



City Council

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

AGENDA REGULAR MEETING Monday, April 19, 2010 at 6:00 p.m.

Call to Order

Roll Call

Pledge of Allegiance led by Alderman Endress

- 1. Approval of Agenda.....Voice Vote**
- 2. Approval of Minutes of the regular meeting held on April 5, 2010.....Voice Vote**
- 3. Public Comments – Agenda Items (*limited to 3 minutes per person*)**
- 4. 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 Cash and Fund Report for period ended March 31, 2010
 - 2) City Treasurer Investment Report for period ended March 31, 2010
 - 3) Police Department Report on Activities for March 2010
 - 4) Community Development Report for period ended March 2010 including Building Permit Summary; Building Permits; Electrical, HVAC, Plumbing and Sign Permits; Cash and Miscellaneous Receipts
 - B. Approval of Water and Sewer Bills Payable (#391) ---- \$78,640.54
 - C. Approval of Payroll for pay period ending April 16, 2010 ---- \$398,904.00
 - D. Approval of Finance Department Bills Payable (#389, 390, 392, 393) ---- \$614,041.87

If applicable – Items removed from Consent Agenda

5. Communications to Council

- A. A memorandum by Finance Department dated April 14, 2010 regarding the Draft Fiscal Year 2011 Budget
- B. A memorandum by Finance Director Craig Joesten dated April 15, 2010, regarding increased limits quotes for Airport Owners and Operators General Liability Policy
- C. A memorandum by Finance Department dated April 15, 2010 regarding New Bank Account

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6. Appointments

- An appointment of Jeremy Marsh to the Firefighter's Pension Fund Board of Trustees effective immediately for a three year term through April 17, 2013.
- An appointment of Reverend Kevin M. Cooley, Sr. to the Housing Authority Board of Freeport effective immediately through October 31, 2010.

ORDINANCES - THIRD READING

7. 3rd 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. The second reading was held on April 5, 2010 and it was automatically laid over to tonight's meeting.**Roll Call Vote**

8. 3rd 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. The second reading was held on April 5, 2010 and it was automatically laid over to tonight's meeting.**Roll Call Vote**

9. 3rd 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. The second reading was held on April 5, 2010 and it was automatically laid over to tonight's meeting. Administration has placed an amendment in the council packets titled, "Proposed Amendment – April 19, 2010"**Roll Call Vote**

10. 3rd 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. The second reading was held on April 5, 2010 and it was automatically laid over to tonight's meeting.**Roll Call Vote**

11. 3rd 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. The second reading was held on April 5, 2010 and it was automatically laid over to tonight's meeting.**Roll Call Vote**

ORDINANCES - SECOND READING

12. 2nd 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

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The first reading of this ordinance was held on April 5, 2010. A motion to adopt was given by Alderman O'Neill, seconded by Alderman Endress and it was automatically laid over to tonight's meeting.

.....Automatic Layover

ORDINANCES – FIRST READING

13. **1st Reading of Ordinance 2010-29:** An Ordinance Amending Chapter 288 (Officers and Employees Generally) of the Codified Ordinances of the City of Freeport – Office Hours
Presented by Mayor George GaulrappAutomatic Layover

14. **1st Reading of Ordinance 2010-30:** Ordinance for Variation, Permit of Amendment of Codified Ordinances of Freeport Illinois; *Type of Relief – Zoning Variance to Sub-Section 1250.02 (e) (2) (Yard Areas – Side Yards) of Section 1250.02 (R-2 One Family Residence District) of Chapter 1250 (Residence Districts) of the City of Freeport Codified Ordinances to allow a side yard of zero (0) feet at the property; Address - 1550 LaCresta, Freeport, Illinois; Owner or Applicant – John Budenz,*
The public hearing was held on April 8, 2010. The Zoning Board of Appeals unanimously recommended this variance to council and there were no written objectors filed in protest.
Presented Community Development Director Shelly GriswoldRoll Call Vote

15. **1st Reading of Ordinance 2010-31:** Ordinance for Variation, Permit of Amendment of Codified Ordinances of Freeport Illinois; *Type of Relief – Zoning Variance to Section 1270.03 (e) (2) (Fence Installation) (Fences in Rear/Side Yards) of Chapter 1270 (Fences) of the City of Freeport Codified Ordinances to allow a fence on the side and rear property lines in an R4 (One Family Residence) zoning classification; Address – 1550 West Stover, Freeport, Illinois; Owner or Applicant – Robert P. Homan*
The public hearing was held on April 8, 2010. The Zoning Board of Appeals unanimously recommended this variance to council and there were no written objectors filed in protest.
Presented Community Development Director Shelly GriswoldRoll Call Vote

16. **1st Reading of Ordinance 2010-32:** Special Ordinance for Variation, Permit of Amendment of Codified Ordinances of Freeport Illinois; *Type of Relief - Special Use Permit to allow a large residential-care home under Section 1250.01 (b) (10) “Special Uses” of Chapter 1250 (Residence Districts of the Codified Ordinances of the City of Freeport; Address – 2025 West Winchester, Freeport, Illinois; Owner or Applicant – Tawnally J. Palmer, Owner, and L & D Real Estate, LLC, Contract Vendee*
The public hearing was held on April 8, 2010. The Freeport Planning Commission voted unanimously to approve the findings of fact and to recommend approval of this Special Use Permit to council. There were written objectors filed in protest to this Special Use Permit.
Presented Community Development Director Shelly GriswoldAutomatic Layover

RESOLUTIONS

[PDF of Resolutions](#)

17. **Resolution #R-2010-23:** Resolution to Authorize Revised Lease Terms for Hangar Rentals at the Freeport Albertus Municipal Airport (General and Corporate)
This resolution was presented at the meeting held on April 5, 2010 by Public Works Director Tom Dole and it was approved by roll call vote to be laid over to this evening.Roll Call Vote

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- 18. Resolution #R-2010-24: Resolution for the Agreement Between City of Freeport and Illinois Department of Transportation for Rehabilitation of Lincoln Boulevard (MFT Sec. 09-00151-00-RS) - Lincoln Boulevard from Whistler Avenue to Saxby Avenue**
Presented by Public Works Director Tom DoleRoll Call Vote
- 19. Resolution #R-2010-25: Resolution Authorizing Acceptance of a Youth Advisory Council Freeport Community Foundation Grant**
Presented by Chief of Police Jerry WhitmoreVoice Vote
- 20. Resolution #R-2010-26: Resolution Regarding City Council Compensation**
Presented by Alderman HelmsRoll Call Vote
- 21. Resolution #R-2010-27: Resolution to Authorize a Joint City-State Agreement Between the City of Freeport and the Illinois Department of Transportation (IDOT) for Constructing a Portion of the Jane Addams Trail as Part of IDOT Job No, C-92-057-06**
Presented by Community Development Director Shelly GriswoldRoll Call Vote
- 22. Resolution #R-2010-28: Resolution to Approve the Preliminary Plat for Habitat Subdivision**
Presented by Community Development Director Shelly GriswoldRoll Call Vote
- 23. Resolution #R-2010-29: Resolution to Approve the Final Plat for Habitat Subdivision**
Presented by Community Development Director Shelly GriswoldRoll Call Vote
- 24. Resolution #R-2010-30: Resolution to Open a City Checking Account and to Designate Check Signers at US Bank**
Presented by Finance Director Craig JoestenRoll Call Vote

OTHER

25. Department Head Reports

Community Development

Finance

Public Works

- Authorization of incentive bonus for the Albertus Airport Fixed Base Operator for the time period of August 2008 and August 2009.

Library

Water and Sewer

Police

Fire

26. Mayor's Report

27. New Business

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

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29. 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.**

30. 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.