



## ***City Council***

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

---

### **MINUTES REGULAR MEETING Monday, June 21, 2010**

---

#### **CALL TO ORDER**

The regular meeting of the Freeport, Illinois, City Council was called to order by Mayor George Gaulrapp with a quorum being present at 6:00 pm on Monday, June 21, 2010, in Council Chambers.

#### **ROLL CALL**

Present on roll call were Mayor George Gaulrapp and council members Klemm, Bush, Endress, Boldt, DeVine and Corbin (6). Alderman O'Neill and Alderman Helms were not present. Corporation Counsel Sarah Griffin was present.

#### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Alderman Corbin

#### **APPROVAL OF AGENDA**

Alderman Endress moved to approve the agenda as presented, seconded by Alderman DeVine. Motion passed by voice vote without dissent.

#### **APPROVAL OF MINUTES**

Alderman DeVine moved to approve the regular meeting minutes of June 7, 2010, seconded by Alderman Endress. Motion passed by voice vote without dissent.

#### **PUBLIC COMMENTS - AGENDA ITEMS**

Marg Christianson, 15 N. Van Buren spoke to the council inviting participation in the Community Customer Appreciation Day scheduled on June 24, 2010. The event will feature homeownership in the City of Freeport with a picnic at Krape Park for participants.

Pat Brown, 27 W. Stephenson, an employee of Neighborhood Housing Services handed out invitations to Customer Appreciation Day to be held on June 24, 2010.

#### **CONSENT AGENDA**

The following Consent Agenda items were presented:

- A. Approval to receive and place on file:
  - 1) City Treasurer's Monthly Investment Report for period ending May 31, 2010
  - 2) City Treasurer's Report on Cash and Fund Balances for period ending May 31, 2010
  - 3) Police Department on Activities for May 2010
  - 4) Fire Department Report on Activities for May 2010
- B. Approval of Water and Sewer Bills Payable (#411, 412, 413) ---- \$120,629.85

**MINUTES**  
**REGULAR MEETING**  
**Monday, June 21, 2010**

C. Approval of Payroll for pay period ending June 5, 2010 ---- \$407,278.70

D. Approval of Finance Department Bills Payable (#410, 414, 415, 416) ---- \$433,466.91

Alderman Endress moved to approve the Consent Agenda items as presented, seconded by Alderman DeVine. The Consent Agenda items were approved by roll call vote.

Yeas: Corbin, Klemm, Bush, Endress, Boldt, and DeVine (6)

Nays: None

**ORDINANCES - THIRD READING**

**3<sup>RD</sup> READING OF ORDINANCE 2010-34:**

**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 first reading of this ordinance was held on May 17, 2010. A motion to adopt was given by Alderman Corbin, seconded by Alderman Endress. The second reading was held on June 7, 2010 and it was automatically laid over to tonight's meeting. Upon the third reading and no discussion, a roll call vote was taken.

Yeas: Corbin, Klemm, Bush, Endress, Boldt, and DeVine (6)

Nays: None

Ordinance 2010-34 was adopted.

**ORDINANCES - SECOND READING**

**2<sup>ND</sup> READING OF ORDINANCE 2010-38:**

**An Ordinance Amending Chapter 480, Section 480.11 (Prohibited Parking Streets) of the Codified Ordinances of the City of Freeport – Lincoln Boulevard**

The first reading of this ordinance was held on June 7, 2010. A motion to adopt was given by Alderman Klemm, seconded by Alderman Helms and it was automatically laid over to tonight's meeting. Upon the second reading and no discussion, the ordinance was automatically laid over to the next meeting.

**2<sup>ND</sup> READING OF ORDINANCE 2010-39:**

**An Ordinance to Add Portions of the Frontage Road Between the West Edge of Illinois Route 26 and the City of Freeport's Corporate Limits, a Total of 2,235 feet, to the City of Freeport's Municipal Street System, in Conjunction with Illinois Department of Transportations (IDOT) Job No. C 92-057-06**

The first reading of this ordinance was held on June 7, 2010. A motion to adopt was given by Alderman Helms, seconded by Alderman Klemm and it was automatically laid over to tonight's meeting. It was stated for the record that administration has requested waiver of the third reading and passage of ordinance this evening. Community Development Director Shelly Griswold stated that due to timeframe set by IDOT, this ordinance needs to be forwarded this week to their department. Alderman Klemm motioned to move this ordinance forward and suspend the rules to vote on it this evening. A roll call vote was taken on the suspension of rules.

Yeas: Corbin, Klemm, Bush, Endress, Boldt, and DeVine (6)

Nays: None

The suspension of the rules was approved.

**MINUTES**  
**REGULAR MEETING**  
**Monday, June 21, 2010**

Discussion was held regarding the maintenance of the bike trail and Community Development Director Shelly Griswold stated there are funds in the budget every year for the maintenance and upkeep of the trails. The cost of upkeep is split by the governing units.

Upon no further questions or discussion, a roll call vote was taken to adopt the ordinance on the floor.

Yeas: Corbin, Klemm, Bush, Endress, Boldt, and DeVine (6)

Nays: None

Ordinance 2010-39 was adopted.

**ORDINANCES - FIRST READING**

**1<sup>ST</sup> READING OF ORDINANCE 2010-40:**

**Ordinance for Variation, Permit or Amendment of Codified Ordinances of Freeport, Illinois – *Type of Relief: Variance to allow off-street parking facilities in front yard, Owner or Applicant: Steve Quittschreiber, Property Located at 727-729 West Lincoln***

The Board of Zoning Appeals unanimously recommended approval of this petition at their meeting held on June 10, 2010 and there were no written objectors filed against this position. Therefore, the city council may take final action this evening. The ordinance was presented by Community Development Director Shelly Griswold stating the a variance was requested by Steve Quittschreiber for the property located at 727-729 West Lincoln, Freeport, Illinois, to allow off street parking facilities in the front yard. Director Griswold read special condition placed by the Board of Zoning Appeals stating, "That the front yard parking facilities will conform to the measurements and drawing submitted with the application and reviewed at the public hearing.

Alderman Corbin moved to adopt the ordinance as presented, seconded by Alderman Endress. A roll call vote was taken for the ordinance on the floor.

Yeas: Corbin, Klemm, Bush, Endress, Boldt, and DeVine (6)

Nays: None

Ordinance 2010-40 was adopted.

**1<sup>ST</sup> READING OF ORDINANCE 2010-41:**

**Ordinance for Variation, Permit or Amendment of Codified Ordinances of Freeport, Illinois – *Type of Relief: Variance to allow fence on the rear and side property lines, Owner or Applicant: Scott Helms, Property Located at 823 South Rogers Avenue***

The Board of Zoning Appeals unanimously recommended approval of this petition at their meeting held on June 10, 2010 and there were no written objectors filed against this position. Therefore, the city council may take final action this evening. The ordinance was presented by Community Development Director Shelly Griswold stating the Scott Helms petitioned to allow a fence on the rear and side property lines at 823 South Rogers Avenue, Freeport Illinois. There are already two fences along the rear lot line of the property at 805 and 823 South Rogers Avenue and they are made of two different materials. The new fence will be in line with the other two exiting fences in order to provide continuity.

Alderman Corbin moved to adopt the ordinance as presented, seconded by Alderman Klemm. A roll call vote was taken for the ordinance on the floor.

Yeas: Corbin, Klemm, Bush, Endress, Boldt, and DeVine (6)

Nays: None

Ordinance 2010-41 was adopted.

**MINUTES**  
**REGULAR MEETING**  
**Monday, June 21, 2010**

**1<sup>ST</sup> READING OF ORDINANCE 2010-42:**

**An Ordinance Authorizing an Amendment to Intergovernmental Agreement for the Operation of an Enterprise Zone to Alter the Termination Date**

Finance Director Craig Joesten presented the ordinance stating that governmental units of Freeport, Stephenson County, Hanover and Jo Daviess wish to extend the current intergovernmental agreement between the parties extending ten years to December 31, 2020 unless this agreement is amended, extended, or terminated as required by the Act. Alderman Endress moved to adopt the ordinance as presented, seconded by Alderman Klemm and it was automatically laid over to the next meeting.

**RESOLUTIONS**

**RESOLUTION #R-2010-43:**

**Resolution to Request Temporary Closure of Streets for Lincoln Douglas 5 K and Fun Run**

This event will be held on July 31, 2010 and it extends along Douglas to Adams Avenue, a state highway needing IDOT approval. Alderman Boldt moved to approve the resolution, seconded by Alderman Endress. A roll call vote was taken to adopt the resolution.

Yeas: Corbin, Klemm, Bush, Endress, Boldt, and DeVine (6)

Nays: None

Resolution 2010-43 was adopted.

**RESOLUTION #R-2010-44:**

**Resolution for the Agreement between City of Freeport and Illinois Department of Transportation for the Deobligation of Excess Stimulus Funds from Empire/McKinley/Carroll and Reobligation of Stimulus Funds to Lincoln Boulevard (MFT. Sec 09-00148-00-RS & MFT Sec 09-00151-00 RS)**

City Engineer Denise Ihrig stated that the City is entering an agreement with the Illinois Department of Transportation for the de-obligation of excess stimulus funds from the Empire, McKinley, and Carroll project and a re-obligation of stimulus funds to the Lincoln Boulevard project. The re-obligated amount should not exceed \$39,065. Discussion was held regarding the slope of the corner on Harrison and McKinley in which the street department workers will need to reconfigure the handicap accessible corner.

Alderman Klemm moved to approve the resolution, seconded by Alderman Corbin. A roll call vote was taken to adopt the resolution.

Yeas: Corbin, Klemm, Bush, Endress, Boldt, and DeVine (6)

Nays: None

Resolution 2010-44 was adopted.

**RESOLUTION #R-2010-45:**

**Resolution to Authorize Execution of Agreement for Transportation Services Between the City of Freeport and Pretzel City Transit Company**

Community Development Director Shelly Griswold presented this resolution stating that is renews the agreement from 2008 with new dates. She stated this contract is contingent upon grant funding from the State of Illinois Department of Transportation. Alderman Endress moved to approve the resolution, seconded by Alderman Klemm. A roll call vote was taken to adopt the resolution.

Yeas: Corbin, Klemm, Bush, Endress, Boldt, and DeVine (6)

Nays: None

**MINUTES**  
**REGULAR MEETING**  
**Monday, June 21, 2010**

Resolution 2010-45 was adopted.

**RESOLUTION #R-2010-46:**

**Resolution to Authorize Execution of Agreement for Transportation Dispatch Services Between the City of Freeport and Nationwide Inbound, Inc.**

Community Development Director Shelly Griswold presented this resolution stating that it renews the agreement from 2008 with new dates and with the escalating amounts. She also answered questions on ridership of the Pretzel City Transit bus transportation. Alderman Klemm moved to approve the resolution, seconded by Alderman Endress. A roll call vote was taken to adopt the resolution.

Yeas: Corbin, Klemm, Bush, Endress, Boldt, and DeVine (6)

Nays: None

Resolution 2010-46 was adopted.

**RESOLUTION #R-2010-47:**

**Resolution to Endorse the City of Freeport Community Customer Appreciation Day – *Event to be held on June 24, 2010***

Alderman Klemm moved to approve the resolution to endorse this event, seconded by Alderman Endress. The motion was approved by voice vote without dissent. Resolution 2010-47 was adopted.

**RESOLUTION #R-2010-48:**

**Resolution for Enterprise Zone Property Tax Abatement**

Finance Director Craig Joesten presented the resolution stating that this extends the Enterprise Zone and directs the County Clerk to abate that portion of its taxes on real property located in the City of Freeport Enterprise Zone. Alderman Klemm moved to approve the resolution, seconded by Alderman Endress. A roll call vote was taken to adopt the resolution.

Yeas: Corbin, Klemm, Bush, Endress, Boldt, and DeVine (6)

Nays: None

Resolution 2010-48 was adopted.

**OTHER**

**Library**

Library Director Carole Dickerson provided an overview of partnerships between the Stephenson County Historical Society and the Freeport Public Library and also the reading program with therapy dogs.

**Community Development Director**

Community Development Director Shelly Griswold was present at the meeting and had no further report.

**Finance**

Finance Director Craig Joesten was present at the meeting and had no further report.

**Public Works**

Public Works Director Tom Dole provided an update regarding the storm occurrence and the progress of work on Empire Street paid for by stimulus dollars.

**City Engineer**

**MINUTES**  
**REGULAR MEETING**  
**Monday, June 21, 2010**

City Engineer Denise Ihrig provided an update on the Kiwanis Drive and Pearl City Road intersection and requested a field inspection by the Illinois Department of Transportation.

**Fire**

Fire Chief Kevin Countryman was present at the meeting and had no further report.

**Police**

Chief of Police Jerry Whitmore was present at the meeting and had no further report.

**STATE OF THE CITY**

Mayor George Gaulrapp provided the state of the City explaining that there had been its share of challenges this year but, with the competence of the administration and staff, the City projects have continued to move forward. He provided an overview from each of the departments.

**MAYOR'S REPORT**

Mayor Gaulrapp stated that, so far, \$5,700 has been collected for the fireworks which will be held on Saturday, July 3, 2010 and donations are continuing to be solicited so the show may be held. He also provided a summary of the litter pick-up held in June in which only a few people showed up to help.

**NEW BUSINESS**

Each council member was provided the opportunity to publicly address significant items of interest. Discussion was held regarding the constitutionality of a loitering ordinance. Currently, the City already has in place ordinances such as against walking in the roadway, disorderly conduct and interfering with liberty and rights of others which focus on the problem and will be enforced.

**PUBLIC COMMENTS**

**Agenda or Non-Agenda Items (limited to 3 minutes per person)**

Tom Teich provided information on the annual ice cream social at Provena on June 27, 2010.

**EXECUTIVE SESSION (CLOSED SESSION)**

At 7:00 pm, an executive session was requested for the following reason being read into the record;

- 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) (5) Purchase of real property for the use of the public body, including for the purpose of discussing whether a particular parcel should be acquired.

Alderman Endress moved to enter executive session, seconded by Alderman Corbin. A roll call vote was taken to approve the motion.

Yeas: Corbin, Klemm, Bush, Endress, Boldt, and DeVine (6)

Nays: None

At this time, the corporate authorities left council chambers to enter executive session in the Mayor's office.

**MINUTES**  
**REGULAR MEETING**  
**Monday, June 21, 2010**

At 7:25 pm, Alderman DeVine moved to return from executive session, seconded by Alderman Klemm.  
A roll call vote was taken to approve the motion.

Yeas: Corbin, Klemm, Bush, Endress, Boldt, and DeVine (6)

Nays: None

There being no further business, the meeting was adjourned at 7:26 pm.

s/ Meg Zuravel

Meg Zuravel, City Clerk