



## City Council

City Council Chambers ♦ 230 West Stephenson Street ♦ Freeport, IL 61032

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**AGENDA** (as amended on 03/13/2009)  
**REGULAR MEETING**  
**Monday, March 16, 2009, at 6:00 p.m.**

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**Call to Order**

**Roll Call**

**Pledge of Allegiance led by Alderman Helms**

1. **Approval of Agenda.....Voice Vote**
2. **Approval of Minutes - Regular Meeting on Monday, March 2, 2009.....Voice Vote**
3. **Public Comments – Agenda Items (*limited to 3 minutes per person*)**
4. **Presentations:**
  - **Leslie Mastroianni, Community Development Specialist providing an update on Public Transportation**
  - **Dennis Pate, Moring Disposal and Josh Kraft, Gills Disposal providing an overview of disposal collection**
  - **Betty Johnson, Freeport Housing Authority providing an update on FHA**
5. **Consent Agenda.....Roll Call**

*All items on the Consent Agenda are considered to be routine in nature and will be enacted in one motion. There will be no separate discussion of these items unless a Council member so requests, in which event, the item will be removed from the Consent Agenda and considered as the first item after approval of the Consent Agenda. [Consent Agenda PDF](#)*

  - A. **Approval to Receive and Place on File:**
    - 1) City Treasurer Schedule of Tax Receipts for period ended January 31, 2009
    - 2) City Treasurer Monthly Investment Report for period ended January 31, 2009
    - 3) Community Development Monthly Reports for February 2009 including: Cash & Misc. Receipts; Building Permits; and Electrical, HVAC, Plumbing & Sign Permits
    - 4) Freeport Fire Department Monthly Report for February 2009
    - 5) Freeport Police Department Monthly Report for February 2009
  - B. **Approval of Water and Sewer Bills Payable (#221, 222, 225) --- \$168,763.12**
  - C. **Approval of Payroll for pay period ending February 28, 2009 --- \$422,409.75**
  - D. **Approval of Bills Payable (#220, 223, 224, 226) --- \$616,356.44**

**If applicable - Items removed from Consent Agenda**

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**6. Communications to Council – PDF**

- A. Informational item regarding openings on Commissions and Boards
- B. Health Care Committee meeting minutes from Tuesday, March 10, 2009
- C. Freeport/Stephenson County Conv. & Visitors Bureau Semi-Annual Report (July to Dec. 2008)

**7. Public Hearing regarding an Annexation Agreement with Twin Creeks Investments, L.P. for Approximately 5.25 Acres Located West and South of the City at the Intersection of Pearl City Road and Forest Road (Resolution 2009-17 call for public hearing approved on 02/17/2009)**

**ORDINANCES –THIRD READING**

**8. 3<sup>rd</sup> Reading of Ordinance 2009-12: An Ordinance Authorizing an Annexation Agreement of Approximately 5.25 Acres Located West and South of the City at the Intersection of Pearl City Road and Forest Road**

*The first reading of this ordinance was held on February 2, 2009. A motion to approve was given by Alderman Klemm, seconded by Alderman O’Neill. The second reading was held on February 17, 2009 and upon an amendment, the ordinance was laid over to tonight’s meeting.*

.....**Roll Call Vote**

**9. 3<sup>rd</sup> Reading of Ordinance 2009-13: An Ordinance Annexing Certain Territory into the City of Freeport, Stephenson County, Illinois and Assigning a Zoning Classification and Election Ward to the Property (Pearl City Road and Forest Road)**

*The first reading of this ordinance was held on February 17, 2009. A motion to approve was given by Alderman Endress, seconded by Alderman Klemm. The second reading was held on March 2, 2009 and it was automatically laid over to tonight’s meeting.*

.....**Roll Call Vote**

**ORDINANCES –SECOND READING**

*Supplemental Information for Ordinance 2009-16, Summary of the Planning Commission Public Hearing held on March 5, 2009 regarding zoning map amendment for petitioners John Zajicek, Kirk R. Moll, and Mary Lou Moll, Trustee of the Richard T. Moll Trust*

**10. 2<sup>nd</sup> Reading of Ordinance 2009-16: An Ordinance Authorizing The Execution Of An Annexation Agreement With John G. Zajicek, Kirk R. Moll And Mary Lou Moll, Trustee Of The Richard T. Moll Trust For The Westerly 350 Feet Of Tax Pins 04-19-06-451-003 And 04-19-07-200-001 (Approximately 12.95 Acres)**

*The first reading of this ordinance was held on March 2, 2009. A motion to approve was given by Alderman O’Neill, seconded by Alderman Endress and it was automatically laid over to tonight’s meeting.*

.....**Automatic Layover**

**11. 2<sup>nd</sup> Reading of Ordinance 2009-17: An Ordinance Annexing Certain Territory into the City of Freeport, Stephenson County, Illinois and Assigning a Zoning Classification and Election Ward to the Property - Westerly 350 Feet Of Tax Pins 04-19-06-451-003 And 04-19-07-200-001 (Approximately 12.95 Acres)**

*The first reading of this ordinance was held on March 2, 2009. A motion to approve was given by Alderman O’Neill, seconded by Alderman Endress and it was automatically laid over to tonight’s meeting.*

.....**Automatic Layover**

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*Supplemental Information for Ordinance 2009-18, Summary of the Planning Commission Public Hearing held on March 5, 2009 regarding zoning map amendment for petitioner First Illini Group*

- 12. **2<sup>nd</sup> Reading of Ordinance 2009-18: An Ordinance Authorizing The Execution Of An Annexation Agreement With First Illini Group, Inc. for Certain Real Property Situated in Sections 6 and 7 of Silver Creek Township East of IL Route 26, South of Meadows Drive and North of Yellow Creek Consisting of Approximately 43.80 Acres**  
*The first reading of this ordinance was held on March 2, 2009. A motion to approve was given by Alderman Klemm, seconded by Alderman Endress and it was automatically laid over to tonight's meeting.*  
 .....Automatic Layover

- 13. **2<sup>nd</sup> Reading of Ordinance 2009-19: An Ordinance Annexing Certain Territory into the City of Freeport, Stephenson County, Illinois and Assigning a Zoning Classification and Election Ward to the Property - Certain Real Property Situated in Sections 6 and 7 of Silver Creek Township East of IL Route 26, South of Meadows Drive and North of Yellow Creek Consisting of Approximately 43.80 Acres**  
*The first reading of this ordinance was held on March 2, 2009. A motion to approve was given by Alderman Endress, seconded by Alderman Klemm and it was automatically laid over to tonight's meeting.*  
 .....Automatic Layover

- 14. **2<sup>nd</sup> Reading of Ordinance 2009-20: An Ordinance Extending Chapter 1052 (Water and Sewer Capital Improvement Fund) of the Codified Ordinances of the City of Freeport, Illinois for a Period of One Year**  
*The first reading of this ordinance was held on March 2, 2009. A motion to approve was given by Alderman Klemm, seconded by Alderman Boldt and it was automatically laid over to tonight's meeting.*  
 .....Automatic Layover

- 15. **2<sup>nd</sup> Reading of Ordinance 2009-21: An Ordinance Amending Chapter 806, Section 806.03 (Classification of Licenses) of the Codified Ordinance of the City of Freeport – Change in License Classifications – amending wording from Class A/A-R to Class W**  
*The first reading of this ordinance was held on March 2, 2009. A motion to approve was given by Alderman Klemm, seconded by Alderman Endress and it was automatically laid over to tonight's meeting.*  
 .....Automatic Layover

**ORDINANCES –FIRST READING**

*Supplemental Information for Ordinance 2009-22, Summary of the Planning Commission Public Hearing held on March 5, 2009 regarding zoning map amendment for petitioner Bomar Heating & Air Conditioning, Inc.*

- 16. **1<sup>st</sup> Reading of Ordinance 2009-22: An Ordinance Annexing Certain Territory into the City of Freeport, Stephenson County, Illinois and Assigning a Zoning Classification and Election Ward to the Property – Located at 419 West South Street, Freeport, Illinois (Tax Pin 04-19-06-300-051) – Petitioner: Bomar Heating & Air Conditioning, Inc.**  
*Presented by Community Development Director Shelly Griswold*  
 .....Automatic Layover

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*Supplemental Information for Ordinance 2009-23, Summary of the Planning Commission Public Hearing held on March 5, 2009 regarding zoning map amendment for petitioner City of Freeport*

17. **1<sup>st</sup> Reading of Ordinance 2009-23:** An Ordinance Annexing Certain Territory into the City of Freeport, Stephenson County, Illinois and Assigning a Zoning Classification and Election Ward to the Property – Property that includes the end of Rosenstiel Drive, Freeport, Illinois (Tax Pins 04-19-06-300-073 and 04-19-06-300-090) – Petitioner: City of Freeport

*Presented by Community Development Director Shelly Griswold.....Automatic Layover*

*Supplemental Information for Ordinance 2009-24, Summary of the Planning Commission Public Hearing held on March 5, 2009 regarding zoning map amendment for petitioner Marsha Butson*

18. **1<sup>st</sup> Reading of Ordinance 2009-24:** An Ordinance Annexing Certain Territory into the City of Freeport, Stephenson County, Illinois and Assigning a Zoning Classification and Election Ward to the Property – Property Located at 447 West South Street, Freeport, Illinois (Tax Pin 04-19-06-300-008) – Petitioner: Marsha Butson

*Presented by Community Development Director Shelly Griswold.....Automatic Layover*

19. **1<sup>st</sup> Reading of Ordinance 2009-25:** An Ordinance Amending Chapter 612 “Animals”, Section 612.05(B) (Dangerous Dog)

*Presented by Corporation Counsel Sarah Griffin.....Automatic Layover*

20. **1<sup>st</sup> Reading of Ordinance 2009-26:** An Ordinance Amending Chapter 1062 (City Cemetery) of the Codified Ordinances of the City of Freeport

*Presented by Public Works Director Craig LeBaron.....Automatic Layover*

21. **1<sup>st</sup> Reading of Ordinance 2009-27:** An Ordinance Authorizing Execution of the Northwest Illinois Major Case Squad Intergovernmental Law Enforcement Agreement

*Presented by Chief of Police Jerry Whitmore.....Automatic Layover*

22. **1<sup>st</sup> Reading of Ordinance 2009-28:** An Ordinance to Supplement the Appropriations Ordinance, Fiscal Year 2008-2009, for the City of Freeport, Illinois

*Presented by Finance Director Craig Joesten.....Automatic Layover*

23. **1<sup>st</sup> Reading of Ordinance 2009-29:** An Ordinance to Amend and Adjust the Appropriation Ordinance Fiscal Year 2008-2009 for the City of Freeport, Illinois

*Presented by Finance Director Craig Joesten.....Automatic Layover*

24. **1<sup>st</sup> Reading of Ordinance 2009-30:** An Ordinance Approving the City of Freeport West Avenue Tax Increment Financing Redevelopment Plan and Project

*Presented by Community Development Director Shelly Griswold.....Automatic Layover*

25. **1<sup>st</sup> Reading of Ordinance 2009-31:** An Ordinance Designating The City of Freeport West Avenue Redevelopment Project Area

*Presented by Community Development Director Shelly Griswold.....Automatic Layover*

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26. **1<sup>st</sup> Reading of Ordinance 2009-32:** An Ordinance Adopting Tax Increment Financing for the City of Freeport, Stephenson County, Illinois, in Connection with the Designation of the City of Freeport West Avenue Redevelopment Project Area

*Presented by Community Development Director Shelly Griswold.....Automatic Layover*

### RESOLUTIONS

27. **Resolution #R-2009-25:** Resolution Authorizing Vehicle Lease Agreement Between the City of Freeport and Pretzel City Transit, LLC

*Presented by Finance Director Craig Joesten*

- 27B. **Resolution #R-2009-26:** Resolution to Approve Grant Agreement with Illinois Department of Transportation for Integrated Mini-Grant Enforcement Program (IMaGE)

*Presented by Chief of Police Jerry Whitmore*

### ACTION ITEMS

28. **Appointments/Reappointments:**

A. A re-appointment of Patricia Pasch to the Historic Preservation Commission effective immediately to February 28, 2012.

29. **Call for a special meeting of the City Council on Monday, March 30, 2009 at 6:00 pm**

### OTHER

30. **Department Head Reports**

Library

Community Development

Finance

Public Works

Water and Sewer

Police

Fire

31. **Mayor's Report**

32. **New Business**

33. **Public Comments – Agenda or Non-Agenda Items (limited to 3 minutes per person)**

34. **Executive Session Pursuant to Illinois Open Meeting Act:**

- **5 ILCS 120/2 (c) (11) – Litigation;**

*City of Freeport vs. the Board of Directors of the Freeport Public Library, et al.*

35. **Adjournment**

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*Individuals with disabilities who plan to attend this meeting requiring certain accommodations(refer to American with Disabilities Act of 1990) in order to allow them to observe and/or participate in this meeting, or who have questions regarding accessibility should contact Human Resources at 815-235-2065 promptly to allow the City of Freeport to make reasonable accommodations.*