

**CITY COUNCIL, CITY OF ROCKFORD  
JOURNAL OF PROCEEDINGS  
MARCH 30, 2009  
COUNCIL CONVENED AT 6:17 P.M.**

1. The invocation was given by Ron Montanye, St. Sebastian Orthodox Catholic Church/Police Chaplain and the Pledge of Allegiance was led by Council Page Mercedes Martinez.
2. Roll Call:  
Mayor Lawrence J. Morrissey  
Aldermen: Sosnowski, Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly,  
Johnson, Timm, Beach, Holt, Beck, McNeely, Conness -14-  
Absent: -0-
3. Alderman Mark moved to accept the Journal of Proceedings of March 23, 2009, seconded by Alderman Jacobson. MOTION PREVAILED.

**PUBLIC HEARING**

4. Mayor Morrissey called upon Alderman Wasco to conduct a public hearing. Alderman Wasco called the hearing to order at 6:19 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 2102 North Lyford Road. He asked for questions or comments from the Council members, and then from the public, and closed the public hearing at 6:19 pm.

The Meeting returned to the regular Order of Business at 6:19 pm.

**PETITIONS AND COMMUNICATIONS**

5. Alderman Timm submitted an e-mail from a constituent concerning traffic accidents at the intersection of Latham and Brown. Referred to Public Works Department/Traffic
6. Alderman Timm submitted a letter from Lori Chandler concerning her water bill. Referred to Finance Department.
7. Alderman Johnson submitted five (5) Requests for Service. Referred to Community Development/Code Enforcement, Finance Department, Police Department and the Public Works Department.
8. Alderman Johnson submitted a Request for Service concerning the intersection of Woodruff and 18<sup>th</sup> Avenue. Referred to the Public Works Department/Traffic.
9. Alderman Johnson submitted a Request from Danielle concerning property damage to her yard from a snowplow. Referred to the Public Works Department.

10. Alderman Conness submitted a Memorandum from Dwayne A. Collins, Grants Compliance Specialist II, regarding funding for the Regional Access Mobilization Project (RAMP). Referred to Planning and Development Committee.
11. Alderman Conness submitted a Memorandum from Dwayne A. Collins, Grants Compliance Specialist II, regarding Healthy Neighborhoods Program funding recommendation for the Literacy Council to provide English as a Second Language (ESL) instruction. Referred to Planning and Development Committee.
12. Alderman Mark submitted a letter from Nancy Beach requesting the sidewalks in the downtown area be swept and cleaned of debris. Referred to the Public Works Department.
13. Alderman Mark submitted a Request for Service for street/sidewalk marking near St. James School. Referred to the Public Works Department.
14. Alderman Mark submitted a request from Cindy Jo Lantz, Rockford Dance Company, in conjunction with Sleeping Beauty requesting barricades and police assistance for traffic and pedestrian control on April 3, 2009 at the Coronado Performing Arts Center. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Jacobson. MOTION PREVAILED.
15. Alderman Mark submitted a request from Tina Ripy, in conjunction with Churchill Grove Garage Sales, requesting permission barricades to close Sherman from Harlem to Camp for concessions on May 9, 2009 from 9:00 am – 5:00 pm. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Jacobson. MOTION PREVAILED.
16. Alderman Wasco submitted a Memorandum from Ronald Schultz, City Attorney, regarding the Right of Way Agreement for Fiber Optics with U.S. Signal. Referred to Code and Regulation Committee.
17. Alderman Wasco submitted a Memorandum from Mark Rose, Land Acquisition Officer, regarding the Well 5/5A Expansion, Sanitary Sewer Easement to Rock River Reclamation District. Referred to Code and Regulation Committee.
18. Alderman Curran submitted a Memorandum from Tim Holdeman, Water Superintendent regarding a Water System Rehabilitation Project Change Order #1, Group 2. The change is an increase in the contract amount of \$31,593.50. Funding for this project is from IEPA funding and \$25 million G.O. Limited Tax Debt Certificates. Placed on file.
19. Alderman Curran submitted a Memorandum from Patrick Zuroske, Capital Program Manager regarding Intergovernmental Agreement: Dawson Avenue Water Main. Referred to Finance and Personnel Committee.
20. Alderman Curran submitted a Memorandum from Patrick Zuroske, Capital Program Manager regarding an Intergovernmental Agreement: Colorado Avenue Reconstruction. Referred to Finance and Personnel Committee.

## NEW COMMITTEE REPORTS

21. Alderman Wasco read a Code and Regulation Committee Report recommending the approval of the Final Plat of Washington Park Plat #7. LAID OVER.

### **2009-117CR**

22. Alderman Wasco read a Code and Regulation Committee Report SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE the sale of liquor by the drink in conjunction with a nightclub with outdoor garden area in the names of **Michael Wright and Daniel Ford d/b/a The Office** in a C-4, Urban Mixed Use District at 511-513 East State Street. Approval is subject to the following conditions:

1. Compliance with the Liquor Ordinance.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance.

Alderman Wasco moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED. The Committee Report was placed on passage. MOTION PREVAILED.

23. Alderman Curran read a Finance and Personnel Committee Report recommending the award for City-Wide Residential Resurfacing 2009 be made to the low bidder, Rock Road Companies, of Janesville, Wisconsin for their total bid of \$1,316,227.17. The funding source is Sales Tax.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED.

After discussion, Alderman Holt made a motion to amend the committee report to read: "Award for City-Wide Residential Resurfacing 2009 be made to William Charles Construction for their bid of \$1,319,491.69", seconded by Alderman Jacobson.

Alderman Curran made a motion to lay the committee report over, seconded by Alderman McNeely. Alderman Holt called a point of order due to an amendment on the floor.

After further discussion, Alderman Holt withdrew his amendment, Alderman Jacobson withdrew his second to the amendment. Alderman Holt made a motion to lay the committee report over, seconded by Alderman Jacobson. LAID OVER.

24. Alderman Curran read a Finance and Personnel Committee Report recommending the award for Arterial Resurfacing 2009 be made to the low bidder, Rock Road Companies, of Janesville, Wisconsin for their total bid of \$550,422.05. The funding source is Sales Tax.

Alderman Curran moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED.

After discussion, Alderman McNeely made a motion to lay the committee report over, seconded by Alderman Mark. LAID OVER.

**2009-118CR**

25. Alderman Curran read a Finance and Personnel Committee Report recommending the awards for Electrical Services be made as follows:

Ron Carlson Electric	\$79.95/hr
Wilson Electric	\$85.00/hr
Loescher Electric	\$85.00/hr

The funding source is Property Fund.

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

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

**2009-119CR**

26. Alderman Curran read a Finance and Personnel Committee Report recommending the awards for Roofing Services be made as follows:

H.C. Anderson	\$75.35/hr
Freeport Roofing	\$82.00/hr
All American Roofing	\$80.00/hr

The funding source is Property Fund.

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

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

**2009-120CR**

27. Alderman Curran read a Finance and Personnel Committee Report recommending the awards for HVAC Services be made as follows:

GeoStar Mechanical	\$70.00/hr
LM Sheet Metal	\$79.00/hr
Miller Engineering	\$84.00/hr

The funding source is Property Fund.

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

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

**2009-121CR**

28. Alderman Curran read a Finance and Personnel Committee Report recommending the awards for Plumbing Services be made as follows:

Five Star Plumbing	\$62.00/hr
GeoStar Mechanical	\$65.00/hr
Ceroni Piping	\$75.00/hr

The funding source is Property Fund.

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

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

**2009-122CR**

29. Alderman Curran read a Finance and Personnel Committee Report recommending the awards for Carpentry Services be made as follows:

Professional Construction Services	\$69.00/hr
Contemporary Hammer	\$72.00/hr
Swanson Construction	\$74.00/hr

The funding source is Property Fund.

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

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

**2009-123CR**

- 30. Alderman Curran read a Finance and Personnel Committee Report recommending approval of an engineering agreement with Giles Engineering Associates, Inc. for geotechnical engineering associated with the Water System Rehabilitation Project in an amount not to exceed \$32,000. Funding for the project will come from Water Bonds.
- 31. Alderman Curran read a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of March 30, 2009 in the amount of \$1,412,083.85. MOTION PREVAILED by a Roll Call vote of:

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

- 32. Alderman Conness read a Planning and Development Committee Report recommending approval of the attached Redevelopment Agreement approving TIF Funding for the Renovation of a Storefront in Stewart Square, 115 South Main Street for the new Roly Poly Restaurant. LAID OVER.

**OFFICERS REPORTS**

- 33. Mayor Morrissey announced the passing of former Alderman David Johnson, recognized him for his dedication to the City for many years and offered thoughts and prayers to his family. A moment of silence was observed.
- 34. Mayor Morrissey congratulated the Rockford Park District celebrating their 100 year anniversary with a program last week featuring a fifty minute play reflecting on the past 100 years of the Park District's history.
- 35. Mayor Morrissey confirmed there is still a 38% decline in the chronic truancy rate although the numbers reported by the Rockford School District had discrepancies. He lauded the District for recognizing their need to improve accuracy and he thanked the council for their continued support to partner with the school district on the truancy intervention initiative.
- 36. Mayor Morrissey congratulated Alderman Victory Bell for his outstanding leadership and contributions to the City for the past thirty-eight (38) years as Alderman of the 5<sup>th</sup> Ward and was honored to present him with a Proclamation and a Key to the City at his retirement party at Pilgrim Baptist Church.
- 37. Mayor Morrissey thanked council members for their sincere efforts to reach a compromise to balance this year's budget and recommended continued discussion and monitoring of the budget through out the year in anticipation of another difficult budget year in 2010.

38. Alderman Bell offered words of condolences to the family of former Alderman David Johnson for his passing and recognized his accomplishments as an Alderman for the City.
39. Alderman Bell expressed sympathy and offered prayers to the family of former Mayor Charles Box for the passing of his brother, Robert Box.
40. Alderman Bell thanked Pastor Board and the congregation of Pilgrim Baptist Church for hosting a wonderful retirement party in his honor. He thanked Mayor Morrissey, the department heads and aldermen for attending the celebration and thanked the media for their coverage of the event.
41. Alderman Jacobson reminded Alderman Bell he is deserving of all the kind words spoken at his retirement party.
42. Alderman Jacobson remembered former Alderman David Johnson for his accomplishments as a City servant, his dedication to helping others and his love for fishing. He offered sympathy and prayers to his family.
43. Alderman Thompson-Kelly noted there will be several more events in Alderman Bell's honor this year.
44. Alderman Thompson-Kelly advised she spoke with former Mayor Charles Box today, and on his behalf, thanked everyone for their cards, calls and prayers.
45. Alderman Thompson-Kelly remembered former Alderman David Johnson for his fishing stories and trivial competitions. She wished his family the very best.
46. Alderman Beach commented on the wonderful retirement party he attended on Saturday in honor of Alderman Bell at Pilgrim Baptist Church and thanked him for his friendship, brotherhood and support over the past several years.
47. Alderman Beach mentioned he attended the visitation of former Alderman David Johnson today, expressed sympathy to his family and read the quote from the back of his program.
48. Alderman Beach announced he attended the opening of CVS Pharmacy at the intersection of East State Street and Alpine Road in the Miracle Mile and thanked Mayor Morrissey for attending and offering kind words and support of the TIF.
49. Alderman McNeely commented she too attended Alderman Victory Bell's retirement party on Saturday at Pilgrim Baptist Church and recognized him as the longest serving Alderman, thirty-eight (38) years, in the nation. She acknowledged his service to the City and the community and wished him well in his retirement.
50. Alderman McNeely remembered former Alderman David Johnson as an avid fisherman and devoted to his community. She offered her thoughts and prayers to his family.

51. Alderman Conness shared both personal and professional stories of former Alderman David Johnson and offered thoughts and prayers to his family.
52. Alderman Johnson remembered former Alderman David Johnson for his humor and fishing stories. She offered prayers to his family.
53. Alderman Johnson announced Aldermen Mark, Beck and herself participated in the new trivia program "Absolute Zero" which will air on Comcast Channel's 57 and 17.
54. Alderman Johnson reported she attended the "Rumble" at the Metro Centre Friday and Saturday night.
55. Alderman Wasco shared personal memories of former Alderman David Johnson as a very generous man devoted to helping handicapped individuals, an avid fisherman and instrumental in implementing boy's high school fishing competitions. He expressed sympathy and condolences to his family.
56. Alderman Wasco also attended Alderman Victory Bell's retirement party and recognized him for his outstanding leadership, wisdom and dedication to this City.
57. Alderman Mark mentioned the nice article and picture of Alderman Victory Bell on the front page of Sunday's *Rockford Register Star*.
58. Alderman Mark expressed sympathy to the family of former Alderman David Johnson and is thankful for and will cherish the desk organizer filled with miscellaneous items and Roloids Davey gave him when he left as Alderman.
59. Alderman Mark reported the River District held its annual meeting this past week announcing exciting news of residential developments and new restaurants downtown and the expansion of the Discovery Center.
60. Alderman Mark announced this Saturday at 2:00 pm and 7:00 pm he will be performing in his final performance with the Rockford Dance Company in Sleeping Beauty.
61. Alderman Mark challenged the Administration and Community Development Department to have discussion about sites in the downtown area for the "Dream Team Sports Complex" project .
62. Mayor Morrissey mentioned the passing of his Aunt Antonette Matranga. He offered his sympathy to his entire family.

### **UNFINISHED BUSINESS**

#### **2009-124CR**

63. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending that the 2009 budget be adopted as amended, all changes including the March 8, 2009 memorandum and that the Budget Officer be directed to prepare the necessary Appropriation Ordinance.

Alderman Curran moved to amend the committee report to incorporate the changes set forth in the March 29, 2009 memorandum from the Finance Director, seconded by Alderman Holt.

After discussion, Alderman Timm proposed an additional amendment to eliminate the \$225,000.00 out of the final budget deficit total (six (6) furlough days for non-represented employees) and take it from the general fund. Mayor Morrissey ruled amendment out of order.

Alderman Curran's amendment to 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, Beach, Holt, Beck, Conness -12-  
Nays: Timm, McNeely -2-  
Absent: -0-

Alderman Timm made an additional amendment to eliminate the \$225,000.00 out of the final budget deficit total (six (6) furlough days for non-represented employees) and take it from the general fund, seconded by Alderman Beck. MOTION PREVAILED by a Roll Call vote of:

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

After further discussion Alderman Beach moved to reconsider Alderman Timm's amendment, seconded by Alderman Conness. MOTION PREVAILED by a Roll Call vote of:

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

Alderman Timm's amendment to eliminate the \$225,000.00 out of the final budget deficit total (six (6) furlough days for non-represented employees) and take it from the general fund is placed back on the floor for vote: MOTION FAILED by a Roll Call vote of:

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

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

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

**2009-125CR**

64. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the approval of the ambulance rates in accordance with the memo from Finance Director Andres Sammul date March 8, 2009 and to incorporate this change into the License and Fee Schedule.

Alderman Curran moved to amend the committee report to incorporate the changes set forth in the March 29, 2009 memorandum from the Finance Director, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. McNeely voted no).

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

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

**2009-126CR**

65. Alderman Curran moved the adoption of a Finance and Personnel Committee Report recommending the 2009 License and Fee Schedule, with the ambulance fees as modified on March 30, 2009, as attached be approved and that the Legal Director shall prepare the appropriate ordinance.

Alderman Curran moved to amend the committee report to incorporate the changes set forth in the March 29, 2009 memorandum from the Finance Director, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. McNeely voted no).

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

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

66. Alderman Curran moved the adoption of an Appointment to the CAA Human Services Board, Ms. Kim Philbrook, to a three (3) year term, which would expire January 2012. MOTION PREVAILED.

**2009-127CR**

67. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending the approval of the Final Plat of Washington Park Plat #5. MOTION PREVAILED.

**2009-128CR**

68. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending the approval of the Final Plat of Washington Park Plat #6. MOTION PREVAILED.

**2009-129CR**

69. 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 a banquet facility/nightclub in a C-4, Urban Mixed-Use Zoning District at 301 South Main Street. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. Submittal of a detailed interior floor plan for Staff review and approval before a Certificate of Occupancy is issued.
3. The banquet facility/nightclub will be limited to the interior site plan submitted and labeled as Phase 1.
4. The hours of operation will be limited to 7:30 am to midnight Tuesday through Sunday.
5. There shall be no consumption or sale of alcohol unless a liquor license is approved.
6. That live entertainment or DJ shall only be allowed in conjunction with private events not open to the general public.
7. There shall be no ticket sales or cover charges.
8. Prior to the establishment of Phase II a Modification of Special Use Permit shall be approved by the City Council or a Liquor License shall be approved by City Council.
9. Should in the opinion of the Zoning Officer, additional security be required or warranted, it shall be provided by the operator.

Approval is based on the Findings of Fact hereto attached. The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED.

**2009-130CR**

70. Alderman Wasco moved the adoption of a Code and Regulation Committee Report recommending that the City of Rockford take NO ACTION on the alley/street vacation of Ethel Avenue/North Prospect Street. MOTION PREVAILED.

**2009-036-O**

71. Alderman Wasco moved the adoption of an Ordinance amending Article 64, and Article 63 of the Zoning Ordinance of the City of Rockford for a (a) Modification of Special Use Permit #202-76 for an expansion of used car sales and (b) Variation to reduce the perimeter landscape strip from ten (1) feet to seven (7) feet in a C-3, Commercial General District at 3326, 3328, 3336 Kishwaukee Street. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.

2. Obtain necessary permits for compliance of converting the two-family structure to an office.
3. Installation of perimeter landscaping strip along Kishwaukee Street must be completed prior to the right-of-way improvements being completed.

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

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

**2009-037-O**

72. Alderman Wasco moved the adoption of an Ordinance amending Sections 62-003 and 62-008 of the Zoning Ordinance of the City of Rockford for Use Table 20-1; 22-02-G; 51-008-B-9; 80-009-C; 92-009; 92-010.

MOTION PREVAILED by a Roll Call vote of:

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

**2009-038-O**

73. Alderman Wasco moved the adoption of an Ordinance approving the Annexation of property located at 2102 North Lyford Road. MOTION PREVAILED by a Roll Call vote of:

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

**2009-039-O**

74. Alderman Wasco moved the adoption of an Ordinance amending Article 62 of the Zoning Ordinance of the City of Rockford for a Zoning Map Amendment from County AG to City C-3, General Commercial District at 2102 North Lyford Road.

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

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

**2009-040-O**

75. Alderman Wasco moved the adoption of an Ordinance amending Article 63 of the Zoning Ordinance of the City of Rockford for a Special Use Permit for a fast food restaurant with a

drive-through in an I-1, Light Industrial Zoning District at 3416 South Alpine Road. Approval is subject to the following conditions:

1. Meeting all applicable Building and Fire Codes.
2. Submittal of a detailed site plan showing required parking and stacking spaces for Staff's review and approval.
3. Submittal of detailed landscape plan to include the type of species to be planted for Staff's review and approval.

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

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

**2009-041-O**

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

That traffic on Main Street be required to Stop prior to entering the intersection of West State Street.

MOTION PREVAILED by a Roll Call vote of:

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

**2009-042-O**

77. Alderman Wasco 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 the south side of Franklin Place from North Main Street to the Rock River

"No Parking Anytime" on the west side of Bancroft Court from Strathmoor Drive to the end, thus repealing the existing parking restriction on the east side of the street

"No Parking Anytime" on both sides of Gramercy Court from Gramercy Drive to the end

"No Parking Anytime" on the west side of Gramercy Drive from Strathmoor Drive to the end

MOTION PREVAILED by a Roll Call vote of:

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

**2009-043-O**

78. Alderman Wasco moved the adoption of an Ordinance amending Chapter 16, Schedule Section 294 of the Code of Ordinances of the City of Rockford to repeal the following:

That the "One-Way Street" designation on Grant Avenue from Whitman Street to Napoleon Street be repealed thus restoring the Two-Way traffic.

MOTION PREVAILED by a Roll Call vote of:

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

**MOTIONS AND RESOLUTIONS**

**2009-034R**

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

Bid: Water Information Bulletins, funding source: Water Division Operating Budget.  
MOTION PREVAILED.

**2009-035R**

80. Alderman Wasco, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution that the Mayor and Legal Director execute the Annexation Agreement by and between the City of Rockford, a municipal corporation and Pillar Lyford Road LLC, an Illinois limited liability for the property located at 2102 North Lyford Road.

MOTION PREVAILED by a Roll Call vote of:

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

81. Alderman Johnson moved the adoption of a Resolution that from this date, March 30, 2009 forward to the conclusion of the 2009 budget year we the members of the Rockford City Council require staffing on all fire engines, ladders, and quints be a minimum of four (4) fire fighters and we instruct the Legal Director to file the appropriate ordinance upon passage of this resolution.

Alderman Johnson placed the Resolution up for passage. Alderman Beck made a motion to lay the Resolution over. The Chair advised Rule 15 would need to be suspended to consider the Resolution.

Alderman Johnson moved to suspend Rule 15, seconded by Alderman Jacobson. MOTION PREVAILED by a Roll Call vote of:

Ayes: Mark, Wasco, Jacobson, Thompson-Kelly, Johnson, Timm, Beach,  
Holt, McNeely, Conness -10-  
Nays: Sosnowski, Curran, Bell, Beck -4--  
Absent: -0-

Alderman Beck made a motion to lay the Resolution over, seconded by Alderman Bell. Alderman Beck withdrew his motion to lay the Resolution over.

Alderman Bell made a motion to go into closed session to discuss the Resolution on the floor and Labor Negotiations, seconded by Alderman Beach. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Bell, Jacobson, Thompson-Kelly, Beach,  
McNeely -8-  
Nays: Sosnowski, Johnson, Timm, Holt, Beck, Conness -6--  
Absent: -0-

The meeting went into closed session at 8:32 pm.

The meeting returned to open session at 9:30 pm and found the following aldermen present:

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

Alderman Johnson made a motion to withdraw the Resolution.

McNeely exited the meeting during closed session at 9:20 pm.

**2009-036R**

82. Alderman Conness moved the adoption of a Resolution that the Winnebago County Zoning Committee modify the Winnebago County Proposed 2030 future land use map from industrial or proposed development to agricultural and/or open space per the attached exhibit, that best management practices for Conservation Design be incorporated into the development of property near the Kishwaukee River and that other growth areas surrounding the City are protected from developing on well and septic.

Staff is directed to reflect these changes in a formal amendment to the City's 2020 Plan under statutory procedures, including a public hearing.

It is Rockford's objective to promote sustainable development and to preserve and protect the quality of the Kishwaukee River for the economic and environmental sustainability of the community and the health and welfare of future generations. MOTION PREVAILED.

## NEW BUSINESS

### 2009-044-O

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

1. **Michael Wright and Daniel Ford** d/b/a The Office at 511-513 East State Street. Approval is subject to the following conditions:
  - a. Compliance with the Liquor Ordinance.

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

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

### 2009-045-O

84. Alderman Curran read an Ordinance requesting approval of the ordinance making appropriation for the City of Rockford, A Municipal Corporation, to finance those functions pertaining to its Government and affairs including but not limited to the General Fund, Information Technology Fund, 911 Communications Fund, Motor Fuel Tax Fund, Capital Projects Fund, Parking System Fund, Sanitation Fund, Building Maintenance Fund, Equipment Maintenance Fund, Central Stores Fund, Water Fund, Community Development Block Grant Fund, Redevelopment Fund, Tourism Promotion Fund, East Side Tax Increment Financing District Fund, East River Tax Increment Financing District, West Side #1 Tax Increment Financing District Fund, Seventh Street Tax Increment Financing District Fund, South Rockford Tax Increment Financing District Fund, Lincolnwood Tax Increment Financing District Fund, Springfield Corners Tax Increment Financing District Fund, North Main Tax Increment Financing District Fund, Global Trade Park Tax Increment Financing District Fund, Global Trade Park #2 Tax Increment Financing District Fund, Lincolnwood #2 Tax Increment Financing District Fund, River Oaks Tax Increment Financing District Fund, Garrison Tax Increment Financing District Fund, Hope VI Tax Increment Financing District Fund, Kishwaukee/Harrison Tax Increment Financing District Fund, State and Alpine Tax Increment Financing District Fund, Main and Auburn Tax Increment Financing District Fund, Main and Whitman Tax Increment Financing District Fund, Jackson School Tax Increment Financing District Fund, West Side #2 Tax Increment Financing District Fund,

State and Kilburn Tax Increment Financing District Fund, State and Central Tax Increment Financing District Fund, Preston and Central Tax Increment Financing District Fund, Assisted Living Tax Increment Financing District Fund, Tuberculosis Sanitarium Fund, Public Library Fund, Human Services Fund, Police Pension Fund, Fire Pension Fund, Illinois Municipal Retirement Fund, Health Insurance Fund, Unemployment Insurance Fund, Worker's Compensation Fund, Auditing Fund, Debt Service Fund, OTB Special Projects Fund, RMAP Fund, and Risk Management Fund for the year 2009. MOTION PREVAILED by a Roll Call vote of:

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

**2009-046-O**

85. Alderman Curran read an Ordinance authorizing the Mayor and Legal Director to execute the attached 2009 License and Fee Schedule. MOTION PREVAILED by a Roll Call vote of:

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

86. Alderman Conness introduced and read an Ordinance recommending removal of certain parcels of real estate from the Eastside Tax Increment Financing Redevelopment Project Area within the City of Rockford, Winnebago County, Illinois. LAID OVER.

87. Upon motion duly made and seconded, the meeting was adjourned at 9:49 p.m.

Respectfully submitted,

Diane Reed  
City Council Clerk

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

**CITY COUNCIL, CITY OF ROCKFORD, ILLINOIS**  
**City Council Chambers, 2<sup>ND</sup> floor City Hall**  
**425 E. State Street, Rockford**  
**April 6, 2009**  
**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. Creation of the East River Redevelopment Project Area

- 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 APRIL 6, 2009**

**A. CODE AND REGULATIONS**

1. Wasco – Final Plat of Winnebago County Justice Center.
2. Wasco – ZBA – 1200 Auburn Street and 1439 North Main Street
3. Wasco – ZBA – 588 Simpson Road
4. Wasco – ZBA – 1001 2<sup>nd</sup> Avenue
5. Wasco – ZBA – 4873–4875 Manhattan Drive
6. Wasco – Traffic – “No Parking Anytime” on both side of Calgary Court from Florida Drive to fifty (50) feet south of Florida Drive.
7. Wasco – Traffic – “Handicapped Parking” on the west side of North Church Street from forty (40) feet to one hundred (100) feet north of Elm Street, thus repealing the existing “30 Minute” parking restriction.

8. Wasco – Traffic – “Handicapped Parking” on the east side of Latham Street from sixty (60) feet to eighty-five (85) feet north of Auburn Street.
  9. Wasco – Traffic – No Action Committee Report
  10. Wasco – Proposed Groundwater Ordinance for ACME, 15<sup>th</sup> Street at 20<sup>th</sup> Avenue.
  11. Wasco – Vacation depicted on the Final Plat of Winnebago County Justice Center.
  12. Wasco – First Addendum to Intergovernmental Agreement with Winnebago County on Justice Center Real Estate Issues.
  13. Wasco – Sale of City-owned vacant lot at 2623 Mulberry Street
  14. Wasco – Sale of City-owned vacant lot at 1209 South Court Street
- Officers Reports
  - Unfinished Business of previous meeting

### **UNFINISHED BUSINESS**

#### **III. COMMITTEE REPORTS LAID OVER MARCH 30, 2009**

1. Curran - Finance and Personnel - Recommending the award for City-Wide Residential Resurfacing 2009 be made to the low bidder, Rock Road Companies, of Janesville, Wisconsin for their total bid of \$1,316,227.17. The funding source is Sales Tax.
2. Curran - Finance and Personnel - Recommending the award for Arterial Resurfacing 2009 be made to the low bidder, Rock Road Companies, of Janesville, Wisconsin for their total bid of \$550,422.05. The funding source is Sales Tax.
3. Wasco - Code and Regulation - Recommending the approval of the Final Plat of Washington Park Plat #7.
4. Conness- Planning and Development - Recommending approval of the attached Redevelopment Agreement approving TIF Funding for the Renovation of a Storefront in Stewart Square, 115 South Main Street for the new Roly Poly Restaurant.

#### **IV. ORDINANCES LAID OVER MARCH 30, 2009**

1. Conness - Ordinance - Recommending removal of certain parcels of real estate from the Eastside Tax Increment Financing Redevelopment Project Area within the City of Rockford, Winnebago County, Illinois.
- Motions and Resolutions

- #### **V. 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 – For a Special Use Permit for a banquet facility/nightclub in a C-4, Urban Mixed-Use Zoning District at 301 South Main Street.
- \* 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, April 6, 2009, 5:00 p.m.**

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

**AGENDA**

1. C & R 09-46 Magnolia Festival
2. C & R 09-44 Weed Regulations & Trailer Regulations
3. C & R 09-51 Right-of-Way Agreement for Fiber Optics w/ U.S. Signal
4. C & R 09-52 Well 5/5A Expansion Sanitary Sewer Easement to Rock River Water Reclamation District

**FINANCE AND PERSONNEL COMMITTEE**

**Monday, April 6, 2009, 5:15 p.m.**

**City Council Chambers, City Hall 2<sup>nd</sup> floor**

**AGENDA**

1. Purchasing and Vouchers
  - A. Award of Bid: Dexter/Welworth Reconstruction – Suspend rules
  - B. Award of Bid: Russell/Taylor Reconstruction – Suspend rules
  - C. Award of Bid: City-Wide Spring Cracksealing 2009 – Suspend rules
  - D. Award of Bid: Auburn Street Resurfacing – Suspend rules
  - E. Award of Bid: Alley Reconstruction Phase 2 2007 – Suspend rules

- F. Award of Bid: Ridge/Whitman Reconstruction – Suspend rules
  - G. Award of Bid: Water Treatment Improvements – Group 3 – Suspend rules
  - H. Award of Engineering Agreement: Water System Rehabilitation Project – Task Order #20 – Suspend rules
  - I. Change Order: Ogilby Road
  - J. Change Order: City-Wide Sidewalk, Curb & Gutter, and ADA
  - K. Resolution to take Bids
  - L. Vouchers
2. Intergovernmental Agreement: Dawson Avenue Water Main – Suspend rules
  3. Intergovernmental Agreement: Colorado Avenue Reconstruction – Suspend rules

**PLANNING AND DEVELOPMENT COMMITTEE**

**Monday, April 6, 2009, 5:15 p.m.  
CD Conference Room, City Hall 2<sup>nd</sup> floor  
AGENDA**

Public Hearing at 5:00 Council Chambers; Re: Creation of the East River Redevelopment Project Area. Planning and Development Committee meeting to follow in CD Conference Room.

1. Memorandum from Dwayne A. Collins, Grants Compliance Specialist II, regarding funding for the Regional Access Mobilization Project (RAMP).
2. Memorandum from Dwayne A. Collins, Grants Compliance Specialist II, regarding Healthy Neighborhoods Program funding recommendation for the Literacy Council to provide English as a Second Language (ESL) instruction.

**LEGISLATIVE LOBBYING COMMITTEE**

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

No Meeting Scheduled.