

CITY OF FREEPORT, ILLINOIS
MONDAY EVENING
CITY COUNCIL MEETING
AUGUST 20, 2007 AT 7:00PM
CITY COUNCIL CHAMBERS

QUORUM

At 7:00 pm, a quorum being present, Mayor Gaulrapp called the meeting to order.

RECORD

Present were Aldermen Corbin, Klemm, Boldt, Bush, DeVine, Endress, Helms, and O'Neill.

PLEDGE OF ALLEGIANCE

At this time, the Pledge of Allegiance was led by Alderman Corbin.

APPROVAL OF THE AGENDA

Alderman Endress moved, seconded by Alderman Helms to approve the agenda. On the roll call of yeas and nays, Aldermen Corbin, Klemm, Boldt, Bush, DeVine, Endress, Helms, and O'Neill voted yea. The motion carried.

PUBLIC HEARING

There was a public hearing regarding the Burchard Hills Project. Kate Crowley from Vandewalle & Associates explained the eligibility of creating a TIF area and how the proposed Burchard Hills TIF satisfies the criteria. Ms. Crowley answered all questions from council. There was then a public comment section (5 minute-limit): Valeria Wiegand spoke in support of the project. Dr. Chad Reedy stated that he was concerned about the traffic flow. Paul Holz recommended approval of the project. Johan Namio spoke in opposition to possible road through Oakhill. There being no further comments, Alderman Helms moved, seconded by Alderwoman O'Neill to close the public hearing. The motion carried.

APPROVAL OF MINUTES

The Journal of the Minutes of the regular meeting of August 6, 2007 was presented for approval. Alderwoman O'Neill moved, seconded by Alderman Endress to approve. The motion carried.

CONSENT AGENDA

- A. Approval to Receive and Place on File:
 - 1. Police Department Activities for period ended July 2007
 - 2. Fire Department Activities for period ended July 2007
 - 3. Treasurer's Report for period ended July 2007
 - 4. Treasurer's Tax Receipts for period ended July 2007
- B. Approval of Water & Sewer Disbursements for August 2007- \$238,855.11
- C. Approval of Bills Payable (#14-#17) for August 2007 - \$504,988.10
- D. Approval of Payroll for period ended August 4, 2007 - \$392,978.43

Alderwoman O'Neill moved, seconded by Alderman Corbin to approve. On the roll call of yeas and nays, Aldermen Corbin, Klemm, Boldt, Bush, DeVine, Endress, Helms, and O'Neill voted yea. The motion carried.

1st READING ORDINANCE #2007-60**AN ORDINANCE TO ASCERTAIN THE PREVAILING RATE OF WAGES FOR LABORERS, WORKMEN AND MECHANICS EMPLOYED IN PUBLIC WORKS OF THE CITY OF FREEPORT, ILLINOIS**

The committee held a meeting on August 20, 2007. Corporation Counsel, Sarah Griffin, explained that is a yearly ordinance that is required by state law. The committee voted unanimously to approve and Alderman Helms so moved, seconded by Alderwoman O'Neill. Alderman Klemm moved, seconded by Alderman Helms to suspend the rules for immediate consideration. On the roll call of yeas to suspend the rules, Aldermen Corbin, Klemm, Boldt, Bush, DeVine, Endress, Helms, and O'Neill voted yea. The motion carried. On the roll call of yeas and nays to approve the ordinance, Aldermen Corbin, Klemm, Boldt, Bush, DeVine, Endress, Helms, and O'Neill voted yea.

1st READING ORDINANCE #2007-61**ORDINANCE FOR VARIATION, PERMIT OR AMENDMENT OF CODIFIED ORDINANCES OF FREEPORT, ILLINOIS (Variance, Vaugh Toyne, 715 West Chestnut)**

The petitioner is requesting the following:

1. A variance to Subsection (f)(2) (Side Yard) of Section 1250.05 (R5 Two Family Residence District) of Chapter 1250 (Residence Districts) of the City of Freeport Codified Ordinances to allow a side yard of two (2) feet (the ordinance requires a five (5) foot side yard) at 715 West Chestnut Street, Freeport, Illinois; and
2. A variance to Subsection (f)(3) (Rear Yard) of Section 1250.05 (R5 Two Family Residence District) of Chapter 1250 (Residence Districts) of the City of Freeport Codified Ordinances to allow a rear yard of two (2) feet (the ordinance requires a three (3) foot rear yard) at 715 West Chestnut Street, Freeport, Illinois

Alderman Boldt moved, seconded by Alderwoman O'Neill to concur with the unanimous recommendation from the Zoning Board of Appeals. On the roll call of yeas and nays, Aldermen Corbin, Klemm, Boldt, Bush, DeVine, Endress, Helms, and O'Neill voted yea. The ordinance was approved.

1ST READING ORDINANCE #2007-62**ORDINANCE FOR VARIATION, PERMIT OR AMENDMENT OF CODIFIED ORDINANCES OF FREEPORT, ILLINOIS (Variance, Timothy & Debra Curboy, 1546 S Locust Ave)**

The petitioner is requesting the following:

1. A variance to Subsection (e)(1) (Fences in Rear/Side Yard) of Section 1270.03 (Fence Installation) of Chapter 1270 (Fences) of the City of Freeport Codified Ordinances to allow an eight (8) foot fence in the rear/side yard at 1546 South Locust Avenue, Freeport, Illinois; and
2. A variance to Subsection (e)(2) (Fences in Rear/Side Yard) of Section 1270.03 (Fence Installation) of Chapter 1270 (Fences) of the City of Freeport Codified Ordinances to allow a fence closer than two (2) feet to the side lot line at 1546 South Locust Avenue, Freeport, Illinois on the south lot line only of the property.

Alderman Klemm moved, seconded by Alderman Endress to concur with the unanimous recommendation from the Zoning Board of Appeals. On the roll call of yeas and nays, Aldermen Corbin, Klemm, Boldt, Bush, DeVine, Endress, Helms, and O'Neill voted yea. The ordinance was approved.

APPOINTMENT

Effectively immediately, Mayor Gaulrapp hereby appoints Deborah Hams to the Housing Authority Board. Ms. Harms will replace Jennie DeVine who has resigned the position. This appointment shall be effective until October 31, 2007. Alderman Corbin moved, seconded Alderwoman O'Neill to accept this appointment. On the roll call of yeas and nays, Aldermen Corbin, Klemm, Boldt, Bush, DeVine, Endress, Helms, and O'Neill voted yea. The appointment was accepted.

APPOINTMENT

Effective immediately, Mayor Gaulrapp hereby appoints Richard Pool to the Housing Authority Board. Mr. Pool will replace Cynthia Sorn who has resigned the position. This is a resident appointment and will expire on October 31, 2008. On the roll call of yeas and nays, Aldermen Corbin, Klemm, Boldt, Bush, DeVine, Endress, Helms, and O'Neill voted yea. The appointment was accepted.

RESOLUTION #R-2007-64

RESOLUTION TO APPROVE THE PRELIMINARY PLAT FOR BURCHARD HILLS SUBDIVISION

This resolution was laid over from the meeting of August 6, 2007. Alderman Helms moved, seconded by Alderman Boldt to amend the conditions to include approval of the traffic and drainage study. On the roll call of yeas and nays, Aldermen Corbin, Klemm, Boldt, Bush, DeVine, Endress, Helms, and O'Neill voted yea. The motion carried.

Alderwoman O'Neill moved, seconded by Alderman Corbin to amend the conditions to include that a physical or natural barrier, a minimum of 5 feet high needs to be provided along the path. She stated that there was a concern about security/privacy from some of the neighbors along the path. There was leave granted to hear from Todd Wiegand, Fehr-Graham & Associates, who explained that the topography of the land was not even, making it difficult to plant trees. On the roll call of yeas and nays to approve the amendment, Alderwoman O'Neill voted yea. Aldermen Corbin, Klemm, Boldt, Bush, DeVine, Endress, and Helms voted nay. There were seven yeas and one nay. The motion failed.

Lighting issues along the path were discussed. It was decided that they would be addressed in the Redevelopment Agreement.

Alderman Boldt moved, seconded by Alderman Klemm to adopt this resolution. On the roll call of yeas and nays, Aldermen Corbin, Klemm, Boldt, Bush, DeVine, Endress, Helms, and O'Neill voted yea. The resolution was adopted.

RESOLUTION #R-2007-65

RESOLUTION TO APPROVE THE FINAL PLAT FOR BURCHARD HILLS SUBDIVISION

This resolution was laid over from the meeting of August 6, 2007. Alderman Helms moved, seconded by Alderwoman O'Neill to amend the conditions to include approval of the traffic and drainage study. On the roll call of yeas and nays, Aldermen Corbin, Klemm, Boldt, Bush, DeVine, Endress, Helms, and O'Neill voted yea. The motion carried.

Alderman Boldt moved, seconded by Alderman Klemm to adopt this resolution. On the roll call of yeas and nays, Aldermen Corbin, Klemm, Boldt, Bush, DeVine, Endress, Helms, and O'Neill voted yea. The resolution was adopted.

RESOLUTION #R-2007-67**RESOLUTION TO AMEND A TAX INCREMENT FINANCING DISTRICT FUND EXPENDITURE PLAN**

The committee held a meeting on August 6, 2007. Shelly Griswold presented an amended plan which includes \$61,000 for 2008 debt service that will be due and payable prior to 2007 tax revenue receipts in July 2008, \$100,000 for demolition, and \$8,000 for façade improvements for Lindo Theatre. City Accountant, Duane Price explained that the \$100,000 will be loaned from the Corporate Fund to the TIF Fund. It will be a 5-year loan with prevailing interest. The committee voted unanimously to adopt this resolution and Alderman Helms so moved, seconded by Alderman Endress. On the roll call of yeas and nays, Aldermen Corbin, Klemm, Boldt, Bush, DeVine, Endress, Helms, and O'Neill voted yea. The resolution was adopted.

RESOLUTION #R-2007-68**RESOLUTION AUTHORIZING APPLICATION FOR AND EXECUTION OF A PUBLIC TRANSPORTATION CAPITAL ASSISTANCE GRANT UNDER THE ILLINOIS DEPARTMENT OF TRANSPORTATION'S GENERAL AUTHORITY TO MAKE SUCH GRANTS**

Community Development Director, Shelly Griswold stated that city would be receiving two vehicles from IDOT. There is no match for this grant and no final decision has been made on which provider would use these vehicles. Alderman Helms moved, seconded by Alderwoman O'Neill for approval. On the roll call of yeas and nays, Aldermen Corbin, Klemm, Boldt, Bush, DeVine, Endress, Helms, and O'Neill voted yea. The resolution was adopted.

RESOLUTION #R-2007-69**RESOLUTION AUTHORIZING APPLICATION AND ACCEPTANCE OF STAFFING FOR ADEQUATE FIRE AND EMERGENCY RESPONSE GRANT FROM DEPARTMENT OF HOMELAND SECURITY**

The committee held a meeting on August 20, 2007. Kevin Countryman explained that this resolution would allow for the hiring of two firefighters, where in the first year salary and benefits are covered 90%, in the second year 80%, in the third year 50%, in the fourth year 30%, and the fifth year 0%, with a requirement that the City maintain such staffing levels through the fifth year of the grant. The committee voted unanimously to adopt this resolution and Alderwoman O'Neill moved, seconded by Alderman Bush. On the roll call of yeas and nays, Aldermen Corbin, Klemm, Boldt, Bush, DeVine, Endress, Helms, and O'Neill voted yea. The resolution was adopted.

MAYOR'S REPORT

The mayor reported on various issues.

NEW BUSINESS

Alderwoman O'Neill requested that an ordinance be drafted regarding handicap parking signage, striping, etc.

As there was no other business to be transacted by the City Council, the meeting was adjourned at 9:05 p.m.