



City Council

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

MINUTES SPECIAL MEETING Monday, June 9, 2014

CALL TO ORDER

The special meeting of the Freeport, Illinois, City Council was called to order in council chambers by Mayor James L. Gitz with a quorum being present at 5:45 p.m. on Monday, June 9, 2014.

ROLL CALL

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

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Alderperson Bush.

APPROVAL OF AGENDA

Mayor Gitz requested leave of council to remove the item on the agenda for Community Development - Acceptance of Bid - Procurement of Phones for 5311 Transportation Program. Alderperson Brashaw moved for approval of the agenda, seconded by Alderperson Koester. Motion prevailed by voice vote without dissent.

PUBLIC COMMENTS – AGENDA ITEMS

There was no one signed in the sheet for public comments on agenda items.

RESOLUTIONS

[RESOLUTION #R-2014-42:](#)

RESOLUTION TO REQUEST HONORARY STREET NAME TO REVEREND LYNN HAWKINS STREET OF MADISON STREET

Public Works Director Tom Dole presented the Resolution to request an honorary street sign named “Reverend Lynn Hawkins Street” for placement on Madison Street. The resolution provided;

“Whereas, Reverend Lynn Hawkins has been a vital member of the community of Freeport since 1962; and

“Whereas, Reverend Hawkins has been very active in the Boy Scouts as a troop leader, member of the Planning Commission for the City of Freeport, member of the Board of Amity, member of the Board of the Martin Luther King Community Center, volunteer mentor for the Freeport School District, an auxiliary policeman for both the City of Freeport Police Department and the Stephenson County Sheriff’s Department, member of FAMUC and the Freeport Minister’s Alliance, a small business

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owner in downtown Freeport and a retired school bus driver for the Freeport School district after 30 years of service; and

“Whereas, Reverend Hawkins and his wife purchased and renovated a building at 579 E. Madison to establish Faith Temple Church of God in Christ, where after 42 years he still pastors and is the longest presiding African American Pastor in the City; and Whereas, Chapter 1022, Section 1022.10(c), entitled Changes And Additions, Of the City Code of the City of Freeport, allows for Honorary Street names with a petition of 51% of adjoining property owners; and

“Whereas, such petition is attached hereto. Now, therefore, be it resolved by The City Council Of The City Of Freeport that in addition to the name Madison Street, that said street shall hereafter have the honorary street name of “Reverend Lynn Hawkins Street.”

Public Works Director Dole presented an attachment to the resolution which was a letter from Janice Crutchfield. He stated a petition of property owners on Madison Street (500 block) of over 51% had signed a petition of support, in fact 100% of the property owners signed the petition.

Aldersperson Klemm moved for approval of Resolution R-2014-42 as presented, seconded by Aldersperson Brashaw. The motion for adoption prevailed by a roll call of;

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

Nays: none

Resolution #R-2014-42 was adopted.

RESOLUTION #R-2014-43:

RESOLUTION TO APPROVE THE PRELIMINARY PLAT FOR RAWLEIGH SUBDIVISION

The public hearing for consideration of a preliminary and final plat of the re-subdivision part of blocks 21, 23, 24, 25, 40, 41, 43, & 44 was presented at the Planning Commission meeting held on Thursday, June 5, 2014. Community Development Director Brown had provided a copy of the Planning Commission report in the packet. The Planning Commission unanimously recommended the preliminary plat and final plat to the City Council and there were no written objections filed, therefore council may take final action this evening.

The following resolution was presented by Community Development Director Jim Brown:

**RESOLUTION TO APPROVE THE PRELIMINARY
PLAT FOR RAWLEIGH SUBDIVISION**

RESOLUTION NO. R-2014-43

WHEREAS, Section 1224.03 of Chapter 1224 (Subdivision Regulations) of the Codified Ordinances of the City of Freeport and Section 205/2 of the Illinois Plat Act (765 ILCS 205/2) and Section 5/11-15-1 of the Illinois Municipal Code (65 ILCS 5/11-15/1) all authorize a city council to approve preliminary and final plats for all subdivisions located inside of the corporate boundaries of the city or within one-and-a-half miles outside of the corporate boundaries of the city; and

WHEREAS, at its meeting held on June 5, 2014, the Freeport Planning Commission voted 6-0 to recommend that this City Council approve the Preliminary Plat for Rawleigh Subdivision.

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NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, ILLINOIS as follows:

Section 1: That the Preliminary Plat for Rawleigh Subdivision, a copy of which is attached hereto and made part hereof and marked as "Exhibit A", is hereby accepted.

Section 2: That this approval is tentative only, involving merely the general acceptability of the layout as submitted, and shall be valid for a maximum period of one (1) year, unless the developer applies for, and this City Council grants, an extension thereof.

Section 3: Special conditions or provisions are stated on "Exhibit B", which is hereby incorporated by reference.

Section 4: This Resolution shall be effective immediately upon its passage by the City Council and its approval by the Mayor.

Section 5: This Resolution is expressly adopted pursuant to the Home Rule authority of the City of Freeport under Section 6(a) of Article VII of the Illinois Constitution of 1970; and

Section 6: That all Resolutions or motions or parts of resolutions or motions in conflict with this Resolution are repealed insofar as they conflict.

Section 7: If any section, clause or provision of this Resolution be declared by a Court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Resolution as a whole or any part thereof, other than the part so declared to be invalid, and this City Council expressly declares that it would have enacted this Resolution even with the invalid portion deleted."

Community Development Director Jim Brown stated that in the Planning Commission meeting there was one abstaining member and it actually passed by a vote of 6-0. Director Brown provided the following;

SUBJECT: Rawleigh Preliminary and Final Plats

On May 12, 2014, the City of Freeport and Oracle Development LLC submitted an application for the properties shown below. The relief being sought in the applications is consideration of a preliminary and final plat of the re-subdivision part of blocks 21, 23, 24, 25, 40, 41, 43, & 44 affecting the following PIN#'s:

201-203 E. Main Street	18-14-31-231-001	0 S Liberty Ave.	18-14-31-234-001
109-111 1/2 S. Adams Ave.	18-14-31-231-002	E. Washington St.	18-14-31-236-001
123 S. Adams Avenue	18-14-31-231-007	E. Main St.	18-14-31-215-012
114-122 S. Liberty Ave.	18-14-31-231-008	207 E. Main St.	18-14-31-231-003
101-111 S. Liberty Ave.	18-14-31-232-001	E. Main St.	18-14-31-231-004
101 S. Liberty Ave.	18-14-31-232-002	231 E. Main St	18-14-31-231-005
219-229 E. Spring St.	18-14-31-233-002	221-225 E. Main St.	18-14-31-231-006

Plan Commission Recommendation

The City's Plan Commission met on June 5, 2014 to review the plats. The Commission voted twice, once on the preliminary plat and then on the final plat. In both cases the vote was 6-0, with one commissioner abstaining, in favor of recommending approval. Minutes of the meeting are attached.

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Approval of the final plat will pave the way for future development of the Rawleigh complex.

Community Director Brown stated that by subdividing the property this provides a clear way for Mr. Alder to take over the building.

Mayor Gitz noted the attachment in Exhibit B: Special Plat Conditions Rawleigh Subdivision which provided: 1) In the event the owners of any two buildings which are connected by an overhead walkway or an underground passageway are desirous of using same, the owners must enter into an Easement Agreement in recordable form that is acceptable to the City of Freeport in its sole discretion. 2) In the event that an owner wishes to utilize existing or future loading docks within the public right-of-way, the owner must enter into an Easement Agreement in recordable form with the City of Freeport.

Discussion was held as to this item being the last item before sale can transfer to Mr. Alber with council members stating that this has been a long time coming. It was noted that there is no other sale pending other than the Alber – Pro-Cutter agreement.

Alderpersion Bush moved for approval of Resolution R-2014-43 as presented, seconded by Alderpersion Klemm. The motion for adoption prevailed by a roll call of;

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

Nays: none

Resolution #R-2014-43 was adopted.

RESOLUTION #R-2014-44:

RESOLUTION TO APPROVE THE FINAL PLAT FOR RAWLEIGH SUBDIVISION
The public hearing for consideration of a preliminary and final plat of the re-subdivision part of blocks 21, 23, 24, 25, 40, 41, 43, & 44 was presented at the Planning Commission meeting held on Thursday, June 5, 2014. Community Development Director Brown had provided a copy of the Planning Commission report in the packet. The Planning Commission unanimously recommended the preliminary plat and final plat to the City Council and there were no written objections filed, therefore council may take final action this evening. The following resolution was presented by Community Development Director Jim Brown:

**RESOLUTION TO APPROVE THE FINAL PLAT
FOR RAWLEIGH SUBDIVISION**

RESOLUTION NO. R-2014-44

WHEREAS, Section 1224.03 of Chapter 1224 (Subdivision Regulations) of the Codified Ordinances of the City of Freeport and Section 205/2 of the Illinois Plat Act (765 ILCS 205/2) and Section 5/11-15-1 of the Illinois Municipal Code (65 ILCS 5/11-15/1) all authorize a City Council to approve preliminary and final plats for all subdivisions located inside of the corporate boundaries of the city or within one-and-a-half miles outside of the corporate boundaries of the city; and

WHEREAS, Section 1224.05(d)(6) of Chapter 1224 of the Freeport Codified Ordinances provides that all Subdivision plats "shall be submitted to the City Council for approval and for acceptance of all

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streets, alleys, ways, easements, parks or other areas preserved for, or dedicated to, the public, by resolution"; and

WHEREAS, on June 9, 2014, this City Council approved the preliminary plat for Rawleigh Subdivision, located within the city limits of City of Freeport, Illinois; and

WHEREAS, the final plat for said Rawleigh Subdivision, a copy of which is attached hereto as "Exhibit A", and made a part hereof, substantially conforms to the preliminary plat as approved; and

WHEREAS, at its regular meeting held June 5, 2014, the Freeport Planning Commission voted 6-0 to recommend that the City Council approve the Final Plat for Rawleigh Subdivision.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, ILLINOIS as follows:

Section 1: That the Final Plat for Rawleigh Subdivision as set forth in Exhibit A, is hereby approved pending final design and site location of utilities and compliance with Section 1224.10 of the Codified Ordinances of the City of Freeport regarding performance bonds, and subject to the conditions listed in Exhibit B, which is hereby incorporated by reference.

Section 2: Special conditions or provisions are stated on "Exhibit B", which is hereby incorporated by reference.

Section 3: That the City Clerk is hereby directed to attach a copy of this Resolution to a copy of the plat, for the purpose of recording the plat by the subdivider with the County Recorder; and upon said recording of the plat, the subdivider shall file a certified, reproducible copy of the plat with the Community Development Office.

Section 4: This Resolution shall be effective immediately upon its passage by the City Council and its approval by the Mayor.

Section 5: This Resolution is expressly adopted pursuant to the Home Rule authority of the City of Freeport under Section 6(a) of Article VII of the Illinois Constitution of 1970; and

Section 6: That all Resolutions or motions or parts of resolutions or motions in conflict with this Resolution are repealed insofar as they conflict.

Section 7: If any section, clause or provision of this Resolution be declared by a Court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Resolution as a whole or any part thereof, other than the part so declared to be invalid, and this City Council expressly declares that it would have enacted this Resolution even with the invalid portion deleted."

Aldersperson Bush moved for approval of Resolution R-2014-44 as presented, seconded by Aldersperson Endress. The motion for adoption prevailed by a roll call of;

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

Nays: none

Resolution #R-2014-43 was adopted.

Discussion was held as the process for recording the deed and the timing of such. Corporation Counsel Griffin stated the surveyor will take the plat to be recorded with Stephenson County tomorrow. They will work to transfer the deed later this week. She noted that the plat itself has been

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an engineering complicated transaction due to the tunnel, walkway, and special circumstances involved in the buildings.

OTHER

REPORTS OF DEPARTMENT HEADS

Per Mayor Gitz at the onset of this meeting the below item was pulled from agenda:

Community Development

Acceptance of Bid - Procurement of Phones for 5311 Transportation Program

Police

Acceptance of Bid – Emergency Procurement of Phone System for the Freeport Police Department –
[view memo](#)

Chief of Police Todd Barkalow presented a written memorandum in the council packet which stated;

“Deputy Chief Drehoble and Janet Weber met with representatives from the following businesses: Aero Computing, Three Rock Solutions and Frontier. Communication with Nicomm has been strictly through email. Everyone was given Friday as a deadline for bids.

“Aero representative, Todd Fransen, has given an initial bid of approximately \$13,000 for a hosted VOIP (internet) system. Along with that, an \$18 per phone/per month charge for recurring costs was included in the bid. This would equate to 36 phones x \$18 = \$648 x 12 = \$7,776 per year. This would replace our monthly local and long distance bills (average bill for past nine months = \$528.81). We have requested (6/2/14) an updated bid to include a PBX system (hard wire) and have not yet received that bid. 6/9/14 – nothing has been received.

“Three Rock Solutions, Adam Pudwill, proposed a VOIP system and we are still waiting for their bid. 6/9/14 – on 6/6/14 Adam Pudwill contacted us to inform us they are unable to meet our needs.

“Nicomm (installed current system) presented a bid via email, without any conversation with personnel at the police department, so it is unknown if this system will be able to tie into the current 9-1-1 line and hard wired lines coming into the police department. The bid is \$31,495.25.

“Frontier, Michael Haag and Phil Nemec, proposed a PBX system (hard line) to cover the needs of the police department and 911 system. They propose to use “streamline” to connect existing wiring to “IP” phones. The two Frontier Account Executives met with Deputy Chief Drehoble and Janet Weber for 2 hours. They took the time to look at our existing “Phone Room” and they believe they can provide a reliable PBX system housed at the PD that will meet our needs. They will use the existing hard lines and adapters that change the Category 3 lines to Category 5 lines. Cat5 lines can be used with modern IP phones that will meet our needs. Frontier’s bid includes 40 phones, installation and training at \$29,023.37. This includes a 1 year maintenance (warranty) fee. I am also recommending an option of an additional 3 year maintenance fee of \$2,142 (\$2 a day) for a total of \$31,165.37.

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“After meeting with each company, and consulting with the Freeport Fire Department, Stephenson County Sheriff’s Department and some City Hall offices on the dependability and customer service issues, it is our opinion that Frontier would best be able to meet our needs. We are not confident that the VOIP systems proposed would be “as easy” as they think it will be when considering the needs of the 9-1-1 Dispatch Center and the rest of the police department.

“A VOIP system would rely solely on the performance of the Internet. This type of system can be beneficial and cost effective for the business community as well as other city offices that do not rely on mission critical infrastructure for their day to day operations. In a public safety setting, we do not have confidence in a VOIP system that is hosted outside of our facility and possibly in other parts of the country.

“We are also recommending the phone system be placed at the police department due to the current environment at the old city hall. With that being said, there may be additional costs involved to move phone lines from the old city hall to the police department. This will not be known until we find out if the lines are terminated at the police department or the old city hall. One other cost related to this project would be to remove the equipment from the police department basement phone room from the phone system that was in place prior to the current phone system. Frontier is estimating an hour of labor to remove this equipment.”

Chief Barkalow explained that the voice mail system for the entire Police Department had failed and he has been notified by the current contractor for the Panasonic system that this is a precursor to the entire system failing. Due to the age of the system and the fact that it is housed in the old City Hall building he feels there is an urgency to move forward because the system could go down at any time and the department would be without phones. Discussion was held as to the pros and cons of the different systems.

Chief Barkalow recommended the Frontier -- PBX system to be housed at the Police Department. They will use the existing hard lines and adapters that change the Category 3 lines to Category 5 lines. Cat5 lines can be used with modern IP phones that will meet our needs. Frontier’s bid includes 40 phones, installation and training at \$29,023.37. This includes a 1 year maintenance (warranty) fee. I am also recommending an option of an additional 3 year maintenance fee of \$2,142 (\$2 a day) for a total of \$31,165.37. Discussion was held as to whether the system could be moved if the Police Department moved and Chief Barkalow stated the system could move if necessary but currently it would be housed in the Police Department in a secure room with humidity control environment and the department’s existing lines could be utilized. It was stated that the current system was installed in 1999-2000.

Alderperson Klemm moved to accept the Frontier proposal as recommended by Chief Barkalow, seconded by Alderperson Bush. The motion for adoption prevailed by a roll call of;

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

Nays: none

PUBLIC COMMENTS AGENDA OR NON-AGENDA ITEMS

Jon Staben, 1070 Canyon Drive, stated that the Young Eagle’s Rally would be held at the Freeport Albertus Airport on Saturday, June 14, 2014. Persons eight to seventeen are invited to take an airplane ride with a pilot as hosted by the Pilot’s Association.

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Aldersperson Crutchfield stated that a service will be held at Faith Temple Church of God on Sunday, June 15, 2014 in honor of Father's Day in which Reverend Hawkins will be presented the resolution for the honorary street name.

Mayor Gitz stated there have been concerns with property on Locust and he will provide a memorandum to council members regarding the problems and inquiries.

Upon motion duly made and seconded, the meeting was adjourned at 6:17 p.m.

s/ Meg Zuravel

Meg Zuravel, City Clerk