

CITY OF FREEPORT, ILLINOIS
MONDAY EVENING
CITY COUNCIL MEETING
APRIL 18, 2005 AT 7:00PM
CITY COUNCIL CHAMBERS

QUORUM

At 7:05pm, a quorum being present, Mayor Gitz called the meeting to order.

RECORD

Present were Aldermen Clark, Griswold, Boldt, Wright, Gaulrapp, Bender, and Varner. Absent was Alderwoman O'Neill.

PLEDGE OF ALLEGIANCE

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

APPROVAL OF THE AGENDA

Alderwoman Bender moved, seconded by Alderman Gaulrapp to approve the agenda. The motion carried.

APPROVAL OF MINUTES

The Journal of the Minutes of the special meeting held on April 4, 2005 was presented for approval. Alderwoman Bender moved, seconded by Alderman Gaulrapp for approval. The motion carried.

CONSENT AGENDA

Approval to Receive and Place on File:

- A. Approval to Receive and Place on File:
 - 1. Fire Department Activities for March 2005
 - 2. Treasurer's Report for the period ending March 31, 2005
 - 3. Police Department Activities for March 2005
 - 4. Planning Commission Reports for April 7, 2005
 - 5. Treasurer's Tax Receipts for the period ending March 31, 2005
- B. Approval of Water & Sewer Disbursements for April 2005 - \$788,051.95
- C. Approval of Bills Payable for April 2005-\$309,070.73
- D. Approval of Payroll for period ending April 8 - \$307,084.91

Alderwoman Bender moved, seconded by Alderwoman Griswold for approval of the consent agenda. On the roll call of yeas and nays, Aldermen Clark, Griswold, Boldt, Wright, Gaulrapp, Bender, Varner.

2nd READING

ORDINANCE #2005-13

AN ORDINANCE TO AMEND AND ADJUST THE 2004-2005 APPROPRIATION ORDINANCE

This ordinance was laid over from the meeting of April 4, 2005, when it was moved by Alderman Clark, seconded by Alderman Wright. On the roll call of yeas and nays, Aldermen Clark, Griswold, Boldt, Wright, Gaulrapp, Bender, and Varner. The ordinance was approved.

2nd READING

ORDINANCE #2005-14

AN ORDINANCE AMENDING CHAPTER 844 OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT

This ordinance was laid over from the meeting of April 4, 2005, when it was moved by Alderman Clark, seconded by Alderman Wright. On the roll call of yeas and nays, Aldermen Clark, Griswold, Boldt, Wright, Gaulrapp, Bender, and Varner voted yea. The ordinance was approved.

RESOLUTION #R-2005-12

RESOLUTION TO AUTHORIZE JANE ADDAMS TRAIL JULY 1 – JUNE 30, 2004-05; 2005-06; 2006-07 THREE YEAR OPEATING BUDGET

WHEREAS, an Intergovernmental Agreement establishing the Jane Addams Trail Commission for the development and operation of the Trail has been approved and entered into by the City of Freeport, Stephenson County, the Freeport Park District, and the Village of Orangeville; and

WHEREAS, The City of Freeport is a Member of and sends representatives to the Jane Addams Trail Commission; and

WHEREAS, said Intergovernmental Agreement provides for the establishment of a Three-Year Budget for the operation of the Trail; and

WHEREAS, the Jane Addams Trail Commission has developed an Operating Budget for the Jane Addams Trail for the three-year fiscal period, July 1 to June 30 for FY 2004-05, 2005-06, and 2006-07; and

WHEREAS, the Jane Addams Trail Commission has submitted the FY 2004-05, 2005-06, and 2006-07 Operating Budget for the Jane Addams Trail to each of the governmental units represented on the commission for review and adoption; and

WHEREAS, the Public Works Committee of this City Council has reviewed said Operating Budget and has recommended adoption.

NOW, THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF FREEPORT, ILLINOIS hereby adopts the 2004-05, 2005-06, and 2006-07 three-year Operating Budget for the Jane Addams Trail.

This resolution was laid over from the meeting of April 4, 2005, so that all council members could review the budget. Alderman Boldt moved, seconded by Alderman Wright for approval. Alderman Clark asked if the city was obligated to approve the budget past the current year. Mayor Gitz responded that the purpose of the Intergovernmental Agreement was to allow the three-year budgeting. On the roll call of yeas and nays, Aldermen Clark, Griswold, Boldt, Wright, Gaulrapp, Bender, and Varner voted yea. The resolution was adopted.

1st READING

ORDINANCE #2005-15

AN ORDINANCE TO AUTHORIZE INTERGOVERNMENTAL AGREEMENT WITH FREEPORT HOUSING AUTHORITY FOR THE SUMMER OF 2005

Alderwoman Bender, Public Safety Chair stated that the committee held a special meeting on April 18, 2005. This is an agreement for call back community policing for the Housing Authority. The committee voted unanimously to approve this ordinance and Alderwoman Bender so moved, seconded by Alderwoman Griswold.

Alderwoman Bender moved, seconded by Alderman Clark to suspend the rules for immediate consideration. On the roll call of yeas and nays to suspend the rules, Aldermen Clark, Griswold, Boldt, Wright, Gaulrapp, Bender, and Varner voted yea. The motion carried.

On the roll call of yeas and nays to approve this ordinance, Aldermen Clark, Griswold, Boldt, Wright, Gaulrapp, Bender, and Varner voted yea. The ordinance was approved.

1ST READING

ORDINANCE #2005-16

AN ORDINANCE TO APPROVE INTERGOVERNMENTAL AGREEMENT FOR RECIPROCAL REPORTING OF CRIMINAL OFFENSES BY STUDENTS

Alderwoman Bender, Public Safety Chair stated that the committee held a special meeting on April 18, 2005. This ordinance will allow the Police Department and School District to share information involving criminal activities of students. The committee voted unanimously to approve this ordinance and Alderwoman Bender so moved, seconded by Alderwoman Griswold. This ordinance was automatically laid over to the next regular meeting.

1ST READING

ORDINANCE #2005-17

SPECIAL ORDINANCE FOR VARIATION, PERMIT, OR AMENDMENT OF CODIFIED ORDINANCES OF FREEPORT, ILLINOIS (AMENDMENT OF ZONING ORDINANCE, FROM R-2, ONE FAMILY RESIDENT DISTRICT TO R-3, ONE FAMILY RESIDENCE DISTRICT – EDGE OF THE MEADOWS CONDOMINIUMS)

Alderman Gaulrapp, Community Development Chair, stated that the committee held a meeting on April 11, 2005. The committee voted unanimously to approve this ordinance and Alderman Gaulrapp so moved, seconded by Alderman Varner. This ordinance was automatically laid over to the next regular meeting.

RESOLUTION #R-2005-10

RESOLUTION TO ADOPT THE NATIONAL INCIDENT MANAGEMENT SYSTEM

WHEREAS, Emergency Response to critical incidents, whether natural or manmade, requires integrated professional management; and

WHEREAS, Unified Command of such incidents is recognized as the management model to maximize the public safety response; and

WHEREAS, The National Incident Management System, herein referred to as NIMS, has been identified by the Federal Government as being the requisite emergency management system for all political subdivisions; and

WHEREAS, the Incident Command System components of NIMS are already an integral part of various incident management activities throughout the state, including all public safety and emergency response organizations training programs; and

WHEREAS, Failure to adopt NIMS as the requisite emergency management system may preclude reimbursement to the political subdivision for costs expended during and after a declared emergency or disaster and for training and preparation for such disasters or emergencies.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, ILLINOIS that it shall be the public policy of the City of Freeport to adopt the NIMS concept of emergency planning and unified command.

BE IT FURTHER RESOLVED that it shall be the policy of the City of Freeport to train public officials responsible for emergency management.

Alderwoman Bender, Public Safety Chair, stated that the committee held a special meeting on April 18, 2005. The committee voted unanimously to adopt this resolution and Alderwoman

Bender so moved, seconded by Alderwoman Griswold. On the roll call of yeas and nays, Aldermen Clark, Griswold, Boldt, Wright, Gaulrapp, Bender, and Varner voted yea. The resolution was adopted.

RESOLUTION #R-2005-11

RESOLUTION TO ENTER INTO AN INTERAGENCY AGREEMENT WITH THE ILLINOIS CRIMINAL JUSTICE INFORMATION AUTHORITY

WHEREAS, the Freeport Police Department has recognized that there is a reoccurring problem every summer during the months of May, June, July and August. During this period call levels rise dramatically on nights due to heat and alcohol consumption; and

WHEREAS, with the conclusion of school, juveniles are present on the streets much later at night than during the school year; and

WHEREAS, police calls during this period, over the last five years have averaged up to 1300 on the night shift. This peaks in mid-July averaging 1550 calls per month on nights and drops to an average of 1350 at the end of August; and

WHEREAS, police officers are spending more time going from call to call and not enforcing the curfew laws as strenuously as they can when not responding to the high influx of calls; and

WHEREAS, the Police Department proposes to hire back at overtime, two officers to enforce only curfew violations. This will occur 22 days during the summer months May, June, July and August coinciding with our peak calls during the week; and

WHEREAS, this action will have the effect of increasing arrests for curfew and thereby reducing the incidents of burglary to motor vehicles and damage to property; and

WHEREAS, in order to fund this action the Freeport Police Department wishes to enter into an agreement with the Illinois Criminal Justice Information Authority, to receive grant funds in the amount of \$5,581.00. These funds are available and do require a \$630.00 match from the City of Freeport.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, ILLINOIS that City of Freeport Police Department enter into an agreement with the Illinois Criminal Justice Information Authority to obtain grant funds in the amount of \$5,581.00, and that the City of Freeport match this grant in the amount of \$630.00.

BE IT FURTHER RESOLVED that the Mayor and the Chief of Police of the City of Freeport are hereby authorized and directed to execute all documents necessary to enter into such an Agreement.

Alderwoman Bender, Public Safety Chair, stated that the committee held a special meeting on April 18, 2005. The committee voted unanimously to adopt this resolution and Alderwoman Bender so moved, seconded by Alderwoman Griswold. On the roll call of yeas and nays, Aldermen Clark, Griswold, Boldt, Wright, Gaulrapp, Bender, and Varner voted yea. The resolution was adopted.

RESOLUTION #R-2005-18

RESOLUTION TO APPROVE PRELIMINARY PLAT FOR EDGE OF MEADOWS

WHEREAS, Section 1224.03 of Chapter 1224 (Subdivision Regulations) of the Codified Ordinances of the City of Freeport and Section 205/2 of the Illinois Plat Act (765 ILCS 205/2) and Section 5/11-15-1 of the Illinois Municipal Code (65 ILCS 5/11-15/1) all authorize a city council to approve preliminary and final plats for all subdivisions located inside of the corporate boundaries of the city or within one-and-a-half miles outside of the corporate boundaries of the city; and

WHEREAS, at a meeting held on April 7, 2005, and subsequent to a public hearing, the Freeport Planning Commission by a majority vote recommended that this City Council approve

the Preliminary Plat for Edge of the Meadows, which is located within the city limits of the City of Freeport, Illinois.

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

Section 1: That the Preliminary Plat for Edge of the Meadows, a copy of which is attached hereto and made part hereof and marked as "Exhibit A", is hereby accepted.

Section 2: That this approval is tentative only, involving merely the general acceptability of the layout as submitted, and shall be valid for a maximum period of one (1) year, unless the developer applies for, and this City Council grants, an extension thereof.

Section 3: This Resolution shall be effective immediately upon its passage by the City Council and its approval by the Mayor.

Section 4: 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

Section 5: That all Resolutions or motions or parts of resolutions or motions in conflict with this Resolution are repealed insofar as they conflict.

Section 6: If any section, clause or provision of this Resolution be declared by a Court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Resolution as a whole or any part thereof, other than the part so declared to be invalid, and this City Council expressly declares that it would have enacted this Resolution even with the invalid portion deleted.

Alderman Gaulrapp moved, seconded by Alderwoman Bender that this resolution be laid over to the next regular meeting. The motion carried.

RESOLUTION #R-2005-19

RESOLUTION TO APPROVE THE PRELIMINARY PLAT FOR EDGE OF WOODS

WHEREAS, Section 1224.03 of Chapter 1224 (Subdivision Regulations) of the Codified Ordinances of the City of Freeport and Section 205/2 of the Illinois Plat Act (765 ILCS 205/2) and Section 5/11-15-1 of the Illinois Municipal Code (65 ILCS 5/11-15/1) all authorize a city council to approve preliminary and final plats for all subdivisions located inside of the corporate boundaries of the city or within one-and-a-half miles outside of the corporate boundaries of the city; and

WHEREAS, at a meeting held on April 7, 2005, and subsequent to a public hearing, the Freeport Planning Commission by a majority vote recommended that this City Council approve the Preliminary Plat for Edge of the Woods, which is located within the city limits of the City of Freeport, Illinois.

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

Section 1: That the Preliminary Plat for Edge of the Woods, a copy of which is attached hereto and made part hereof and marked as "Exhibit A", is hereby accepted.

Section 2: That this approval is tentative only, involving merely the general acceptability of the layout as submitted, and shall be valid for a maximum period of one (1) year, unless the developer applies for, and this City Council grants, an extension thereof.

Section 3: This Resolution shall be effective immediately upon its passage by the City Council and its approval by the Mayor.

Section 4: 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

Section 5: That all Resolutions or motions or parts of resolutions or motions in conflict with this Resolution are repealed insofar as they conflict.

Section 6: If any section, clause or provision of this Resolution be declared by a Court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Resolution as a whole or any part thereof, other than the part so declared to be invalid, and this City

Council expressly declares that it would have enacted this Resolution even with the invalid portion deleted.

Alderman Gaulrapp moved, seconded by Alderwoman Bender that this resolution be laid over to the next regular meeting. The motion carried.

COMMITTEE REPORTS

PUBLIC WORKS

Alderman Boldt, Chair, stated that the committee held a meeting on April 18, 2005. The committee received bids for materials for the street department. Bids were received from Fischer, Civil, and Conmat. The committee voted unanimously to approve all three bids and Alderman Boldt so moved, seconded by Alderman Wright. The motion carried.

FINANCE

Alderman Clark, Chair, stated that the committee held a special meeting April 18, 2005. The committee received bids for a 3rd party administrator. Bids were received from Northern Illinois Health Plan and Blue Cross.

	<u>Fixed</u>	<u>Variable</u>
Northern Illinois Health Plan	\$272,591.00	\$1,870,880.00
Blue Cross	\$262,157.00	\$2,198,873.00

The committee voted to accept the low bid from Northern Illinois Health Plan. Alderman Clark stated that he would be abstaining. Alderman Wright moved for approval, seconded by Alderman Boldt. On the roll call of yeas and nays, Aldermen Boldt, Wright, Gaulrapp, Bender, and Varner voted yea. Alderman Clark and Griswold abstained. There were five yeas and two abstentions. The motion carried.

The committee also received bids for auditing services. There were six proposals received, with one bid not meeting the proper specifications. The bids were reviewed by Duane Price, Linda Buss, and Latacia Ishmon. All agreed that Lindgren Callihan & Van Osdol and Virchow Krause were the top two choices. There were concerns regarding deficiencies in Lindgren's peer review. The committee voted to retain Lindgren with a one-year contract instead of three-years. The committee will then revisit the issue to see if the deficiencies were corrected. The committee voted unanimously and Alderman Clark so moved, seconded by Alderman Wright. On the roll call of yeas and nays, Aldermen Clark, Griswold, Boldt, Wright, Bender, and Varner voted yea. Alderman Gaulrapp abstained. There were six yeas and one abstention. The motion carried.

COMMUNITY DEVELOPMENT

Alderman Gaulrapp, Chair, announced that the joint meeting with the Planning Commission regarding the Land Use Plan has been rescheduled to May 12, 2005 at 6:30 p.m., at the New Second Baptist Church.

PUBLIC WORKS

Director Craig LeBaron, reminded all dog owners that according the ordinances, all dogs over four months have to be chipped by May 15, 2005, unless they are excused by a veterinarian.

MAYOR'S REPORT

The mayor then discussed the following items:

- Transfer Station update
- Transitional issues
- Land Waste drop off at Street Dept

PUBLIC COMMENTS

Joan Farswarth displayed pictures of houses with debris in the yard. She commented on the city's process for issuing citations.

Ronda Scott stated that she would like to organize individuals for a "clean up" of the Carnegie Library on April 30, 2005. She offered suggestions on preserving the historic value of the building.

As there was no other business to be transacted by the City Council, the meeting was adjourned at 7:58 p.m.

LATACIA M. ISHMON, CMC