



CITY COUNCIL, CITY OF LOVES PARK, ILLINOIS
Journal of Proceedings
Regular Meeting, Monday, March 15, 2010
Loves Park City Hall

Mayor Darryl Lindberg called the meeting to order at 6:15 P.M.

Alderman John Jacobson opened the meeting with an invocation, followed by the Pledge of Allegiance.

Present: Mayor Darryl Lindberg

Aldermen Richard Brinker, Janet Novak, Mike Owens, John Jacobson, Clint Little, John Pruitt, Charles Frykman, Mark Peterson, A. Marie Holmes

Absent: Alderman Greg Jury

Also Present: City Clerk Robert Burden
City Attorney Paul Nicolosi

1. Approve Minutes 3/8/10 The Journal of Proceedings for the regular meeting of March 8, 2010 was approved as per typewritten copies submitted by the city clerk on a motion by Alderman Little. Second by Alderman Peterson. Motion carried. 9 Ayes (Aldermen Brinker, Novak, Owens, Jacobson, Little, Pruitt, Frykman, Peterson, Holmes) 1 Absent (Alderman Jury)
2. Illinois Commerce Commission Hearing Received a notice from the Illinois Commerce Commission of an administrative hearing regarding Commonwealth Edison Company to be held March 24, 2010, in the offices of the Commission, Chicago, IL. Placed on file.
3. IDOT/MFT For February 2010 Received a notice from the Illinois Department of Transportation of Motor Fuel Tax received by the City of Loves Park for the month of February 2010, in the amount of \$42,319.89. Placed on file.
4. Liquor License Request Received renewal Amusement Arcade License application submitted by Finnegan's Cottage. Referred to Alderman Peterson of the Codes and Regulations Committee.
5. License Renewal Approved Alderman Owens of the Codes and Regulations Committee moved to approve the Amusement Arcade License application submitted by Finnegan's Cottage. Second by Alderman Peterson. Motion carried by voice vote.
6. Annual Firefighters Night Received an invitation from VFW Post 9759 to city officials to attend the Annual Firefighters Night, to be held at VFW, 2018 Windsor Road, on April 17, 2010 at 7:00 p.m. Placed on file.
7. Clarke Mosquito Report For 2009 The 2009 Annual Clarke Mosquito Control Report is on file and available for aldermen to review in the City Clerk's office. Placed on file.
8. Parks Chamber Liquor License Request Received a temporary Liquor License and fee waiver request from Parks Chamber of Commerce for the Young At Heart Festival to be held May 28-31, 2010. Referred to Alderman Owens of the Codes and Regulations Committee.

9. Parks Chamber Liquor License Approved
Alderman Owens of the Codes and Regulations Committee moved to approve the temporary Liquor License and fee waiver request from Parks Chamber of Commerce for the Young At Heart Festival to be held May 28-31, 2010. Second by Alderman Peterson. Motion carried by voice vote.
10. Proclamation For Walk A Mile In Her Shoes Day
Mayor Lindberg presented a proclamation to Quiana Preston, of the Rock Valley College Women's History Club Committee, proclaiming Saturday, March 20, 2010 to be "Walk A Mile In Her Shoes Day" in the City of Loves Park.
11. Women's History Month
Quiana Preston thanked city council for support of the proclamation and Women's History Month.
12. Census Proclamation
City Clerk Robert Burden read a proclamation affirming and supporting Census 2010 efforts.
13. Financial Status Meeting
Mayor Lindberg announced that an informational meeting to discuss the city's financial status will be held Saturday, March 20, 2010, at 9:00 a.m.
14. Water Dept. 3/8/10
Alderman Brinker presented the Water Department bills dated March 8, 2010, in the amount of \$27,078.06, and moved that they be paid. Second by Alderman Owens. Motion carried. 9 Ayes (Aldermen Brinker, Novak, Owens, Jacobson, Little, Pruitt, Frykman, Peterson, Holmes) 1 Absent (Alderman Jury)
15. General Fund 3/8/10
Alderman Brinker presented the General Fund and all other bills dated March 8, 2010, in the amount of \$172,520.72, and moved that they be paid. Second by Alderman Jury. Motion carried. 9 Ayes (Aldermen Brinker, Novak, Owens, Jacobson, Little, Pruitt, Frykman, Peterson, Holmes) 1 Absent (Alderman Jury)
16. Public Safety Report
Alderman Little presented the Fire Department report dated March 14, 2010; presented the Police Department Report dated March 15, 2010, to be placed on file.
17. Public Works Reports
Alderman Jacobson presented the Water Department report dated March 15, 2010; presented the Street Department report dated March 15, 2010, to be placed on file.
18. Finance & Admin Committee
Alderman Jury of the Finance and Administration Committee presented the General Fund and all other bills dated March 15, 2010 in the amount of \$138,771.12, for consideration at next week's city council meeting; presented the committee minutes for the meeting held March 8, 2010, to be placed on file.
19. Public Safety Committee
Alderman Little of the Public Safety Committee commented that he had spoken to a citizen this evening who commended the Loves Park Police Department and thanked them for their service to the community.
20. Public Works Committee
Alderman Jacobson of the Public Works Committee presented the Water Department list of bills dated March 8, 2010 in the amount of \$9,060.40, for consideration at next week's city council meeting; presented the committee minutes for the meeting held March 8, 2010, to be placed on file.
21. Codes & Regs. Committee
Alderman Owens of the Codes and Regulations Committee presented the minutes from the committee meeting held March 8, 2010, to be placed on file.
22. Community Development Committee
Alderman Pruitt of the Community Development Committee presented the minutes from the committee meeting held March 3, 2010, to be placed on file. He announced that the Zoning Board of Appeals meeting will be held on Thursday, March 18, 2010 at 6:00 p.m.

23. ComEd Work Order For County Highway 5
Alderman Jacobson presented the following resolution and moved for its adoption: **RESOLVED**, that by the adoption of this resolution, that the Director of Public Works and Development is authorized to sign a work order with ComEd for the installation of an electricity transformer to serve the County Highway 5/ISC entrance traffic signals. Total cost for the work order shall not exceed \$4,918.20, and shall be paid from the East Riverside Development Project Road Improvement funds. Second by Alderman Novak. Motion carried. 9 Ayes (Aldermen Brinker, Novak, Owens, Jacobson, Little, Pruitt, Frykman, Peterson, Holmes) 1 Absent (Alderman Jury)
Resolution No. 10-17
24. Peak Run For Relief
Alderman Owens moved to approve the first annual “Peak Run for Relief” to benefit the Red Cross to be held on Saturday, June 12, 2010 from 8:00 a.m. to 3:00 p.m. with a temporary street closure along a route that begins at Broadcast Parkway and ends at Peak Sports Club, 4401 Peak Drive. Second by Alderman Peterson. Motion carried. 9 Ayes (Aldermen Brinker, Novak, Owens, Jacobson, Little, Pruitt, Frykman, Peterson, Holmes) 1 Absent (Alderman Jury)
25. Open Meetings Act
Alderman Brinker presented the following resolution and moved for its adoption: **RESOLVED**, that by the adoption of this resolution, that **WHEREAS**, Public Act 96-542 makes changes to the Open Meetings Act that require municipalities to designate employees or officers to act as Open Meetings Act Officers, **NOW, THEREFORE**, be it resolved by the adoption of this resolution that the following persons shall be designated as Open Meetings Act Officers for the City of Loves Park and shall undergo required training by the Illinois Attorney General’s Office. 1. Mayor, 2. City Clerk, 3. Deputy City Clerk. Second by Alderman Pruitt. Motion carried. 9 Ayes (Aldermen Brinker, Novak, Owens, Jacobson, Little, Pruitt, Frykman, Peterson, Holmes) 1 Absent (Alderman Jury)
Resolution No. 10-18
26. Young At Heart Parade
Alderman Brinker presented the following resolution and moved for its adoption: **WHEREAS**, The City of Loves Park is sponsoring the YOUNG AT HEART PARADE in the City of Loves Park, which event constitutes a public purpose. **WHEREAS**, this YOUNG AT HEART PARADE will require the temporary closure of the northbound lanes of Highway 251, a State Highway in the City of Loves Park, 4800 North Second Street to 6300 North Second Street. **WHEREAS**, Section 4-408 of the Illinois Highway Code authorizes the Department of Transportation to issue permits to local authorities to temporarily close portions of State Highways for such public purposes. **NOW THEREFORE, BE IT RESOLVED**, by the City Council of the City of Loves Park, that permission to close off the northbound lanes of Highway 251 from 4800 North Second Street to 6300 North Second Street, as above designated, be requested of the Department of Transportation. **BE IT FURTHER RESOLVED**, that this closure shall occur during the approximate time period between 9:00 a.m. and 12:00 noon on May 29, 2010. **BE IT FURTHER RESOLVED**, that this closure is for the public purpose of conducting the Young at Heart Parade. **BE IT FURTHER RESOLVED**, that traffic from that closed portion of highway shall be detoured over routes with an all-weather surface that can accept the anticipated traffic, which will be maintained to the satisfaction of the Department and which is conspicuously marked for the benefit of traffic diverted from the State Highway. (The parking of vehicles shall be prohibited on the detour routes to allow an uninterrupted flow of two-way traffic*). The detour route shall be as follows: Two-way traffic will be coordinated in the southbound portion of the highway. **BE IT FURTHER RESOLVED**, the City of Loves Park assumes full responsibility for the direction, protection, and regulation of the traffic during the time the detour is in effect. **BE IT FURTHER RESOLVED**, that police officers or authorized flaggers shall at the expense of the City of Loves Park, be positioned at each end of the closed section and at other points (such as intersections) as may be necessary to assist in directing traffic through the detour. **BE IT FURTHER RESOLVED**, that police officers, flaggers, and officials shall permit emergency vehicles in emergency situations to pass through the closed area as swiftly as is safe for all concerned.

27. (Cont.) Young At Heart Parade **BE IT FURTHER RESOLVED**, that all debris shall be removed by the City of Loves Park prior to reopening the State Highway. **BE IT FURTHER RESOLVED**, that such signs, flags, barricades, etc., shall be used by the City of Loves Park as may be approved by the Illinois Department of Transportation. These items shall be provided by the City of Loves Park. **BE IT FURTHER RESOLVED**, that the closure and detour shall be marked according to the Illinois Manual on Uniform Traffic Control Devices. **BE IT FURTHER RESOLVED**, that an occasional break shall be made in the procession so that traffic may pass through. In any event, adequate provisions will be made for traffic on intersecting highways pursuant to conditions noted above. (Note: This paragraph is applicable when the Resolution pertains to a Parade or when no detour is required). **BE IT FURTHER RESOLVED**, that the City of Loves Park hereby agrees to assume all liabilities and pay all claims for any damage, which shall be occasioned by the closing described above. **BE IT FURTHER RESOLVED**, that the City of Loves Park shall provide a comprehensive general liability insurance policy or an additional insured endorsement in the amount of \$100,000.00 per person and \$500,000.00 aggregate which has the Illinois Department of Transportation and its officials, employees, and agents as insureds and which protects them from all claims arising from the requested road closing. **BE IT FURTHER RESOLVED**, that a copy of this Resolution be forwarded to the Department of Transportation to serve as a formal request for the permission sought in this Resolution and to operate as part of the conditions of said permission. Second by Alderman Pruitt. Motion carried. 9 Ayes (Aldermen Brinker, Novak, Owens, Jacobson, Little, Pruitt, Frykman, Peterson, Holmes) 1 Absent (Alderman Jury)
Resolution No. 10-19
28. Opposition To Governor Quinn's Income Tax Reduction Alderman Brinker presented the following resolution and moved for its adoption: **RESOLVED**, that by the adoption of this resolution, that **WHEREAS**, the City of Loves Park, like all other municipalities in the State of Illinois, is struggling to provide basic services to the citizens such as Police, Fire and Public Works, and **WHEREAS**, funding to provide these crucial services is dependant in part on the Local Government Distributive Fund (LGDF) and amounts to approximately \$1,900,000.00 as our local share, and **WHEREAS**, Illinois Governor Quinn has proposed that the formula for shared Income Tax be changed from 10% to 7% in order to help balance the State of Illinois deficit which would result in the loss of revenue to the City of Loves Park in the amount of \$577,000.00. **NOW THEREFORE**, be it resolved that the City of Loves Park Mayor and Aldermen go on record in strong, total opposition to the Governor's proposal and urge the Governor to examine his own budget for reductions, review current programs and not introduce new programs, and **FURTHER, BE IT RESOLVED**, that this resolution be sent to all local Senators and Representatives so they may also voice strong opposition which will cripple local government's abilities to provide the most basic services. Second by Alderman Pruitt. Motion carried. 10 Ayes (Mayor Lindberg, Aldermen Brinker, Novak, Owens, Jacobson, Little, Pruitt, Frykman, Peterson, Holmes) 1 Absent (Alderman Jury)
Resolution No. 10-20
29. ORD 3615-10
SUP For 6850 N. Alpine Road Alderman Pruitt presented for second reading an ordinance providing for a Special Use Permit for property commonly known as 6850 N. Alpine Road, and moved for passage of the ordinance. Second by Alderman Owens. Motion carried. 9 Ayes (Aldermen Brinker, Novak, Owens, Jacobson, Little, Pruitt, Frykman, Peterson, Holmes) 1 Absent (Alderman Jury)
ORDINANCE NO. 3615-10

30. ORD 3616-10 Alderman Pruitt presented for second reading an ordinance providing for a Text Amendment to Section 102-337 regarding North Second Street Overlay District, and moved for passage of the ordinance. Second by Alderman Owens. Motion carried. *Discussion: Alderman Pruitt commented that he is in support of this ordinance and the next 4 ordinances as they pertain to the property at 5400 North Second Street. He stated that the proposed business is not particularly what the city had in mind when the Overlay District was created, but they have met all requests and requirements put upon them. He thinks the business will be an asset to the city financially and esthetically and will be a step forward in revitalizing the North Second Street corridor.* 8 Ayes (Aldermen Brinker, Novak, Owens, Jacobson, Little, Pruitt, Frykman, Peterson) 1 Nay (Alderman Holmes) 1 Absent (Alderman Jury)
ORDINANCE NO. 3616-10
31. ORD 3617-10 Alderman Pruitt presented for second reading an ordinance providing for a Special Use Permit for small engine repair in the North Second Street Overlay District for the property commonly known as 5400 North Second Street, and moved for passage of the ordinance. Second by Alderman Owens. Motion carried. 8 Ayes (Aldermen Brinker, Novak, Owens, Jacobson, Little, Pruitt, Frykman, Peterson) 1 Nay (Alderman Holmes) 1 Absent (Alderman Jury)
ORDINANCE NO. 3617-10
32. ORD 3618-10 Alderman Pruitt presented for second reading an ordinance providing for a Special Use Permit for a nursery with outdoor sales in the North Second Street Overlay District for the property commonly known as 5400 North Second Street, and moved for passage of the ordinance. Second by Alderman Owens. Motion carried. 8 Ayes (Aldermen Brinker, Novak, Owens, Jacobson, Little, Pruitt, Frykman, Peterson) 1 Nay (Alderman Holmes) 1 Absent (Alderman Jury)
ORDINANCE NO. 3618-10
33. ORD 3619-10 Alderman Pruitt presented for second reading an ordinance providing for a Special Use Permit for outdoor storage in the North Second Street Overlay District for the property commonly known as 5400 North Second Street, and moved for passage of the ordinance. Second by Alderman Owens. Motion carried. 8 Ayes (Aldermen Brinker, Novak, Owens, Jacobson, Little, Pruitt, Frykman, Peterson) 1 Nay (Alderman Holmes) 1 Absent (Alderman Jury)
ORDINANCE NO. 3619-10
34. ORD 3620-10 Alderman Pruitt presented for second reading an ordinance providing for a development plan in the North Second Street Overlay District for the property commonly known as 5400 North Second Street, and moved for passage of the ordinance. Second by Alderman Owens. Motion carried. 8 Ayes (Aldermen Brinker, Novak, Owens, Jacobson, Little, Pruitt, Frykman, Peterson) 1 Nay (Alderman Holmes) 1 Absent (Alderman Jury)
ORDINANCE NO. 3620-10
35. ORD 3621-10 Alderman Pruitt presented for second reading an ordinance providing for a Variance in front yard setback for the property commonly known as 7117, 7119, 7121, 7123, 7127, 7129, 7133, 7135, 7137, 7139, 7141, and 7143 Windsor Lake Parkway, and moved for passage of the ordinance. Second by Alderman Owens. Motion carried. 9 Ayes (Aldermen Brinker, Novak, Owens, Jacobson, Little, Pruitt, Frykman, Peterson, Holmes) 1 Absent (Alderman Jury)
ORDINANCE NO. 3621-10
36. ORD 3622-10 Alderman Pruitt presented for second reading an ordinance providing for a Variance in rear yard setback for the property commonly known as 7137, 7139, 7141, and 7143 Windsor Lake Parkway, and moved for passage of the ordinance. Second by Alderman Owens. Motion carried. 9 Ayes (Aldermen Brinker, Novak, Owens, Jacobson, Little, Pruitt, Frykman, Peterson, Holmes) 1 Absent (Alderman Jury)
ORDINANCE NO. 3622-10

- 37. 1ST Reading
Liquor License
For 4832 North
Second Street
Alderman Owens presented for first reading an ordinance providing for a Liquor License for the property commonly known as 4832 North Second Street, and moved to waive the reading of the ordinance as all aldermen have been provided copies. Second by Alderman Peterson. Motion carried. 9 Ayes (Aldermen Brinker, Novak, Owens, Jacobson, Little, Pruitt, Frykman, Peterson, Holmes) 1 Absent (Alderman Jury) Laid over

- 38. Suspend Rules
Alderman Owens moved to suspend any and all rules to bring the above ordinance in for second reading. Second by Alderman Peterson. Motion carried. 9 Ayes (Aldermen Brinker, Novak, Owens, Jacobson, Little, Pruitt, Frykman, Peterson, Holmes) 1 Absent (Alderman Jury)

- 39. ORD 3923-10
Liquor License
For 4832 North
Second St.
Alderman Owens presented for second reading an ordinance providing for a Liquor License for the property commonly known as 4832 North Second Street, and moved for passage of the ordinance. Second by Alderman Peterson. Motion carried. 9 Ayes (Aldermen Brinker, Novak, Owens, Jacobson, Little, Pruitt, Frykman, Peterson, Holmes) 1 Absent (Alderman Jury)
ORDINANCE NO. 3923-10

- 40. 1ST Reading
Liquor License
For 4001 N.
Perryville Road
Alderman Owens presented for first reading an ordinance providing for a Liquor License for the property commonly known as 4001 N. Perryville Road, Suite D, and moved to waive the reading of the ordinance as all aldermen have been provided copies. Second by Alderman Peterson. Motion carried. 9 Ayes (Aldermen Brinker, Novak, Owens, Jacobson, Little, Pruitt, Frykman, Peterson, Holmes) 1 Absent (Alderman Jury) Laid over

- 41. 1ST Reading
Liquor License
For 7135 Clinton
Road
Alderman Owens presented for first reading an ordinance providing for a Liquor License for the property commonly known as 7135 Clinton Road, and moved to waive the reading of the ordinance as all aldermen have been provided copies. Second by Alderman Peterson. Motion carried. 9 Ayes (Aldermen Brinker, Novak, Owens, Jacobson, Little, Pruitt, Frykman, Peterson, Holmes) 1 Absent (Alderman Jury) Laid over

- 42. Adjourn
Alderman Brinker moved that the meeting be adjourned. Second by Alderman Peterson. Motion carried by voice vote. The meeting was adjourned at 6:45 p.m.

APPROVED:

Robert J. Burden, City Clerk

COMMITTEE MEETINGS:

Zoning Board of Appeals: Thursday, March 18, 2010
6:00 p.m.

STANDING COMMITTEE MEETINGS:

Finance and Administration: Prior to Council Meeting
5:45 p.m.

Public Works: Prior to Council Meeting
5:30 p.m.

Codes and Regulations: Following Council Meeting
2nd and 4th Mondays