parking 9:00-9:30 am and 3:00-4:00 pm" on the west side of West Street from Montague Street to Knowlton Street.

3. Wasco - Ordinance - Amending Chapter 16, Section 282, of the Code of Ordinances of the City of Rockford to add the following:

That there be fifteen (15) minute parking from 8:00 am to 5:00 pm Monday through Friday, on the west side of North Main Street from thirty (30) feet to one hundred sixty-five (165) feet south of Park Avenue, thus repealing the existing one (1) hour parking.

4. Wasco - Ordinance - Amending Chapter 16, Schedule 308, of the Code of Ordinances for the City of Rockford to add the following:

That this ordinance repeals the Bus Stop Zone on the west side of West Street from Montague Street to Lincoln Avenue.

That this ordinance repeals the Bus Stop Zone on the north side of Linden Avenue from West Street to Clifton Avenue.

- Motions and Resolutions
- New Business

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 - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Renewal of Special Use Permit #9045-06 for a Planned Residential Development for homes for the ages/independent living for residents over the age of sixty (60) for Parcel 1 and 2 in an R-1, Single-family Residential District and R-3, Multi-family Residential District at 69xx Hiatt Drive. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. Submittal of a detailed landscaping plan and illumination plan for staff's review and approval.
3. Submittal and approval of a tentative and final plat prior to issuance of a building permit.

Approval is based on the Findings of Fact.

2. Wasco – Ordinance - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Renewal of Special Use Permit #061-06 (Ordinance #2006-195-O) for a Planned Mixed-Use Development consisting of a long-term care hospital and parking in a C-1, Limited Office District at 1390 North Mulford Road. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. Submittal of a tentative and final plat for Staff review prior to the issuance of a building permit.

3. Submittal of a landscaping plan for Staff review and approval with the addition of a four (4) foot high beam that does not interfere with the preservation of the existing tree line along the north property line.
4. All lighting shall be facing downward, shall be directed away from residential, and shall not exceed twenty (20) feet in height. There will be no freestanding light poles north of the proposed building.
5. Only two (2) access drives shall be allowed for this site that included one from Guilford Road and the second from Mulford Road.
6. All uses restricted to those in the C-1, Limited Office Zoning District, except for the proposed long-term care hospital.
7. That a revised site plan be submitted that includes a 50' (fifty) foot minimum setback from the north property line to the edge of the curb as shown on the submitted site plan.

Approval is based on the Findings of Fact.

3. Wasco – Ordinance - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Modification of Special Use Permit #051-93 (Ordinance #1993-170-O) for a Precise Plan Development to allow two (2) additional outlots (Lots 5&6) for a fast food restaurant on Lot 5 and additional retail on Lot 6, to allow an increase in gross square footage from 110,000 square feet approved in July, 1993 to a maximum of 120,000 square feet to allow parking based on current code allowing for shared parking, and updating the perimeter landscape along Riverside Boulevard in an R-1, Single-family Residential District at 5825-5947 East Riverside Boulevard. Approval is subject to the following conditions:
 1. A full service fast food restaurant on Lot 6 shall be prohibited.
 2. Compliance with Special Use Permit #051-03 conditions of approval, specifically signage regulations.
 3. A civil site plan shall be submitted for Staff review and approval.
 4. Detailed elevations shall be submitted for Staff review and are subject to Staff approval.
 5. A detailed landscaping plan shall be submitted for Staff review and approval.
 6. An illumination (photometric) plan shall be submitted for Staff review and approval.
 7. The property shall develop in general conformance with the submitted plans.

Approval is based on the Findings of Fact.

4. Wasco - Ordinance - SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE the request for the sale of liquor by the drink in conjunction with a restaurant/bar within an indoor dining area and the sale of alcohol by the drink in an outdoor area in the name of Jeremy May Mattson Germano d/b/a Table 13 in a C-1, Limited Office Zoning District at 6957 Olde Creek Road, Suite 100. Approval is subject to the following conditions:
 1. The sale of alcoholic beverages shall be in conjunction with a restaurant.
 2. Compliance with the Liquor Ordinance.
 3. The hours of operation are limited to 7:00 am to 1:00 am.

4. The outdoor seating area on the west side shall not have any music and/or television playing after 10:00 pm and must be closed by 11:00 pm.
5. The restaurant is limited to 30% liquor sales as indicated on the liquor application.
6. The sale of liquor is limited to Suite 100 and adjacent patios; any future expansion will require a modification of the liquor license.

* same action taken before

- Adjournment

* * * * *

POSSIBLE ADDITIONAL ITEMS:

The following items appear on the City Council Standing Committee Agendas as noted. Items may receive a vote at committee and come before the first City Council meeting held after the committee meeting. Rule 11 can be suspended and final vote taken on said items at the City Council meeting (no rule suspension is necessary to take a vote on vouchers).

CODE AND REGULATION COMMITTEE

Monday, September 22, 2008, 5:00 p.m.

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

AGENDA

1. C & R 08-192 September Traffic Commission Minutes
2. C & R 08-188 Request from IDOT to purchase right-of-way at West State Street near Meridian Road
3. C & R 08-191 Request for a Groundwater Use Ord from Rockford/MK Investments, LLC-2439 South Main Street (LandTech)
4. C & R 08-167 Chapter24 Solicitors & Peddlers Ordinance
5. C & R 08-194 Closed Session for Purposes of Pending Litigation

FINANCE AND PERSONNEL COMMITTEE

Monday, September 22, 2008, 5:15 p.m.

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

AGENDA

1. Purchasing and Vouchers
 - A. Award of Bid: Central Garage Women’s Bathroom – Suspend rules
 - B. Award of Bid: Clinton Street Reconstruction – Suspend rules

- C. Award of Bid: Porter Road Watermain – Suspend rules
- D. Award of Bid: East State Street Sidewalk – Suspend rules
- E. Award of Bid: 10th Avenue, 12th Street, & Hill Street Reconstruction – Suspend rules
- F. Award of Bid: Parking Lot Attendant Vehicle
- G. Resolution to take Bids
- H. Change Order & Emergency P.O.: City Yards Demolition Project
- I. Vouchers
 - √ Training/Travel Expense for Human Services

PLANNING AND DEVELOPMENT COMMITTEE

Monday, September 22, 2008, 5:15 p.m.

CD Conference Room, City Hall 2nd floor

AGENDA

1. Memorandum from Richard M. May, Commercial Development Coordinator, regarding a Development Agreement with Duke Property and Management, LLC and MGB Realty LLC Housing Development, LLC Approving TIF Funding for the Rehabilitation of the Valencia Apartments, 500-518 Fisher Avenue.
2. Memorandum from Patrick M. Zuroske, Capital Program Manager, regarding a 2009-2013 Capital Improvement Program Request for Joint Committee.
3. Alderman Conness read a Memorandum from Ronald N. Schultz, City Attorney, regarding Family Dollar-South Main Street.

LEGISLATIVE LOBBYING COMMITTEE

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

AGENDA

No Agenda Provided.