



CITY COUNCIL, CITY OF LOVES PARK, ILLINOIS
Journal of Proceedings
Regular Meeting, Monday, April 20, 2009
Loves Park City Hall

Mayor Darryl Lindberg called the meeting to order at 6:30 p.m.

City Clerk Robert Burden opened the meeting with an invocation, followed by the Pledge of Allegiance.

Present: Mayor Darryl Lindberg

Aldermen Janet Novak, Mike Owens, Greg Jury, Clint Little, John Pruitt, Mark Peterson, A. Marie Holmes, Richard Brinker

Absent: Aldermen John Jacobson, Tom Laughlin

Also Present: City Clerk Robert Burden
City Attorney Paul Nicolosi

1. Approve Minutes 4/13/09 The Journal of Proceedings for the regular meeting of April 13, 2009 was approved as per typewritten copies submitted by the city clerk on a motion by Alderman Little. Second by Alderman Peterson. Motion carried. 8 Ayes (Aldermen Owens, Jury, Little, Pruitt, Peterson, Holmes, Brinker, Novak) 2 Absent (Aldermen Jacobson, Laughlin)
2. Nimtz Quarry Update Received the Nimtz Quarry update for April 2009 from William Charles Construction. Placed on file.
3. Thanks From Literacy Council Received a letter from John Hurley, Executive Director of the Literacy Council thanking the City of Loves Park for the recent donation to the literacy program at North Suburban Library. Placed on file.
4. Amusement Arcade License Request Received Amusement Arcade License applications submitted by Rockford Park District and Winstuff/Goodstuff, LLC for Indoor Sports Center and Logli Supermarket. Referred to the Codes and Regulations Committee.
5. Amusement Arcade License Approved Alderman Owens of the Codes and Regulations Committee moved to approve the Amusement Arcade License applications submitted by Rockford Park District and Winstuff/Goodstuff, LLC for Indoor Sports Center and Logli Supermarket. Second by Alderman Little. Motion carried by voice vote.
6. Reports On File Received the Illinois Department of Commerce and Economic Opportunity Bureau of Energy and Recycling Programs Report, and the 2008 Commonwealth Edison Annual Report. On file in City Clerk's office for review.
7. Free Mother's Day Concert Mayor Lindberg announced that a free Mother's Day concert will be held on Sunday, May 10, 2009 at Loves Park City Hall at 3:00 p.m. He added that the first 200 mothers who attend the concert will receive a potted plant courtesy of Gensler Gardens.

8. Workers Memorial Day Mayor Lindberg presented a proclamation to Ron Welty of Local Union 15 IBEW, proclaiming April 28, 2009 to be “Workers Memorial Day” in the City of Loves Park.
9. Proclamation Ron Welty of Local Union 15 IBEW thanked city council for the proclamation.
10. Water Dept. 4/13/09 Alderman Brinker presented the Water Department bills dated April 13, 2009, in the amount of \$27,665.54, and moved that they be paid. Second by Alderman Jury. Motion carried. 8 Ayes (Aldermen Owens, Jury, Little, Pruitt, Peterson, Holmes, Brinker, Novak) 2 Absent (Aldermen Jacobson, Laughlin)
11. General Fund 4/13/09 Alderman Brinker presented the General Fund and all other bills dated April 13, 2009, in the amount of \$89,946.03, and moved that they be paid. Second by Alderman Jury. Motion carried. 8 Ayes (Aldermen Owens, Jury, Little, Pruitt, Peterson, Holmes, Brinker, Novak) 2 Absent (Aldermen Jacobson, Laughlin)
12. Public Safety Report Alderman Little presented the Weekly Activity Report for the Fire Department dated April 19, 2009; presented the Police Department Report dated April 20, 2009, to be placed on file.
13. Public Works Report Alderman Holmes presented the Street Department Activity Report dated April 20, 2009; presented the Water Department Activity Report dated April 20, 2009, to be placed on file.
14. Finance & Admin Committee Alderman Brinker of the Finance and Administration Committee presented the General Fund and all other bills dated April 20, 2009 in the amount of \$368,918.21, for consideration at next week’s city council meeting, presented the minutes from the committee meeting held on April 13, 2009, to be placed on file.
15. Public Works Committee Alderman Holmes of the Public Works Committee presented the Water Department list of bills dated April 20, 2009 in the amount of \$6,258.70, for consideration at next week’s city council meeting.
16. Community Development Alderman Pruitt of the Community Development Committee announced that a committee meeting will be held on Tuesday, April 28, 2009 at 6:00 p.m.
17. SEP/Concession Trailer Approved Alderman Owens moved to approve a Special Event Permit application for a concession trailer to be located at Sears Essentials, 1515 E. Riverside Blvd., from April 15-November 1, 2009. Second by Alderman Pruitt. Motion carried by voice vote.
18. Block Party Approved Alderman Owens moved to approve a request to add live music to a previously approved block party for Torque Road, to be held on June 6, 2009. Second by Alderman Little. Motion carried by voice vote.

19. Comprehensive Capital Infrastructure Program
- Alderman Jury presented the following resolution urging passage of a Comprehensive Capital Infrastructure Program; **WHEREAS**, passing a Comprehensive Capital Infrastructure Program in the 2009 Legislative Session is critical to Illinois; and **WHEREAS**, ten years have passed since the Illinois General Assembly and Governor last passed and signed into law a Comprehensive Capital Infrastructure Program; and **WHEREAS**, local communities are facing the problem of maintaining their roadways, bridges, water systems and sewer systems to meet growing needs; and **WHEREAS**, units of local government have responsibility for over 88% of the public roads; and **WHEREAS**, Motor Fuel Tax Allocations for municipal, county and township roads and bridges are only 10% higher than they were eight years ago, yet the cost of construction on local roads is 90% higher during the same timeframe; and **WHEREAS**, the Motor Fuel Tax has not been changed since it was raised to 19 cents a gallon in 1990; and after expenses are removed the balance of the 19 cent Motor Fuel Tax is distributed as follows: 45.6% to the state; 26.7% to municipalities; 19.1% to counties; and 8.6% to townships; and **WHEREAS**, it is extremely important that the dollars are divided by formula and that the current formula is kept intact; and that units of local government have the opportunity to control what projects will be funded in their respective jurisdictions; and **WHEREAS**, regardless of the funding source (a Motor Fuel Tax or income tax increase), it is critical that local governments receive their fair share and are treated equitably in any capital bill; and **THEREFORE, BE IT RESOLVED**, that the Illinois Municipal League and all units of local government believe it is imperative that a Comprehensive Capital Infrastructure Bill be passed in 2009; and that local governments receive an equitable share of such Capital Infrastructure Program to be delivered through existing formula; and **NOW THEREFORE, BE IT FURTHER RESOLVED**, that the City Council of the City of Loves Park unanimously urges the Illinois General Assembly to pass the Capital Infrastructure Program with all possible expediency. Second by Alderman Pruitt. *Discussion: Mayor Lindberg stated that he appreciated the council's support for this resolution and that he would be forwarding a copy to the Illinois Municipal Legislative Committee in Springfield this week.* Motion carried. 8 Ayes (Aldermen Owens, Jury, Little, Pruitt, Peterson, Holmes, Brinker, Novak) 2 Absent (Aldermen Jacobson, Laughlin)
- Resolution No. 09-36**
20. Pay For RMAP Contribution
- Alderman Jury presented the following resolution and moved for its adoption: **RESOLVED**, that by the adoption of this resolution, that the City Treasurer is authorized to pay to the City of Rockford the amount of Two Thousand Six Hundred Eighty-Seven dollars and Sixty-Five cents (\$2,687.65) as the City of Loves Park's 2nd quarter contribution to the Rockford Metropolitan Agency for Planning (RMAP). Funds shall be taken from Account No. 01-05-6600 (RMAP Fees) for the expense. Second by Alderman Brinker. Motion carried. 8 Ayes (Aldermen Owens, Jury, Little, Pruitt, Peterson, Holmes, Brinker, Novak) 2 Absent (Aldermen Jacobson, Laughlin)
- Resolution No. 09-37**
21. Pay Northern Illinois Service Company For 5502 North Second Street Demolition
- Alderman Jury presented the following resolution and moved for its adoption: **RESOLVED**, that by the adoption of this resolution, that the City Treasurer is authorized to pay Northern Illinois Service Company, 4781 Sandy Hollow Rd., Rockford, IL 61109, the amount of Fourteen Thousand Three Hundred Forty-Nine dollars (\$14,349.00) for demolition of the building located at 5502 North Second Street, as authorized by Resolution No. 08-134. A copy of the invoice is attached hereto and made a part of this Resolution. Funds shall be drawn from the North Second Street TIF fund for the expense. Second by Alderman Brinker. Motion carried. 8 Ayes (Aldermen Owens, Jury, Little, Pruitt, Peterson, Holmes, Brinker, Novak) 2 Absent (Aldermen Jacobson, Laughlin)
- Resolution No. 09-38**

22. ORD 3531-09 Alderman Pruitt presented for second reading an ordinance approving the economic incentive agreement between the City of Loves Park and Kelley Williamson Company and authorizing the Mayor of the City of Loves Park to execute said Agreement, and moved for passage of the ordinance. Second by Alderman Owens. Motion carried. 8 Ayes (Aldermen Owens, Jury, Little, Pruitt, Peterson, Holmes, Brinker, Novak) 2 Absent (Aldermen Jacobson, Laughlin)
Incentive Agreement With Kelley Williamson Company
ORDINANCE NO. 3531-09
23. ORD 3532-09 Alderman Pruitt presented for second reading an ordinance authorizing the City of Loves Park to enter into a Lease Agreement with Penguin Golf Academy, Inc, and moved for passage of the ordinance. Second by Alderman Owens. Motion carried. 8 Ayes (Aldermen Owens, Jury, Little, Pruitt, Peterson, Holmes, Brinker, Novak) 2 Absent (Aldermen Jacobson, Laughlin)
Lease Agreement With Penguin Golf Academy Inc
ORDINANCE NO. 3532-09
24. ORD 3533-09 Alderman Pruitt presented for second reading an ordinance providing for a change in Liquor License classification for the property commonly known as 5040 North Second Street, and moved for passage of the ordinance. Second by Alderman Owens. Motion carried. 8 Ayes (Aldermen Owens, Jury, Little, Pruitt, Peterson, Holmes, Brinker, Novak) 2 Absent (Aldermen Jacobson, Laughlin)
Change In Liquor License Classification For 5040 North Second St.
ORDINANCE NO. 3533-09
25. ORD 3534-09 Alderman Pruitt presented for second reading an ordinance providing for an Annexation for the property commonly known as 5321 Wil-Acre Drive, and moved for passage of the ordinance. Second by Alderman Owens. Motion carried. 8 Ayes (Aldermen Owens, Jury, Little, Pruitt, Peterson, Holmes, Brinker, Novak) 2 Absent (Aldermen Jacobson, Laughlin)
Annexation For 5321 Wil-Acre Drive
ORDINANCE NO. 3534-09
26. ORD 3535-09 Alderman Pruitt presented for second reading an ordinance providing for a Variance in front yard setback for the property commonly known as 5321 Wil-Acre Drive, and moved for passage of the ordinance. Second by Alderman Owens. Motion carried. 8 Ayes (Aldermen Owens, Jury, Little, Pruitt, Peterson, Holmes, Brinker, Novak) 2 Absent (Aldermen Jacobson, Laughlin)
Variance For 5321 Wil-Acre Drive
ORDINANCE NO. 3535-09
27. Firemen's Award Banquet Mayor Lindberg commented that he attended the Firemen's Award Banquet and Paul Wollenburg was awarded Firefighter of the Year Award.
28. Adjourn Alderman Brinker moved that the meeting be adjourned. Second by Alderman Peterson. Motion carried by voice vote. The meeting was adjourned at 6:49 p.m.

APPROVED:

Robert J. Burden, City Clerk

COMMITTEE MEETINGS:

Community Development:

Tuesday, April 28, 2009
6:00 p.m.

STANDING COMMITTEE MEETINGS:

Finance & Administration:

Prior to Council Meeting
5:45 p.m.

Public Works:

Prior to Council Meeting
5:30 p.m.

Codes and Regulations:

Following City Council
2nd and 4th Mondays