

CITY OF FREEPORT, ILLINOIS
MONDAY EVENING
CITY COUNCIL MEETING
JUNE 20, 2005 AT 7:00PM
CITY COUNCIL CHAMBERS

QUORUM

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

Alderman Wright made an appeal to the Chair's ruling to allow attendance by Alderwoman Griswold via telephone. The aldermen gave their viewpoints on why attendance via telephone should or should not be allowed at this meeting. After much discussion, roll call was taken. On the roll call of yeas and nays, Aldermen Wright, Clark, and O'Neill voted yea. Aldermen Klemm, Bender, Varner, Clark, and Boldt voted nay. There were three yeas and four nays. Alderwoman Griswold was allowed to attend the meeting via telephone.

RECORD

Present were Aldermen Wright, Klemm, Bender, Varner, Clark, Boldt, and O'Neill. Alderwoman Griswold was present via telephone.

PLEDGE OF ALLEGIANCE

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

APPROVAL OF THE AGENDA

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

PUBLIC COMMENTS

Marianne Garvens spoke in support of the 2005-06 Appropriation Ordinance and the appointment of Craig Joesten.

PRESENTATION

Fire Chief Kevin Countryman presented awards to Brett Hartwig and Richard K. Wheat for the rescue of a two-month old infant from a fire. He also acknowledged the entire B-Shift. He explained that the infant is doing well and expected to make a full recovery.

APPROVAL OF MINUTES

The Journal of the Minutes of the special meeting held on June 6, 2005 was presented for approval. Alderwoman Bender moved, seconded by Alderman Klemm to amend the meeting changing the appointment expiration date of Fire Chief Kevin Countryman from 2007 to 2009. The motion carried. Alderwoman Bender moved, seconded by Alderman Klemm to approve the minutes as amended. The motion carried.

CONSENT AGENDA

Approval to Receive and Place on File:

- A. Approval to Receive and Place on File:
 - 1. Fire Department Monthly Activities for May 2005
 - 2. Planning Commission Minutes for June 9, 2005
 - 3. Treasurer's Monthly Investment Report for period ending May 31, 2005
 - 4. Treasurer's Investment Report for period ending May 31, 2005

- B. Approval of Water & Sewer Disbursements for June 2005 - \$570,579.17
- C. Approval of Bills Payable for June 2005-\$318,353.80
- D. Approval of Payroll for period ending June 11, 2005 - \$321,034.60

Alderwoman Bender moved, seconded by Alderman Varner for approval of the consent agenda. The motion carried.

2nd READING

ORDINANCE #2005-21

AN ORDINANCE TO ADOPT SCHEDULE OF AMBULANCE RATES IN ACCORDANCE WITH SECTION 242.46 OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT

This ordinance was laid over from the meeting of June 6, 2005, when it was moved by Alderman Clark, seconded by Alderwoman O'Neill for approval. On the roll call of yeas and nays, Aldermen Wright, Klemm, Bender, Varner, Clark, Griswold, Boldt, and O'Neill voted yea. The ordinance was approved.

2nd READING

ORDINANCE #2005-22

APPROPRIATION ORDINANCE, FISCAL YEAR 2005-2006

This ordinance was laid over from the meeting of June 6, 2005, when it was moved by Alderman Boldt, seconded by Alderwoman Griswold for approval. Alderman Boldt moved, seconded by Alderman Klemm to amend the ordinance to add contingency funds for a new fire station, if the need arises. On the roll call of yeas and nays to approve this amendment, Aldermen Wright, Klemm, Bender, Varner, Clark Griswold, Boldt, and O'Neill voted yea. The motion carried.

On the roll call of yeas and nays to approve the ordinance, Aldermen Klemm, Bender, Varner, Griswold, Boldt, and O'Neil voted yea. Aldermen Wright and Clark voted nay. There were six yeas and two nays. The ordinance was approved.

2nd READING

ORDINANCE #2005-23

AN ORDINANCE AMENDING CHAPTER 612 (ANIMALS) OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT, ILLINOIS

This ordinance was laid over from the meeting of June 6, 2005, when it was moved by Alderman Klemm, seconded by Alderwoman O'Neill. On the roll call of yeas nays, Aldermen Wright, Klemm, Bender, Varner, Clark, Griswold, Boldt, and O'Neill voted yea. The ordinance was approved.

1st READING

ORDINANCE #2005-24

AN ORDINANCE AMENDING CHAPTER 1022 OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT

Alderwoman O'Neill, Public Works Chair, stated that the committee held a meeting on May 16, 2005. This is an ordinance to set up an applications procedure to change the name of a street. The committee voted unanimously to approve this ordinance and Alderwoman O'Neill so moved, seconded by Alderman Boldt. This ordinance was automatically laid over to the next regular meeting.

1ST READING

ORDINANCE #2005-25

AN ORDINANCE AMENDING CHAPTER 1060 (GARBAGE AND RUBBISH COLLECTION AND DISPOSAL) OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT

Alderwoman Griswold, Community Development Chair, stated that the committee held a meeting on June 13, 2005. This ordinance increases the amount of un-stickered trash that may be left for haulers from one (1) 30-gallon container to two (2) 30-gallon containers. The committee voted unanimously to approve this ordinance and Alderwoman Griswold so moved, seconded by Alderwoman Bender. This ordinance was automatically laid over to the next regular meeting.

1ST READING

ORDINANCE #2005-26

AN ORDINANCE AMENDING CHAPTER 1252 AND CHAPTER 806 OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT

Alderwoman Griswold, Community Development Chair, stated that the committee held a meeting on June 13, 2005. This ordinance will allow the sale of liquor outdoors on the premises of Liquor License holders. The committee voted unanimously to approve this ordinance and Alderwoman Griswold so moved, seconded by Alderwoman Bender. Alderwoman Griswold moved, seconded by Alderwoman Bender to suspend the rules for immediate consideration. Alderman Clark asked the reason for the request for suspension. Corporation Counsel explained that this ordinance affects a pending liquor applicant. On the roll call of yeas and nays to suspend the rules, Aldermen Wright, Klemm, Bender, Varner, Clark, Griswold, and O'Neill voted yea. Alderman Boldt abstained. There were seven yeas and one abstention. The motion carried.

On the roll call of yeas and nays to approve the ordinance, Aldermen Wright, Klemm, Bender, Varner, Clark, Griswold, and O'Neill voted yea. Alderman Boldt abstained. There were seven yeas and one abstention. The ordinance was approved.

1ST READING

ORDINANCE #2005-27

SPECIAL ORDINANCE FOR VARIATION, PERMIT, OR AMENDMENT OF CODIFIED ORDINANCES OF FREEPORT, ILLINOIS (Amendment of Zoning, Stephenson County Highway Building)

Alderwoman Griswold, Community Development Chair, stated that the committee held a meeting on June 13, 2005. After a brief discussion, the committee voted unanimously to deny the request and Alderwoman Griswold so moved, seconded by Alderwoman Bender. This ordinance was automatically laid over to the next regular meeting.

1ST READING

ORDINANCE #2005-28

SPECIAL ORDINANCE FOR VARIATION, PERMIT, OR AMENDMENT OF CODIFIED ORDINANCES OF FREEPORT, ILLINOIS (Amendment of Zoning, Preliminary Plat Countryside Estates Subdivision)

Alderwoman Griswold, Community Development Chair, stated that the committee held a meeting on June 13, 2005. The committee voted unanimously to approve this ordinance and Alderwoman Griswold so moved, seconded by Alderwoman Bender. This ordinance was automatically laid over to the next regular meeting.

1st READING

ORDINANCE #2005-29

SPECIAL ORDINANCE FOR VARIATION, PERMIT, OR AMENDMENT OF CODIFIED ORDINANCES OF FREEPORT, ILLINOIS (Planned Unit Development located at the southeast corner of Greenfield Drive and Business Route 20)

Alderwoman Griswold, Community Development Chair, stated that the committee held a meeting on June 13, 2005. Mr. Craig Geiser of Gastel & Associates provided information about a meeting regarding water flow and detention and tree removal that was held on-site and attended by the property owners and adjoining neighbors. The committee voted unanimously to approve this ordinance contingent upon the City's Water & Sewer Engineer approving the Storm Water and Detention Plans and Alderwoman Griswold so moved, seconded by Alderman Varner. This ordinance was automatically laid over to the next regular meeting.

1st READING

ORDINANCE #2005-30

AN ORDINANCE TO ASCERTAIN THE PREVAILING RATE OF WAGES FOR LABORERS, WORKMEN AND MECHANICS EMPLOYED IN PUBLIC WORKS OF THE CITY OF FREEPORT, ILLINOIS

Alderwoman O'Neill, Public Works Chair, stated that the committee held a meeting on June 20, 2005. The committee voted to approve this ordinance and Alderwoman O'Neill so moved, seconded by Alderman Boldt. Alderwoman O'Neill moved, seconded by Alderman Boldt to suspend the rules for immediate consideration. On the roll call of yeas and nays to suspend the rules, Aldermen Wright, Klemm, Bender, Griswold, Boldt, and O'Neill voted yea. Alderman Varner abstained and Alderman Clark voted nay. There were six yeas, one abstention, and one nay. The ordinance was approved.

APPOINTMENT

Pursuant to Section 232.04 (b) of the Codified Ordinance of the City of Freeport, Mayor Gaulrapp hereby appoints Thomas Dole as Street Department Superintendent. Alderwoman Bender moved, seconded by Alderman Varner for approval. On the roll call of yeas and nays, Aldermen Wright, Klemm, Bender, Varner, Clark, Griswold, Boldt, and O'Neill voted yea. The appointment was accepted.

APPOINTMENT

Pursuant to Section 236.05 (b) of the Codified Ordinance of the City of Freeport, Mayor Gaulrapp hereby appoints Craig Joesten as Finance Director. Alderwoman Bender moved, seconded by Alderman Klemm for approval. On the roll call of yeas and nays, Aldermen Klemm, Bender, Varner, Griswold, Boldt, and O'Neill voted yea. Alderman Wright and Clark voted nay. There were six yeas and two nays. The appointment was accepted.

APPOINTMENT

Pursuant to Section 232.03 (a) of the Codified Ordinance of the City of Freeport, Mayor Gaulrapp hereby appoints Craig LeBaron as Public Works Director. Alderwoman Bender moved, seconded by Alderman Varner for approval. On the roll call of yeas and nays, Aldermen Wright, Klemm, Bender, Varner, Clark, Griswold, Boldt, and O'Neill voted yea. The appointment was accepted.

APPOINTMENT

Effective immediately, Mayor Gaulrapp, hereby appoints Robert Smith as an alternate to the Jane Addams Trail Commission & the Pecatonica Prairie Path Commission. There is no expiration date on this appointment. On the roll call of yeas and nays, Aldermen Wright,

Klemm, Bender, Varner, Clark, Griswold, Boldt, and O'Neill voted yea. The appointment was accepted.

APPOINTMENT

Effective immediately, Mayor Gaulrapp, hereby appoints Craig LeBaron as a delegate to the Jane Addams Trail Commission & the Pecatonica Prairie Path Commission. There is no expiration date on this appointment. On the roll call of yeas and nays, Aldermen Wright, Klemm, Bender, Varner, Clark, Griswold, Boldt, and O'Neill voted yea. The appointment was accepted.

RESOLUTION #R-2005-29

RESOLUTION TO REAUTHORIZE PUBLIC SIDEWALK PROGRAM

WHEREAS, Freeport has more than 50 miles of publicly used sidewalks in a state of disrepair and disintegration; and

WHEREAS, previous programs to remove disintegrated sidewalks by the Street Department and others, have proved insufficient to address the deteriorated condition of sidewalks throughout older neighborhoods; and

WHEREAS, in several previous years the City Council has adopted several resolutions to continue and reauthorize a Public Sidewalk Program; and

WHEREAS, the Mayor and the City Council have determined that it is in the best interests of the health, safety and welfare of Freeport to continue this program; and

WHEREAS, there are ever-growing numbers of pedestrians who frequently use sidewalks and who are endangered by sidewalks in a condition of disrepair.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, ILLINOIS that it does hereby approve Exhibit A to this Resolution, and further hereby authorizes the Mayor, the City Clerk and other City officials and employees, as may be necessary, to execute the provisions of this Resolution and create any other documents that prove necessary to implement the attached Exhibit A and this Resolution.

BE IT FURTHER RESOLVED:

A. That this Resolution shall be in full force and effect immediately upon its passage by the City Council and its approval by the Mayor, and it shall remain in full force and effect until its amendment or revocation, in whole or in part, by a subsequent ordinance or resolution of this City Council; and

B. 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

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

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

Alderswoman O'Neill, Public Works Chair, stated the committee held a meeting on May 16, 2005. The committee voted unanimously to adopt this resolution and Alderswoman Bender so moved, seconded by Alderswoman O'Neill. On the roll call of yeas and nays, Aldermen Wright, Klemm, Bender, Varner, Clark, Griswold, Boldt, and O'Neill voted yea. The resolution was adopted.

RESOLUTION #R-2005-30

RESOLUTION TO CO-SPONSOR FARMER'S MARKET WITH THE UNIVERSITY OF ILLINOIS EXTENSION – STEPHENSON COUNTY AND THE FARM BUREAU

WHEREAS, the University of Illinois Extension – Stephenson County and the Farm Bureau have applied for a special event permit for a Farmer's Market event; and

WHEREAS, the University of Illinois Extension – Stephenson County and the Farm Bureau must have co-sponsorship from the City of Freeport in order to hold the event in the municipal parking lot; and

WHEREAS, the market is scheduled Friday, August 5, 2005 from 9:30 a.m. to 4:30 p.m. at the municipal parking lot bordered by Chicago, Douglas, Exchange, and Van Buren; and

WHEREAS, the Farmer's Market has been a successful attribute to Freeport and the surrounding area through allowing access to local produce benefiting both consumers and local farmers; and

WHEREAS, this City Council finds that co-sponsoring the Farmer's Market will be of benefit to the community.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, ILLINOIS that the City of Freeport endorses the Farmer's Market and agrees to co-sponsor this year's event.

Alderswoman Bender moved, seconded by Alderswoman O'Neill to adopt this resolution. On the roll call of yeas and nays, Aldermen Wright, Klemm, Bender, Varner, Clark, Griswold, Boldt, and O'Neill voted yea. The resolution was adopted.

RESOLUTION #R-2005-31

RESOLUTION TO AMEND THE PRELIMINARY PLAT FOR COUNTRYSIDE ESTATES TO CONVERT LOTS 91-96 TO LOT 116

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 June 9, 2005, and subsequent to a public hearing, the Freeport Planning Commission by a majority vote recommended that this City Council amend the Preliminary Plat for Countryside Estates Subdivision, which is located within the city limits of the City of Freeport, Illinois, to convert Lots 91-96 to Lot 116.

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

Section 1: That the Preliminary Plat for Countryside Estates Subdivision, a copy of which is attached hereto and made part hereof and marked as "Exhibit A", is hereby amended to convert Lots 91-96 to Lot 116.

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.

Alderwoman Griswold, Community Development Chair, stated that the committee held a meeting on June 13, 2005. The committee voted unanimously to concur with the recommendation of the Planning Commission and Alderwoman Griswold so moved, seconded by Alderwoman Bender. Alderwoman Bender moved, seconded by Alderman Boldt that this resolution be laid over so that it could be considered with the adjoining ordinance. The motion carried.

RESOLUTION #R-2005-32

RESOLUTION TO APPROVE FINAL PLAT FOR COUNTRYSIDE ESTATES SUBDIVISION PLAT 14

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 January 18, 2005, this City Council approved the preliminary plat for Countryside Estates Subdivision, located within the city limits of the City of Freeport, Illinois; and

WHEREAS, the final plat for said Countryside Estates Subdivision Plat 14, 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 June 9, 2005, and subsequent to a public hearing, the Freeport Planning Commission unanimously recommended that the City Council approve the final plat for Countryside Estates Subdivision Plat 14.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, ILLINOIS that the Final Plat of Countryside Estates Subdivision Plat 14 as set forth in Exhibit A, is hereby approved.

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.

Alderwoman Griswold, Community Development Chair, stated that the committee held a meeting on June 13, 2005. The committee voted unanimously to concur with the

recommendation of the Planning Commission and Alderwoman Griswold so moved, seconded by Alderwoman Bender. Alderwoman O'Neill moved, seconded by Alderwoman Bender moved to reconsider this resolution so that it could be laid over for consideration with the adjoining ordinance. The motion carried.

RESOLUTION #R-2005-33

RESOLUTION TO APPROVE FINAL PLAT FOR EDGE OF WOODS

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 April 7, 2005, this City Council approved the preliminary plat for Edge of the Woods, located within the city limits of City of Freeport, Illinois; and

WHEREAS, the final plat for said Edge of the Woods, 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 June 9, 2005, and subsequent to a public hearing, the Freeport Planning Commission unanimously recommended that the City Council approve the final plat for Edge of the Woods.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, ILLINOIS that the Final Plat for Edge of the Woods as set forth in Exhibit A, is hereby approved pending final design and site location of utilities and compliance with Section 1224.10 of the Codified Ordinances of the City of Freeport regarding performance bonds.

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.

Alderwoman Griswold, Community Development Chair, stated that the committee held a meeting on June 13, 2005. The committee voted unanimously to concur with the recommendation of the Planning Commission and Alderwoman Griswold so moved, seconded by Alderwoman Bender. On the roll call of yeas and nays, Aldermen Wright, Klemm, Bender, Varner, Clark, Griswold, Boldt, and O'Neill voted yea. The resolution was adopted.

RESOLUTION #R-2005-34

RESOLUTION TO APPROVE FINAL PLAT FOR EDGE OF THE MEADOWS

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 April 7, 2005, this City Council approved the preliminary plat for Edge of the Meadows, located within the city limits of City of Freeport, Illinois; and

WHEREAS, the final plat for said Edge of the Meadows, 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 June 9, 2005, and subsequent to a public hearing, the Freeport Planning Commission unanimously recommended that the City Council approve the final plat for Edge of the Meadows.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, ILLINOIS that the Final Plat for Edge of the Meadows as set forth in Exhibit A, is hereby approved pending final design and site location of utilities and compliance with Section 1224.10 of the Codified Ordinances of the City of Freeport regarding performance bonds.

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.

Alderwoman Griswold, Community Development Chair, stated that the committee held a meeting on June 13, 2005. The committee voted unanimously to concur with the recommendation of the Planning Commission and Alderwoman Griswold so moved, seconded by Alderwoman Bender. On the roll call of yeas and nays, Aldermen Wright, Klemm, Bender, Varner, Clark, Griswold, Boldt, and O'Neill voted yea. The resolution was adopted.

RESOLUTION #R-2005-35
RESOLUTION TO CO-SPONSOR CITY OF FREEPORT PRETZEL FESTIVAL

WHEREAS, Pretzel City USA has applied for a special event permit for its "Pretzel Festival" event; and

WHEREAS, Pretzel City USA has requested that the City of Freeport co-sponsor this event; and

WHEREAS, the annual event is scheduled for Friday, July 8, 2005 from 3:00 p.m. to 8:00 p.m., and Saturday, July 9, 2005, from 9:00 a.m. to 8:00 p.m., and will be located in Read Park; and

WHEREAS, "Pretzel Festival" is expected to be a successful community-wide event; and

WHEREAS, the City Council finds that co-sponsoring this event will be of significant benefit to the Freeport community

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, ILLINOIS that the City of Freeport hereby agrees to co-sponsor "Pretzel Festival".

Alderwomen Bender moved, seconded by Alderwoman O'Neill to adopt this resolution. On the roll call of yeas and nays, Aldermen Wright, Klemm, Bender, Varner, Clark, Griswold, Boldt, and O'Neill voted yea. The resolution was adopted.

RESOLUTION #R-2005-36

RESOLUTION TO ADOPT CITY OF FREEPORT SPENDING PLAN

WHEREAS, on June 20, 2005, the City of Freeport adopted the FY 2005/2006 Appropriation Ordinance; and

WHEREAS, that Appropriation Ordinance was based upon an underlying budget document, which is shown in Attachment A; and

WHEREAS, although the City of Freeport has not formally adopted the Budget System pursuant to 65 ILCS 5/8-2-9.1 and 5/8-2-9.2 through 8-2-9.10, this City Council heavily relied and continues to rely upon the attached budget document as its spending plan.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, ILLINOIS that the document attached hereto and made a part hereof as Attachment A, is hereby adopted as the spending plan for the City of Freeport and shall be accorded such recognition in the spending of the City funds.

BE IT FURTHER RESOLVED that the spending of contingency funds is intended to have prior City Council approval, with the exception that the Finance Director or his or her designee shall have the authority to expend contingency funds in accordance with Attachment B, as long as the Finance Committee of the City Council is given a monthly report of such expenditures.

BE IT FURTHER RESOLVED that all resolutions or parts of resolutions in conflict with this Resolution are repealed insofar as they conflict.

BE IT FURTHER RESOLVED that this Resolution is passed under the Home Rule Authority of the City of Freeport as provided in Section 6 of Article VII of the Illinois Constitution of 1970.

Alderman Boldt, Finance Chair, stated that the committee held a meeting on June 20, 2005. The committee voted unanimously to adopt this resolution and Alderman Boldt so moved, seconded by Alderman Klemm. On the roll call of yeas and nays, Aldermen Klemm, Bender, Varner, Clark, Griswold, Boldt, and O'Neill voted yea. Alderman Wright voted nay. There were seven yeas and one nay. The resolution was adopted.

COMMITTEE REPORTS

PUBLIC WORKS

Alderwoman O'Neill, Chair, stated that the committee received bids for janitorial services at the Police Department. Bids were received from Malcolm Eaton at \$1,056 per month, Richard's Janitorial Services at \$845 per month, and Bush Painting at \$830 per month. The committee voted unanimously to accept the low bid from Bush Painting and Alderwoman O'Neill so moved, seconded by Alderman Klemm.

COMMUNITY DEVELOPMENT

Alderwoman Griswold, Chair, stated that the next meeting would be July 11, 2005, in City Council Chambers.

DEPARTMENT HEAD REPORTS

In response an inquiry of the procedure to file a complaint against a police officer, Police Chief Jerry Whitmore explained the process. He also stated that the Police Department would be installing a security system with grant monies.

Fire Chief Kevin Countryman recognized two paramedic graduates, Jams Brewster and Ryan Newberry.

Public Works Director, Craig LeBaron stated that the city was receiving some Brownfields assistance. An electromechanical search for underground tanks is being conducted on the CMC Heartland property—free of charge.

Finance Director, Craig Joesten and Street Superintendent Tom Dole thanked the council for their vote of support.

MAYOR'S REPORT

- Hunger Luncheon on June 22, 2005
- Fireworks update

PUBLIC COMMENTS

Mike Panchos thanked the Firemen who have volunteered to cover his shift during his absence.

As there was no other business to be transacted by the City Council, the meeting was adjourned at 9:02 p.m.

LATACIA M. ISHMON, CMC