



City Council

City Council Chambers ♦ 524 West Stephenson Street, 3rd Floor ♦ Freeport, IL 61032

AGENDA REGULAR MEETING Tuesday, January 17, 2012 at 6:00 p.m.

Call to Order

Roll Call

Motion/Approval of Mayor Pro Tem

Pledge of Allegiance led by Alderperson Klemm

1. Approval of Agenda.....Voice Vote

2. Approval of Minutes.....Voice Vote

3. Public Comments – Agenda Items (*limited to 3 minutes per person*)

4. Presentations

- Update on Freeport Downtown Development Foundation by Quentin Davis
- School Bus Safety by Debra DeVine

5. Consent Agenda.....Roll Call Vote

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 December 31, 2011
- 2) City Treasurer's Report of Cash and Fund Balances through December 31, 2011
- 3) Community Development Report on Activities December 2011 including; Cash and Misc. Receipts; Building Permits; and Electrical, HVAC, Plumbing and Sign Permits
- 4) Police Department Activity Report for December 2011
- 5) Fire Department Activity Report for December 2011
- 6) Worker's Compensation Incident Report for December 2011

B. Approval of Motor Fuel Tax Fund (Register #MFT – 0009) --- \$17,758.12

C. Approval of Water and Sewer Bills Payable (Register # 653) --- \$316,157.50

Approval of Motor Fuel Tax Fund (register #MFT-008) --- \$101,986.20

D. Approval of Payroll for pay period ending December 31, 2011 --- \$405,694.72

E. Approval of Finance Bills Payable (Registers #650, 651, 652, 654, 655) --- \$1,518,260.03

If applicable – Items removed from Consent Agenda

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6. Appointments – [Appointment PDF](#)

- An Appointment of Alderperson Ronnie Bush to the Freeport Downtown Development Foundation Board

ORDINANCES – SIXTH READING

7. [6th READING OF ORDINANCE #2011-61](#): AN ORDINANCE TO CREATE CHAPTER 1430 (VACANT PROPERTY) OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT, ILLINOIS

The first reading was held on November 7, 2011. A motion to adopt was given by Alderperson Bush, seconded by Alderperson Crutchfield. The second reading was held on November 21, 2011. The third reading was held on December 5, 2011. The fourth reading was held on December 19, 2011. The fifth reading was held on January 3, 2012. At the meeting held on January 3, 2012, a motion was given by Alderperson Boldt and seconded by Alderson Koester to accept the amendments to Ordinance #2011-61 as presented. A roll call vote was taken to accept the amended ordinance. A motion was then given by Alderperson Bush and seconded by Alderperson Crutchfield to layover the ordinance to tonight's meeting and it was approved by roll call vote.

.....Roll Call Vote

ORDINANCES – THIRD READING

8. [3rd READING OF ORDINANCE # 2012-01](#): AN ORDINANCE TO ABATE THE 2011 REAL ESTATE TAX LEVY FOR THE REPAYMENT OF THE GENERAL OBLIGATION BONDS, SERIES 2003

The first reading was held on December 19, 2011. A motion to adopt was given by Alderperson Helms, seconded by Alderperson Endress. The second reading was held on January 3, 2012 and the ordinance was automatically laid over to tonight's meeting.

.....Roll Call Vote

9. [3rd READING OF ORDINANCE # 2012-02](#): AN ORDINANCE TO ABATE THE 2011 REAL ESTATE TAX LEVY FOR THE REPAYMENT OF THE GENERAL OBLIGATION BONDS, SERIES 2004

The first reading was held on December 19, 2011. A motion to adopt was given by Alderperson Helms, seconded by Alderperson Endress. The second reading was held on January 3, 2012 and the ordinance was automatically laid over to tonight's meeting.

.....Roll Call Vote

10. [3rd READING OF ORDINANCE # 2012-03](#): AN ORDINANCE TO ABATE THE 2011 REAL ESTATE TAX LEVY FOR THE REPAYMENT OF THE GENERAL OBLIGATION BONDS, SERIES 2006

The first reading was held on December 19, 2011. A motion to adopt was given by Alderperson Endress, seconded by Alderperson Koester. The second reading was held on January 3, 2012 and the ordinance was automatically laid over to tonight's meeting.

.....Roll Call Vote

11. [3rd READING OF ORDINANCE # 2012-05](#): AN ORDINANCE AMENDING THE BOUNDARIES OF THE JOINT CITY OF FREEPORT – COUNTY OF STEPHENSON CERTIFIED ENTERPRISE ZONE

The first reading was held on December 19, 2011. A motion to adopt was given by Alderperson Helms, seconded by Alderperson Klemm. The second reading was held on January 3, 2012 and the ordinance was automatically laid over to tonight's meeting.

.....Roll Call Vote

ORDINANCES – SECOND READING

12. [2nd READING OF ORDINANCE # 2012-06](#): AN ORDINANCE AMENDING CHAPTER 1042 (WATER GENERALLY), SECTION 1042.12 "METERS GENERALLY" OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT

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The first reading was held on January 3, 2012. A motion to adopt was given by Alderperson Klemm, seconded by Alderperson Crutchfield and the ordinance was automatically laid over to tonight's meeting.

.....Automatic Layover

13. **2nd READING OF ORDINANCE # 2012-07:** AN ORDINANCE AMENDING CHAPTER 1044 (WATER RATES AND REVENUES) OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT

The first reading was held on January 3, 2012. A motion to adopt was given by Alderperson Klemm, seconded by Alderperson Koester and the ordinance was automatically laid over to tonight's meeting.

.....Automatic Layover

14. **2nd READING OF ORDINANCE # 2012-08:** AN ORDINANCE AMENDING CHAPTER 1048 (SEWER RATES AND REVENUES) OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT

The first reading was held on January 3, 2012. A motion to adopt was given by Alderperson Klemm, seconded by Alderperson Boldt and the ordinance was automatically laid over to tonight's meeting. Administration requests an amendment to correct language in 1048.01 (a) (2) as discussed on January 3, 2012 and a copy of the amended ordinance was provided on the website through [PDF](#)

.....Automatic Layover

ORDINANCES - FIRST READING

15. **1st READING OF ORDINANCE #2012-09:** SPECIAL ORDINANCE FOR VARIATION, PERMIT OR AMENDMENT OF CODIFIED ORDINANCES OF FREEPORT ILLINOIS – *Type of Relief: Special Use Permit under Subsection 1252.05 (b) in B3 Commercial and Wholesale Business District to allow sale of alcoholic beverages in an outdoor restaurant area; Owner or Applicant: JLLJ Freeport, LLC; Address/Description: Southeast Center Sub Lot 7P-237/1423 (Tax PIN 18-19-05-300-017) Commonly known as 1725 South Ihm Boulevard, Freeport Illinois*

The public hearing for this petition was held by the Freeport Planning Commission on January 5, 2012. There were no written objections filed and the commission unanimously recommended the petition for approval. Therefore, council may take final action this evening. Presented by Community Development Director Shelly Griswold

.....Roll Call Vote

16. **1st READING OF ORDINANCE #2012-10:** AN ORDINANCE AMENDING CHAPTER 893 (MOTOR FUEL TAX), SECTION 893.07 "MOTOR FUEL TAX FUND" OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT

Presented by Community Development Director Shelly Griswold

17. **1st READING OF ORDINANCE #2012-11:** AN ORDINANCE TO SUPPLEMENT THE APPROPRIATION ORDINANCE FISCAL YEAR 2011-2012 FOR THE CITY OF FREEPORT, ILLINOIS – *FOR FUNDING DEMOLITIONS*

Presented by Community Development Director Shelly Griswold

18. **1st READING OF ORDINANCE #2012-12:** AN ORDINANCE AMENDING SECTION 480.24 (HANDICAPPER PERSONS AND DISABLED VETERANS) OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT (EXCHANGE STREET)

Presented by Public Works Director Tom Dole

19. **1st READING OF ORDINANCE #2012-13:** AN ORDINANCE AMENDING CHAPTER 806 – ALCOHOLIC LIQUOR SALES OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT, TO AMEND SECTION 806.03 (CLASSIFICATION OF LICENSES), TO ADD A CLASS D LICENSE; REPEALING AND

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REPLACING SECTION 806.04 (FEES FOR LICENSES); AMENDING CHAPTER 608 “ALCOHOLIC LIQUOR”, SECTIONS 608.02 (OFFENSES BY LICENSEES), 608.04 (POSSESSION OR CONSUMPTION IN PUBLIC PLACES), 608.05 (CONSUMPTION ON LICENSED PREMISES), 608.06 (PERMITTED HOURS OF SALES), 608.08 (UNDERAGE PERSONS ON LICENSED PREMISES) ALL RELATING TO CLASS D LICENSES

This ordinance is being presented to the Liquor Commission on January 12, 2012 and was requested by Mayor Gaulrapp to be on the agenda for January 17, 2012

20. 1st READING OF ORDINANCE #2012-14: AN ORDINANCE AMENDING CHAPTER 806 OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT – TEMPORARY LICENSES

This ordinance is being presented to the Liquor Commission on January 12, 2012 and was requested by Mayor Gaulrapp to be on the agenda for January 17, 2012

RESOLUTIONS

21. RESOLUTION #R-2012-04: RESOLUTION TO AUTHORIZE AN AMENDMENT TO INTERGOVERNMENTAL AGREEMENT FOR THE OPERATION OF AN ENTERPRISE ZONE – DEBRUCE GRAIN, INC.

Laid over from meeting held on January 3, 2012 to coincide with ordinanceRoll Call Vote

22. RESOLUTION #R-2012-13: RESOLUTION TO APPROVE A CORRECTED TAX INCREMENT FINANCING DISTRICT FUND EXPENDITURE PLAN – DOWNTOWN

Presented by Community Development Director Shelly GriswoldRoll Call Vote

23. RESOLUTION #R-2012-14: A RESOLUTION AUTHORIZING APPLICATION TO THE ILLINOIS HOUSING DEVELOPMENT AUTHORITY FOR THE SMALL RENTAL PROPERTIES PROGRAM

Presented by Community Development Director Shelly GriswoldRoll Call Vote

24. RESOLUTION #R-2012-15: A RESOLUTION AUTHORIZING APPLICATION TO THE ILLINOIS HOUSING DEVELOPMENT AUTHORITY FOR THE SINGLE FAMILY OWNER OCCUPIED REHABILITATION GRANT PROGRAM

Presented by Community Development Director Shelly GriswoldRoll Call Vote

25. RESOLUTION #R-2012-16: RESOLUTION TO AUTHORIZE THE 2012 FAÇADE IMPROVEMENT PROGRAM GUIDELINES

Presented by Community Development Director Shelly GriswoldRoll Call Vote

26. RESOLUTION #R-2012-17: RESOLUTION TO AUTHORIZE THE 2012 CITY OF FREEPORT CENTRAL BUSINESS DISTRICT RETAIL BUSINESS

Presented by Community Development Director Shelly GriswoldRoll Call Vote

27. RESOLUTION #R-2012-18: RESOLUTION FOR THE AGREEMENT BETWEEN CITY OF FREEPORT AND ILLINOIS DEPARTMENT OF TRANSPORTATION FOR CONSTRUCTION MAINTENANCE, PRELIMINARY ENGINEERING AND CONSTRUCTION ENGINEERING OF STREETS AND HIGHWAYS – S. HARLEM AVENUE (SEC NO. 12-00157-00-CG)

Presented by City Engineer Denise IhrigRoll Call Vote

28. RESOLUTION #R-2012-19: RESOLUTION FOR THE AGREEMENT BETWEEN CITY OF FREEPORT AND ILLINOIS DEPARTMENT OF TRANSPORTATION FOR CONSTRUCTION MAINTENANCE,

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**PRELIMINARY ENGINEERING AND CONSTRUCTION ENGINEERING OF STREETS AND HIGHWAYS –
2012 MFT MAINTENANCE (SEC NO. 12-00000-01-GM)**

Presented by City Engineer Denise Ihrig

.....Roll Call Vote

**29. RESOLUTION #R-2012-20: RESOLUTION FOR THE AGREEMENT BETWEEN CITY OF FREEPORT
AND ILLINOIS DEPARTMENT OF TRANSPORTATION FOR CONSTRUCTION MAINTENANCE,
PRELIMINARY ENGINEERING AND CONSTRUCTION ENGINEERING OF STREETS AND HIGHWAYS – S
HANCOCK AVENUE (SEC. 12-00155-00-RS**

Presented by City Engineer Denise Ihrig

.....Roll Call Vote

<http://www.cityoffreeport.org>

OTHER

30. Department Head Reports

Community Development

- Approval of Vehicle Bids for Two Extended Cab 4x4 Pickup Trucks from opening of bids on Thursday, January 12, 2012 at 2:00 pm

Finance/Water and Sewer Director

Public Works

Library

City Engineer/Water and Sewer

Police

Fire

31. Mayor's Report

32. New Business/Council Announcement

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

34. Executive session (Closed Session)

- Pursuant to 5 ILCS 120/2 (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
- Action on Semi-Annual Review and Approval of Executive Session Minutes and Tapes

.....Roll Call Vote

.....Roll Call Vote

35. Adjournment

The City of Freeport, in compliance with the American with Disabilities Act, requests that persons with disabilities who require certain accommodations to allow them to observe and/or participate in the meeting(s), or have questions about the accessibility of the meeting(s) or facilities, should contact Human Resources at 815-235-2065 promptly to allow the City to make reasonable accommodations.