

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
DECEMBER 28, 2009
COUNCIL CONVENED AT 6:06 P.M.**

1. The invocation was given by Chaplain Robert Jones, St. Luke Missionary Baptist Church/Police Chaplain and the Pledge of Allegiance was led by Assistant Nora Doyle, Legal Department.
2. Roll Call:

Mayor Lawrence J. Morrissey

Aldermen: Sosnowski, Curran, Mark, Wasco, Hervey, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely, Robertson -13-
Absent: Jacobson -1-
3. Alderman Mark moved to accept the Journal of Proceedings of December 21, 2009 seconded by Alderman Beach. MOTION PREVAILED (Ald. Jacobson absent).

PUBLIC PARTICIPATION

4. Bruce Roberts again urged Council members to hire more police officers and noted the anniversary of the shooting of Officer Randall Blank. He wished everyone a happy new year.

Alderman Jacobson entered the meeting at 6:09 pm.

5. Sherie Scott announced a new organization to the community, (BOCH) Bring Our Children Home, offering parenting and domestic violence classes, teen awareness and family business classes, located at 325 Market Street, #815/962-3264.

PETITIONS AND COMMUNICATIONS

6. Alderman Beach submitted a Memorandum from Patrick W. Hayes, Legal Director, regarding False Medical Alarms. Referred to Code and Regulation Committee.
7. Alderman Johnson submitted two (2) requests for service. Referred to Police Department and Public Works Department.
8. Alderman Johnson submitted an e-mail from Jane Murphy concerning the inadequate snow removal efforts in her cul-de-sac. Referred to Public Works Department.
9. Alderman Johnson submitted an e-mail from Mary Bergstrom concerning the lack of garbage collection on Carolina Avenue and throughout the 8th Ward. Referred to Public Works Department.

10. Alderman Hervey submitted two (2) requests for service. Referred to Community Development/Code Enforcement and Public Works Department.

NEW COMMITTEE REPORTS

11. Alderman Beach read a Code and Regulation Committee Report recommending the approval of the sale of vacant lots at 416 & 420 North Avon Street for a minimum bid of \$7,800.00, which includes advertising with preference to the adjoining property owner. The Legal Director shall prepare the appropriate ordinance. LAID OVER.
12. Alderman Beach read a Code and Regulation Committee Report recommending the approved of the agreement between the City of Rockford and Kentucky Data Link (KDL) to install fiber optic lines in the right-of-way. The Legal Director shall prepare the appropriate Ordinance. LAID OVER.

2009-545CR

13. Alderman Beach read a Code and Regulation Committee Report SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE the sale of beer and wine by the drink in conjunction with a sit-down restaurant in the name of **Can Lin d/b/a Mizu Sushi Thai Restaurant** in a C-2, Limited Commercial Zoning District at 3801 North Perryville Road, #110. Approval is subject to the following conditions:

1. Meet all applicable Building and Fire Codes.
2. Compliance with all City of Rockford Liquor Codes.
3. The hours of operation will be limited to 11:00 am to 2:30 pm and 4:30 pm to 10:00 pm Monday through Thursday.
4. The hours of operation will be limited to 11:00 am to 2:30 pm and 4:30 pm to 11:00 pm Friday through Saturday.
5. The house of operation will be limited to 12:00 pm to 9:00 pm on Sunday.
6. The sale of alcohol shall be limited to the interior site plan submitted.
7. There shall be no live entertainment.

The Legal Director is hereby instructed to prepare the necessary Ordinance.

Alderman Beach moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED. The Committee Report was placed on passage. MOTION PREVAILED (Ald. Beach voted no).

2009-546CR

14. Alderman Beach read a Code and Regulation Committee Report SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE the sale of alcohol by the drink in conjunction with a restaurant in the name of **Salvador Hernandez d/b/a Hacienda Real** in a C-3, General Commercial District at 1201 Sandy Hollow Road. Approval is subject to the following conditions:

1. Compliance with the Liquor Ordinance.
2. Hours of operation are limited as provided on the submitted Business Plan Exhibit F.
3. There shall be no live entertainment.

The Legal Director is hereby instructed to prepare the necessary Ordinance.

Alderman Beach moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED. The Committee Report was placed on passage. MOTION PREVAILED (Ald. Beach voted no).

2009-547CR

15. Alderman Beach read a Code and Regulation Committee Report SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE the sale of alcohol by the drink in conjunction with a Sports Bar and Grill in the name of **Daniel Callahan d/b/a JD Sports Bar & Grill**, in a C-2, Limited Commercial Zoning District at 908 W. Riverside Boulevard. Approval is subject to the following conditions:

1. Meeting all applicable Liquor, Building and Fire Codes.
2. Must be in accordance with the Business and Security plans.
3. That there shall be no cover charge to enter or dance floor/stage area over 150 square feet.
4. Hours of operation are limited as shown within Exhibit F.

The Legal Director is hereby instructed to prepare the necessary Ordinance.

Alderman Beach moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED. The Committee Report was placed on passage. MOTION PREVAILED (Ald. Beach voted no).

16. Alderman Wasco read a Finance and Personnel Committee Report recommending the award for Refrigerator Units with Delivery & Removal be made to the low bidder, Sears, of Crystal Lake, Illinois for their bid as shown on tabulation. The funding source is Human Services Operating Budget. LAID OVER.

2009-548CR

17. Alderman Wasco read a Finance and Personnel Committee Report recommending the reinstatement of the original contract with Rabine Paving at prices shown on the tabulation. The funding source is Street Division Operating Budget.

Alderman Wasco moved to suspend Rule 11, seconded by Alderman Timm. MOTION PREVAILED (Ald. McNeely voted no). The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -13-
Nays: McNeely -1-
Absent: -0-

2009-549CR

18. Alderman Wasco read a Finance and Personnel Committee Report recommending the Fire Department purchase Fire Extinguisher Training Equipment from Bullex Digital

Safety of which \$8,240.19 is paid from FEMA grant funds and \$2,060.04 will be paid from the Fire Department Operating Budget.

Alderman Wasco moved to suspend Rule 11, seconded by Alderman Timm. MOTION PREVAILED (Ald. McNeely voted no). The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely, Robertson -14-
Nays: -0-
Absent: -0-

2009-550CR

19. Alderman Wasco read a Finance and Personnel Committee Report recommending the Fire Department purchase a Sparky the Firedog costume and remote control fire truck used at special events. Funding will be; \$10,714 paid from FEMA grant funds and \$2,678.50 will be paid from the Fire Department Operating Budget.

Alderman Wasco moved to suspend Rule 11, seconded by Alderman Timm. MOTION PREVAILED (Ald. McNeely voted no). The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely, Robertson -14-
Nays: -0-
Absent: -0-

2009-551CR

20. Alderman Wasco read a Finance and Personnel Committee Report regarding Compensation of Outside Legal Counsel, begs leave to report recommending that the City Council approve payment to the law firm of Michael Best & Freidrich LLP in the amount of \$14,912.73.

Alderman Wasco moved to suspend Rule 11, seconded by Alderman Timm. MOTION PREVAILED (Ald. McNeely voted no). The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -13-
Nays: McNeely -1-
Absent: -0-

21. Alderman Wasco read a Finance and Personnel Committee Report recommending the approval of vouchers for the week of December 28, 2009 in the amount of \$2,688,128.19. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely, Robertson -14-
Nays: -0-

Absent: -0-

2009-552CR

22. Alderman Mark read a Legislative Lobbying Committee Report recommending approval of the McGuireWoods Consulting contract for extended service for the Lobbyist for \$7,500 a month for the months of January through March that would include State of Illinois, Federal and administrative matters ending March, 2010. Funding Source is the City Council Operating Budget.

Alderman Mark moved to suspend Rule 11, seconded by Alderman Hervey. MOTION PREVAILED (Ald. McNeely voted no). The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -13-
Nays: McNeely -1-
Absent: -0-

OFFICERS REPORTS

23. Mayor Morrissey submitted an appointment to the Airport Authority Board, Pastor Kenneth Copeland, to replace Gwyn Gulley, whose term expired in May 2007. Pastor Copeland's appointment is for a five-year term, which would expire May 2012. LAID OVER.
24. Mayor Morrissey advised a Financial Discussion Memorandum from Andres Sammul, Director of Finance, and two (2) Memorandums regarding the status of Fire and Police Pensions from Ted Dutkiewicz, Finance Department, have been distributed for review and discussion during the budget retreat on Saturday, January 9, 2010.
25. Mayor Morrissey commended the Public Work's employees for demonstrating their commitment to our community, working long hours and sacrificing time at home on snow removal operations. Their dedication and support contributed to this year's snow and ice operations budget being considerably less than last years. He also thanked the contractors for their tireless efforts and mentioned when the snow emergency declaration is in effect the odd/even parking ordinance shall be enforced and reminded everyone to check the City's website and news media for updated information.
26. Mayor Morrissey announced City Hall will be closed Friday, January 1, 2010 in observance of the New Year's Day holiday.
27. Mayor Morrissey lauded the Council for making tough budget decisions this year during a very challenging economy and commented with the passing of the State Capital Plan in 2009 he anticipates great progress in 2010.
28. Mayor Morrissey announced in March of 2010 he will give the State of the City Address, with an emphasis on the future of the Rockford Schools.

29. Mayor Morrissey reflected on the tragedy of the Barmore case, and affirmed the City's responsibility to complete an administrative review of the case and to work with the Department of Justice on bridging the gap in race relations.
30. Mayor Morrissey thanked Paul Callahan, ComEd, for his staff's continued efforts to restore power to the many citizen's during this snow and ice storm. He also thanked George Davis, Director of Human Service, and his staff for providing emergency shelter to the many people who lost power and reminded everyone that assistance is available in those types of emergencies.
31. Alderman Beach mentioned he will be speaking with Tim Hanson, Director of Public Works, concerning snow removal on the boulevards in the 10th Ward.
32. Alderman Beach advised the Salvation Army's Metro Youth Band, comprising of 53 members, 14 from the Rockford area, will be marching in the New Year's Day Rose Bowl Parade in Pasadena, California as well as performing at Disneyland, the Crystal Cathedral and a parade in San Diego.
33. Alderman Beach announced with pride and appreciation to his wife Sonya, 50 years of marriage.
34. Alderman Johnson announced an emergency road closure and referred to Tim Hanson, Director of Public Works, for additional information. He explained the problem has been fixed and the road has been re-opened.
35. Alderman Johnson thanked Alderman Thompson-Kelly for hosting the annual Aldermanic Holiday Party at her home last week.
36. Alderman McNeely wished everyone the very best in the coming new year.
37. Alderman McNeely expressed some concern with snow removal operations on side streets in her ward and requested Tim Hanson, Director of Public Works, address those issues.
38. Alderman McNeely announced the Rev. Jesse Jackson was in Rockford on Saturday to speak about the Grand Jury's decision on the Barmore case which was announced by State's Attorney Joe Bruscato last week. She advised she will be bringing forward a Resolution seeking council support for a federal investigation of this case.
- 38a. Alderman McNeely expressed concern and opposes reinstatement of the snow removal contract to Rabine.

UNFINISHED BUSINESS

2009-553CR

39. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending the bid for Painting Services from Ladd Companies be rejected and be

awarded to the next lowest bidder, Rockwell Group, of Freeport, Illinois at a rate of \$74.00 per hour. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Thompson-Kelly,
Johnson, Timm, Beach, Elyea, Beck, McNeely, Robertson -13-
Nays: Hervey -1-
Absent: -0-

2009-554CR

40. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending the award for Parking Ticket Hearing Code Officer be made to the sole proposer, Joseph Kosek, Attorney at Law, of Rockford, Illinois for his fixed fee of \$100.00/hour. The funding source is Finance Operating Budget. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly,
Johnson, Timm, Beach, Elyea, Beck, McNeely, Robertson -14-
Nays: -0-
Absent: -0-

2009-555CR

41. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending the award for Guardrail Installation & Repair Services be made to both bidders, Northern Contracting, of Sycamore, Illinois and GFS Fence, of Huntley, Illinois for their prices shown on tabulation. The funding source is Equipment Operating Budget. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly,
Johnson, Timm, Beach, Elyea, Beck, McNeely, Robertson -14-
Nays: -0-
Absent: -0-

2009-229-O

42. Alderman Wasco moved the adoption of an Ordinance authorizing the Mayor and Legal Director to execute and attest the attached collective bargaining agreement between the Rockford Public Library, City of Rockford and the American Federation of State, County, and Municipal Employees (AFSCME) Council 31, Local 3350, effective January 1, 2010 to December 31, 2010. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly,
Johnson, Timm, Beach, Elyea, Beck, Robertson -13-
Nays: McNeely -1-
Absent: -0-

2009-556CR

43. Alderman Beach moved the adoption of a Code and Regulation Committee Report recommending the vacation request for right-of-way of 10th Street from 18th Avenue to

20th Avenue to Rockford Drop Forge. The Legal Director shall prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely, Robertson -14-
Nays: -0-
Absent: -0-

2009-230-O

44. Alderman Beach moved the adoption of an Ordinance amending Article 63, of the Zoning Ordinances of the City of Rockford for a Special Use Permit for a church and church related services in a C-4, Urban Mixed-Use Zoning District at 526 7th Street. Approval is subject to the following conditions:

1. Must obtain a change of use building permit.
2. The use of the church is limited to the first floor.

Approval is based on the Findings of Fact. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely, Robertson -14-
Nays: -0-
Absent: -0-

2009-231-O

45. Alderman Beach moved the adoption of an Ordinance amending Article 64, of the Zoning Ordinance of the City of Rockford for a Variation to increase the maximum square footage for an accessory building from 720 square feet to 728 square feet; and a Variation to increase the maximum allowable height for an accessory building from 18 feet to 25 feet in an R-1, Single-Family Residential Zoning District at 1224 Camp Avenue. Approval is subject to the following conditions:

1. Must meet all applicable building and fire codes.
2. Submittal of Building permits for Staff review and approval.
1. Site and garage must develop in accordance with site plan building elevations on file.
2. Submittal of material (renderings) to be used for the garage for Staff's review and approval.
3. No living quarters allowed within the detached garage.

Approval is based on the Findings of Fact. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely, Robertson -14-
Nays: -0-
Absent: -0-

2009-232-O

46. Alderman Beach moved the adoption of an Ordinance amending Chapter 3, Section 3-55 of the Code of Ordinances of the City of Rockford 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:

Modification of the sale of liquor by the drink in conjunction with a sit-down restaurant with an outdoor seating area from beer and wine to a full liquor license in the name of **Rick White d/b/a Bandana's Bar-B-Q** located at 5404 East State 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. The hours of operation will be limited to 11:00 am to 9:00 pm Sunday through Thursday.
4. The hours of operation will be limited to 11:00 am to 10:00 pm Friday through Saturday.
5. The sale of alcohol shall be limited to the interior site and outdoor seating areas that were submitted in Exhibit D.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely, Robertson -14-
Nays: -0-
Absent: -0-

2009-233-O

47. Alderman Beach moved the adoption of an Ordinance approving the vacation of the Alley between 913 and 925 Cunningham Street to the adjacent property owners and closed inasmuch as the property is no longer required for public use and public interest. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely, Robertson -14-
Nays: -0-
Absent: -0-

2009-234-O

48. Alderman Beach moved the adoption of an Ordinance that the Mayor and Legal Director are hereby authorized to execute the Intergovernmental Agreement with Winnebago County regarding the Jurisdictional Transfer of Culvert under Alpine Road. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely, Robertson -14-
Nays: -0-

Absent: -0-

2009-235-O

49. Alderman Beach moved the adoption of an Ordinance amending Chapter 16, Section 280 of the Code of Ordinances of the City of Rockford to add the following:

"No Parking Anytime" on both sides of Spring Creek Road from Perryville Road to Bell School Road.

"No Parking Anytime" on both sides of Kilburn Avenue from Bruce Street to Whitman Street/School Street.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly,
Johnson, Timm, Beach, Elyea, Beck, McNeely, Robertson -14-
Nays: -0-
Absent: -0-

2009-236-O

50. Alderman Beach moved the adoption of an Ordinance amending Chapter 16, Schedule Section 292, of the Code of Ordinances of the City of Rockford to add the following:

That all traffic be required to Stop prior to entering the intersection of Spring Creek Road and Bell School Road.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly,
Johnson, Timm, Beach, Elyea, Beck, McNeely, Robertson -14-
Nays: -0-
Absent: -0-

2009-237-O

51. Alderman Beach moved the adoption of an Ordinance amending Chapter 16, Schedule Section 290, of the Code of Ordinances of the City of Rockford to add the following:

That Spring Creek Road from the Rock River to the City Limits is designated as a "Through Street."

MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly,
Johnson, Timm, Beach, Elyea, Beck, McNeely, Robertson -14-
Nays: -0-
Absent: -0-

2009-238-O

52. Alderman Beach moved the adoption of an Ordinance amending Chapter 16, Schedule Section 291, of the Code of Ordinances of the City of Rockford to add the following:

That traffic on 19th Street be required to Stop prior to entering the intersection of Reed Avenue.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely, Robertson -14-
Nays: -0-
Absent: -0-

2009-239-O

53. Alderman Beach moved the adoption of an Ordinance amending Chapter 16, Schedule Section 293, of the Code of Ordinances of the City of Rockford to add the following:

That traffic on 11th Avenue be required to Yield prior to entering the intersection of 19th Street.

That traffic on Bruner Street be required to Yield prior to entering the intersection of Burton Street.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely, Robertson -14-
Nays: -0-
Absent: -0-

2009-557CR

54. Alderman Sosnowski moved the adoption of a Planning and Development Committee Report recommending approval of the Amendment to the Agreement with Financial Management Systems (FMS). The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely, Robertson -14-
Nays: -0-
Absent: -0-

2009-558CR

55. Alderman Sosnowski moved the adoption of a Planning and Development Committee Report recommending approval of a Grant Agreement between the City and Kemra Hunt/Ms. Earma's BBQ and Southern Cuisine in the amount of \$14,200 from Community Development Block Grant (CDBG) funds to create 11 full-time equivalent jobs with a

minimum of 6 jobs being held by low-income residents. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely, Robertson -13-
Nays: -0-
Abstain: Hervey -1-
Absent: -0-

NEW BUSINESS

56. Alderman Sosnowski introduced and read an Ordinance approving the Second Amendment to Intergovernmental Agreement between Greater Rockford Airport Authority, a unit of local government of the State of Illinois and the City of Rockford (relating to Wanxiang America Corporation). LAID OVER.

2009-240-O

57. Alderman Sosnowski introduced and read an Ordinance approving the Amendment to the Agreement with Financial Management Services (FMS) and the City of Rockford.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely, Robertson -14-
Nays: -0-
Absent: -0-

Alderman Thompson-Kelly exited the meeting 7:05 pm.

58. Alderman Beach introduced and read an Ordinance amending Chapter 3, Section 3-55, of the Code of Ordinances of the City of Rockford upon all other 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 person:

Erica Sanchez d/b/a Mis Dos Patrias located at 811 Broadway for the sale of alcohol by the drink in conjunction with a restaurant. Approval is subject to the following conditions:

1. Must meet all applicable Building, Fire and Liquor Codes.
2. Improvements to site must be in accordance with the revised Exhibit D by July 2010, inclusive of the removal of asphalt area in right-of-way west of the building.
3. The sale of packaged liquor of beer and wine shall be limited to the hatched area shown on Exhibit E.

4. The sale of liquor shall be limited to Monday through Saturday, 8:00 am to 8:00 pm and on Sunday from 11:00 am to 8:00 pm as indicated within the revised Business Plan labeled Exhibit F.
5. The sale of rose tubes, airplane-sized bottles and any other product which can be easily converted into a "crack pipe" is prohibited.
6. Signs displayed in windows, whether temporary or permanent shall cover no more than 35% of the square footage of the window surface inclusive of advertisement of alcohol products.
7. Package beer shall not be sold on an individual basis but sold as a six (6), twelve (12), twenty-four (24) pack or greater.
8. Wine shall not be sold in containers less than 750 ml.
9. The parking area and perimeter of building shall remain free of garbage and debris.
10. The existing payphone in the parking lot shall be removed prior to issuance of a liquor license.

LAID OVER.

2009-241-O

59. Alderman Beach introduced and read an Ordinance amending Chapter 3, Section 3-55, of the Code of Ordinances of the City of Rockford upon all other 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 person:

Can Lin d/b/a Mizu Sushi Thai Restaurant located at 3801 North Perryville Road, #110 for the sale of beer and wine by the drink in conjunction with a sit-down restaurant. 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. The hours of operation will be limited to 11:00 am to 2:30 pm and 4:30 pm to 10:00 pm Monday through Thursday.
4. The hours of operation will be limited to 11:00 am to 2:30 pm and 4:30 pm to 11:00 pm Friday through Saturday.
5. The house of operation will be limited to 12:00 pm to 9:00 pm on Sunday.
6. The sale of alcohol shall be limited to the interior site plan submitted.
7. There shall be no live entertainment.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Elyea, Beck, McNeely, Robertson -12-
 Nays: Beach -1-
 Absent: Thompson-Kelly -1-

2009-242-O

60. Alderman Beach introduced and read an Ordinance amending Chapter 3, Section 3-55, of the Code of Ordinances of the City of Rockford upon all other 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 person:

Salvador Hernandez d/b/a Hacienda Real located at 1201 Sandy Hollow Road for the sale of alcohol by the drink in conjunction with a restaurant. Approval is subject to the following conditions:

1. Compliance with the Liquor Ordinance.
2. Hours of operation are limited as provided on the submitted Business Plan Exhibit F.
3. There shall be no live entertainment.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Elyea, Beck, McNeely, Robertson -12-
Nays: Beach -1-
Absent: Thompson-Kelly -1-

2009-243-O

61. Alderman Beach introduced and read an Ordinance amending Chapter 3, Section 3-55, of the Code of Ordinances of the City of Rockford upon all other 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 person:

Daniel Callahan d/b/a JD Sports Bar and Grill located at 908 West Riverside Blvd. for the sale of alcohol by the drink in conjunction with a Sports Bar and Grill. Approval is subject to the following conditions:

1. Meeting all applicable Liquor, Building and Fire Codes.
2. Must be in accordance with the Business and Security plans.
3. That there shall be no cover charge to enter or dance floor/stage area over 150 square feet.
4. Hours of operation are limited as shown within Exhibit F.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Elyea, Beck, McNeely, Robertson -12-
Nays: Beach -1-

Absent: Thompson-Kelly -1-

OFFICERS REPORTS

- 62. Mayor Morrissey announced Rock River Disposal as agreed to pickup tree limbs that are properly bundled during the same time Christmas tree pickup is scheduled.
- 82. Upon motion duly made and seconded, the meeting was adjourned at 7:08 p.m.

Respectfully submitted,

Diane Reed
City Council Clerk

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

CITY COUNCIL, CITY OF ROCKFORD, ILLINOIS
City Council Chambers, 2ND floor City Hall
425 E. State Street, Rockford
January 4, 2010
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

I. PUBLIC HEARING

1. 2010 Budget and Appropriation Ordinance

- 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)

II. NEW COMMITTEE REPORTS TO BE READ IN JANUARY 4, 2010

A. CODE AND REGULATIONS

1. Beach – Final Plat of Garden Estates
2. Beach – ZBA – 2341 17th Avenue.
3. Beach – ZBA – 758 North Second Street.
4. Beach – ZBA – 5xx-702 Cambridge

- Officers Reports
- Unfinished Business of previous meeting

UNFINISHED BUSINESS

III. COMMITTEE REPORTS LAID OVER DECEMBER 28, 2009

1. Beach - Code and Regulation - Recommending the approval of the sale of vacant lots at 416 & 420 North Avon Street for a minimum bid of \$7,800.00, which includes advertising

with preference to the adjoining property owner. The Legal Director shall prepare the appropriate ordinance.

2. Beach - Code and Regulation - Recommending the approved of the agreement between the City of Rockford and Kentucky Data Link (KDL) to install fiber optic lines in the right-of-way. The Legal Director shall prepare the appropriate Ordinance.
3. Wasco - Finance and Personnel - Recommending the award for Refrigerator Units with Delivery & Removal be made to the low bidder, Sears, of Crystal Lake, Illinois for their as shown on tabulation. The funding source is Human Services Operating Budget.

IV. ORDINANCES LAID OVER DECEMBER 28, 2009

1. Sosnowski – Ordinance - Approving the Second Amendment to Intergovernmental Agreement between Greater Rockford Airport Authority, a unit of local government of the State of Illinois and the City of Rockford (relating to Wanxiang America Corporation).
2. Beach - Ordinance - Amending Chapter 3, Section 3-55, of the Code of Ordinances of the City of Rockford upon all other 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 person:

Erica Sanchez d/b/a Mis Dos Patrias located at 811 Broadway for the sale of alcohol by the drink in conjunction with a restaurant.

V. MISCELLANEOUS

1. Mayor Morrissey - Appointment - Airport Authority Board - Pastor Kenneth Copeland, to replace Gwyn Gulley, whose term expired in May 2007. Pastor Copeland's appointment is for a five-year term, which would expire May 2012. (Pursuant to Rule 18 this appointment is up for passage on February 1, 2010.

- Motions and Resolutions

VI. 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. Beach – Ordinance - Recommending the vacation request for right-of-way of 10th Street from 18th Avenue to 20th Avenue to Rockford Drop Forge.

* same action taken before

- Adjournment

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POSSIBLE ADDITIONAL ITEMS:

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

CODE AND REGULATION COMMITTEE

Monday, January 4, 2010, 5:15 p.m.

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

AGENDA

1. C & R 09-192 Boundary Agreement with Machesney Park
2. C & R 09-204 Opting Out of Video Gambling Act
3. C & R 09-205 False Medical Alarms

FINANCE AND PERSONNEL COMMITTEE

Monday, January 4, 2010, 5:15 p.m.

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

AGENDA

1. Purchasing and Vouchers
 - A. Award of Bid: HVAC Services for Coronado Cooling Tower – Suspend rules
 - B. Award of Contract: Police Consulting Services
 - C. Award of Contract: Brokerage Services
 - D. Engineering Agreement: Water System Rehabilitation Project, Task Order #22 – Suspend rules
 - E. Change Order: Water System Rehabilitation Project, Group 1-NT – Info only
 - F. Change Order: Water System Rehabilitation Project, Group 1-NT – Info only
 - G. Resolution to take Bids
 - H. Vouchers
2. Extension of Intergovernmental Agreement for Animal Control Services

PLANNING AND DEVELOPMENT COMMITTEE

**Monday, January 4, 2010, 5:45 p.m.
CD Conference Room, City Hall 2nd floor
AGENDA**

1. Memorandum from Rob Lamb, Industrial Development Manager, regarding a Development Agreement to assist a Rockford Manufacturing Company expands its business through the acquisition of another manufacturer. (Referred 12/14/09CC#8)

LEGISLATIVE LOBBYING COMMITTEE

**Monday, _____ 2010, 4:00 p.m.
Conference Room A, City Hall 2nd floor (north room)
AGENDA**

No meeting scheduled.