



City Council

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

AGENDA REGULAR MEETING Monday, April 5, 2010 at 6:00 p.m.

Call to Order

Roll Call

Pledge of Allegiance led by Alderman DeVine

- 1. Approval of Agenda.....Voice Vote**
- 2. Approval of Minutes of the regular meeting held on March 15, 2010.....Voice Vote**
- 3. Public Comments – Agenda Items (*limited to 3 minutes per person*)**

4. Proclamation/Presentations

- Proclamation for Willie Veasley, member of the NCAA tournament finalist Butler University Basketball Team
- Proclamation for Comcast Cares Week – April 19 through April 24, 2010

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's Monthly Investment Report for period ended February 28, 2010
- 2) City Treasurer's Cash and Fund Report for period ended February 28, 2010
- 3) Community Development Report as amended for February 2010 - Cash and Miscellaneous Receipts

B. Approval of Water and Sewer Bills Payable (#383 & 386) ---- \$257,025.01

C. Approval of Payroll for pay period ending March 27, 2010 ---- \$396,868.38

D. Approval of Finance Department Bills Payable (#382, 384, 385, 387, 388) ---- \$567,990.17

If applicable – Items removed from Consent Agenda

6. Communications to Council – [PDF of communications](#)

- Water & Sewer Report on projects for period ending March 24, 2010

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7. Appointments

- An appointment of Brad Hartog to the Water & Sewer Commission effective immediately through November 30, 2012.
- An appointment of Tom Klemm as the City Council Representative in lieu of the Chair of the City Finance Committee on the Community Development Revolving Loan Fund Committee.

ORDINANCES - THIRD READING

8. **3rd Reading of Ordinance 2010-17:** An Ordinance to Issue a Special Use Permit Under the Zoning Ordinance of the Codified Ordinances of the City of Freeport – *Type of Relief: Special Use Permit; Owner or Applicant: Gill's Freeport Raceway, In, d/b/a Freeport Raceway Park; Address or Description: 1910 South Walnut Avenue, Freeport, Illinois*

The first reading of this ordinance was held on March 1, 2010. A motion to adopt was given by Alderman Endress, seconded by Alderman Klemm. The second reading was held on March 15, 2010 and it was automatically laid over to tonight's meeting.

.....Roll Call Vote

9. **3rd Reading of Ordinance 2010-18:** An Ordinance Adopting an Update to the City of Freeport Comprehensive Plan and Amending Section 1222.01 (Description) of Chapter 1222 (Official Plan and Official Map) of the City of Freeport Codified Ordinances
PDF Draft Comprehensive Plan

The first reading of this ordinance was held on March 1, 2010. A motion to adopt was given by Alderman Endress, seconded by Alderman Klemm. The second reading was held on March 15, 2010 and it was automatically laid over to tonight's meeting.

.....Roll Call Vote

ORDINANCES - SECOND READING

10. **2nd Reading of Ordinance 2010-20:** An Ordinance Amending Chapter 1610 (BOCA National Fire Prevention), Chapter 1620 (NFPA 101 Life Safety Code), and Chapter 862 (Self-Service Gas Stations) of the Codified Ordinances of the City of Freeport

The first reading of this ordinance was held on March 15, 2010. A motion to adopt was given by Alderman Endress, seconded by Alderman Klemm and it was automatically laid over to tonight's meeting.

.....Automatic Layover

11. **2nd Reading of Ordinance 2010-21:** An Ordinance Amending Chapter 869 (Teen Dance Centers) of the Codified Ordinances of the City of Freeport, Illinois

The first reading of this ordinance was held on March 15, 2010. A motion to adopt was given by Alderman Klemm, seconded by Alderman Bush and it was automatically laid over to tonight's meeting. Please note, administration has requested an amendment for April 5, 2010 adding a definition for resident manager.

.....Automatic Layover

12. **2nd Reading of Ordinance 2010-23:** An Ordinance to Amend and Adjust the Appropriation Ordinance Fiscal Year 2009-2010 for the City of Freeport, Illinois

The first reading of this ordinance was held on March 15, 2010. A motion to adopt was given by Alderman DeVine, seconded by Alderman Endress and it was automatically laid over to tonight's meeting.

.....Automatic Layover

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13. 2nd Reading of Ordinance 2010-24: An Ordinance to Supplement the Appropriation Ordinance Fiscal Year 2009-2010 for the City of Freeport, Illinois

The first reading of this ordinance was held on March 15, 2010. A motion to adopt was given by Alderman DeVine, seconded by Alderman Endress and it was automatically laid over to tonight's meeting.

.....Automatic Layover

14. 2nd Reading of Ordinance 2010-25: An Ordinance Amending Chapter 1224 (Subdivision) Section 1224.02 (Procedure for Approval) and Amending Chapter 1242 (Administration, Enforcement and Penalty), Section 1242.12 (Variations, Permits, Planned Developments and Amendments) to Add Provisions for Notifying Members of City Council Upon Filing of Petitions

The first reading of this ordinance was held on March 15, 2010. A motion to adopt was given by Alderman Boldt, seconded by Alderman Helms and it was automatically laid over to tonight's meeting.

.....Automatic Layover

ORDINANCES – FIRST READING

15. 1st Reading of Ordinance 2010-27: An Ordinance Authorizing the Issuance of Taxable and/or Tax-Exempt General Obligation (Limited Tax) Notes to Finance Municipal Facilities and Operations for the City of Freeport, Stephenson County, Illinois, and Providing the Details of Such Notes, and Related Matters

As communicated in last council meeting, administration is requesting passage of ordinance this evening.

Presented by Finance Director Craig Joesten

.....Roll Call Vote

16. 1st Reading of Ordinance 2010-28: An Ordinance to Approve the Editing and Inclusion of Certain Ordinances as Parts of the Various Component Codes of the Codified Ordinances of the City of Freeport – August 17, 2009 through January 19, 2010

Presented by Corporation Counsel Sarah Griffin

.....Automatic Layover

RESOLUTIONS

[PDF of Resolutions](#)

17. Resolution #R-2010-19: Resolution Authorizing the Reservation of Volume Bond Cap Authority (Private Activity Bonds)

Presented by Community Development Director Shelly GriswoldRoll Call Vote

18. Resolution #R-2010-20: Resolution Authorizing Application for Public Transportation Financial Assistance Under Section 5311 of the Federal Transit Act of 1991, As Amended (49 U.S.C. § 5311)

Presented by Community Development Director Shelly GriswoldRoll Call Vote

19. Resolution #R-2010-21: Resolution to Amend a Tax Increment Financing District Fund Expenditure Plan - Downtown

Presented by Community Development Director Shelly GriswoldRoll Call Vote

20. Resolution #R-2010-22: Resolution to Approve a Tax Increment Financing District Fund Expenditure Plan – Lamm Road Business Park

Presented by Community Development Director Shelly GriswoldRoll Call Vote

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21. Resolution #R-2010-23: Resolution to Authorize Revised Lease Terms for Hangar Rentals at the Freeport Albertus Municipal Airport (General and Corporate)

Presented by Public Works Director Tom Dole

.....Roll Call Vote

OTHER

22. Department Head Reports

Community Development

Finance - Request for authority to extend of financial auditing firm contract

Public Works

Water and Sewer

Police

Fire

Library

23. Mayor's Report

24. New Business

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

26. Executive Session (Closed Session)

- Pursuant to 5 ILCS 120 (c) (2) Collective negotiating matters between the public body and its employees or their representatives, or deliberations concerning salary schedules for one or more classes of employees.
- Pursuant to 5 ILCS 120 (c) (21) - Discussion of minutes lawfully closed under this Act, whether for purposes of approval by the body of the minutes or semi-annual review of the minutes as mandated by Section 2.06

27. Action on Items Arising Out of Executive Session - Minutes and Tapes semi-annual review

28. Adjournment

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.