

**CITY OF FREEPORT, ILLINOIS**  
**TUESDAY EVENING**  
**CITY COUNCIL MEETING**  
**OCTOBER 8, 2002 at 7:00 P.M.**  
**CITY COUNCIL CHAMBERS**

**QUORUM**

At 7:04 p.m., a quorum being present, Mayor James L. Gitz called the meeting to order.

**RECORD**

Present were Aldermen Steele, Moore-Howard, Toepfer, Veer, Jones, Boldt, Urban, Jenkins, Rinehart, and Bender. Absent were Aldermen Bush, Goley, Dawson, and Gaulrapp. Alderman Bush entered the meeting at 7:08 p.m.

**PLEDGE OF ALLEGIANCE**

At this time, the Pledge of Allegiance was led by Alderwoman Steele.

**PROCLAMATION**

*Whereas, the month of October has been designated by the Congress since 1945 as National Disability Employment Awareness Month to recognize the enormous contributions and potential of individuals with disabilities and to encourage all Americans to work toward their full integration into the workforce;*

*Whereas, disability is a natural part of the human experience and in no way diminishes the desire and the right of individuals with disabilities to live independently, enjoy self-determination, make choices, contribute to society and participate fully in the economic, political, social, cultural and educational mainstream of American society; and*

*Whereas, one in five Americans have a disability and people with disabilities reflect the diversity of our country and are members of every race, color, creed, and national origin and offer many varied skills and proficiencies; and*

*Whereas, the community of people with disabilities and its leaders have made tremendous progress in the thirty years since the beginning of implementation of laws like the Rehabilitation Act of 1973, the Individuals with Disabilities Education Act (IDEA) and the Americans with Disabilities Act, but so much more is left to do; and*

*Whereas, we cannot afford, either morally or financially, to lose the contributions that people with disabilities bring, not only to the workplace, but also to mainstream community life as an irreplaceable resource for our City and society.*

*Now therefore, I, James L. Gitz, as Mayor of the City of Freeport do hereby claim:*

**October 2002**  
**Disability Employment Awareness Month**

*In Freeport, and call upon government officials, educators, labor leaders, employers, and the people of the City of Freeport to reaffirm our determination to fulfill both the letter and spirit of the Americans with Disabilities Act and to improve employment and independent living opportunities for Freeport citizens with disabilities.*

**APPROVAL OF MINUTES**

The Journal of the Minutes of the regular meeting held on September 16, 2002, were presented for approval. Alderwoman Bender moved, seconded by Alderman Rinehart the approval of the minutes. The motion carried.

**CONSENT AGENDA**

- A. Approval to Receive and Place on File:
  - 1. Treasurer's Monthly Investment Report for period ending August 31, 2002
  - 2. Treasurer's Report for period ending August 31, 2002
  - 3. Police Department Activities for September 2002
  - 4. Community Development Report
  - 5. Zoning Administrator's Report
  - 6. Community Development Cash Receipts for September 2002
  - 7. Community Development Building Permits for September 2002
  - 8. Fire Department Activities for August 2002
  - 9. Treasurer's Tax Receipts for period ending September 30, 2002
- B. Approval of Water & Sewer Disbursements for October 2002 - \$408,726.07
- C. Approval of Bills Payable for September & October 2002 - \$1,234,683.11
- D. Approval of Payroll for Pay Period September 8-21, 2002 \$288,628.59

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

**COMMUNICATION**

A written request for an excused absence was from Alderman Goley was read. Alderman Goley was out of the country.

Alderman Bender moved, seconded by Alderman Bush to excuse his absence. The absence was excused.

**2<sup>ND</sup> READING**

**ORDINANCE #2002-58**

**SPECIAL ORDINANCE FOR VARIATION, PERMIT OR AMENDMENT OF CODIFIED ORDINANCES OF FREEPORT, ILLINOIS (251 W South St – Zoning Change R-4 (Residential) to P-1 (Professional Use))**

This ordinance was laid over from the meeting of September 16, 2002, when it was moved by Alderman Steele, seconded by Alderman Dawson for approval. On the roll call of yeas and nays, Aldermen Steele, Bush, Moore-Howard, Toepfer, Veer, Jones, Boldt, Urban, Jenkins, Rinehart, and Bender voted yea. The ordinance was approved.

**2<sup>ND</sup> READING**

**ORDINANCE #2002-59**

**SPECIAL ORDINANCE FOR VARIATION, PERMIT OR AMENDMENT OF CODIFIED ORDINANCES OF FREEPORT, ILLINOIS (Variance, 625 S Park Blvd)**

This ordinance was laid over This ordinance was laid over from the meeting of September 16, 2002, when it was moved by Alderman Steele, seconded by Alderman Dawson for approval. On the roll call of yeas and nays, Aldermen Steele, Bush, Moore-Howard, Toepfer, Veer, Jones, Boldt, Urban, Jenkins, Rinehart, and Bender voted yea. The ordinance was approved.

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

**ORDINANCE #2002-60**

**AN ORDINANCE AMENDING SECTION 220.03 (COMPENSATION) OF CHAPTER 220 (COUNCIL) OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT, ILLINOIS**

This ordinance was laid over from the meeting of September 16, 2002, when it was moved by Alderman Bush, seconded by Alderman Goley for approval. On the roll call of yeas and nays, Aldermen Steele, Bush, Moore-Howard, Toepfer, Veer, Jones, Boldt, Urban, Jenkins, Rinehart, and Bender voted yea. The ordinance was approved.

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

**ORDINANCE #2002-61**

**AN ORDINANCE AMENDING SECTION 236.03 (CLAIMS AGAINST THE CITY) OF CHAPTER 236 (ACCOUNTING AND FINANCE) OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT, ILLINOIS**

This ordinance was laid over from the meeting of September 16, 2002, when it was moved by Alderman Bush, seconded by Alderwoman Steele for approval. Alderman Bush requested leave to hear from the City Accountant, Duane Price. There being no objections, leave was granted. Duane Price then explained the current process for paying bills. Alderman Jenkins moved, seconded by Alderwoman Bender that the ordinance be sent back to the Finance Committee. The motion carried.

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

**ORDINANCE #2002-62**

**AN ORDINANCE AMENDING CHAPTER 1050 (STORM SEWERS) AND ADDING SECTION 1050.08 (STORM WATER FEES) OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT, ILLINOIS**

This ordinance was laid over from the meeting of September 16, 2002, when it was moved by Alderman Bush, seconded by Alderwoman Steele for approval. Alderwoman Bender moved, seconded by Alderman Jenkins to amend the ordinance to add "and shall expire of its own accord, without further action by this City Council one (1) year from the effective date hereunder." On the roll call of yeas and nays to accept the amendment, Aldermen Steele, Bush, Moore-Howard, Toepfer, Veer, Jones, Boldt, Urban, Jenkins, Rinehart, and Bender voted yea. The motion carried. On the roll call of yeas and nays to approve the ordinance as amended, Aldermen Steele, Bush, Moore-Howard, Toepfer, Veer, Jones, Boldt, Urban, Jenkins, Rinehart, and Bender voted yea. The ordinance was approved as amended.

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

**ORDINANCE #2002-63**

**AN ORDINANCE AMENDING CHAPTER 208 (WARDS AND BOUNDARIES) AND SECTION 208.02 (WARDS) OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT, ILLINOIS**

This ordinance was laid over from the meeting of September 16, 2002, when it was moved by Alderman Bush, seconded by Alderman Goley for approval. On the roll call of yeas and nays, Aldermen Steele, Bush, Moore-Howard, Toepfer, Veer, Jones, Boldt, Urban, Jenkins, Rinehart, and Bender voted yea. The ordinance was approved.

**APPOINTMENT**

Effective immediately, James L. Gitz, hereby appoints Jenny Devine to the Housing Authority Board. This appointment shall be effective until October 3, 2007.

**RESOLUTION #R-2002-66**

**WHEREAS**, NEIGHBORHOOD HOUSING SERVICES OF FREEPORT, NFP (“NHS”) has expressed an interest in renewing their existing contract with the City of Freeport; and

**WHEREAS**, the City is interested in revitalization of its neighborhoods and expanding the availability of affordable housing for the benefit of its residents; and

**WHEREAS**, NHS is a locally funded, locally operated program organized to revitalize declining neighborhoods by implementing strategies to assist residents in improving their premises and bring their property to minimum housing code standards.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, ILLINOIS** that the Mayor of the City of Freeport, Illinois, is hereby authorized to execute the attached Agreement between the City of Freeport, Illinois and Neighborhood Housing Services of Freeport, NFP.

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

Alderman Steele, Community Development Chair, stated that the committee held a special meeting on October 8, 2002. The contract is for one year to allow changes for upcoming budget issues. The contract also includes a Carroll Street project; stating that within 60 days, NHS would provide plans for rehabbing this area. The contract consists of three payments of \$25,000 that begins May 1, 2002 and ends April 30, 2003. Deb Elzinga, NHS Director, reported that \$50,000 would be used to cover administration and \$25,000 would be used for development. Alderman Bender requested that the use of the funds be put in writing. The committee voted to adopt this resolution and Alderman Steele moved, seconded by Alderman Veer. On the roll call of yeas and nays, Aldermen Steele, Bush, Moore-Howard, Veer, Jones, Boldt, Urban, and Rinehart voted yea. Aldermen Jenkins and Bender voted nay. Alderman Toepfer abstained. There were eight yeas, two nays, and one abstention. The resolution was adopted.

**COMMITTEE REPORTS**

**CONSIDERATION OF BIDS**

**Bid for the Burgess Site improvements**

Alderman Jenkins, Public Works Chair, stated that the committee held a special meeting on October 8, 2002. There were six bids received for Burgess Site improvements. The three lowest bids were as follows: Fischer Excavating - \$419,147.21, Civil Constructors - \$432,909.07, and Bob Prophet Construction - \$503,996.38. The committee voted unanimously to approve the low bid from Fischer Excavating in the amount of \$419,147.21 and a 20% match of \$100,000 and Alderman Jenkins so moved, seconded by Alderman Urban. On the roll call of yeas and nays, Aldermen Steele, Bush, Moore-Howard, Toepfer, Veer, Jones, Boldt, Urban, Jenkins, Rinehart, and Bender voted yea. The bid was accepted.

**Award of Engineering Contract for Burgess Site**

Alderman Jenkins, Public Works Chair, stated the engineer’s estimate was \$56,000. The city’s 20% match is \$14,000. The city previously approved a resolution for agreement between the City of Freeport and IDOT for construction and engineering to

authorize \$170,00. The city is working with the state and the estimate is currently \$114,000. The committee voted unanimously to approve the award of engineering contract and Alderman Jenkins so moved, seconded by Alderman Urban. Leave was granted to hear from Public Works Director, Craig LeBaron. Craig LeBaron clarified that engineering agreement with Fehr-Graham is \$66,000 and the total engineering estimate for all the construction is \$70,000, of which \$56,000 is paid by the state and \$14,000 is paid the city. On the roll call of yeas and nays, Aldermen Steele, Bush, Moore-Howard, Toepfer, Veer, Jones, Boldt, Urban, Jenkins, Rinehart, and Bender voted yea. The motion carried.

**COMMUNITY DEVELOPMENT**

Alderswoman Steele, Chair, stated that the next meeting would be October 17, 2002 at 5:00pm, at the C.O.P House, 709 South Liberty. There will be a tour by NHS Director, Deb Elzinga in order to view the areas that are being rehabbed.

**PUBLIC WORKS**

Alderman Jenkins, Chair, stated that the next meeting would be October 14, 2002 at 7:00pm.

**FINANCE**

Alderman Bush, Chair, stated that the next meeting would be October 15, 2002 at 5:00pm.

**PUBLIC SAFETY**

Alderman Rinehart, Vice-Chair, stated that the next meeting would be October 16, 2002 at 6:00om.

**TECHNOLOGY**

Alderman Boldt, Vice-Chair, stated that the committee held a special meeting on October 8, 2002. The committee met in executive session to discuss the franchise agreement.

**DEPARTMENT HEAD REPORTS**

Fire Chief, Jim Blackburn, announced that the first week of October is Fire Prevention week. During the week, the Fire Department stresses the importance of fire safety and provide education to the children of this area.

**NEW BUSINESS**

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

As there was no other business to be transacted by the City Council, the meeting was adjourned at 8:25 p.m.

---

LATACIA M. ISHMON, CITY CLERK

