

**CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
SEPTEMBER 14, 2009
COUNCIL CONVENED AT 6:10 P.M.**

1. The invocation was given by Pastor Anthony Wilson of Greater Faith Ministries/Police Chaplain and the Pledge of Allegiance was led by City Council Clerk Yesenia Centeno.

2. Roll Call:

Mayor Lawrence J. Morrissey

Aldermen: Sosnowski, Curran, Mark, Wasco, Jacobson, Thompson-Kelly, Johnson, Beach, Elyea, Beck, McNeely, Robertson -12-

Absent: Hervey, Timm -2-

3. Alderman Mark moved to accept the Journal of Proceedings of September 8, 2009, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Hervey, Timm absent).

UNFINISHED BUSINESS

4. Alderman Wasco moved to allow Mr. Kevin McCanna, Speer Financial, be permitted to address the City Council regarding the \$8,065,000 Taxable General Obligation Refunding Bonds (Sales Taxes Alternate Revenue Source), Series 2009C Bond Sale, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Hervey, Timm absent).

Mr. McCanna reported that bids were received covering \$8,065,000 Taxable General Obligation Refunding Bonds (Sales Taxes Alternate Revenue Source), Series 2009C. There were two bids received. He recommended accepting the bid that was received from PNC Capital Markets, Philadelphia, Pennsylvania at a net interest rate of 5.592269%.

2009-160-O

5. Alderman Wasco moved the adoption of an Ordinance confirming sale of an aggregate principal amount of \$8,065,000 Taxable General Obligation Refunding Bonds (Sales Taxes Alternate Revenue Source), Series 2009C.

Alderman Wasco moved to amend the Ordinance as follows:

"The bid tabulation for the bonds shall be inserted as Exhibit A and, the Successful Official Bond Bid Forms showing: PNC Capital Markets, as purchaser of the Bonds, Series 2009C shall be inserted as Exhibit B."

Said motion to amend was seconded by Alderman Jacobson. MOTION PREVAILED (Ald. McNeely voted no; Ald. Mark abstained; Ald. Hervey, Timm absent). The Ordinance, as amended, was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Wasco, Jacobson, Thompson-Kelly, Johnson, Beach, Elyea, Beck, Robertson -10-

Nays: McNeely -1-

Abstain: Mark -1-
Absent: Hervey, Timm -2-

2009-161-O

6. Alderman Wasco moved the adoption of an Ordinance authorizing and providing for the issue of \$8,065,000 Taxable General Obligation Refunding Bonds (Sales Taxes Alternate Revenue Source), Series 2009C of the City of Rockford, Winnebago County, IL, for the purpose of refunding certain previously issued and outstanding general obligation bonds of the City, prescribing the details of said bonds, providing for the imposition of taxes to pay the same, and for the collection, segregation and application of certain sales tax receipts to pay said bonds, and further providing for the execution of an escrow agreement in connection with such issuance.

Alderman Wasco moved to amend the Ordinance as follows:

“to add the appropriate interest rates, the amount of the tax levy and other necessary and relevant information to the successful bid per the ordinance submitted by Bond Counsel.”

Said motion to amend was seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Mark abstained, Ald. Hervey, Timm absent). The Ordinance, as amended, was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Wasco, Jacobson, Thompson-Kelly, Johnson,
Beach, Elyea, Beck, Robertson –10-
Nays: McNeely -1-
Abstain: Mark -1-
Absent: Hervey, Timm -2-

PUBLIC PARTICIPATION

7. Anthony S. Foreman distributed information for the aldermen and commented on being discriminated against in Rockford and the negative impact of closing Lewis Lemon.
8. Jim Buckingham Sr. commented on public safety issues.
9. John Weaver commented on Community Unity and urged attendance of the Coronado/Haskell Neighborhood Association Community Unity March, September 16, 2009, at Stepping Stones, 701 N. Main St. (meet in rear lot), start time 5:00 p.m.

PETITIONS AND COMMUNICATIONS

10. Alderman Wasco submitted a Memorandum from Andres Sammul, Finance Director regarding Sanitation User Fee Increase. Referred to Finance and Personnel Committee.
11. Alderman Wasco submitted a Memorandum from Andres Sammul, Finance Director regarding Water Rate Increase. Referred to Finance and Personnel Committee.

12. Alderman Curran submitted a request from Randall Hargate, Neighborhood Event – Crossroads Christian Fellowship, 625 Adams, October 3, 2009, approval of the use for outdoor banners and a temporary stage for the event. Alderman Curran moved to grant the Prayer of the Petitioner, seconded by Alderman Mark. MOTION PREVAILED (Ald. Hervey, Timm absent).
13. Alderman Sosnowski submitted a request from Frank Horvat, in conjunction with Fall Soccer Practice at Shiloh Evangelical Free Church, end of September to November 4th, four nights per week, approval for use an outdoor Mobile Lighting System for soccer practice. Alderman Sosnowski moved to grant the Prayer of the Petitioner, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Hervey, Timm absent).
14. Alderman Sosnowski read a Memorandum from Jennifer Jaeger, Community Services Director and Nancy McDonald, Homeless Coordinator, regarding a funding recommendation for awards of the Federal Homeless Prevention and Rapid Re-housing Program (HPRP). Referred to Planning and Development Committee.
15. Alderman Sosnowski read a Memorandum from Richard M. May, Commercial Development Coordinator, regarding Community Development Block Grant (CDBG) Funding for utility relocation work behind Crusader Clinic's 1100 Broadway building. Referred to Planning and Development Committee.
16. Alderman Sosnowski read a Memorandum from Wayne Dust, Planning Administrator, regarding USEPA Brownfield Grants and Programs: Competitive Grant Process. Referred to Planning and Development Committee.
17. Alderman Beach submitted a request from Jennifer Hall, Miracle Mile Rockford, 9th Annual Rock & Bowl Classic Car Show, 4007 East State Street, October 10, Rain Date October 11, Banner October 3 thru October 10, 2009, approval of free standign banner and use of tents on site (City Support: Inspection of tents). Alderman Beach moved to grant the Prayer of the Petitioner, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Hervey, Timm absent).
18. Alderman Beach submitted a Subdivision Recommendation from Jessica Roberts, Planner for the City of Rockford regarding Tentative Plat of Renaissance Corners. Referred to Code and Regulation Committee.
19. Alderman Beach submitted a memo from Julia Scott Valdez, Assistant City Administrator, regarding Amendment to Article XII: Parade, Public Assembly, Athletic Event, Special Event Permits. Referred to Code and Regulation Committee.
20. Alderman Beach submitted a memo from Ronald N. Schultz, City Attorney, regarding Annexation 3533 20th Street. Referred to Code and Regulation Committee.
21. Alderman Beach submitted a memo from Kevin Ciabatti regarding Visitability Waiver Request. Referred to Code and Regulation Committee.

22. Alderman Elyea submitted a request from Donald Stevens, Railroad Taps Koats for Kids, 902 9th Street, September 19, 2009, 10:00 a.m. to 2:00 p.m., permission for event, request for a Class S liquor license. Alderman Elyea moved to grant the Prayer of the Petitioner, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Hervey, Timm absent).
23. Alderman Johnson submitted two Requests for Service. Referred to Traffic Commission and Community Development/Code Enforcement.
24. Alderman Mark submitted a request from Christopher Graceffa, Baird Head of the Rock River Regatta Banner, 993 North Main Street, September 24, 2009 to October 12, 2009, permission for temporary, 360 square feet, freestanding banner. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Hervey, Timm absent).
25. Alderman Mark submitted a request from Julia Valdez, Dedication of Abraham Lincoln Courthouse "Square, Northwest Corner of South Church and Elm Streets, permission to close Church Street between State and Chestnut and to close Elm Street between Main and Court streets between 10:00 a.m. and 4:00 p.m. on Sunday, September 27, 2009. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Hervey, Timm absent).
26. Alderman McNeely submitted information regarding Express Scripts. Referred to Legal and Human Resources Departments.

NEW COMMITTEE REPORTS

27. Alderman Beach read a Code and Regulation Committee Report recommending that a settlement of audit findings of underpayment of franchise fees by Comcast and previous franchisees requiring payment to the City of \$440,000.00 be approved, provided that Comcast add no more than 35 cents per month to subscriber's bills to collect the settlement amount under FCC rules. LAID OVER.

2009-388CR

28. Alderman Beach read a Code and Regulation Committee Report recommending approval of Final Plat #2 of Garrison School Subdivision, located within the block of Court Street, Salem Street, John Street and Church Street.

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

| | |
|---------|--|
| Ayes: | Sosnowski, Curran, Mark, Wasco, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, McNeely, Robertson -12- |
| Nays: | -0- |
| Absent: | Hervey, Timm -2- |

2009-389CR

29. Alderman Wasco read a Finance and Personnel Committee Report recommending the Engineering Agreement: Kishwaukee St./US 20 Bypass Interchange Feasibility Study be made to HNTB for a total not to exceed cost of \$110,281.46 for a feasibility study. The funding for this project will come from Sales Tax funds.

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

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Thompson-Kelly,
Johnson, Timm, Beach, Elyea, Beck, Robertson -11-
Nays: McNeely -1-
Absent: Hervey, Timm -2-

30. Alderman Wasco read a Finance and Personnel Committee Report recommending the approval of vouchers for the week of September 14, 2009 in the amount of \$3,613,998.39. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Thompson-Kelly,
Johnson, Beach, Elyea, Beck, McNeely, Robertson -12-
Nays: -0-
Absent: Hervey, Timm -2-

31. Alderman Sosnowski read a Planning and Development Committee Report recommending approval of the submission of the City of Rockford's HUD Section 108 Loan Application to the U.S. Department of Housing & Urban Development for the Brewhouse project, 200 Prairie Street. LAID OVER.

OFFICERS REPORTS

32. Mayor Morrissey presented a Proclamation proclaiming Monday, September 21, 2009 to be "International Day of Peace" in Rockford, and urged all citizens to use this day as an opportunity to make peace a reality in our homes, our communities and between all nations.
33. Mayor Morrissey presented a Proclamation proclaiming the week of September 14 to be "Direct Support Professionals Week" in Rockford, and urged all citizens to seek information from those organizations with expertise in matters concerning developmental disabilities.
34. Mayor Morrissey presented a Proclamation proclaiming the days of September 17th through September 23, 2009 to be "Constitution Week" in Rockford, and urged all citizens to reflect on the privilege of being an American with all the rights and responsibilities which that privilege involves.
35. Mayor Morrissey presented a Proclamation proclaiming the days of September 15th through October 15th, 2009 to be "Hispanic Heritage Month" in Rockford, and urged all

citizens to join in acknowledging the presence and unique contribution of the Hispanic Heritage to our community.

36. Mayor Morrissey noted a memo by Vicki Manson, Development Programs Manager, regarding the demolition process, was distributed to the aldermen.
37. Mayor Morrissey noted a flyer regarding a workshop "Let's Do Business ... Opening Doors to Government Contracts" at EIGERlab, 605 Fulton Ave., Rockford, Tuesday, September 29, 7:30 a.m. to 3:30 p.m., cost: \$20.00 (includes breakfast & lunch), register on-line at <http://ilsbdc.ecenterdirect.com>. (note: only 60 spaces available).
- 38.a. Mayor Morrissey submitted the appointment of Scott Sanders to serve on the Historical Preservation Commission. His term will expire in June of 2012. LAID OVER.
- 38.b. Mayor Morrissey submitted the appointment of Janna Bailey to serve on the Historical Preservation Commission. Her term will expire in April of 2012. LAID OVER.
39. Mayor Morrissey announced he will be traveling with delegations to China and called attention to a Memorandum designating the City Administrator, James R. Ryan to sign all ordinances, resolutions, contracts and applications that require the Mayor's signature during his absence from the City from September 19, 2009 through October 5, 2009. Placed on File.
40. Mayor Morrissey offered condolences to Denny Johnson and his family in the sudden death of Mary E. Johnson the evening of September 8th. Mary Johnson worked in the Finance Department/Accounts Receivable as an Account Clerk and just celebrated her 15 year anniversary in July, 2009.
41. Mayor Morrissey announced the passing of former Alderman Christie Cacciapaglia, recognized her for her dedication to the City for many years and offered thoughts and prayers to her family.
42. Alderman Jacobson spoke fondly about Christie Cacciapaglia, as a former 18 year alderman, personal friend and true public servant devoted to this community. He extended his sympathy to Christie's family.
43. Alderman Jacobson noted the Illinois Licensed Beverage Association is holding its annual convention at the Clock Tower this week.
44. Alderman Jacobson requested a moment of silence in observance of the passing of former Alderman Christie Cacciapaglia.
45. Alderman Johnson remembered former Alderman Christie Cacciapaglia for her accomplishments as a City servant, her dedication to helping others and her friendship. She offered sympathy and prayers to her family.

46. Alderman Beach offered words of condolences to the family of former Alderman Christie Cacciapaglia for her passing and recognized her accomplishments as an Alderman for the City.
47. Alderman Curran conveyed his respect and sympathy to the family of Christie Cacciapaglia.
48. Alderman McNeely stated it was a privilege to serve with former Alderman Christie Cacciapaglia and she offered her thoughts and prayers to her family.
49. Alderman McNeely also noted Senator Kennedy's passing, and was pleased Rev. Jesse Jackson spoke at City Council last week. She also noted the important influence Rev. Jackson and the NAACP president, Ben Jealous, can be for the City of Rockford.
50. Alderman McNeely reminded her constituents the monthly ward meeting will be held on Thursday, September 17, at Ellis School beginning at 6:00 p.m.

UNFINISHED BUSINESS

2009-390CR

51. Alderman Beach 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 pick-up window; and APPROVE the Variation to reduce the required stacking spaces from eight (8) stacking spaces to three (3) stacking spaces in a C-2, Limited Commercial Zoning District at 3001-3061 North Perryville Road. Approval is subject to the following conditions:
 1. Meeting all applicable building and fire codes
 2. The pick-up window is limited to the space shown on revised Exhibit D
 3. If the use of a carryout pizza restaurant is discontinued, the new proposal must be evaluated prior to establishing the new use and may require modification of the Special Use Permit

MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Thompson-Kelly,
Johnson, Beach, Elyea, Beck, McNeely, Robertson -12-
Nays: -0-
Absent: Hervey, Timm -2-

2009-391CR

52. Alderman Beach read a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that the City of Rockford APPROVE the Annexation and Zoning Map Amendment from County AG and R-1, Single-Family Zoning District to C-2, Limited Commercial Zoning District at 1502-1516 Lyford Road. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Thompson-Kelly,
Johnson, Beach, Elyea, Beck, McNeely, Robertson –12-
Nays: -0-
Absent: Hervey, Timm -2-

2009-392CR

53. Alderman Beach moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that the City of Rockford APPROVE the Zoning Text Amendments for 21-002 Allowed Uses; 50-001 Applicability, 50-003 Off-Street Parking Ratios; 063-014 Modification of Special Use Permit; Article 91 General Terms; and Article 92 Measurements as submitted and described below:

21-002 Allowed Uses:

Table 21-1 Use Classification Table: Add “drop box” in Table 21-1 as prohibited use in C-1 and C-2 and Special Use in C-3, district

Table 21-1 Use Classification Table: Table 21-1 Change “intertrack waging facility” from “S” to “P” in a C-2.

50-001 Applicability

50-001-A: add “parking lot permit” as follows. . . a zoning certification and “parking lot permit (driveway permit for one and two family structures)” is required for any construction or reconstruction of parking facilities. . .

50-003 Off-Street Parking Ratios

50-003-F Off-Street Parking Schedule: All Zoning Districts: Under Section 50-003-F Parking Group A, R-2, include “At least one of the required parking spaces for a single-family home must be located within a fully enclosed garage.”

063-014 Modification of Special Use Permit

63-014 G: Delete. . . committee and, not more than 60 days thereafter (unless otherwise agreed upon by the applicant), the City Council shall approve, reverse, or modify. . .

Article 91 General Terms

Add definition of drop box in Article 91, General Terms as follows: “drop box-anything constructed, erected or installed including accessory structures, fenced areas or collection bins used for the purpose of collecting clothes and other donated items for the public”

Article 92 Measurements

92-009 Features allowed to Encroach in Required Residential Setbacks

Add: accessory buildings used for domestic storage (e.g., sheds and tool rooms) as permitted in side yard.

MOTION PREVAILED . by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Thompson-Kelly,
Johnson, Beach, Elyea, Beck, McNeely, Robertson -12-
Nays: -0-
Absent: Hervey, Timm -2-

2009-393CR

54. Alderman Beach moved the adoption of a Code and Regulation Committee Report recommending that the annexation of 1502-1516 North Lyford Road be approved. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Thompson-Kelly,
Johnson, Beach, Elyea, Beck, McNeely, Robertson -12-
Nays: -0-
Absent: Hervey, Timm -2-

2009-394CR

55. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report to whom was referred the matter of financing various economic development and governmental projects, begs leave to report recommending authority be sought for the issuance of \$2,350,000 in General Obligation Bonds (Sales Tax Alternate Revenue Source) for the Renaissance TIF Project (Springfield Corners TIF). The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Thompson-Kelly,
Johnson, Beach, Elyea, Beck, McNeely, Robertson -12-
Nays: -0-
Absent: Hervey, Timm -2-

2009-395CR

56. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report to whom was referred the matter of financing various economic development and governmental projects, begs leave to report recommending authority be sought for the issuance of \$350,000 in General Obligation Bonds (Sales Tax Alternate Revenue Source) for the 202 N. Madison Project (East River TIF). The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Thompson-Kelly,
Johnson, Beach, Elyea, Beck, McNeely, Robertson -12-
Nays: -0-
Absent: Hervey, Timm -2-

57. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending that the Human Resources Director be authorized to execute a Client Agreement for participation in a prescription benefit plan with Express Scripts/Flex Scripts under the terms and conditions of a Master Agreement. The prescription benefit for City employees and officers shall be provided under this plan. The term of the Agreement is for three years with an annual renewal option, unless terminated earlier upon 90 days' notice.

Aldermen McNeely and Jacobson moved to lay this item over. LAID OVER.

2009-162-O

58. Alderman Sosnowski moved the adoption of an Ordinance recommending approval of the attached Third Amended Development Agreement between the City of Rockford and Hudson Development. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Thompson-Kelly,
Johnson, Beach, Elyea, Beck, Robertson -11-
Nays: McNeely -1-
Absent: Hervey, Timm -2-

2009-94R

59. Alderman Sosnowski moved the adoption of a Resolution by the City Council of the City of Rockford, that pursuant to (a)(1)(C) 35 ILCS 200/18-165 that the County Clerk of the County of Winnebago, Illinois, is hereby ordered to abate that portion of the taxes of this unit of local government levied upon both land and improvements on the property described on Exhibit A, attached hereto (5729 28th Avenue). The abatement shall begin with the taxes levied for 2009 and collected in 2010 and continue as follows:

- Taxes Payable in 2010 = 80% abatement (only 3.5 months)
- " " " 2011 = 80% "
- " " " 2012 = 60% "
- " " " 2013 = 40% "
- " " " 2014 = 20% "

This abatement contingent and shall be effective upon the transfer of title to this property to Absolute Fire Protection.

The chairman or chief executive officer, or his designee shall submit certified copies of this Resolution to the County Clerk and Board of Review.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Thompson-Kelly,
Johnson, Beach, Elyea, Beck, Robertson -11-
Nays: McNeely -1-
Absent: Hervey, Timm -2-

MOTIONS AND RESOLUTIONS

2009-95R

60. Alderman Wasco moved the adoption of a Resolution authorizing the Central Services manager to take bids for the following:
- a. Bid: Fire Protective Gear, funding source: Fire Department Operating Budget
 - b. Bid: Plow Blade Parts, funding source: Equipment Fund
 - c. Bid: Traffic Signal & Lighting Service, funding source: Traffic Operating Budget

MOTION PREVAILED (Ald. Hervey, Timm absent).

NEW BUSINESS

61. Alderman Beach introduced and read an Ordinance amending Article 63 & 64, of the Zoning Ordinance of the City of Rockford, for a (A) Special Use Permit for a church and church related uses; (B) Variation to reduce the required perimeter landscape by 50% and (C) Variation to eliminate the required Type "A" landscape buffer in a R-1, Single-Family Residential District at 404, 410, 416, 420 North Avon Street. Approval is subject to the following conditions:

1. Submittal of a revised site and landscape plan to meet Staff approval, including type of planting species and sizes
2. Submittal of a parking lot permit inclusive of civil drawings prepared by a licensed engineer
3. That the alley is not used for access or if it used it is improved to City standard and shown on the civil drawings

This is based on the Findings of Fact. LAID OVER.

62. Alderman Beach introduced and read an Ordinance amending Chapter 16, Schedule 293 of the Code of Ordinances of the City of Rockford by adding the following:

That traffic on 16th Avenue be required to Yield prior to entering the intersection of 19th Street.

LAID OVER.

63. Alderman Beach introduced and read an Ordinance amending Chapter 16, Schedule 282 of the Code of Ordinances of the City of Rockford by adding the following:

"15 Minute Parking" restriction on the west side of Madison Street from 45 feet to 85 feet north of Walnut Street, thus repeal the previous "Commercial Loading Zone."

LAID OVER.

64. Alderman Wasco read an Ordinance authorizing for the issuance of \$2,700,000 General Obligation Bonds (Sales Tax Alternate Source), Series 2009D. LAID OVER.

65. Alderman Wasco moved to go into closed session for purposes of discussing matters related to collective bargaining agreements, seconded by Alderman Jacobson. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Jacobson, Thompson-Kelly,
Johnson, Beach, Elyea, Beck, McNeely, Robertson -12-
Nays: -0-
Absent: Hervey, Timm -2-

The meeting went into closed session at 7:38 p.m.

The meeting returned to open session at 8:49 p.m. and found the following aldermen present: Sosnowski, Mark, Wasco, Jacobson, Thompson-Kelly, Johnson, Beach, Elyea, Robertson

66. Upon motion duly made and seconded, the meeting was adjourned at 8:50 p.m.

Respectfully submitted,

Luanne Pfeifer
Acting 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 21, 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
- 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 21, 2009

A. CODE AND REGULATIONS

1. Beach – Annexation 2714 Searles Avenue
2. Beach – County Zoning Item #Z-06-09: Zoning Map Amendment from County AG, Agricultural Priority District to the IL, Industrial District

- Officers Reports
- Unfinished Business of previous meeting

UNFINISHED BUSINESS

II. COMMITTEE REPORTS LAID OVER SEPTEMBER 14, 2009

1. Beach - Code and Regulation - Recommending that a settlement of audit findings of underpayment of franchise fees by Comcast and previous franchisees requiring payment to the City of \$440,000.00 be approved, provided that Comcast add no more than 35 cents per month to subscriber's bills to collect the settlement amount under FCC rules.
2. Sosnowski – Planning and Development - Recommending approval of the submission of the City of Rockford's HUD Section 108 Loan Application to the U.S. Department of Housing & Urban Development for the Brewhouse project, 200 Prairie Street.
- 3.* Wasco - Finance and Personnel - Recommending that the Human Resources Director be authorized to execute a Client Agreement for participation in a prescription benefit plan

with Express Scripts/Flex Scripts under the terms and conditions of a Master Agreement. The prescription benefit for City employees and officers shall be provided under this plan. The term of the Agreement is for three years with an annual renewal option, unless terminated earlier upon 90 days' notice.

III ORDINANCES LAID OVER SEPTEMBER 14, 2009

1. Beach - Ordinance - Amending Article 63 & 64, of the Zoning Ordinance of the City of Rockford, for a (A) Special Use Permit for a church and church related uses; (B) Variation to reduce the required perimeter landscape by 50% and (C) Variation to eliminate the required Type "A" landscape buffer in a R-1, Single-Family Residential District at 404, 410, 416, 420 North Avon Street. Approval is subject to the following conditions:
 4. Submittal of a revised site and landscape plan to meet Staff approval, including type of planting species and sizes
 5. Submittal of a parking lot permit inclusive of civil drawings prepared by a licensed engineer
 6. That the alley is not used for access or if it used it is improved to City standard and shown on the civil drawings

This is based on the Findings of Fact.

2. Beach - Ordinance - Amending Chapter 16, Schedule 293 of the Code of Ordinances of the City of Rockford by adding the following:

That traffic on 16th Avenue be required to Yield prior to entering the intersection of 19th Street.
3. Beach – Ordinance - Amending Chapter 16, Schedule 282 of the Code of Ordinances of the City of Rockford by adding the following:

"15 Minute Parking" restriction on the west side of Madison Street from 45 feet to 85 feet north of Walnut Street, thus repeal the previous "Commercial Loading Zone."
4. Wasco - Ordinance - Authorizing for the issuance of \$2,700,000 General Obligation Bonds (Sales Tax Alternate Source), Series 2009D.

IV. MISCELLANEOUS LAID OVER SEPTEMBER 14, 2009

1. Mayor Morrissey – Appointment – Historical Preservation Commission, Mr. Scott Sanders for a three (3) year term which would expire June, 2012. (Pursuant to Rule 18, this appointment is up for passage on October 12, 2009)
2. Mayor Morrissey – Appointment – Historical Preservation Commission, Ms. Janna Bailey for a three (3) year term which would expire April, 2012. (Pursuant to Rule 18, this appointment is up for passage on October 12, 2009)

V. NEW BUSINESS

1. Beach – ZBA – 3001-3061 N. Perryville
2. Beach – ZBA – 1502-1516 Lyford
3. Beach – ZBA – Zoning Text Amendments
4. Beach – Ordinance – Annexation 1502-1516 N. Lyford
- * 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).

FINANCE AND PERSONNEL COMMITTEE

Monday, September 21, 2009, 5:15 p.m.

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

AGENDA

1. Purchasing and Vouchers
 - A. Award of Bid: Water Rehab Zone Control Valves – Suspend rules
 - B. Award of Bid: West State Street Commercial Demolitions – Suspend rules
 - C. Engineering Agreement Amendment: Downtown Streetscape
 - D. Resolution to take Bids
 - E. Emergency P.O. Installation of a Water Main on 11th Street (Info only)
 - F. Vouchers
 - ✓ Training/Travel Request for Police Department
2. Sanitation User Fee Increase
3. 2009 Supplemental Appropriation Ordinance

4. Financial Discussion
5. Closed Session for Threatened Litigation

CODE AND REGULATION COMMITTEE

**Monday, September 21, 2009, 5:15 p.m.
Conference Room A, City Hall 2nd floor (north room)**

AGENDA

1. C & R 09-131 Tentative Plat of Renaissance Corners
2. C & R 09-133 Visitability Waiver

PLANNING AND DEVELOPMENT COMMITTEE

**Monday, September 21, 2009, 5:45 p.m.
CD Conference Room, City Hall 2nd floor**

AGENDA

1. Memorandum from Jennifer Jaeger, Community Services Director and Nancy McDonald, Homeless Coordinator, regarding a funding recommendation for awards of the Federal Homeless Prevention and Rapid Re-housing Program (HPRP).
2. Memorandum from Richard M. May, Commercial Development Coordinator, regarding Community Development Block Grant (CDBG) Funding for utility relocation work behind Crusader Clinic's 1100 Broadway building.
3. Memorandum from Wayne Dust, Planning Administrator, regarding USEPA Brownfield Grants and Programs: Competitive Grant Process.

LEGISLATIVE LOBBYING COMMITTEE

**Monday, October 5, 2009, 4:00 p.m.
Conference Room A, City Hall 2nd floor (north room)**

AGENDA