

CITY OF FREEPORT, ILLINOIS
TUESDAY EVENING
CITY COUNCIL MEETING
JANUARY 21, 2003 AT 7:00PM
CITY COUNCIL CHAMBERS

QUORUM

At 7:15pm, a quorum being present, Mayor Gitz called the meeting to order.

RECORD

Present were Aldermen Boldt, Urban, Dawson, Jenkins, Gaulrapp, Rinehart, Bender, Steele, Bush, Moore-Howard, Goley, Toepfer, Veer, and Jones.

PLEDGE OF ALLEGIANCE

At this time, the Pledge of Allegiance was led by Alderman Boldt.

PRESENTATION

An Honorary Resolution, which was adopted at the meeting of January 6, 2003, was presented to Representative I. Ronald Lawfer.

HONORARY RESOLUTIONS

Honorary Resolution #R-2003-11, 12, 13, 14, and 15 were presented to Lavern & Betty Keppen, Ricky & Tammy Shenberger, Red's Wood & Metal Refinishing, and Gordon & Carla Matthews for Best Christmas Displays.

APPROVAL OF MINUTES

The Journal of the Minutes of the regular meeting held on January 21, 2003, was presented for approval. Alderwoman Bender moved, seconded by Alderwoman Moore-Howard for approval of the minutes. The motion carried.

CONSENT AGENDA

- A. Approval to Receive and Place on file:
 - 1. Fire Department Monthly Activity Report for December 2002
 - 2. Planning Commission Reports
- B. Approval of Water & Sewer Disbursements for January 2003 - \$223,064.50
- C. Approval of Bills Payable for January 2003- \$383,066.04
- D. Approval of Payroll for Pay Period ending January 11, 2003 - \$293,901.29

Alderman Gaulrapp moved, seconded by Alderwoman Bender for approval of the consent agenda. On the roll call of yeas and nays, Aldermen Boldt, Urban, Dawson, Jenkins, Gaulrapp, Rinehart, Bender, Steele, Bush, Moore-Howard, Goley, Toepfer, Veer, and Jones voted yea. The motion carried.

1ST READING

ORDINANCE #2003-05

AN ORDINANCE TO ENTER INTO A LEASE AGREEMENT FOR PORTIONS OF LANDFILLS TWO AND FOUR UPON WITH THE TRANSFER STATION WILL BE LOCATED

Alderwoman Steele, Community Development Chair, stated that the committee held a special meeting on January 21, 2003. The committee voted unanimously to approve this ordinance and Alderwoman Steele so moved, seconded by Alderman Dawson. Alderwoman Steele moved, seconded by Alderwoman Dawson to suspend the rules in order to vote on this ordinance at this meeting. On the roll call of yeas and nays to suspend the rules, Aldermen Boldt, Urban, Dawson, Jenkins, Gaulrapp, Rinehart,

Bender, Steele, Bush, Moore-Howard, Goley, Toepfer, Veer and Jones voted yea. The motion carried. On the roll call of yeas and nays to approve the ordinance, Aldermen Boldt, Urban, Dawson, Jenkins, Gaulrapp, Rinehart, Bender, Steele, Bush, Moore-Howard, Goley, Toepfer, Veer and Jones voted yea. The ordinance was approved.

1ST READING

ORDINANCE #2003-06

AN ORDINANCE TO ENTER INTO AN AGREEMENT WITH GILL'S FREEPORT DISPOSAL AND MORING DISPOSAL IN AS A JOINT VENTURE FOR SERVICES RELATED TO MUNICIPAL WASTE TRANSFER STATION

Alderman Steele, Community Development Chair, stated that the committee held a special meeting on January 21, 2003. The committee voted unanimously to approve this ordinance and Alderman Steele so moved, seconded by Alderman Moore-Howard. Alderman Steele moved, seconded by Alderman Dawson to suspend the rules in order to vote on this ordinance at this meeting. On the roll call of yeas and nays to suspend the rules, Aldermen Boldt, Urban, Dawson, Jenkins, Gaulrapp, Rinehart, Bender, Steele, Bush, Moore-Howard, Goley, Toepfer, Veer and Jones voted yea. The motion carried. Corporation Counsel, Sarah Griffin, explained that this ordinance is the host agreement for the operation of the transfer station and it needs a super majority vote because it was done through the RFP (request for proposal) process. On the roll call of yeas and nays to approve the ordinance, Aldermen Boldt, Urban, Dawson, Jenkins, Gaulrapp, Rinehart, Bender, Steele, Bush, Moore-Howard, Goley, Toepfer, Veer and Jones voted yea. The ordinance was approved.

1ST READING

ORDINANCE #2003-10

AN ORDINANCE TO ENTER INTO AN AGREEMENT WITH A JOINT VENTURE LLC CREATED BY GILL'S FREEPORT DISPOSAL AND MORING DISPOSAL, INC. FOR HAULING SERVICES

Alderman Steele, Community Development Chair, stated that the committee held a special meeting on January 21, 2003. The committee voted unanimously to approve this ordinance and Alderman Steele so moved, seconded by Alderman Dawson. Alderman Steele moved, seconded by Alderman Moore-Howard to suspend the rules in order to vote on this ordinance at this meeting. Alderman Goley stated that page 10, Section 4.3.2 has two blank dollar amounts. There was leave to hear from special counsel, Chuck Holsten, in order to give the figures. The correct figures were stated as being \$30 per bag or monthly rate of \$120. There was leave to insert the numbers and vote on the ordinance with this change. On the roll call of yeas and nays to suspend the rules, Aldermen Boldt, Urban, Dawson, Jenkins, Gaulrapp, Rinehart, Bender, Steele, Bush, Moore-Howard, Goley, Toepfer, Veer and Jones voted yea. The motion carried. On the roll call of yeas and nays to approve the ordinance, Aldermen Boldt, Urban, Dawson, Jenkins, Gaulrapp, Rinehart, Bender, Steele, Bush, Moore-Howard, Goley, Toepfer, Veer and Jones voted yea. The ordinance was approved.

2ND READING

ORDINANCE #2002-79

AN ORDINANCE AMENDING CERTAIN SECTIONS OF CHAPTER 480 (PARKING GENERALLY) AND CERTAIN SECTIONS OF CHAPTER 484 (LOADING ZONES; BUS AND TAXICAB STANDS) OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT

This ordinance was laid over from the meeting from January 6, 2003. Alderman Jenkins, Public Works Chair, stated that the committee held a special meeting on January 21,

2003. There was a correction on the fee for a business loading zone of \$250, instead of \$200. Alderman Jenkins moved, seconded by Alderman Urban that this ordinance is laid over to the next regular meeting. The motion carried. Alderman Jenkins explained that this ordinance is the result of about three years worth of work done by the downtown parking subcommittee. The committee feels that it is a good package. There has been some reconsideration regarding the status of the customer only zones that are currently existence. None of these zones will be extended or removed permanently. The only changes that were made were that any individual holding two loading zone permits would be reduced to one until the May expiration date. The committee will be sending out letters to the affected businesses before the next meeting.

2nd READING

ORDINANCE #2003-01

AN ORDINANCE AUTHORIZING ACQUISITION OF PROPERTY COMMONLY KNOWN AS CMC HEARTLAND AND PROPERTY DIRECTLY TO ITS SOUTH

This ordinance was laid over from the meeting of January 6, 2003 when it was moved by Alderman Bush, seconded by Alderman Goley for approval. On the roll call of yeas and nays, Aldermen Boldt, Urban, Dawson, Jenkins, Gaulrapp, Rinehart, Bender, Steele, Bush, Moore-Howard, Goley, Toepfer, Veer, and Jones voted yea. The motion carried.

RESOLUTION #R-2002-77

RESOLUTION TO ESTABLISH COMMERCIAL LOADING ZONES

This resolution was laid over to the next regular meeting in order to be presented with the ordinance.

1ST READING

ORDINANCE #2003-02

SPECIAL ORDINANCE FOR VARIATION, PERMIT, OR AMENDMENT OF CODIFIED ORDINANCES OF FREEPORT, ILLINOIS (AMENDMENT OF ZONING, ½ ACRE LOCATED SOUTH OF MIDWEST BANK, ON PARK CREST DRIVE)

Alderman Boldt, Community Development Vice-Chair, stated that the committee held a meeting on January 16, 2003. He stated that there were no objectors. The committee voted unanimously to concur with the Zoning Commission and Alderman Boldt so moved, seconded by Alderman Dawson. This ordinance was automatically laid over to the next regular meeting.

1ST READING

ORDINANCE #2003-03

SPECIAL ORDINANCE FOR VARIATION, PERMIT, OR AMENDMENT OF CODIFIED ORDINANCES OF FREEPORT, ILLINOIS (AMENDMENT OF ZONING, 1255 W EMPIRE ST)

Alderman Boldt, Community Development Vice-Chair, stated that the committee held a meeting on January 16, 2003. There was a change of zoning requested for the Siedenbug Property at 1255 West Empire Street. This change is to correct a long time zoning oversight. It affects the building at this address, but not the surrounding structures. The change is from R-6, Multiple Family Residence to P-1, Professional Use District. The committee voted unanimously to concur with the Zoning Commission and Alderman Boldt so moved, seconded by Alderman Dawson. This ordinance was automatically laid over to the next regular meeting.

1ST READING

ORDINANCE #2003-04

AN ORDINANCE TO ENTER INTO AN AGREEMENT WITH ORACLE DEVELOPMENT, LLC FOR LEASE OF PARKING LOT AT ADAMS AND MAIN

Alderman Jenkins, Public Works Chair, stated that the committee held a meeting on January 13, 2003. The committee voted unanimously to approve this ordinance at this meeting. Alderman Jenkins stated that this ordinance was brought back to the committee at a special meeting on January 21, 2003. Corporation Counsel presented changes to the maintenance provisions to ensure that the property was properly maintained. He stated that the terms of the agreement is \$1 per year for 30 years. The committee voted unanimously to approve this ordinance and Alderman Jenkins so moved, seconded by Alderman Urban. This ordinance was automatically laid over to the next regular meeting.

1ST READING

ORDINANCE #2003-07

AN ORDINANCE AMENDING THE BOUNDARIES OF THE JOINT CITY OF FREEPORT-COUNTY OF STEPHENSON CERTIFIED ENTERPRISE ZONE (OPPOLD)

Alderwoman Steele, Community Development Chair, stated that the committee held a special meeting on January 21, 2003. This expansion is to provide parking and construction of a building for Solace Trucking. The committee voted unanimously to approve this ordinance and Alderwoman Steele so moved, seconded by Alderwoman Moore-Howard. This ordinance was automatically laid over to the next regular meeting.

1ST READING

ORDINANCE #2003-08

AN ORDINANCE AMENDING THE BOUNDARIES OF THE JOINT CITY OF FREEPORT-COUNTY OF STEPHENSON CERTIFIED ENTERPRISE ZONE (LINCOLN BUSINESS PARK)

Alderwoman Steele, Community Development Chair, stated that the committee held a special meeting on January 21, 2003. This expansion is for an area east of Newell and an expansion of South Street of approximately 50 acres. The committee voted unanimously to approve this ordinance and Alderwoman Steele so moved, seconded by Alderwoman Toepfer. This ordinance was automatically laid over the next regular meeting.

1ST READING

ORDINANCE #2003-09

AN ORDINANCE AMENDING THE BOUNDARIES OF THE JOINT CITY OF FREEPORT-COUNTY OF STEPHENSON CERTIFIED ENTERPRISE ZONE (ROUTE 26 RETAIL)

Alderwoman Steele, Community Development Chair, stated that the committee held a special meeting on January 21, 2003. The committee voted unanimously to approve this ordinance and Alderwoman Steele so moved, seconded by Alderman Dawson. This ordinance was automatically laid over to the next regular meeting.

APPOINTMENT

Pursuant to chapter 286.01, effective immediately, James L. Gitz, hereby appoints Alderman Shawn Boldt as the aldermanic representative of the City of Freeport to the Stephenson County Convention and Visitors Bureau. This term will expire on December 31, 2005.

Alderman Rinehart moved, seconded by Alderwoman Jones to accept the appointment. On the roll call of yeas and nays, Aldermen Boldt, Urban, Dawson, Jenkins, Gaulrapp, Rinehart, Bender, Steele, Bush, Moore-Howard, Goley, Toepfer, Veer, and Jones voted yea. The motion carried.

RESOLUTION #R-2003-05

RESOLUTION TO APPROVE THE TIF APPLICATION POLICY

WHEREAS, the City of Freeport wishes to encourage the creation of new businesses in the City of Freeport; and

WHEREAS, the City is authorized to take certain actions pertaining to development and redevelopment activities; and

WHEREAS, Illinois Law provides for creation of a Tax Increment Finance (TIF) District to provide such assistance, intervention and redevelopment planning; and

WHEREAS, in order to ensure applications for TIF Assistance are in compliance with all requirements, the City has developed a TIF Application Checklist which is attached herein as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, ILLINOIS that it approve the attached Tax Increment Financing Program Application Checklist

BE IT FURTHER RESOLVED that 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.

Alderman Steele, Community Development Chair, stated that the committee held a special meeting on January 21, 2003. The committee voted unanimously to adopt this resolution and Alderman Steele so moved, seconded by Alderman Dawson. Alderman Goley stated he felt that the guidelines were not feasible for smaller TIF items. Alderman Goley then moved, seconded by Alderman Bush that this resolution be referred back to committee to consider rewording for smaller TIF items. The motion carried.

RESOLUTION #R-2003-06

RESOLUTION TO APPROVE FINAL PLAT S.J.E PLAZA SUBDIVISION

WHEREAS, Section 5/11-15-1 of the Illinois Municipal Code (65 ILCS 5/11-15-1), authorizes a city to enact an ordinance mandating that the city council approve all plats of subdivisions to be located inside city's corporate boundaries or within a one-and-a-half mile area extending from said corporate boundaries provided that the city has also enacted a Subdivision ordinance; and

WHEREAS, the City of Freeport has enacted such a Subdivision Ordinance, known as Chapter 1224 of the Codified Ordinances of the City of Freeport; 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 streets, alleys, ways, easements, parks or other areas preserved for, or dedicated to, the public, by resolution"; and

WHEREAS, on December 9, 2002, this City Council approved the preliminary plat for S.J.E. Plaza Subdivision, located in Freeport Township; and

WHEREAS, the final plat for said S.J.E. Plaza 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 a regular meeting held January 9, 2003, and subsequent to a public hearing, the Freeport Planning Commission unanimously recommended that the City Council approve the final plat for S.J.E. Plaza Subdivision.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, ILLINOIS that the Final Plat of S.J.E. Plaza Subdivision as set forth in Exhibit A, is hereby approved; and the City of Freeport hereby accepts all streets, alleys, ways, easements, parks or other areas preserved for, or dedicated to, the public, as shown on Exhibit A, said dedication conditional upon full performance in compliance with plat requirements and applicable provisions of City Ordinances.

BE IT FURTHER RESOLVED 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.

BE IT FURTHER RESOLVED that this Resolution is expressly adopted pursuant to the Home Rule Powers of the City of Freeport under Section 6 of Article VII of the Illinois Constitution of 1970; and all Resolutions or parts of motions in conflict with this Resolution are repealed insofar as they conflict.

Alderman Boldt, Community Development Vice-Chair, stated that the committee held a meeting on January 16, 2003. The final plat for 1030 West Galena Avenue was presented by SJE, Inc. The committee voted unanimously to adopt this resolution and Alderman Boldt so moved, seconded by Alderman Dawson. On the roll call of yeas and nays to adopt this resolution, Aldermen Boldt, Urban, Dawson, Jenkins, Gaulrapp, Rinehart, Bender, Steele, Bush, Moore-Howard, Goley, Toepfer, Veer, and Jones voted yea. The resolution was adopted.

RESOLUTION #R-2003-07

RESOLUTION TO ENTER INTO AGREEMENT WITH FEHR-GRAHAM & ASSOCIATES FOR SERVICES RELATED TO STORM SEWER SYSTEM IMPROVEMENTS

WHEREAS, on December 30, 2002 the Water & Sewer Commission of the City of Freeport, approved a proposal from Fehr-Graham & Associates to design storm sewer improvements from the intersection of Jackson and Benton to the intersection of Broadway and Cherry; and

WHEREAS, this work is required by the Compliance Commitment Agreement from the Illinois Environmental Protection Agency; and

WHEREAS, the cost of this study is reimbursable through the existing storm water fee; and

WHEREAS, the Corporate Authorities believe it is in the best interests of the citizens to cause such work to be completed.

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

Section 1. The foregoing recitals shall be and are hereby incorporated in this Section 1 as if said recitals were fully set forth.

Section 2. The Corporate Authorities hereby authorize the Executive Director of the Water & Sewer Commission to enter into a contract with Fehr-Graham & Associates to conduct certain services in relation to the design of the storm sewer system improvements, as shown in Exhibit A.

Section 3. The Corporate Authorities hereby further authorize the Executive Director to negotiate and enter into such other contract(s) as necessary in order to complete such work.

Section 4. It is intended that the sanitary sewer fund reserves be reimbursed to the Commission through the storm water fee.

Section 5. If any section, paragraph, clause or provisions of the Resolution shall be held invalid, said invalidity shall not affect any other provision of this Resolution.

Section 6. This Resolution shall be in full force and effect from and after its passage and approval in the manner provided by law.

Alderman Jenkins, Public Works Chair, stated that the committee held a meeting on January 13, 2003. W&S Director, Alice Ohrtmann, informed the committee about plans to upgrade the storm sewer system from the Homer watershed area to the river. The

Commission asked for approval to spend \$199,000 out of the W&S reserves to pay for engineering designs. This would be paid back to the W&S reserves through future storm sewer fees. The committee unanimously voted to adopt this resolution and Alderman Jenkins so moved, seconded by Alderman Urban. There was leave granted to hear from City Accountant Duane Price. Mr. Price explained that in the month of December 2002, the storm sewer fee generated \$29,000. On the roll call of yeas and nays to adopt this resolution, Aldermen Boldt, Urban, Dawson, Jenkins, Gaulrapp, Rinehart, Bender, Steele, Bush, Moore-Howard, Goley, Toepfer, Veer, and Jones voted yea. The resolution was adopted.

RESOLUTION #R-2003-08

RESOLUTION FOR THE AGREEMENT BETWEEN CITY OF FREEPORT AND ILLINOIS DEPARTMENT OF TRANSPORTATION FOR PRELIMINARY ENGINEERING OF THE STEPHENSON/GALENA AVE STREETScape GRANT

WHEREAS, the City of Freeport is entering into an agreement with the State of Illinois for preliminary engineering of the Stephenson/Galena Ave Streetscape Grant from Taylor Park to West Avenue along IL 75 and US 20 as Section 01-00138-00-L-S; and

WHEREAS, this agreement has a cost sharing formula of 80% Federal and 20% Local Funds; and

WHEREAS, the City is responsible for full payment of all bills due on this agreement; and

WHEREAS, the City then submits proof of payment to IDOT, and

WHEREAS, IDOT will reimburse the City at the 80% level.

NOW, THEREFORE, be it resolved by the City Council of the City of Freeport, Illinois that there is hereby appropriated the sum of FIFTY THOUSAND DOLLARS (\$50,000), or so much thereof as may be necessary, from any money now or hereafter allotted to the City under the provisions of the Motor Fuel Tax Law, to pay its share of the cost of this portion of the improvement as provided in the agreement.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to transmit a certified copy of this Resolution to the State of Illinois Department of Transportation, Division of Highways, District Engineer, C/O Bureau of Local Roads, 819 Depot Ave, Dixon, IL 61021.

Alderman Jenkins, Public Works Chair, stated that the committee held a meeting on January 13, 2003. This resolution is for previously approved work. The final total is \$50,000, which is to be taken out of motor fuel tax funds and to be 80% reimbursed by the state. The committee voted unanimously to adopt this resolution and Alderman Jenkins so moved, seconded by Alderman Urban. On the roll call of yeas and nays to adopt this resolution, Aldermen Boldt, Urban, Dawson, Jenkins, Gaulrapp, Rinehart, Bender, Steele, Bush, Moore-Howard, Goley, Toepfer, Veer, and Jones voted yea. The resolution was adopted.

RESOLUTION #R-2003-09

RESOLUTION TO ENTER INTO AGREEMENT WITH BLACK & VEATCH CORPORATION FOR SERVICES RELATED TO CREATION OF A STORM WATER RATE STRUCTURE

WHEREAS, on December 30, 2002 the Water & Sewer Commission of the City of Freeport, approved a proposal from Black & Veatch to prepare a storm water rate structure; and

WHEREAS, the cost of this study is reimbursable through the existing storm water fee; and

WHEREAS, the Corporate Authorities believe it is in the best interests of the citizens to cause such work to be completed.

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

Section 1. The foregoing recitals shall be and are hereby incorporated in this Section 1 as if said recitals were fully set forth.

Section 2. The Corporate Authorities hereby authorize the Executive Director of the Water & Sewer Commission to enter into a contract with Black & Veatch Corporation to conduct certain services in relation to the preparation of the rate structure, as shown in Exhibit A.

Section 3. The Corporate Authorities hereby further authorize the Executive Director to negotiate and enter into such other contract(s) as necessary in order to complete such work.

Section 4. It is intended that the sanitary sewer fund reserves be reimbursed to the Commission through the storm water fee.

Section 5. If any section, paragraph, clause or provisions of the Resolution shall be held invalid, said invalidity shall not affect any other provision of this Resolution.

Section 6. This Resolution shall be in full force and effect from and after its passage and approval in the manner provided by law.

Alderman Jenkins, Public Works Chair, stated that the committee held a meeting on January 13, 2003. Water & Sewer Director, Alice Ohrtmann explained that a database of information is needed for future storm water fees. This is not a change to the current fees that have a sunset clause. The database is to determine exactly what the fees will be based on. It will have all information regarding residential and commercial properties in the city limits. The request was for approval to spend \$91,158 out of Water & Sewer reserves to be reimbursed by future storm water fees. The committee voted unanimous to adopt this resolution and Alderman Jenkins so moved, seconded by Alderman Urban. Mayor Gitz had some questions regarding the resolution and requested that it be referred back to committee. Alderman Jenkins moved, seconded by Alderwoman Jones that this resolution be sent back to committee. The motion carried.

RESOLUTION #R-2003-10
RESOLUTION TO ENTER INTO AGREEMENT WITH NATIONAL POWER RODDING FOR SERVICES RELATED TO STORM SEWER CLEANING AND TELEVISIONING

WHEREAS, on December 20, 2002 the Water & Sewer Commission of the City of Freeport, accepted and publicly opened bids for the above referenced project; and

WHEREAS, on December 30, 2002 the Water & Sewer Commission of the City of Freeport, approved the bid from National Power Rodding Corporation; and

WHEREAS, this work is required by the Compliance Commitment Agreement from the Illinois Environmental Protection Agency; and

WHEREAS, the cost of this project is reimbursable through the existing storm water fee; and

WHEREAS, the Corporate Authorities believe it is in the best interests of the citizens to cause such work to be completed.

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

Section 1. The foregoing recitals shall be and are hereby incorporated in this Section 1 as if said recitals were fully set forth.

Section 2. The Corporate Authorities hereby authorize the Executive Director of the Water & Sewer Commission to enter into a contract with National Power Rodding

Corporation to conduct certain services in relation to the cleaning and televising of the storm sewer arch from Read Park to the Pecatonica River.

Section 3. The Corporate Authorities hereby further authorize the Executive Director to negotiate and enter into such other contract(s) as necessary in order to complete such work.

Section 4. It is intended that the sanitary sewer fund reserves be reimbursed to the Commission through the storm water fee.

Section 5. If any section, paragraph, clause or provisions of the Resolution shall be held invalid, said invalidity shall not affect any other provision of this Resolution.

Section 6. This Resolution shall be in full force and effect from and after its passage and approval in the manner provided by law.

Alderman Jenkins, Public Works Chair, stated that committee held a meeting on January 13, 2003. A contract to clean the arch sewer from Read Park to the river was presented. This would increase water flow up to 95% if capacity and result in providing information on all areas needing repair. W&S agreed with the IEPA to have this project done by March 31, 2003. The committee unanimously approved spending \$142,721.50 out of W&S reserves to be reimbursed through future storm sewer fees and Alderman Jenkins so moved, seconded by Alderman Urban. There was leave granted to hear from W&S Director, Alice Orhtmann, who then answered all questions from the council. On the roll call of yeas and nays to adopt this resolution, Aldermen Boldt, Urban, Dawson, Jenkins, Gaulrapp, Rinehart, Bender, Steele, Bush, Moore-Howard, Goley, Toepfer, Veer, and Jones voted yea. The resolution was adopted.

PUBLIC SAFETY COMMITTEE

Alderman Dawson, Chair, stated that the meeting scheduled on January 15, 2003, at 6:00pm, was cancelled due to lack of quorum.

TECHNOLOGY COMMITTEE

Alderman Gaulrapp, Chair, stated that the next meeting would be February 4, 2003, at 6:00pm.

COMMUNITY DEVELOPMENT COMMITTEE

Alderwoman Steele, Chair, stated that the next meeting would be a special meeting on January 28, 2003, at 5:30pm, in City Council Chambers.

NEW BUSINESS

The aldermen made comments. There was no new business presented that required action from the council.

PUBLIC COMMENTS

Debbie Doelker expressed her concerns regarding the city's water.

Marianne Garvens expressed her concerns regarding the TIF District.

Mayor Gitz then addressed city issues.

As there was no other business to be transacted by the City Council, the meeting was adjourned at 9:45pm.

LATACIA M. ISHMON, CITY CLERK