

**CITY OF FREEPORT, ILLINOIS**  
**MONDAY EVENING**  
**CITY COUNCIL MEETING**  
**FEBRUARY 3, 2003 AT 7:00PM**  
**CITY COUNCIL CHAMBERS**

**QUORUM**

At 7:00pm, a quorum being present, Mayor Gitz called the meeting to order.

**RECORD**

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

**PLEDGE OF ALLEGIANCE**

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

**DO THE RIGHT THING PRESENTATION**

Michelle Countryman acknowledged all the sponsors for the Do the Right Thing Program. Police Chief, Jerry Whitmore then read the nominees for the month of January and announced the top winners.

**HONORARY RESOLUTION #R-2003-13**

**HONORARY RESOLUTION TO RECOGNIZE CLIFF "BUCK" STOUT**

**WHEREAS**, the Mayor and the City Council of the City of Freeport would like to join the Pretzel Fan Club in recognizing the accomplishments of Cliff "Buck" Stout in the City of Freeport; and

**WHEREAS**, as a Freeport Pretzel, Buck was one of the state's most versatile athletes during his High School career where he won 11 letters in football, basketball and track from 1945 to 1948; and

**WHEREAS**, Buck has continued to be an asset to the community as the owner of the family run business of Stout Insurance Agency for more than 30 years; and

**WHEREAS**, the Freeport Pretzel Fans Club has recognized Buck's dedication and commitment by awarding him the Pat Holmes Award; and

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL AND THE MAYOR OF THE CITY OF FREEPORT, ILLINOIS** that we hereby honor Cliff "Buck" Stout for his continuous years of service and commitment to the Freeport Pretzels and this community.

Alderman Boldt moved, seconded by Alderman Goley to adopt this resolution. The motion carried.

**STATE OF THE CITY ADDRESS**

Mayor Jim Gitz presented to the council and public the state of the city address.

**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 Alderman Bush for approval of the minutes. The motion carried.

**CONSENT AGENDA**

- A. Approval to Receive and Place on file:
  - 1. Department of Community Development Cash Receipts for January 2003
  - 2. Treasurer's Monthly Investment Report for period ending December 31, 2002
  - 3. Department of Community Development Building Permits for January 2003
  - 4. Community Development Report
  - 5. Treasurer's Report for period ending December 31, 2002
  - 6. Treasurer's Tax Receipts for period ending December 31, 2002
- B. Approval of Water & Sewer Disbursements for February 2003 - \$238,254.08
- C. Approval of Bills Payable for January 2003- \$640,192.34
- D. Approval of Payroll for Pay Period ending January 26, 2003 - \$287,429.07

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

**2<sup>nd</sup> 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 of December 16, 2002, when it was moved by Alderman Jenkins, seconded by Alderman Urban for approval. Alderman Urban stated that letters were hand delivered to each of the businesses that would be affected by this ordinance. The committee decided that no parking spaces would be revoked, but individuals would have to reapply once their loading zone expires. Alderman Urban requested that the fee be amended in Section 6 to \$250.00. On the roll call of yeas and nays to approve this ordinance, Aldermen Urban, Dawson, Gaulrapp, Bender, Steele, Bush, Moore-Howard, Goley, Toepfer, Veer, Jones, and Boldt voted yea. The motion carried.

**2<sup>ND</sup> 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)**

This ordinance was laid over from the meeting of January 21, 2003 when it was moved by Alderman Boldt so moved, seconded by Alderman Dawson. On the roll call of yeas and nays to approve this ordinance, Aldermen Urban, Dawson, Gaulrapp, Bender, Steele, Bush, Moore-Howard, Goley, Toepfer, Veer, Jones, and Boldt voted yea. The ordinance was approved.

**2<sup>nd</sup> READING**

**ORDINANCE #2003-03**

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

This ordinance was laid over from the meeting of January 21, 2003, when it was moved by Alderman Boldt, seconded by Alderman Dawson for approval. On the roll call of yeas and nays to approve this ordinance, Aldermen Urban, Dawson, Gaulrapp, Bender, Steele, Bush, Moore-Howard, Goley, Toepfer, Veer, Jones, and Boldt voted yea. The ordinance was approved.

**2<sup>nd</sup> READING**

**ORDINANCE #2003-04**

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

This ordinance was laid over from the meeting of January 21, 2003, when it was moved by Alderman Jenkins, seconded by Alderman Urban for approval. On the roll call of yeas and nays to approve this ordinance, Aldermen Urban, Dawson, Bender, Steele, Bush, Moore-Howard, Goley, Toepfer, Veer, and Boldt voted yea. Alderman Gaulrapp voted nay and Alderwoman Jones abstained. There were ten yeas, one nay, and one abstention. The ordinance was approved.

**2<sup>nd</sup> READING**

**ORDINANCE #2003-07**

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

This ordinance was laid over from the meeting of January 21, 2003, when it was moved by Alderwoman Steele, seconded by Alderwoman Moore-Howard for approval. On the roll call of yeas and nays to approve this ordinance, Aldermen Urban, Dawson, Gaulrapp, Bender, Steele, Bush, Moore-Howard, Goley, Toepfer, Veer, Jones, and Boldt voted yea. The ordinance was approved.

**1<sup>ST</sup> READING**

**ORDINANCE #2003-08**

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

This ordinance was laid over from the meeting of January 21, 2003, when it was moved by Alderwoman Steele, seconded by Alderwoman Toepfer for approval. On the roll call of yeas and nays to approve this ordinance, Aldermen Urban, Dawson, Gaulrapp, Bender, Steele, Bush, Moore-Howard, Goley, Toepfer, Veer, Jones, and Boldt voted yea. The ordinance was approved.

**2<sup>nd</sup> READING**

**ORDINANCE #2003-09**

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

This ordinance was laid over from the meeting of January 21, 2003, when it was moved by Alderwoman Steele, seconded by Alderman for approval. Alderwoman Toepfer requested leave to hear from Community Development Director, Jeff Mikkelsen in order to address concerns regarding flooding. There was also leave to hear from Steve Spudich, who addressed his concerns with approving an enterprise zone south of

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

**RESOLUTION #R-2002-77**

**RESOLUTION TO ESTABLISH COMMERCIAL LOADING ZONES**

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, ILLINOIS** that commercial loading zones shall be established pursuant to the provisions of Sections 484.01 and 484.02 at the following locations within the City of Freeport, Illinois, as follows:

On the following streets within the City, motor vehicle parking spaces shall be marked at the head of each space by a metal post or pipe implanted in the sidewalk at the curb. No vehicle shall be parked in a space designated as a Commercial Zone except for the express purpose as described in Section 484.06(a):

- Exchange, south side, second, third, fourth, fifth, and sixth spaces west of State;
- Exchange, south side, first, second, third, and fourth spaces west of Chicago;
- Exchange, south side, fourth space east of Galena;
- Exchange, north side, first and second spaces east of Galena;
- Stephenson, south side, fifth space east of VanBuren;
- Stephenson, north side, fifth space east of Chicago;
- Main, north side, mid-block between State and Chicago;
- Main, north side, mid-block between Chicago and VanBuren;
- Main, south side, second space east of Galena;
- Spring, north side, second space west of Chicago;
- Chicago, east side, mid-block between Main and Stephenson, north of alley.

**BE IT FURTHER RESOLVED** that said loading zone may be renewed annually, unless revoked and further limited by action of this City Council.

**BE IT FURTHER RESOLVED** that the Public Works Department shall properly designate such loading zones by appropriate signs or curb markings.

**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; and all Resolutions or motions in conflict with this Resolution are repealed insofar as they conflict.

This resolution was laid over from the meeting of December 16, 2002, when it was moved by Alderman Jenkins, seconded by Alderman Urban for approval. On the roll call of yeas and nays to adopt this resolution, Aldermen Urban, Dawson, Gaulrapp, Bender, Steele, Bush, Moore-Howard, Goley, Toepfer, Veer, Jones, and Boldt voted yea. The resolution was adopted.

**1<sup>st</sup> READING**

**ORDINANCE #2003-11**

**AN ORDINANCE AMENDING CHAPTER 1456 DANGEROUS AND UNSAFE BUILDINGS OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT**

Alderman Boldt, Community Development Vice Chair, stated that the committee held a meeting on January 16, 2003. Mayor Gitz presented this ordinance to the committee. Due to recent actions of the State Supreme Court, it is necessary to bring this ordinance in line with the state statutes. Alderwoman Toepfer questioned whether 15 days is enough time for an abatement notice, and the Mayor responded that 15 days was enough time to “plan for repairs,” as that is all that is asked during this step, and that the city will work with the property owner from that point. Corporation Counsel commented that she and John Mitchell have not agreed on the final language for the ordinance, but that it would be completed for the upcoming special meeting.

There was a special meeting on January 21, 2003. The committee voted unanimously to approve this ordinance and Alderwoman Steele so moved, seconded by Alderwoman Bender. Alderman Dawson stated that he received some phone calls regarding this ordinance. Alderman Dawson moved, seconded by Alderwoman Bender that this ordinance be referred back to committee in order to address the concerns. The council agreed that since this ordinance is on first reading, any concerns should be addressed to Corporation Counsel before the second reading. Alderman Dawson withdrew his motion and Alderwoman Bender withdrew her second. This ordinance was automatically laid over to the next regular meeting.

**APPOINTMENT**

Effective immediately, Mayor Jim Gitz hereby appoints Thedford Jackson to the Library Board. Mr. Jackson shall replace Shirley Miller, who resigned from her position. This term will expire on May 31, 2004.

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

**APPOINTMENT**

Effective immediately, Mayor Jim Gitz hereby appoints Police Chief Jerry Whitmore to the Emergency Telephone System Board (911 Board) of Stephenson County.

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

**APPOINTMENTS**

Leave was requested and granted to hear all appointments and vote in one motion. Effective immediately Mayor Jim Gitz hereby appoints the following to the Historic Preservation Commission: Jeff Mikkelsen and Marg Blum – one year, Marty Vanags, Chris Fye, and Charles Luecke – two years, Todd Wiegens and Suzy Beggan – 3 years.

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

**RESOLUTION #R-2003-17**

**A RESOLUTION CALLING A PUBLIC HEARING AND CONVENING A JOINT REVIEW BOARD IN CONNECTION WITH APPROVAL OF A REDEVELOPMENT PLAN AND PROJECT FOR THE DESIGNATION OF THE LAMM ROAD BUSINESS DEVELOPMENT PARK AND THE ADOPTION OF TAX INCREMENT ALLOCATION FINANCING THEREFORE IN THE CITY OF FREEPORT, COUNTY OF STEPHENSON, STATE OF ILLINOIS**

Alderman Steele, Community Development Chair, stated that the committee held a special meeting on February 3, 2003. The committee voted unanimously to adopt this resolution and Alderman Steele so moved, seconded by Alderman Moore-Howard. On the roll call of yeas and nays, Aldermen Urban, Dawson, Gaulrapp, Bender, Steele, Bush, Moore-Howard, Goley, Toepfer, Veer, Jones, and Boldt voted yea. The resolution was adopted.

**RESOLUTION #R-2003-18**

**RESOLUTION TO APPROVE PROPOSAL FOR CONSULTING SERVICES FROM ENVIROGEN**

**WHEREAS**, the City of Freeport is in need of a professional analysis of the proposed transfer station site location; and

**WHEREAS**, the site location must meet all of the criteria required by the Illinois Environmental Protection Agency for transfer station locations; and

**WHEREAS**, Envirogen has the experience and expertise necessary to prepare an analysis of the transfer station site, ensuring that all necessary requirements are complied with; and

**WHEREAS**, Envirogen has submitted the attached proposal marked as Exhibit A, to perform these consulting services.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, ILLINOIS** that the Mayor enter into an agreement with Envirogen to perform an analysis of the transfer station site in accordance with the attached proposal.

**BE IT FURTHER RESOLVED** 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 February 3, 2003. The committee voted unanimously to adopt this resolution and Alderman Steele so moved, seconded by Alderman Dawson. On the roll call of yeas and nays, Aldermen Urban, Dawson, Gaulrapp, Bender, Steele, Bush, Moore-Howard, Goley, Toepfer, Veer, Jones, and Boldt voted yea. The motion carried.

**DEPARTMENT HEAD REPORTS**

Water & Sewer Director, Alice Ohrtmann made a presentation regarding the quality of water in the City of Freeport. She also left Consumer's Confidence Reports for anyone who was interested.

**FINANCE COMMITTEE**

Alderman Bush, Chair, stated that there would be a meeting with the Financial Task Force on February 11, 2003. He invited all council members to attend.

**COMMUNITY DEVELOPMENT COMMITTEE**

Aldерwoman Steele, Chair, stated that the next meeting would be February 10, 2003, at 5:30pm, in City Council Chambers.

**TECHNOLOGY COMMITTEE**

Alderman Gaulrapp, Chair, stated that there would not be a meeting on February 4, 2003, due to lack of agenda.

**PUBLIC WORKS COMMITTEE**

Aldерwoman Veer, Public Works Vice-Chair, stated that the committee held a special meeting on February 3, 2003. The bids for a new truck were rejected because they were more than budgeted. The committee unanimously approved purchasing a used vehicle from Bryden Ford for \$11,800 and Aldерwoman Veer so moved, seconded by Alderman Urban. On the roll call of yeas and nays, Aldermen Urban, Dawson, Gaulrapp, Bender, Steele, Bush, Moore-Howard, Goley, Toepfer, Veer, Jones, and Boldt voted yea. The motion carried.

**PUBLIC SAFETY COMMITTEE**

Alderman Dawson, Chair, stated that the next meeting would be February 12, 2003, at 6:00pm, 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.

John Cook expressed his concern of not receiving a schedule of taxicab fares, which is required by ordinance to be on file in the City Clerk's Office.

Bill Brumfield expressed his concern with the lack of African Americans being employed on projects contracted by the city, such as the Rawleigh building and the library.

City Clerk, Latacia Ishmon, stated that she was unaware of the ordinance requiring taxicab fare schedules being permanently on file and that she did contact the taxicab companies for their schedules, but had not received them yet.

As there was no other business to be transacted by the City Council, the meeting was adjourned at 9:00pm.

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LATACIA M. ISHMON, CITY CLERK

