



## ***City Council***

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

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### **MINUTES REGULAR MEETING Tuesday, January 18, 2011**

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#### **CALL TO ORDER**

The regular meeting of the Freeport, Illinois, City Council was called to order by City Clerk Meg Zuravel with a quorum being present at 6:00 p.m. on Tuesday, January 18, 2011, in Council Chambers.

#### **ROLL CALL**

Present on roll call were council members Tom Klemm, Shawn Boldt, Ronnie Bush, Jennie DeVine, Dennis Endress, Scott Helms (6). Mayor George Gaulrapp and council members Linda O'Neill and Randy Corbin were absent. Corporation Counsel Sarah Griffin was present.

#### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Alderperson DeVine. A proclamation for Martin Luther King Day was read.

#### **NOMINATION AND APPROVAL OF CHAIRPERSON PRO TEM**

Alderperson Klemm moved to nominate Alderperson Shawn Boldt as Chairperson Pro Tem for this meeting, seconded by Alderperson Endress. The motion was approved by roll call vote.

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

Nays: None

Alderperson Boldt moved to the front of council chambers and commenced chairing the meeting.

#### **PROCLAMATION**

A proclamation was read for Martin Luther King Day.

#### **APPROVAL OF AGENDA**

Alderperson Klemm moved for approval of the agenda, seconded by Alderperson Endress. Motion passed by voice vote without dissent.

#### **APPROVAL OF MINUTES**

City Clerk Meg Zuravel noted a correction of spelling of a name under public comments on page 11 of the minutes dated January 3, 2011. Alderperson Endress moved for approval of the minutes from City Council regular meeting held on January 3, 2011 as amended, seconded by Alderperson Klemm. Motion passed by voice vote without dissent.

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**PUBLIC COMMENTS - AGENDA ITEMS**

Three individuals were signed on the sheet for agenda items. It was noted that they had comments on Resolution #2011-06. Chairperson Pro Tem Boldt asked for leave of council to hear these public comments when it came time for this agenda item. There were no objections.

**PRESENTATION**

Ron Mattson of Freeport Bicycle Company provided a presentation regarding the history of bicycling in Freeport, the origin of Freeport Bicycle Company, and the façade improvements made to the building which is the business location of the current Freeport Bicycle Company located at 118 S. Chicago.

**CONSENT AGENDA**

The following items were presented in the council packet for the Consent Agenda this evening;

- A. Approval to receive and place on file:
  - 1) City Treasurer's Monthly Investment Report period ended December 31, 2010
  - 2) City Treasurer's Report on Cash and Fund Balances period ended December 31, 2010
  - 3) Fire Department Report on Activities for December 2010
  - 4) Community Development Report on Activities for December 2010 – including Cash and Misc. Receipts; Building Permits; Electrical, HVAC, Plumbing and Sign Permits
- B. Approval of Water and Sewer Bills Payable (Registers #496, 497, 498, 499) --- \$86,032.62
- C. Approval of Payroll for pay period ending January 1, 2011 --- \$407,983.61
- D. Approval of Finance Bills Payable (Registers #492, 493, 494, 495, 500) --- \$245,879.90

Aldersperson Endress moved to approve the Consent Agenda items as presented, seconded by Aldersperson DeVine. Motion prevailed by roll call vote of:

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

Nays: none

The consent agenda items were approved.

**APPOINTMENTS**

Mayor George Gaulrapp requested approval of the re-appointment of Reverend Kevin M Cooley, Sr. to the Housing Authority Board effective immediately through October 31, 2015. Aldersperson Bush moved to accept the appointment, seconded by Aldersperson Klemm. Motion passed by voice vote without dissent.

Mayor George Gaulrapp requested approval of the appointment of John Zajicek to the Financial Advisory Committee. Aldersperson Klemm moved to accept the appointment, seconded by Aldersperson Endress. Motion passed by voice vote without dissent.

**COMMUNICATIONS TO COUNCIL**

A memorandum dated January 13, 2011 from the Finance Department regarding State of Illinois Income Tax Payments was read into the record. As of this date, the State of Illinois owes the City for the last four monthly income tax payments totaling \$625,000. Aldersperson Helms moved to place this communication on record, seconded by Aldersperson Endress. Motion passed by voice vote without dissent.

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A memorandum dated January 12, 2011 from the Finance Department regarding Spending Plan reductions taken during this fiscal year and the year to date savings by department was presented in the council packet. Alderperson Helms moved to place this communication on record, seconded by Alderperson Endress. Motion passed by voice vote without dissent.

A memorandum dated January 19, 2011 from Mayor George Gaulrapp regarding fare structure for Pretzel City Transit and Community Development Director Shelly Griswold stated the effective February 21, 2011, Pretzel City Transit fares will be \$3.00 per one way trip for riders up to age 59 and \$2.00 per one way trip for riders 60 and over. This fare increase is necessary in order for the City of Freeport to continue to be able to provide transportation services due to funding shortfalls and delay in grant reimbursement. Alderperson Klemm moved to place this communication on record, seconded by Alderperson Endress. Motion passed by voice vote without dissent.

**ORDINANCES – THIRD READING**

**3<sup>RD</sup> READING OF ORDINANCE #2011-02:**

**AN ORDINANCE AMENDING CHAPTER 480, SECTION 480.01 (PARALLEL AND ANGLE PARKING) OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT**

The first reading of this ordinance was held on December 20, 2010. A motion to adopt was given by Alderperson Boldt, seconded by Alderperson Klemm. The second reading was held on January 3, 2011 and it was automatically laid over to tonight's meeting. Upon the third reading and no discussion, motion prevailed by roll call vote of:

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

Nays: none

Ordinance #2011-02 was adopted.

**ORDINANCES –SECOND READING**

**2<sup>ND</sup> READING OF ORDINANCE #2011-03:**

**AN ORDINANCE TO ABATE THE 2010 REAL ESTATE TAX LEVY FOR THE REPAYMENT OF THE GENERAL OBLIGATION BONDS, SERIES 2000**

The first reading of this ordinance was held on January 3, 2011. A motion to adopt was given by Alderperson O'Neill, seconded by Alderperson Corbin. The second reading was held this evening and, upon no discussion, it was automatically laid over to the next meeting.

**2<sup>ND</sup> READING OF ORDINANCE #2011-04:**

**AN ORDINANCE TO ABATE THE 2010 REAL ESTATE TAX LEVY FOR THE REPAYMENT OF THE GENERAL OBLIGATION BONDS, SERIES 2003**

The first reading of this ordinance was held on January 3, 2011. A motion to adopt was given by Alderperson O'Neill, seconded by Alderperson Endress. The second reading was held this evening and, upon no discussion, it was automatically laid over to the next meeting.

**2<sup>ND</sup> READING OF ORDINANCE #2011-05:**

**AN ORDINANCE TO ABATE THE 2010 REAL ESTATE TAX LEVY FOR THE REPAYMENT OF THE GENERAL OBLIGATION BONDS, SERIES 2004**

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The first reading of this ordinance was held on January 3, 2011. A motion to adopt was given by Alderperson O'Neill, seconded by Alderperson Endress and it was automatically laid over to tonight's meeting. Upon the second reading, administration requested an amendment to Ordinance #2011-05 as a correction from the January 3, 2011 ordinance that was presented. Corporation Counsel Sarah Griffin explained that the amendment corrects the mayor that was in effect from Mayor George Gaulrapp to Mayor James L. Gitz because that is who was in office on December 6, 2004 during passage of Ordinance No. 2004-70. Alderperson Bush moved to accept the amended ordinance as presented, seconded by Alderperson Endress. Motion passed by voice vote without dissent and the ordinance was automatically laid over to the next meeting.

**2<sup>ND</sup> READING OF ORDINANCE 2011-06:**

**AN ORDINANCE TO ABATE THE 2010 REAL ESTATE TAX LEVY FOR THE REPAYMENT OF THE GENERAL OBLIGATION BONDS, SERIES 2006**

The first reading of this ordinance was held on January 3, 2011. A motion to adopt was given by Alderperson O'Neill, seconded by Alderperson Endress. The second reading was held this evening and, upon no discussion, it was automatically laid over to the next meeting.

**2<sup>ND</sup> READING OF ORDINANCE 2011-07:**

**AN ORDINANCE AMENDING CHAPTER 1460 (FLOOD MANAGEMENT AREAS) AND SECTION 1244.01 (ESTABLISHMENT; MEMBERSHIP; MEETINGS; RULES AND REGULATIONS; VOTING) OF CHAPTER 1244 (BOARD OF ZONING APPEALS) OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT, ILLINOIS**

The first reading of this ordinance was held on January 3, 2011. A motion to adopt was given by Alderperson Klemm, seconded by Alderperson Corbin. The second reading was held this evening and, upon no discussion, it was automatically laid over to the next meeting.

**ORDINANCES – FIRST READING**

**1<sup>ST</sup> READING OF ORDINANCE 2011-08:**

**AN ORDINANCE TO SUPPLEMENT THE APPROPRIATION ORDINANCE FOR FISCAL YEAR 2010-2011 FOR FUNDING FOR JANE ADDAMS TRAIL SECTION "B" FOR THE CITY OF FREEPORT, ILLINOIS**

Community Development Director Shelly Griswold presented the ordinance stating that the City of Freeport entered into an agreement with the State of Illinois for construction of the Jane Addams Trail Section "B" from Tutty's Crossing to its intersection with Illinois Route 26 North of Freeport as Section 00-00133-02 –BT. The resolution states that on February 2, 2009, the council passed Resolution 2009-08 which appropriated the sum of \$350,000, or so much thereof as may be necessary, from the Motor Fuel Tax Law to pay its share of the cost of this portion of the improvement. At the time Resolution #2009-08 was passed it was explained by then Public Work's Director Craig LeBaron that the City's portion of the \$350,000, was estimated to be \$100,000. This resolution amends the Appropriation in the Annual Appropriation Ordinance of the City of Freeport for Fiscal Year beginning on May 1, 2010 and ending on April 30, 2011 (Ordinance 2010-33) by Motor Fuel Tax Fund - Transfer to the Jane Addams Trail Fund shall be increased by \$200,000 from \$0 to \$200,000 to cover the cost of engineering and construction of Jane Addams Trail Section "B".

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Aldersperson Helms moved to place Ordinance #2011-08 on the floor for approval, seconded by Aldersperson Endress.

Community Development Director Shelly Griswold stated that administration requests suspension of the rules to provide final reading this evening due to outstanding bills for the appraisal services and engineering services already incurred. These bills were presented to the City in October 2010 and December 2010 and have not been paid due to the funds not being appropriated. Discussion was held regarding the funding available through the Motor Fuel Tax Fund and Community Development Director Shelly Griswold stated that there are funds available. It was requested by Aldersperson Helms to have numbers given to council explaining the City's portion of the costs through the Resolution 2009-08.

Aldersperson Klemm motioned to suspend the council rules and move this ordinance through for final vote this evening. This motion was seconded by Aldersperson Endress. Corporation Counsel Sarah Griffin stated this motion is non-debatable. Chairperson Pro Tem Boldt requested a roll call vote on the motion to suspend the rules. Motion prevailed by roll call vote of:

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

Nays: none

Chairperson Pro Tem Boldt stated Ordinance #2010-08 is on the floor for approval.

Motion prevailed by roll call vote of:

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

Nays: none

**RESOLUTIONS**

**RESOLUTION #R-2011-06:**

**RESOLUTION TO AMEND A TAX INCREMENT FINANCING DISTRICT FUND EXPENDITURE PLAN – DOWNTOWN**

This resolution was presented by Community Development Director Shelly Griswold in the meeting held on January 3, 2011 and on a motion by Aldersperson Klemm, seconded by Aldersperson Bush the resolution was laid over to tonight's meeting.

Aldersperson Helms moved place the Resolution #R-2011-06 on the floor for approval, seconded by Aldersperson Klemm. Chairperson Pro Tem Boldt stated is properly on the floor and open for discussion.

The public comments sign-up sheet was used to call forth people signed in for this agenda item and delayed from earlier in the meeting.

Terri Reid, 27 W. Stephenson Street, spoke as president of the Freeport Downtown Development Foundation (FDDF) stating the many projects put forth by the board members to bring Cruise Night and Music on Chicago to Freeport. The also oversee the flower beds and various activities to bring people to the downtown. Ms. Reid stated that she requests the support of the council for the additional funding of FDDF to support their efforts in developing the downtown.

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Quentin Davis, 27 W. Stephenson Street, spoke as director of the Freeport Downtown Development Foundation (FDDF) and requested that the council support the amendment of additional funding for FDDF from the TIF expenditure plan from \$25,000 to \$50,000. This would actually restore funding to the amount that it was a couple of years ago.

Tess Dahms and Mike Clark were signed on the sheet as representatives of NIDA to answer question and chose not to present this evening.

A memorandum from Mayor George Gaulrapp stating that since he was unable to attend the meeting, he wanted to present some thoughts to the council on the Downtown TIF budget concerning potential reallocation of funds to Freeport Downtown Development from other spending items. Consideration was requested by the Mayor for the aging buildings and facilities downtown in which maintaining funds available for possible building repair and demolition, professional services, and development expenses is the responsible thing to do. In addition, funds should be left available for the aging infrastructure for repairs and improvement, professional services, and development expenses which will provide a necessary source of grant match funding for these projects should they arise.

Aldersperson Helms made a motion to amend the 2010 Downtown Expenditure Plan by moving the line item allocation for NIDA in the amount of \$10,000 to the line item for Other Professional Services. This motion was seconded by Aldersperson Bush. Motion prevailed by roll call vote of:

Yeas: DeVine, Bush, Endress, Boldt and Helms (5)

Nays: Klemm (1)

Motion passed 5-1.

Upon no further questions or discussion, Chairperson Pro Tem stated that a roll call vote will be taken to approve the Resolution 2011-06 Downtown TIF Plan as amended. Motion prevailed by roll call vote of:

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

Nays: None

Resolution #R-2011-06 as amended was adopted.

**RESOLUTION #R-2011-07:**

**RESOLUTION TO AUTHORIZE AN AGREEMENT FOR COLLECTION SERVICES BETWEEN THE CITY OF FREEPORT AND TRI-STATE ADJUSTMENTS FREEPORT, INC.**

Finance Director Craig Joesten presented the resolution stating the in the last meeting it was presented that two prospects from the Request of Proposal for Collection Services were presented to council with one being Municipal Collection Services (MCSI) being recommended by the committee and TSI being recommended by Mayor Gaulrapp. Since that meeting on January 3, 2011, MCSI has withdrawn their name from further consideration. The committee and administration are recommending the City enter into an agreement with Tri-State Adjustments (TSI) of Freeport, Inc. Director Joesten stated that he checked their references and they were clear and acceptable and they have a bond in place in case of violations along with a Compliance License from the Secretary of State.

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Aldersperson Klemm moved to approve the resolution for the TSI agreement, seconded by Aldersperson Endress. Upon no further questions or discussion, Chairperson Pro Tem stated that a roll call vote will be taken to approve the resolution. Motion prevailed by roll call vote of:

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

Nays: None

Resolution #R-2011-07 as amended was adopted.

**OTHER**

**DEPARTMENT HEAD REPORTS**

**Community Development**

Community Development Director Shelly Griswold stated she had no other items to report.

**Finance**

Finance Director Craig Joesten stated that he had no further report.

**Public Works**

Public Works Director Tom Dole was present and had no further report.

**Library**

Library Director Carole Dickerson presented "One Book One Freeport" which kicked off on Saturday. Over 1,000 copies of the book were provided free of charge to people. The book selected for reading is "Playing With the Enemy" by author Gary W. Moore. As author of Playing with the Enemy, Gary tells the story of his father, Gene Moore and his remarkable life in baseball and war. The books were made available as part of a grant from the Freeport Community Foundation and donations from the Freeport Art Museum, the Stephenson County Historical Society and discounted costs through Barnes and Noble. On February 8, 2011 Dr. Ed Finch will present an Historical Society talk about Freeport's unique role in WWII and on February 10, 2011 a member of the Rockford Peaches will be on hand to talk about playing sports in that era.

**Water and Sewer/City Engineer**

City Engineer Denise Ihrig stated that the "Big 4" projects have been progressing with an RFQ's for the pressure zone due this week. The Water and Sewer has been contacted due to the availability of a grant opportunity from the Environmental Protection Agency. There will be public hearing at the next meeting for approximately \$350,000 grant funding for Tutty's Crossing Phase 3.

**Police**

Deputy Chief of Police Jeff Davis was present and had no further report.

**Fire**

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

**NEW BUSINESS**

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Each council member was provided the opportunity to publicly address significant items of interest. Alderperson Helms requested a follow-up to previous information on the Landfill #2 leaching.. Community Development Director Shelly Griswold stated that monitoring is in place and there is no additional information at this point. She also answered that reminders would be sent to Freeport Raceway Park in February for their Special Use Permit requirements. Director Dole stated that the bi-annual bridge inspection on the Hancock and Gladewood bridges were performed by Willett and Hofmann. Director Dole stated the inspection results were sent to the state and it will be determined if the Gladewood Bridge would remain open but, in his opinion due to flooding damage, there could be a possible closure. Alderperson Boldt requested a budgetary plan special meeting as soon as the numbers come available.

**PUBLIC COMMENTS**

- Tom Teich, 653 Jefferson Street, Freeport, Illinois, spoke about the local participants that placed in the preliminary competitions of the Special Olympics. Participants will compete in the finals for this area at Chestnut Mountain Resort on February 3, 2011.

Upon motion duly made and seconded, the meeting was adjourned at 7:15 p.m.

s/ Meg Zuravel  
Meg Zuravel, City Clerk