



## ***City Council***

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

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### **MINUTES REGULAR MEETING Monday, May 2, 2011**

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#### **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 6:02 p.m. on Monday, May 2, 2011, in Council Chambers.

#### **ROLL CALL**

Present on roll call were council members Tom Klemm, Ronnie Bush, Jennie DeVine, Dennis Endress, Scott Helms, Linda O'Neill and Randy Corbin (7). Alderperson Boldt was absent. Corporation Counsel Sarah Griffin was present.

#### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Alderperson Helms.

#### **APPROVAL OF AGENDA**

Alderperson Endress moved for approval of the agenda, seconded by Alderperson O'Neill. Motion prevailed by a call for votes without dissent. Mayor Gaulrapp reviewed the procedure for council voting cards.

#### **APPROVAL OF MINUTES**

Alderperson O'Neill moved for approval of the minutes of the City Council meeting held on April 18, 2011, seconded by Alderperson Corbin. Motion prevailed by a call for votes without dissent.

#### **PUBLIC HEARING**

The following was read into the record: "This is a public hearing for the City of Freeport, Illinois Appropriation Ordinance for Fiscal Year 2011-2012. The notice of the public hearing was published on April 21 and April 22, 2011 in the Journal Standard. It was also posted on the bulletin boards of City Hall and provided through email to the media notice listing."

Mayor George Gaulrapp asked for a motion to open the public hearing for the City of Freeport Illinois Appropriation Ordinance for Fiscal Year 2011-2012. Alderman Endress moved to open the public hearing, seconded by Alderman O'Neill. Motion prevailed by roll call vote of:

Yeas: Klemm, Bush, DeVine, Endress, Helms, O'Neill, Corbin (7)

Nays: none

At 6:07 pm the public hearing was opened.

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Brad Grant, 1276 W. Stover, Freeport, Illinois, was signed on the sheet and was called forward to receive his comments. Mr. Grant stated now that money has been received from the State it should be refunded back to the taxpayers instead of using it for different projects around time. He stated that if could make a public relations statement that the City is now lowering taxes. He stated his opinion that there should not be a sidewalk program. Mr. Grant stated that it is easy to raise taxes but it takes guts to make the cuts.

At 6:10 pm with there being no evidence or additional comments to come before the corporate authorities, Mayor Gaulrapp closed the public hearing.

**PUBLIC COMMENTS - AGENDA ITEMS**

There was no one signed on the sheet for agenda items this evening.

**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) Community Development Report on Activities March 2011 including Building Permits, Cash and Misc. Receipts, Electrical, HVAC, Plumbing and Sign Permits

B. Approval of Water and Sewer Bills Payable (Registers #546) --- \$203,636.41

C. Approval of Payroll for pay period ending April 9, 2011 --- \$396,988.06

D. Approval of Finance Bills Payable (Registers #541, 542, 543, 544, 545) --- \$250,403.72

Aldersperson Helms moved to approve the Consent Agenda items as presented, seconded by Aldersperson O'Neill. Motion prevailed by roll call vote of:

Yeas: Klemm, Bush, DeVine, Endress, Helms, O'Neill, Corbin (7)

Nays: none

The consent agenda items were approved.

**COMMUNICATION TO COUNCIL**

A memorandum regarding Identity Protection Act from Linda Buss, City Treasurer was presented. The memorandum stated the Freeport Police Pension Fund and Freeport Fire Pension Fund adopted Identity Protection policy and procedures at their meeting held on April 19, 2011. Aldersperson Helms moved to place the document on file, seconded by Aldersperson O'Neill. Motion prevailed by a call for votes without dissent.

**ORDINANCES –THIRD READING**

**3RD READING OF ORDINANCE 2011-18:**

**APPROPRIATION ORDINANCE, FISCAL YEAR 2011-2012, FOR THE CITY OF FREEPORT, ILLINOIS**

Mayor Gaulrapp stated the first reading of this ordinance was held on April 6, 2011. A motion to adopt was given by Aldersperson Boldt, seconded by Aldersperson Helms. The second reading was held on April 18, 2011 and it was automatically laid over to tonight's meeting. Upon the third reading, Aldersperson O'Neill made a motion "to postpone the motion on Ordinance 2011-18, Appropriation Ordinance, until after the newly elected Alderspersons are sworn in and seated and to have this taken up as the first issue during the second part of this meeting." This motion was seconded by Aldersperson Corbin. Upon no

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further questions, Mayor Gaulrapp asked for a roll call vote to postpone the motion on Ordinance 2011-18. Motion prevailed by roll call vote of:

Yeas: Klemm, Bush, DeVine, Endress, Helms, O'Neill and Corbin (7)

Nays: none (0)

**3RD READING OF ORDINANCE 2011-19:**

**AN ORDINANCE AMENDING CHAPTER 290 (COMPENSATION) OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT – ACCOUNTING CLERK, PAYROLL A/P CLERK AND DEPUTY CITY CLERK**

Mayor Gaulrapp stated the first reading of this ordinance was held on April 6, 2011. A motion to adopt was given by Alderperson Helms, seconded by Alderperson Klemm. The second reading was held on April 18, 2011 and it was automatically laid over to tonight's meeting. Upon the third reading and no discussion, the motion prevailed by roll call vote of:

Yeas: Klemm, Bush, DeVine, Endress, Helms, O'Neill and Corbin (7)

Nays: none (0)

Ordinance 2011-19 passed.

**3RD READING OF ORDINANCE 2011-20:**

**AN ORDINANCE AMENDING CHAPTER 1420 (INTERNATIONAL BUILDING CODE) TO AMEND THE TITLE, UPDATE VERSION, AND AMEND NUMBER OF COPIES ON FILE**

The first reading of this ordinance was held on April 6, 2011. A motion to adopt was given by Alderperson Klemm, seconded by Alderperson Helms. The second reading was held on April 18, 2011 and it was automatically laid over to tonight's meeting. Upon the third reading and no discussion, the motion prevailed by roll call vote of:

Yeas: Klemm, Bush, DeVine, Endress, Helms, O'Neill and Corbin (7)

Nays: none (0)

Ordinance 2011-20 passed.

**3RD READING OF ORDINANCE 2011-21:**

**AN ORDINANCE AMENDING CHAPTER 1422 (ILLINOIS PLUMBING CODE) TO UPDATE VERSION, AMEND NUMBER OF COPIES ON FILE, AND AMEND LANGUAGE REGARDING REGISTRATION OF PLUMBING CONTRACTORS**

The first reading of this ordinance was held on April 6, 2011. A motion to adopt was given by Alderperson Klemm, seconded by Alderperson Endress. The second reading was held on April 18, 2011 and it was automatically laid over to tonight's meeting. Upon the third reading and no discussion, the motion prevailed by roll call vote of:

Yeas: Klemm, Bush, DeVine, Endress, Helms, O'Neill and Corbin (7)

Nays: none (0)

Ordinance 2011-21 passed.

**3RD READING OF ORDINANCE 2011-22:**

**AN ORDINANCE AMENDING CHAPTER 1424 (NATIONAL ELECTRIC CODE) TO UPDATE VERSION, AMEND NUMBER OF COPIES ON FILE, AND AMEND LANGUAGE REGARDING LICENSURE OF ELECTRICAL CONTRACTORS**

The first reading of this ordinance was held on April 6, 2011. A motion to adopt was given by

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Aldersperson Klemm, seconded by Aldersperson Endress. The second reading was held on April 18, 2011 and it was automatically laid over to tonight's meeting. Upon the third reading and no discussion, the motion prevailed by roll call vote of:

Yeas: Klemm, Bush, DeVine, Endress, Helms, O'Neill and Corbin (7)

Nays: none (0)

Ordinance 2011-22 passed.

**3RD READING OF ORDINANCE 2011-23:**

**AN ORDINANCE AMENDING PART 14 – BUILDING AND HOUSING CODE, TITLE TWO – BUILDING STANDARDS OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT ILLINOIS TO ADD CHAPTER 1425, INTERNATIONAL ENERGY CONSERVATION CODE**

The first reading of this ordinance was held on April 6, 2011. A motion to adopt was given by Aldersperson Klemm, seconded by Aldersperson Endress. The second reading was held on April 18, 2011 and it was automatically laid over to tonight's meeting. Upon the third reading and no discussion, the motion prevailed by roll call vote of:

Yeas: Klemm, Bush, DeVine, Endress, Helms, O'Neill and Corbin (7)

Nays: none (0)

Ordinance 2011-23 passed.

**3RD READING OF ORDINANCE 2011-24:**

**AN ORDINANCE AMENDING CHAPTER 1426 (INTERNATIONAL MECHANICAL CODE) TO UPDATE VERSION, AMEND NUMBER OF COPIES ON FILE, AND AMEND LICENSURE FEES**

The first reading of this ordinance was held on April 6, 2011. A motion to adopt was given by Aldersperson Klemm, seconded by Aldersperson Endress. The second reading was held on April 18, 2011 and after the approval of an amendment to the ordinance, it was automatically laid over to tonight's meeting. Upon the third reading and no discussion, the motion prevailed by roll call vote of:

Yeas: Klemm, Bush, DeVine, Endress, Helms, O'Neill and Corbin (7)

Nays: none (0)

Ordinance 2011-24 passed.

**3RD READING OF ORDINANCE 2011-25:**

**AN ORDINANCE AMENDING PART 14 – BUILDING AND HOUSING CODE, TITLE TWO – BUILDING STANDARDS OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT, ILLINOIS TO ADD CHAPTER 1427, INTERNATIONAL FUEL GAS CODE**

The first reading of this ordinance was held on April 6, 2011. A motion to adopt was given by Aldersperson Endress, seconded by Aldersperson DeVine. The second reading was held on April 18, 2011 and it was automatically laid over to tonight's meeting. Upon the third reading and no discussion, the motion prevailed by roll call vote of:

Yeas: Klemm, Bush, DeVine, Endress, Helms, O'Neill and Corbin (7)

Nays: none (0)

Ordinance 2011-25 passed.

**3RD READING OF ORDINANCE 2011-26:**

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**AN ORDINANCE AMENDING CHAPTER 1442 (PERMITS AND FEES) TO AMEND LANGUAGE REGARDING PERMIT REQUIREMENTS AND REFERENCES TO STORM WATER MANAGEMENT REGULATIONS**

Mayor Gaulrapp stated the first reading of this ordinance was held on April 6, 2011. A motion to adopt was given by Alderperson Klemm, seconded by Alderperson Endress. The second reading was held on April 18, 2011 and after the approval of an amendment to the ordinance, it was automatically laid over to tonight's meeting. Community Development Director Shelly Griswold stated that this ordinance excludes electrical, mechanical systems and plumbing. She will take a request by Mayor Gaulrapp to the Building Commission to review further specific exceptions for plumbing and electrical work, add an exception for Fuel Gas Code, and also to look at what work landlords are able to do on property. Director Griswold recommended passage of Ordinance 2011-26 as written which amends in Section 3, Section 1442.11 "Fee Exemptions" Minor Repairs – No permit shall be required for minor repairs or alterations which do not involve structural changes, installation of new units or connections and which do not exceed one thousand five hundred (\$1,500) as the price charged the owner. This subsection shall not apply to Chapters 1422 (Plumbing Code), 1424 (Electric Code) and 1426 (Mechanical Code)." The amount was increased from \$100 to \$1,500 of repair work to be considered minor. This ordinance also removes the exemption for tax supported or tax exempt organizations from payment of a permit fee as required by the Building Code, requires in the case of emergency for contractors to obtain a permit by the Community Development Department by the next business day and requires insurance in the amount of \$1,000,000 per occurrence for bodily injury and property damage. Upon no further discussion, the motion prevailed by roll call vote of:

Yeas: Klemm, Bush, DeVine, Endress, Helms, O'Neill and Corbin (7)

Nays: none

Ordinance 2011-26 was passed.

**3RD READING OF ORDINANCE 2011-27:**

**AN ORDINANCE AMENDING CHAPTER 1446 (LICENSING OF COMMERCIAL CONTRACTORS) TO AMEND LANGUAGE REGARDING ISSUANCE OF LICENSES**

Mayor Gaulrapp stated the first reading of this ordinance was held on April 6, 2011. A motion to adopt was given by Alderperson Klemm, seconded by Alderperson Endress. The second reading was held on April 18, 2011 and after the approval of an amendment to the ordinance, it was automatically laid over to tonight's meeting. Upon the third reading and no discussion, the motion prevailed by roll call vote of:

Yeas: Klemm, Bush, DeVine, Endress, Helms, O'Neill and Corbin (7)

Nays: none

Ordinance 2011-27 was passed.

**3RD READING OF ORDINANCE 2011-28:**

**AN ORDINANCE AMENDING CHAPTER 1480 (INTERNATIONAL PROPERTY MAINTENANCE CODE) TO AMEND LANGUAGE REGARDING EDITION OF CODE AND NUMBER OF FILE COPIES**

The first reading of this ordinance was held on April 6, 2011. A motion to adopt was given by Alderperson Klemm, seconded by Alderperson Endress. The second reading was held on April 18, 2011 and it was automatically laid over to tonight's meeting. Upon the third reading and no discussion, the motion prevailed by roll call vote of:

Yeas: Klemm, Bush, DeVine, Endress, Helms, O'Neill and Corbin (7)

Nays: none

Ordinance 2011-28 was passed.

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**ORDINANCES –SECOND READING**

**2ND READING OF ORDINANCE 2011-30:**

**AN ORDINANCE AMENDING CHAPTER 889 (ELECTRICITY KILOWATT- HOURS USE TAX) OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT TO EXTEND THE INCREASE OF SUCH TAX**

The first reading of this ordinance was held on April 18, 2011. A motion to adopt was given by Alderperson Klemm, seconded by Alderperson Corbin and it was automatically laid over to tonight's meeting. Upon the second reading and no discussion, it was automatically laid over to the next meeting.

**2ND READING OF ORDINANCE 2011-31:**

**AN ORDINANCE AMENDING CHAPTER 290 - COMPENSATION AND BENEFITS OF THE CODIFIED ORDINANCE OF THE CITY OF FREEPORT, TO AMEND SECTION 290.02 (COMPENSATION PLAN)**

The first reading of this ordinance was held on April 18, 2011. A motion to adopt was given by Alderperson Helms, seconded by Alderperson Klemm and it was automatically laid over to tonight's meeting. Upon the second reading, Mayor Gaulrapp stated the ordinance is properly on the floor and open for discussion. Alderperson Helms stated he has asked for input from the Department Heads and he is no way looking to eliminate a form of compensation for non-bargaining employees. He is looking to start conversation about compensation and whether it is more advantageous to use merit pay or step increases. Mayor Gaulrapp stated that the Human Resource Manager is working to review other municipalities as to what they are doing with longevity raises over the next couple of months. Discussion was held regarding the council's merit based pay review process from several years ago thinking that cost and the manager's subjective versus objective form of compensation were the issues why it was tabled. The ordinance was automatically laid over to the next meeting.

**RESOLUTIONS**

*(Those resolutions which were laid over from the previous meeting)*

**RESOLUTION #R-2011-18:**

**RESOLUTION TO ADOPT CITY OF FREEPORT SPENDING PLAN FOR FISCAL YEAR 2011-2012**

This resolution was presented on March 21, 2011. A motion to layover the resolution to tonight's meeting was given by Alderperson Helms, seconded by Alderperson Bush, and approved by roll call vote. Before the resolution was presented this evening, Alderperson O'Neill made a motion "to postpone Resolution 2011-18, the Spending Plan, until after the newly elected Alderpersons are sworn in and seated and then take this up as the second issue during the second part of this meeting. This motion was seconded by Alderperson Corbin. The motion prevailed by roll call vote of:

Yeas: Klemm, Bush, DeVine, Endress, Helms, O'Neill and Corbin (7)

Nays: none

**RESOLUTION #R-2011-19:**

**RESOLUTION TO AUTHORIZE PECATONICA PRAIRIE PATH COMMISSION JULY 1-JUNE 30, 2011-12; 2012-13; AND 2013-14 THREE-YEAR OPERATING BUDGET**

This resolution was presented on April 6, 2011 and April 18, 2011. A motion to layover the resolution to tonight's meeting was given by Alderperson Helms, seconded by Alderperson Klemm, and the motion prevailed by a roll call vote. Community Development Director Shelly Griswold was requested to provide

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information regarding a return on investment of bike paths or in particular the Pecatonica Prairie Path. The partnership was formed with the City of Freeport, Stephenson County, Freeport Park District, Winnebago County and Rockford Park District. Community Development Director Shelly Griswold suggested that the Freeport Park District representative, Steve Ehlbeck, be present at the meeting and she requested the resolution be addressed by mid-June. Alderperson Helms moved to table the resolution indefinitely, seconded by Alderperson Klemm. The motion prevailed by roll call vote of:

Yeas: Klemm, Bush, DeVine, Endress, Helms, O'Neill and Corbin (7)

Nays: none

**COMMENTS FROM ALDERPERSON O'NEILL AND ALDERPERSON CORBIN**

Alderperson O'Neill provided her thoughtful comments to the council. Alderperson Corbin thanked the administration and the department heads for their professionalism in light of the budget constraints.

**ADJOURNMENT**

Upon motion duly made and seconded, the meeting was adjourned at 6:38 p.m.

At 6:40 pm, Mayor George Gaulrapp called the meeting to order.

**SWEARING IN**

Mayor Gaulrapp swore in returning elected members of council including Alderperson Klemm for the 1<sup>st</sup> Ward, Alderperson Bush for the 3<sup>rd</sup> Ward, Alderperson DeVine for the 4<sup>th</sup> Ward, Alderperson Endress for the 5<sup>th</sup> Ward, and Alderperson Helms for the 6<sup>th</sup> Ward. Mayor Gaulrapp swore in Alderperson Michael Koester for the 7<sup>th</sup> Ward. Mayor Gaulrapp swore in Alderperson Andrew Crutchfield as Alderperson-At-Large.

**ROLL CALL**

Present on roll call were council members Tom Klemm, Ronnie Bush, Jennie DeVine, Dennis Endress, Scott Helms, Michael Koester and Andrew Crutchfield (7). Alderperson Boldt was absent. Corporation Counsel Sarah Griffin was present.

**3RD READING OF ORDINANCE 2011-18:**

**APPROPRIATION ORDINANCE, FISCAL YEAR 2011-2012, FOR THE CITY OF FREEPORT, ILLINOIS**

The first reading of this ordinance was held on April 6, 2011. A motion to adopt was given by Alderperson Boldt, seconded by Alderperson Helms. The second reading was held on April 18, 2011 and it was automatically laid over to tonight's meeting. Upon the third reading of this ordinance, Alderperson Klemm moved to layover the ordinance to the next meeting, seconded by Alderperson Helms. Motion prevailed by roll call vote of:

Yeas: Klemm, Helms, Koester and Crutchfield (4)

Nays: Bush, DeVine and Endress (3)

Ordinance 2011-18 was laid over to the next regular scheduled council meeting.

**RESOLUTION #R-2011-18:**

**RESOLUTION TO ADOPT CITY OF FREEPORT SPENDING PLAN FOR FISCAL YEAR 2011-2012**

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This resolution was presented on March 21, 2011. A motion to layover the resolution to tonight's meeting was given by Alderperson Helms, seconded by Alderperson Bush, and approved by roll call vote.

Finance Director Craig Joesten presented the resolution stating that the spending plan is subsidiary document to the Appropriation Ordinance. The appropriation provides the maximum spending allowed and the spending plan defines what we think we are going to spend versus the maximum spending limit and also the document conveys authority of the contingency items. The recommendation from the Finance Department and Mayor Gaulrapp is to pass the spending plan. Corporation Counsel Sarah Griffin stated that discussion may be held with staff and department heads but in order to discuss it with council there needs to be a motion on the floor. Finance Director Craig Joesten answered a question as to the longevity that is built into the salary scales and in the appropriation ordinance in the contingency is if we give any increases in compensation based on the union negotiations. Director Joesten this contingency gives him the authority to pay the additional compensation when the contracts are approved by the council if indeed there is a negotiated increase in compensation. There are no increases other than longevity and PEHP is back in. This gives him the authority once the contracts are approved to pay the additional salaries that are now contingencies. Alderperson Helms asked about contributions to NIDA left in the spending plan and Finance Director Craig Joesten stated that there is no authority for the Finance Director to pay them. He stated there are dollars in the TIF Spending Plan in the Appropriations to pay for consultants but not in the spending plan to give him the authority to do that. Corporation Counsel Sarah Griffin stated that any contract over \$5,000 or over needs to come back to council.

Alderperson Helms moved to layover the Resolution 2011-18 to the next meeting, seconded by Alderperson Klemm. Motion prevailed by roll call vote of:  
Yeas: Klemm, Bush, DeVine, Helms, Koester and Crutchfield (6)  
Nays: Endress (1)  
Resolution #R- 2011-18 was laid over to the next meeting.

**RESOLUTION #R-2011-20:**

**RESOLUTION APPROVING PARTICIPATION IN THE ILLINOIS HOUSING DEVELOPMENT AUTHORITY HOME HOMEBUYER ASSISTANCE PROGRAM**

Community Development Director Shelly Griswold presented the resolution stating that the department grants coordinator has applied for a Homebuyer Assistance grant through the Illinois Housing Development Authority. The applicant must be credit worthy and prequalified for this housing grant. This \$210,000 grant will help qualified homebuyers to apply for down-payment assistance and do rehabilitation on homes. This will allow five-six homes in Freeport to be fixed up. There is no local match for the grant and the City will be reimbursed for time worked. This program will be starting in August 2011. Alderperson Helms moved to approve the resolution, seconded by Alderperson Klemm. The motion prevailed by roll call vote of:

Yeas: Klemm, Bush, DeVine, Endress, Helms, Koester and Crutchfield (7)  
Nays: none

**RESOLUTION #R-2011-21:**

**RESOLUTION AUTHORIZING THE CEDING OF VOLUME BOND CAP AUTHORITY (PRIVATE ACTIVITY BONDS)**



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Community Development Director Shelly Griswold stated the City of Freeport has available for 2011 volume cap bonds and wishes to reallocate it to the Quad Cities Regional Economic Development Authority in the amount of \$2,346,405.00. There are no foreseen projects for these bonds this year because it has to be reserved in May. Alderperson Klemm moved to approve the resolution, seconded by Alderperson Helms. The motion prevailed by roll call vote of:

Yeas: Klemm, Bush, DeVine, Endress, Helms, Koester and Crutchfield (7)

Nays: none

**RESOLUTION #R-2011-22:**

**RESOLUTION FOR THE AGREEMENT BETWEEN CITY OF FREEPORT AND FEHR-GRAHAM & ASSOCIATES FOR PRELIMINARY AND CONSTRUCTION ENGINEERING SERVICES (SECTION NO. 11-000000-00-GM PROGRAM) (2011 MFT PROGRAM)**

Public Works Director Tom Dole stated the resolution is for the City to enter an agreement with Fehr-Graham & Associates and the State of Illinois for the 2011 Motor Fuel Tax (MFT) Program consisting of improvements to E. Wyandotte Street from Float Avenue to Adams Avenue; West Stover Street from Park Boulevard to Saxby Avenue; and Hancock Avenue at the railroad bridge. Fehr-Graham & Associates will perform the preliminary engineering for an amount not to exceed \$13,820.00 and construction engineering for an amount not to exceed \$25,730.00. An amount of \$39,550.00 is appropriated under the provisions of the Motor Fuel Tax Law to pay costs of this improvement. Director Dole stated the materials number from IDOT should end in 01. Discussion was held regarding the amount of engineering that can be done in-house and that most of this work is for testing of materials and project inspections required by IDOT projects. Alderperson Bush moved to approve the resolution as presented, seconded by Alderperson Helms. The motion prevailed by roll call vote of:

Yeas: Klemm, Bush, DeVine, Endress, Helms, Koester and Crutchfield (7)

Nays: none

**RESOLUTION #R-2011-23:**

**RESOLUTION FOR THE AGREEMENT BETWEEN CITY OF FREEPORT AND FEHR-GRAHAM AND ASSOCIATES FOR CONSTRUCTION ENGINEERING SERVICES - E. STEPHENSON FROM SHERIDAN TO MARY AVENUE (I.T.E.P.) (M.F.T. SEC. 09-00138-01-LS)**

Public Works Director Tom Dole stated the resolution is for the City to enter an agreement with Fehr-Graham & Associates and the State of Illinois for the Illinois Department of Transportation for the rehabilitation of East Stephenson Street from Sheridan to Mary Avenue. Fehr-Graham & Associates will perform the construction engineering for an amount not to exceed \$15,000.00. Alderperson Bush moved to approve the resolution as presented, seconded by Alderperson Helms. The motion prevailed by roll call vote of:

Yeas: Klemm, Bush, DeVine, Endress, Helms, Koester and Crutchfield (7)

Nays: none

**RESOLUTION #R-2011-24:**

**RESOLUTION AUTHORIZING INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF FREEPORT AND THE ILLINOIS DEPARTMENT OF TRANSPORTATION FOR MAINTENANCE OF TRAFFIC CONTROL DEVICES LOCATED ON STATE HIGHWAYS WITHIN OR NEAR THE CITY OF FREEPORT**

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Alderson Helms moved to approve the resolution as presented, seconded by Alderson Endress. The motion prevailed by roll call vote of:

Yeas: Klemm, Bush, DeVine, Endress, Helms, Koester and Crutchfield (7)

Nays: none

**RESOLUTION #R-2011-25:**

**RESOLUTION TO ADOPT THE CITY OF FREEPORT IDENTITY PROTECTION POLICY**

Alderson Endress moved to approve the resolution as presented, seconded by Alderson Helms. The motion prevailed by roll call vote of:

Yeas: Klemm, Bush, DeVine, Endress, Helms, Koester and Crutchfield (7)

Nays: none

**EXECUTIVE SESSION (CLOSED SESSION)**

Pursuant to 5 ILCS 120/2 (c) (2) – Collective negotiation matters between the public body and its employees or their representatives, or deliberations concerning salary schedules for one or more classes of employees

At 7:21 pm, Alderson Helms moved to enter the executive session, seconded by Alderson Klemm.

The motion prevailed by roll call vote of:

Yeas: Klemm, Bush, DeVine, Endress, Helms, Koester and Crutchfield (7)

Nays: none

At 7:58 pm, Alderson Klemm moved to return from executive session, seconded by Alderson Helms. The motion prevailed by roll call vote of:

Yeas: Klemm, Bush, DeVine, Endress, Helms, Koester and Crutchfield (7)

Nays: none

**RESOLUTION #R-2011-26:**

**RESOLUTION TO RATIFY COLLECTIVE BARGAINING AGREEMENT WITH COUNCIL 31 OF THE AMERICAN FEDERATION OF STATE, COUNTY, AND MUNICIPAL EMPLOYEES (AFSCME) LOCAL 3367 AFL - CIO**

Alderson Endress moved to approve the resolution for the AFSCME agreement, seconded by Alderson Koester. The motion prevailed by roll call vote of:

Yeas: Klemm, Bush, DeVine, Endress, Koester, Crutchfield (6)

Nays: Helms

Resolution #-2011-26 passed by a vote of 6-1.

**APPOINTMENTS/REAPPOINTMENTS**

Alderson Endress moved to accept the appointment of Robert Smith to the Police Pension Fund Board of Trustees effective immediately through April 30, 2012, seconded by Alderson Klemm. Motion prevailed by a call of votes without dissent.

Alderson Klemm moved to accept the appointment of Troy Collier to the Zoning Board of Appeals effective immediately through April 30, 2015, seconded by Alderson Endress. Motion prevailed by a call of votes without dissent.

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Aldersperson Endress moved to accept the appointment of Aldersperson DeVine as the city representative on the Americans with Disabilities Act Compliance Commission effective immediately, seconded by Aldersperson Klemm. Motion prevailed by a call of votes without dissent.

**OTHER**

**DEPARTMENT HEAD REPORTS**

**Community Development**

Community Development Director Shelly Griswold welcomed the new council members, stated she will be out of the office for two to three weeks, and provided information on a Community Leadership session that will be held on Saturday sponsored by Neighborhood Housing Services.

**Finance**

Finance Director Craig Joesten stated he had no further report.

**Public Works**

1) Bid for Material Proposal for Street Department (MFT Funds)

Public Works Director Tom Dole presented the bid tabulation for Material Proposal for the Street Department MFT funds. There was only one bid received through the Illinois Department of Transportation bid process. Aldersperson Helms moved accept the bid from Conmat Inc. of Freeport, Illinois in the amount of \$71,325.00, seconded by Aldersperson Koester. The motion prevailed by roll call vote of:

Yeas: Klemm, Bush, DeVine, Endress, Helms, Koester and Crutchfield (7)

Nays: none

2) Bid for 5200 lf Clean and Seal HMA Cracks and 500 lf Sand Mix Rack Repair

Director Dole stated the specifications for the airport cracks were inappropriate and requested that council reject the bids. Aldersperson Klemm moved to reject all bids as requested by Public Works Director Tom Dole, seconded by Aldersperson Endress. The motion prevailed by roll call vote of:

Yeas: Klemm, Bush, DeVine, Endress, Helms, Koester and Crutchfield (7)

Nays: none

3) Selection for Airport Consulting Services at Albertus Airport

Public Works Director Tom Dole stated the mayor has requested this selection be reviewed by the Airport Commission and so asked that it be taken off the agenda this evening.

**Library**

Freeport Public Library Director Carole Dickerson provided an overview of reading programs available at the library.

**Water and Sewer/City Engineer**

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**REGULAR MEETING**  
**Monday, May 2, 2011**

City Engineer Denise Ihrig provided an update on the Route 75 project and stated that they are tearing out the sidewalks.

**Police**

Chief of Police Jerry Whitmore was present and had no report.

**Fire**

Fire Chief Kevin Countryman was present and had no report.

**MAYOR'S REPORT**

Mayor George Gaulrapp stated that he participated in a reading program at Center School and will be a guest reader at the Freeport Public Library on Tuesday. Mayor Gaulrapp stated the administration is looking in to use a portion of Albertus Airport for parking facilities or camping for the music festival this summer. He has adopted a motto and it is "We will find a way."

**NEW BUSINESS/COUNCIL ANNOUNCEMENTS**

Each council member was provided the opportunity to make public announcements.

- Alderperson Klemm spoke about the NIDA meeting that he attended.
- Alderperson Bush spoke about the privilege he had for the "Reading to Kids" program. He provided an update on the 3<sup>rd</sup> Ward meeting held at the Freeport Public Library on Saturday.
- Alderperson DeVine welcomed the new council members.
- Alderperson Endress asked for an update on the Comcast office and the Plaza Hotel.
- Alderperson Helms asked about a special use permit for the music festival and thanked the AFSCME union representatives for the work they did towards the contract settlement...
- Alderperson Koester requested information about the five year plan to make the Albertus Airport self-sufficient. He suggested that there be a marketing plan for the hangar rentals.
- Alderperson Crutchfield asked if there could be another cable company brought to the City. Mayor Gaulrapp stated that we can look into it if it is requested.

**PUBLIC COMMENTS AGENDA OR NON-AGENDA ITEMS**

- Tom Teich, 653 Jefferson Street, Freeport, Illinois spoke about Special Olympics on May 7, 2011.
- John Staben, 1070 N Canyon, Freeport, Illinois spoke about the Young Eagles program that will provide airplane rides for youth at the Albertus Airport on June 11, 2011 from 9 am to 2 pm.
- Bernie Mrugala, 1310 S. Galena Avenue, Freeport, Illinois spoke about his opinion on the budget, the budget of the State of Illinois and the shared income tax. He stated that we all need to scale back.
- Mayor Gaulrapp recognized the union presidents in the council chambers.
- Mayor George Gaulrapp recognized the media present at the meeting.

Upon motion duly made and seconded, the meeting was adjourned at 8:35 p.m.

*s/ Meg Zuravel*  
Meg Zuravel, City Clerk