

**CITY COUNCIL, CITY OF ROCKFORD  
JOURNAL OF PROCEEDINGS  
JULY 7, 2014  
COUNCIL CONVENED AT 6:25 P.M.**

1. The invocation was given by Chaplain Ken Hendley, Free Will Baptist Church and the Pledge of Allegiance was led by City Council Page Betty Medrano.

2. Roll Call:

Mayor Lawrence Morrissey

Aldermen: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo,  
Newburg, Beach, Elyea, Beck, Chiarelli -13-

Absent: McNeely -1-

3. Alderman Hervey moved to accept the Journal of Proceedings of June 30, 2014 seconded by Alderman Hill. MOTION PREVAILED (Ald. McNeely absent).

**PUBLIC PARTICIPATION**

4. Toby Haldeman spoke about prostitution and reverse prostitution details in the city. He suggested a way to deter the "Johns" activity is by putting their pictures in the newspaper to embarrass them.

5. John Brantley commented on the "No Smoking" ban at the Rockford Housing Authority and spoke about positive events happening in the Ellis Heights and Fairgrounds area. He voiced his frustration when learning only five of his kids could participate in the 4<sup>th</sup> of July Parade, so he opted out and hopes he can partner with an organization, possibly Transform Rockford, in the next parade so all his kids can participate.

6. Mike Schablaske, Executive Director of Transform Rockford, invited everyone to attend the Community Vision Rally on Wednesday, July 9<sup>th</sup> at the Coronado Theatre at 6:30 pm and thanked the community for their continued support and participation.

7. Roland Poska declared Rockford is the #1 City in the State of Illinois. He has spent thirty-seven years documenting all the greatness in Rockford and the world and believes Rockford can lead the world out of its mess, by expanding thinking, the money supply, ending prejudice, violence and end war in 63 years.

**PETITIONS AND COMMUNICATIONS**

8. Alderman Durkee submitted a Memorandum Seth Sommer, Building Code Official, Construction and Development regarding the proposed properties for Demolition- Round #2. Referred to Planning and Development Committee.

9. Alderman Beck submitted a memorandum from Carrie Eklund, Central Services Manager regarding authorizing the Central Services Manager to execute natural gas supply contract. Referred to Finance and Personnel Committee.

10. Alderman Beck submitted a memorandum from Seth Sommer, Building Code Official, Construction and Development Services regarding Fine Reduction Requests for: 1907 15<sup>th</sup> Avenue, 3011 Latham Street, 2109 Preston Street, 1915 Ridgeland Road, 1315 Blaisdell, and 326 North Henrietta Avenue. Referred to Finance and Personnel Committee.
11. Alderman Chiarelli submitted a Memorandum from Mark Rose, Land Acquisition Officer, regarding South Main Street Electric Utility Relocation ComEd Request for Easement from City. Referred to Code and Regulation Committee.
12. Alderman McNamara submitted a request for service at three vacant properties on Greenwood Avenue. Referred to Community Development.

### **PROCLAMATIONS**

13. Mayor Morrissey presented a Proclamation proclaiming July 7, 2014 to be "BEULAH SLAUGHTER DAY" in Rockford, Illinois and urged all citizens to celebrate with Mrs. Slaughter and her family and to applaud her many dedicated years of teaching.

### **NEW COMMITTEE REPORTS**

14. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending the City Council adopt an Ordinance approving an Amendment to the Intergovernmental Agreement between the City of Rockford and Rockford Park District providing for the funding of the renovations to the Ingersoll Sports Complex as set forth in the agreement. The Legal Director shall prepare the appropriate ordinance. LAID OVER.

Alderman McNeely joined the meeting at 6:51 pm

#### **2014-163CR**

15. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending the matter of a purchase agreement for the Watch Factory, 325 South Madison, hereby begs leave to report recommending the City Council adopt an Ordinance authorizing the Mayor and Legal Director to execute the agreements and documents necessary to purchase said property for \$580,000 to be satisfied in personal property valued at \$25,655 and cash in the amount of \$554,345. Further, real estate taxes due for 2014 prorated to the date of closing shall be satisfied by the City. The Legal Director shall prepare the appropriate ordinance.

Alderman Beck moved to suspend Rule 11, seconded by Alderman Hervey. MOTION PREVAILED (Ald. Hervey, Thompson-Kelly voted no; Ald. Beck abstained). The Committee Report was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hill, Oddo, Elyea, Chiarelli -8-  
 Nays: Hervey, Thompson-Kelly, Newburg, Beach, McNeely -5-  
 Abstain: Beck -1-  
 Absent: -0-

16. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of July 7, 2014 in the amount of \$2,766,687.22. MOTION PREVAILED by a Roll Call vote of:
- Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Newburg, Beach, Elyea, Beck, McNeely, Chiarelli -14-
- Nays: -0-
- Absent: -0-
17. Alderman Chiarelli read a Code and Regulation Committee Report recommending the approval of the permanent easement agreement between the City of Rockford and the Greater Rockford Airport Authority supporting the improvement to Falcon Road. The Legal Director shall prepare the appropriate ordinance. LAID OVER.
18. Alderman Chiarelli read a Code and Regulation Committee Report recommending the approval of the groundwater Ordinance to prohibit the use of groundwater as a potable water supply at the site located at 1701 West State Street. The Legal Director shall prepare the appropriate ordinance. LAID OVER.
19. Alderman Chiarelli read a Code and Regulation Committee Report recommending the approval of the honorary street name change of the intersection of Hanover and Canterbury to Natasha Curry and Family Lane for three years. The Legal Director shall prepare the appropriate ordinance. LAID OVER.
20. Alderman Chiarelli read a Code and Regulation Committee Report recommending the approval of the attached ordinance for prosecution of general ordinance violations within the code hearing division. The Legal Director shall prepare the appropriate ordinance. LAID OVER.
21. Alderman Chiarelli read a Code and Regulation Committee Report recommending the approval of the attached amendment(s) to Section 4-59 (Barking Dogs) of the City of Rockford Code of Ordinances. The Legal Director shall prepare the appropriate ordinance. LAID OVER.
22. Alderman Chiarelli read a Code and Regulation Committee Report recommending the approval of the attached amendment(s) to Section 17-34 Animal Noise of the City of Rockford Code of Ordinances. The Legal Director shall prepare the appropriate ordinance. LAID OVER.

### **OFFICERS REPORTS**

23. Mayor Morrissey commended City staff, Joe Marino and the entire 4<sup>th</sup> of July Committee for once again organizing a spectacular display of fireworks and outstanding parade.
24. Mayor Morrissey announced Transform Rockford will be hosting a Community Visioning Rally this Wednesday, July 9<sup>th</sup> from 6:30 pm – 8:00 pm at the Coronado Performing Arts Center. He commended Mike Schablaske for his outstanding efforts to work with all our community partners and mentioned the tremendous opportunity we have with support

from the White House to align our goals, working with business, the community and government towards a shared vision.

25. Alderman McNamara applauded the removal of the fence around the Trek Building.
26. Alderman McNamara echoed Mayor Morrissey's sentiments about the parade.
27. Alderman McNamara requested clarification of specific language in the Residential Quality Support Ordinance.

Mayor Morrissey asked Legal Director Hayes to provide council members with an explanation next week at council.

28. Mayor Morrissey mentioned he has received one recommendation for the remaining three positions still vacant on the housing board and invited council members to submit their recommendations.

### **UNFINISHED BUSINESS**

#### **2014-164CR**

29. Alderman Chiarelli moved the adoption of a Code and Regulation Committee Report recommending approval of the Final Plat 4 of Alpine Industrial Park Subdivision located at 4704 American Road east of Alpine Road. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Newburg, Beach, Elyea, Beck, McNeely, Chiarelli -14-  
Nays: -0-  
Absent: -0-

#### **2014-165CR**

30. Alderman Chiarelli moved the adoption of a Code and Regulation Committee Report recommending approval of the final Plat of Eastgateway Subdivision, located east of Parkside Drive, South of Charles Street, and North of Broadway. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Newburg, Beach, Elyea, Beck, McNeely, Chiarelli -14-  
Nays: -0-  
Absent: -0-

#### **2014-166CR**

31. Alderman Chiarelli moved the adoption of a Code and Regulation Committee Report SUSTAINING, the Zoning Board of Appeals, thereby recommending that City Council APPROVE the a Special Use Permit for an automated car wash; a Variation to reduce the required 20 feet wide frontage landscaping to 15 feet wide; and a Variation to waive the required foundation landscaping in a C-2, Limited Commercial District at 50XX and 5051 East State Street. Approval is subject to the following conditions:

1. Meet all Building and Fire Codes.
2. Submittal of Building Permits for Staff's review and approval.
3. Submittal of a dumpster detail and rendering for Staff's review and approval.
4. Must develop site and lighting in accordance with Exhibits G, the photometric plan approved by Staff.
5. Must develop building elevations in accordance with Exhibits I.
6. Must obtain separate permits for signage and sign must be constructed to match building design and in accordance with submitted sign elevations.
7. Must develop site in accordance with civil and landscaping plans in conjunction with and approval by Staff.
8. Must develop building elevations in accordance with Exhibits I and J.
9. The days and hours of operation are limited to Monday through Sunday from 7:00 A.M. to 9:00 P.M.
10. All conditions must be met prior to establishment of use.

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

Ayes: Durkee, Getchius, McNamara, Frost, Hill, Thompson-Kelly, Oddo,  
Newburg, Beach, Elyea, Beck, McNeely, Chiarelli -13-  
Nays: Hervey -1-  
Absent: -0-

**2014-167CR**

32. Alderman Chiarelli 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 drive-through in conjunction with a donut shop (restaurant) in a C-2, Limited Commercial District at 3816 Broadway. Approval is subject to the following conditions:

1. Meeting all applicable building and fire codes.
2. Submittal of Building permits for Staff's review and approval.
3. Submittal of a revised civil plan to include the new sidewalk (5) feet in width.
4. Submittal of a revised landscaping plan that includes plant species for Staff's review and approval.
5. Submittal of an explanation of the off-street parking calculations detailing the existing use of each tenant space (unit), the total amount of usable square footage of each tenant space (unit) and the required stalls for each tenant space (unit) pursuant to Article 50-003 for East Gate Shopping Center for Staff's review and approval.
6. Submittal of an executed parking agreement for Staff's review and approval.
7. Submittal of sign elevations and separate permits for signage for Staff's review and approval.
8. Must develop site in accordance with new civil and landscaping plans approved by Staff.
9. Submittal of a dumpster detail and rendering for Staff's review and approval.
10. Submittal of a photometric plan for Staff's review and approval.
11. Must develop building elevations in accordance with Exhibit H

12. All conditions must be met prior to establishment of use.

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

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Newburg, Beach, Elyea, Beck, McNeely, Chiarelli -14-  
Nays: -0-  
Absent: -0-

**2014-168CR**

33. Alderman Chiarelli moved the adoption of a Code and Regulation Committee Report SUSTAINING, the Liquor Tobacco Advisory Board, thereby recommending that City Council APPROVE the sale of liquor by the drink with an outdoor seating area in conjunction with a bar in the name of Gene Hayenga d/b/a Gene's Place in a C-3, General Commercial Zoning District at 4412 Manchester Drive. 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 are limited to Monday through Saturday 11:00 AM to 2:00 AM. and Sunday 11:00 AM to Midnight.
4. Window display signage shall be limited to 35% of the window surface area.
5. There shall not be a cover charge, dance floor, DJ's and/or live entertainment.
6. The sale of liquor by the drink shall be limited to the outdoor seating area as shown on Exhibit D.

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

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Newburg, Elyea, Beck, McNeely, Chiarelli -13-  
Nays: Beach -1-  
Absent: -0-

**2014-104-O**

34. Alderman Chiarelli moved the adoption of an Ordinance amending Chapter 16, Schedule Section 280 of the Code of Ordinances establishing No Parking Anytime restriction on the west side of Kings Highway from Highcrest Road to Alta Vista Road. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Newburg, Beach, Elyea, Beck, McNeely, Chiarelli -14-  
Nays: -0-  
Absent: -0-

**2014-105-O**

35. Alderman Chiarelli moved the adoption of an Ordinance amending Chapter 16, Schedule Section 281 of the Code of Ordinances establishing a "2 Hour Parking" on the west side of Madison Street from Market Street to 85 feet south of Market Street, thus repealing the No Parking Anytime restriction. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Newburg, Beach, Elyea, Beck, McNeely, Chiarelli -14-  
Nays: -0-  
Absent: -0-

**2014-106-O**

36. Alderman Chiarelli moved the adoption of an Ordinance amending Chapter 16, Schedule Section 289 of the Code of Ordinances of the City of Rockford Restricting parking to "Passenger Loading" on the west side of 1<sup>st</sup> Street from 80 feet to north of Market Street to 120 feet north of Market. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Newburg, Beach, Elyea, Beck, McNeely, Chiarelli -14-  
Nays: -0-  
Absent: -0-

**MOTIONS AND RESOLUTIONS**

**2014-174R**

37. Alderman Beck, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Mayor to execute an agreement for City-Wide Sidewalk and ADA Pkg. #6 with Campos Construction, of Rockford, Illinois in the amount of \$48,250.00. The Engineer's Estimate for the job was \$47,012.00. The funding source is Sales Tax. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Newburg, Beach, Elyea, Beck, McNeely, Chiarelli -14-  
Nays: -0-  
Absent: -0-

**2014-175R**

38. Alderman Beck, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution of the City of Rockford, Winnebago and Ogle County, Illinois, expressing official intent regarding certain capital expenditures to be reimbursed from proceeds of an obligation. Rehabilitation of the Ingersoll Industrial facility into a year-round hardcourt recreational facility and acquisition of adjacent parcels for parking and accessory uses to the sports facility, to include 201 South Madison, 325 South Madison and adjacent parcels of real estate. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hill, Oddo, Newburg, Elyea, McNeely, Chiarelli -10-  
Nays: Hervey, Thompson-Kelly, Beach -3-

Abstain: Beck -1-  
Absent: -0-

**2014-176R**

39. Alderman Beck, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution of the City of Rockford Illinois authorizing the execution of an Amended Intergovernmental Agreement to form a Tourism Facility Board. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Newburg, Beach, Elyea, Chiarelli -12-  
Nays: McNeely -1-  
Abstain: Beck -1-  
Absent: -0-

**NEW BUSINESS**

40. Alderman Chiarelli introduced and read an Ordinance amending Article 63 and Article 64 of the Zoning Ordinance of the City of Rockford for (A) Special Use Permit for an automated car wash and (B) Variation to reduce the required twenty (20) feet wide frontage landscaping to fifteen (15) feet wide and (C) Variation to waive the required foundation landscaping in a C-2, Limited Commercial District at 50xx and 5051 East State Street is hereby approved. Approval is subject to the following conditions:

1. Meet all Building and Fire Codes.
2. Submittal of Building Permits for Staff's review and approval.
3. Submittal of a dumpster detail and rendering for Staff's review and approval.
4. Must develop site and lighting in accordance with Exhibits G, the photometric plan approved by Staff.
5. Must develop building elevations in accordance with Exhibits I.
6. Must obtain separate permits for signage and sign must be constructed to match building design and in accordance with submitted sign elevations.
7. Must develop site in accordance with civil and landscaping plans in conjunction with and approval by Staff.
8. Must develop building elevations in accordance with Exhibits I and J.
9. The days and hours of operation are limited to Monday through Sunday from 7:00 A.M. to 9:00 P.M.
10. All conditions must be met prior to establishment of use.

Approval is based on the Findings of Facts. LAID OVER.

41. Alderman Chiarelli introduced and read an Ordinance amending Article 63 of the Zoning Ordinance of the City of Rockford for a Special Use Permit for a drive-through in conjunction with a donut shop (restaurant) in a C-2, Limited Commercial District at 3816 Broadway. Approval is subject to the following conditions:

1. Meeting all applicable building and fire codes.
2. Submittal of Building permits for Staff's review and approval.

3. Submittal of a revised civil plan to include the new sidewalk (5) feet in width.
4. Submittal of a revised landscaping plan that includes plant species for Staff's review and approval.
5. Submittal of an explanation of the off-street parking calculations detailing the existing use of each tenant space (unit), the total amount of usable square footage of each tenant space (unit) and the required stalls for each tenant space (unit) pursuant to Article 50-003 for East Gate Shopping Center for Staff's review and approval.
6. Submittal of an executed parking agreement for Staff's review and approval.
7. Submittal of sign elevations and separate permits for signage for Staff's review and approval.
8. Must develop site in accordance with new civil and landscaping plans approved by Staff.
9. Submittal of a dumpster detail and rendering for Staff's review and approval.
10. Submittal of a photometric plan for Staff's review and approval.
11. Must develop building elevations in accordance with Exhibit H
12. All conditions must be met prior to establishment of use.

Approval is based on the Findings of Facts. LAID OVER.

42. Alderman Chiarelli introduced and read an Ordinance amending Chapter 3, Section 3-56, Article III of the Code of Ordinances of the City of Rockford upon all other requirements of the Liquor and Tobacco Ordinance having been met, said amendments shall serve as City Council advise and consent for the Liquor Commissioner to approve the following establishment:

**Gene Hayenga d/b/a Gene's Place** for modification of an existing liquor license to include the sale of liquor by the drink with an outdoor seating area in conjunction with a bar in a C-3, General Commercial Zoning District at 4412 Manchester Drive. 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 are limited to Monday through Saturday 11:00 AM to 2:00 AM. and Sunday 11:00 AM to Midnight.
4. Window display signage shall be limited to 35% of the window surface area.
5. There shall not be a cover charge, dance floor, DJ's and/or live entertainment.
6. The sale of liquor by the drink shall be limited to the outdoor seating area as shown on Exhibit D.

LAID OVER.

Alderman Beach exited the meeting at 7:36 pm.

**2014-107-O**

43. Alderman Beck introduced and read an Ordinance authorizing the Mayor and Legal Director to execute and attest the Contract to Purchase 325 South Madison in the City of Rockford, Winnebago County, Illinois and any documents required to purchase said

property for the sum of \$580,000 (to be satisfied with \$25,655 of equipment and fixtures and \$554,345 in cash.) Further, real estate taxes due for 2014 prorated to the date of closing shall be satisfied by the City.

Alderman Beck moved to suspend Rule 11, seconded by Alderman McNeely. MOTION PREVAILED (Ald. Beck abstained; Ald. Beach absent). The Ordinance was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hill, Oddo, Newburg, Elyea,  
McNeely, Chiarelli -10-  
Nays: Hervey, Thompson-Kelly -2-  
Abstain: Beck -1-  
Absent: Beach -1-

44. Upon motion duly made and seconded, the meeting was adjourned at 7:39 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**  
**July 14, 2014**  
**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
- Proclamations
- Committee Reports
- Officers Reports

**UNFINISHED BUSINESS**

**I. COMMITTEE REPORTS**

**A. LAID OVER JULY 7, 2014**

1. Beck - Finance and Personnel - Recommending the City Council adopt an Ordinance approving an Amendment to the Intergovernmental Agreement between the City of Rockford and Rockford Park District providing for the funding of the renovations to the Ingersoll Sports Complex as set forth in the agreement. The Legal Director shall prepare the appropriate ordinance.
2. Chiarelli - Code and Regulation - Recommending the approval of the permanent easement agreement between the City of Rockford and the Greater Rockford Airport Authority supporting the improvement to Falcon Road. The Legal Director shall prepare the appropriate ordinance.
3. Chiarelli - Code and Regulation - Recommending the approval of the groundwater Ordinance to prohibit the use of groundwater as a potable water supply at the site located at 1701 West State Street. The Legal Director shall prepare the appropriate ordinance.
4. Chiarelli - Code and Regulation - Recommending the approval of the honorary street name change of the intersection of Hanover and Canterbury to Natasha Curry and Family Lane for three years. The Legal Director shall prepare the appropriate ordinance.

5. Chiarelli - Code and Regulation – Recommending the approval of the attached ordinance for prosecution of general ordinance violations within the code hearing division. The Legal Director shall prepare the appropriate ordinance.
6. Chiarelli - Code and Regulation - Recommending the approval of the attached amendment(s) to Section 4-59 (Barking Dogs) of the City of Rockford Code of Ordinances. The Legal Director shall prepare the appropriate ordinance.
7. Chiarelli - Code and Regulation - Recommending the approval of the attached amendment(s) to Section 17-34 Animal Noise of the City of Rockford Code of Ordinances. The Legal Director shall prepare the appropriate ordinance.

**B. LAID OVER MARCH 10, 2014**

1. Beck- Finance and Personnel - Proposed Intergovernmental Agreement for Property Acquisition of the Former Administration Building between District 205 and the City of Rockford. The Legal Director shall prepare the appropriate ordinance.

**II. ORDINANCES LAID OVER JULY 7, 2014**

1. Chiarelli - Ordinance - Amending Article 63 and Article 64 of the Zoning Ordinance of the City of Rockford for (A) Special Use Permit for an automated car wash and (B) Variation to reduce the required twenty (20) feet wide frontage landscaping to fifteen (15) feet wide and (C) Variation to waive the required foundation landscaping in a C-2, Limited Commercial District at 50xx and 5051 East State Street is hereby approved. Approval is subject to the following conditions:

1. Meet all Building and Fire Codes.
2. Submittal of Building Permits for Staff's review and approval.
3. Submittal of a dumpster detail and rendering for Staff's review and approval.
4. Must develop site and lighting in accordance with Exhibits G, the photometric plan approved by Staff.
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6. Must obtain separate permits for signage and sign must be constructed to match building design and in accordance with submitted sign elevations.
7. Must develop site in accordance with civil and landscaping plans in conjunction with and approval by Staff.
8. Must develop building elevations in accordance with Exhibits I and J.
9. The days and hours of operation are limited to Monday through Sunday from 7:00 A.M. to 9:00 P.M.
10. All conditions must be met prior to establishment of use.

Approval is based on the Findings of Facts.

2. Chiarelli - Ordinance - Amending Article 63 of the Zoning Ordinance of the City of Rockford for a Special Use Permit for a drive-through in conjunction with a donut shop (restaurant) in a C-2, Limited Commercial District at 3816 Broadway. Approval is subject to the following conditions:

1. Meeting all applicable building and fire codes.
2. Submittal of Building permits for Staff's review and approval.
3. Submittal of a revised civil plan to include the new sidewalk (5) feet in width.
4. Submittal of a revised landscaping plan that includes plant species for Staff's review and approval.
5. Submittal of an explanation of the off-street parking calculations detailing the existing use of each tenant space (unit), the total amount of usable square footage of each tenant space (unit) and the required stalls for each tenant space (unit) pursuant to Article 50-003 for East Gate Shopping Center for Staff's review and approval.
6. Submittal of an executed parking agreement for Staff's review and approval.
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11. Must develop building elevations in accordance with Exhibit H
12. All conditions must be met prior to establishment of use.

Approval is based on the Findings of Facts.

3. Chiarelli - Ordinance - Amending Chapter 3, Section 3-56, Article III of the Code of Ordinances of the City of Rockford upon all other requirements of the Liquor and Tobacco Ordinance having been met, said amendments shall serve as City Council advise and consent for the Liquor Commissioner to approve the following establishment:

**Gene Hayenga d/b/a Gene's Place** for modification of an existing liquor license to include the sale of liquor by the drink with an outdoor seating area in conjunction with a bar in a C-3, General Commercial Zoning District at 4412 Manchester Drive. 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 are limited to Monday through Saturday 11:00 AM to 2:00 AM. and Sunday 11:00 AM to Midnight.
4. Window display signage shall be limited to 35% of the window surface area.
5. There shall not be a cover charge, dance floor, DJ's and/or live entertainment.
6. The sale of liquor by the drink shall be limited to the outdoor seating area as shown on Exhibit D.

- Motions and Resolutions

### **III. APPOINTMENTS LAID OVER JULY 7, 2014**

- 1.\* Mayor Morrissey - Appointment - Housing Board; Ms. Barbara Chaney, Illinois Licensed Real Estate Broker for a three-year term. (Pursuant to Rule 18, this item is up for passage on July 28, 2014)
- 2.\* Mayor Morrissey - Appointment - Housing Board; Mr. Thomas Wartowski, active Member of Rockford Apartment Association for a three-year term. (Pursuant to Rule 18, this item is up for passage on July 28, 2014)
- 3.\* Mayor Morrissey - Appointment - Community Action Advisory Board; Ms. Roxanne Sosnowski for a three-year term. (Pursuant to Rule 18, this item is up for passage on July 28, 2014)

### **IV. NEW BUSINESS** (note: Ordinances may be read in under New Business and Rule 11 suspended and final vote taken. Committee Reports would have previously been voted on).

1. Beck – Ordinance - Approving an Amendment to the Intergovernmental Agreement between the City of Rockford and Rockford Park District providing for the funding of the renovations to the Ingersoll Sports Complex as set forth in the agreement.
2. Beck- Ordinance - Intergovernmental Agreement for Property Acquisition of the Former Administration Building between District 205 and the City of Rockford.
3. Chiarelli – Ordinance - Approval of the permanent easement agreement between the City of Rockford and the Greater Rockford Airport Authority supporting the improvement to Falcon Road.
4. Chiarelli – Ordinance - Approval of the groundwater Ordinance to prohibit the use of groundwater as a potable water supply at the site located at 1701 West State Street.
5. Chiarelli – Ordinance - Approval of the honorary street name change of the intersection of Hanover and Canterbury to Natasha Curry and Family Lane for three years.
6. Chiarelli – Ordinance - Approval of the attached ordinance for prosecution of general ordinance violations within the code hearing division.
7. Chiarelli – Ordinance - Approval of the attached amendment(s) to Section 4-59 (Barking Dogs) of the City of Rockford Code of Ordinances.
8. Chiarelli – Ordinance - Approval of the attached amendment(s) to Section 17-34 Animal Noise of the City of Rockford Code of Ordinances.

\* 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, July 14, 2014, 5:15 p.m.**

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

**AGENDA**

1. C & R 14-116 Review of the Residential Quality Support Ordinance Section 17-41 et seq.
2. C & R 14-111 Amendment to 17-41(m) of the City of Rockford Code of Ordinances [Vehicle Seizure & Impoundment]
3. C & R 14-117 South Main St. Electric Utility Relocation ComEd Request for Easement from City

**FINANCE AND PERSONNEL COMMITTEE**

**Monday, July 14, 2014, 5:15 p.m.**

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

**AGENDA**

1. Purchasing and Vouchers
  - A. Award of RFP: Sales Tax Review Services
  - B. Municipal Electric Aggregation Contract
  - C. Resolution authorizing Central Services Manager to execute Natural Gas Supply Contract
  - D. 311 Assessment and Planning Contract - **Info only**
  - E. Change Order: 2014 Chevrolet Caprice and Impala's
  - F. Vouchers
2. Fine Reduction Requests
  - 1907 15<sup>th</sup> Avenue
  - 3011 Latham Street
  - 2109 Preston Street
  - 1915 Ridgeland Road

- 1315 Blaisdell Street
  - 326 N. Henrietta Avenue
3. Consideration of Alternative Proposals for the Sale of the Amerock and adjacent properties to Gorman & Company, Inc.

**PLANNING AND DEVELOPMENT COMMITTEE**

**Monday, July 14, 2014, 5:30 p.m.  
CD Conference Rm., City Hall 2<sup>nd</sup> floor  
AGENDA**

1. Memorandum from Seth Sommer, Building Code Official, Construction & Development Services, regarding Proposed Properties for Demolition –Property List #2.
2. Progress Report on the 2020 Plan Update-David Sidney, Manager of Comprehensive Planning & Design.
3. Discussion of long term agenda items and activities for the Planning and Development Committee. (Informational Only).

**LEGISLATIVE LOBBYING COMMITTEE**

**Monday, July 14, 2014, \_\_\_\_\_ p.m.  
Conference Room A, City Hall 2<sup>nd</sup> floor (north room)  
AGENDA**

No Meeting Scheduled.