



City Council

City Council Chambers ♦ 230 West Stephenson Street ♦ Freeport, IL 61032

MINUTES REGULAR MEETING Monday, December 1, 2008

CALL TO ORDER

The meeting was called to order by Mayor George Gaulrapp at 6:00 p.m. with a quorum being present on Monday, December 1, 2008, in City Council Chambers of City Hall.

ROLL CALL

Present on roll call were council members O'Neill, Corbin, Klemm, Boldt, Bush, DeVine, Endress, and Helms (8). Also present were Corporation Counsel Sarah Griffin and city department heads.

PLEDGE OF ALLEGIANCE

At this time, the Pledge of Allegiance was led by Alderman O'Neill.

APPROVAL OF AGENDA

Alderman O'Neill motioned for approval of the agenda as presented, seconded by Alderman Endress. Motion passed by voice vote without dissent.

APPROVAL OF MINUTES

A motion to approve the minutes from the regular meeting on Monday, November 17, 2008, was made by Alderman Endress, seconded by Alderman O'Neill. Motion passed by voice vote without dissent.

PRESENTATIONS

On the agenda this evening was a presentation by LaFrancine Baker, member of Eastside Task Force regarding flood mitigation. The following is the Eastside Task Force PowerPoint Presentation:

Slide #1 Eastside Task Force Presentation, November 17, 2008

Slide #2 Eastside Task Force, History of Task Force a) This task force was started following a meeting held at the Monroe Center with Eastside residents b) Residents had ideas for their neighborhood and community they wanted implemented c) The task force has been in existence for approximately two years since July 11, 2006

Slide #3 Task – Prioritized list from the suggestions from community meeting at Monroe Center.

Slide #4 Began study and review of Stephenson County Hazard Mitigation – a) During this process some information was noted as inaccurate or misinformation. Example – dates and hazard events. b) Task Force asked for clarification c) Clarification and review of document was not completed after Mrs. Johnson left as facilitator

Slide #5 Eastside Neighborhood Meeting a) Spring 2008 meeting held with neighbors b) neighbors state they do not want to relocate c) neighbors state they want to enhance their homes and neighborhood d) neighbors volunteer to develop mitigation strategies for Eastside

**MINUTES
REGULAR MEETING
Monday, December 1, 2008**

Slide #6 Eastside Mitigation Priorities a) Implement and practice progressive storm water management and erosion control b) Protect structures and infrastructure from hazards of nature such as water c) work with appropriate agencies and organizations to clean-up and open up the Pecatonica River on the Eastside of trees, silt, and debris

Slide #7 Implement and practice progressive storm water management and erosion control a) this photo is summer flooding in 2008 b) The area closest to the Pecatonica River is located toward the center of the picture. It is dry land. (Boat there.) c) The area north of this has water standing in the street.

Slide #8 Photo showing boat and debris in dried area – This is the same area that was dry during the flood at a closer view after the water had gone down

Slide #9 Progressive Storm Water Management – photos show storm sewer grates with leaves covering.

Slide #10 Progressive Storm Water Management – photo of storm sewer grate with orange cone, empty water bottle, cup, leaves and sticks. Photo contained notation “This sewer drain looked this way after the water went down summer of 2008. This sewer drain looks this way November 2008.”

Slide #11 Progressive Storm Water Management – photo shows water standing a) This standing water is from recent rain November 2008 b) Progressive water management practices would alleviate these problems. Ms. Baker answered a question to state that the photo was taken on Howard Street.

Slide #12 Protect structures and infrastructures from hazards of nature such as water – photos show water in streets.

Slide #13 Photo shows high water with vehicle driving through so that water splashed over its height. Ms Baker stated there is a total disregard of people and property owners by people driving through the flooded area at high rates of speed in addition to semis causing waves.

Slide #14 Protect structures and infrastructures from hazards of nature such as water a) Neighbors want their property protected from water b) The highway leading into our neighborhood needs to be protected c) the Eastside is our neighborhood of choice

Slide #15 a) Work with appropriate agencies and organizations to clean-up and open up the Pecatonica River on the Eastside of trees, silt, and debris. b) There are government agencies and environmental groups that can assist with this task c) Well over \$500,000 has been spent in reference to the “Eastside”. The residents want these ventures to affect them directly.

Slide #16 – photos showing pipe - Ms. Baker questioned if it is as a pumping station for the Park District

Slide #17 – Photo of an old trestle on Hancock Avenue in the distance partially out of water.

Slide #18 – Photo of trestle closer view - Silting has caused the bottom to rise. a) Typically the river is almost to the top of where trains used to run b) During heavy rains this is covered by water

Slide #19 Additional Plans a) Adding pumping stations to eliminate nuisance flooding b) Removal of debris and obstructions from sewer drains c) create a holding retention area for water run-off d) develop alternative energy to the area using green ideas e) Use a levee system and extend existing levee on the Eastside

Slide #20 Summary a) Eastside neighbors are citizens and taxpayers just like everyone else b) This area and its residents have been neglected for decades and we are willing to sit down and talk about real change and plans that will enhance our neighborhood and city c) A Mitigation Plan can be submitted up to two years after a hazard event. This 2 year period has not passed d) Residents have ideas and a voice. We know what is best for us and do not need others to make decisions on our behalf without our input. Telling us what you plan to do on our behalf is not collaboration.

Slide #21 Freeport Welcome Sign – Freeport has been known for hospitality, because of its founders. We ask you that have been entrusted to govern this City to quit ignoring us and act on our behalf.

MINUTES
REGULAR MEETING
Monday, December 1, 2008

Ms. Baker ended her presentation by asking council members to look at what is equitable for the Eastside Residents and to not vote for this plan in its current form until the things that they have asked for are put in place.

Mayor George Gaulrapp stated that since his administration took office, he has never spoken about relocation of the residents from the east side. Ms. Baker stated that she knows that some of this information is not from his administration.

Terry Groves of Stephenson County Emergency Management, chair of the planning committee for the Hazard Mitigation Plan, was asked questions from council. Alderman Bush asked about the Currier Creek project and Mr. Groves explained that after requests were received from Eastside residents to do something about the flooding, it was decided to do something with Currier Creek because their hands were tied as to what they could do with the river and levees. During spring flooding Currier Creek caused major problems so a grant was applied for requesting funds for a levy, a small mound through the park, and a holding pond. But what happened, not so much that they ran out of money, but that the Bordner site that was being cleaned up had a lot of heavy metals which continue to come to the top during heavy rains. The overflow for the Bordner sight has a heavy prevalence of metals in the soil borings so the City would be fined if they put pollutants back in the river. The holding area was scrubbed at this point. A million dollar grant was applied for and we received half of that money which took care of the work that was done. Except for when the river reaches 14.5 feet, the north end of Route 75, including the projects and most of the homes on the east side, remain dry. The homes used to flood from Currier Creek, now it comes across Henderson Road and down Park. Or water comes in through the ground water and storm sewers. Up to 14.5 feet, most of the area is now dry, not the south side area but the north side. It was a very beneficial project.

Alderman Bush asked about a photo showing a pipe in which he asked if it is a pumping station and Mr. Groves answered that tiles were installed by the Park District at their ball diamonds to have water pumped over the levy but it is turned off when the river reaches 13 feet. It is not run when there is flooding going on. Alderman Bush asked if it is feasible to have a pumping station on the Eastside and Mr. Groves answered that to put in a pumping station, everything has to drain to the lowest area which is the Bordner site, which has been studied extensively and all the water would drain down to that area (there is a salvage yard in that area now) but because of the heavy metals that still exists in the ground and outside that area that wasn't covered by the superfund clean-up, it's just not feasible at all.

Alderman Bush asked if there was another area that could be looked at and Mr. Groves stated that because when the Pecatonica River floods it comes up not only through the sewers but through the ground water and where are you going to pump it? It was studied extensively and if there was a levy put in, it would flood downtown Freeport and flood the State Bank (*now Stewart Centre*). The floodway of Freeport is actually a mile wide all the way out to Sauer Sundstrand. It is not economically feasible. Mother Nature made it a flood way. Most of the individuals that live in the area are used to the flooding. It is considered nuisance flooding because it floods the basements. FEMA does not recognize nuisance flooding. Basements flood, you can't get around in your car and elderly need assistance. Traffic was not stopped by Illinois Department of Transportation on Route 75 as was requested because semis can get through. We did manage to close Hancock Avenue working with the Police department. Quite a few factories in the area were upset when this road was closed.

MINUTES
REGULAR MEETING
Monday, December 1, 2008

Mr. Groves presented the background of the Stephenson County, Illinois Multi-Hazard Mitigation Plan draft date of October 17, 2008, covering areas of Stephenson County including Freeport, Cedarville, Dakota, German Valley, Lena, Orangeville, Pearl City, Ridott, Winslow and McConnell. The plan covers various hazards such as severe thunderstorms and windstorms, drought, flooding, etc. The City of Freeport was very heavily concentrated on the flooding hazard. When Ms. Baker mentioned relocation tonight Mr. Groves wanted to comment on this subject because this was a very touchy subject because we have been through that before back in 1993. FEMA representatives were willing to give us mitigation funds - up to \$2 million but because of the community atmosphere and the emotional part of any talk of relocation, the state and federal government wrote a letter stating they were going to place the money elsewhere because the community was not in favor of relocating. This information was all explained at the Monroe Center. More people are open to voluntary relocation but it would all be voluntary. There are other things included in this plan and that is; dry proofing basements and elevating structures. There are qualifications you will have to go through to put up a garage in a floodway, but it certainly can be done if certain criteria are met. More education is needed as to what can and can't be done in a flood plain. There are a lot of rumors going around. The federal government does allow building but everything must be applied to the State of Illinois, it is not up to the City of Freeport to decide, it has to be applied first to the State of Illinois and once they give their blessing, we would go from there. Many meetings were held to develop this plan. Mr. Groves stated they were contacted by the NAACP and Ms. Garvens who wanted more time review, so the plan was held off for 60 days for further review. After that, it was sent in and now there are no more comments. Everything Ms. Baker addressed is addressed in this plan with the exception of the greenways and the pumping station.

Stephenson County has approved the resolution of this plan. Once the County approved this plan, it is approved. You must wait five years before adding anything officially to this plan, you can add addendums and they can be added on a yearly basis. You can't get grants for the addendums because they officially aren't in the plan. Mr. Groves stated if we went to FEMA and said we need to amend this plan, we would have to go through the two year process again and come up with another \$47,000 and right now with his budget that is not feasible. Mayor Gaulrapp asked if an event happens what would Freeport be eligible for with the plan. Mr. Groves stated it would be eligible for mitigation monies and usually they do a cost analysis on the grant you apply for whether if be safe school projects, terrorism, mitigation buy-outs, elevation projects, flood proofing homes on the east-end, protecting businesses and their inventories from flood waters, buy generators for back up power, back flow valves, dry proofing buildings and especially wells. That is after we put the plan in effect these things can be applied for. Mayor Gaulrapp asked if we don't sign would we be eligible for these funds and Mr. Groves stated no mitigation funds or federal assistance funds would be available.

Mr. Groves stated he attended at least three City meetings, one at the Monroe Center and two at the library and he did not get the feeling that the issues were forced on anyone, there were some elderly ladies there who were concerned about relocation that their homes were not worth enough that they could afford to buy in the City and the fact that they do not pay hardly any property taxes in their current location with their elderly exemption. Whenever you work with governmental funds to purchase homes, it goes into a permanent deed restriction and no other construction would be allowed on the property.

MINUTES
REGULAR MEETING
Monday, December 1, 2008

Ms. Baker discussed the meetings and stated that the consultants would say here are some ideas of what was going to happen. Ms. Baker used an agenda from a Brownfield's clean-up as an example. She stated that when they had meeting, they said these are the proposals as to what is going to happen. Ms. Baker stated she understands the urgency of time and that Mr. Groves just gave credence for what was said tonight. Mr. Groves stated they were not involved in Brownfield's agenda Ms. Baker referred to.

Mayor Gaulrapp asked for clarification, that if the plan is not signed then the City will not be eligible for grants applied for under this plan. Mr. Groves stated that was true. He then asked if an addendum could be drafted and Mr. Groves stated the ideas Ms. Baker suggested could be included in an addendum but they would not be eligible for grant monies. If the City did not sign, their cost incurred would remain at \$10,300 and two years of work.

Discussion continued further about the Hazard Mitigation Plan (HMP). Community Development Director Griswold stated the eight items listed in the meeting in November and how they are referenced in the HMP; specifically referring to removal of debris and obstruction from sewer drains that cause flooding, storm water management and erosion control, protecting structure and infrastructure from hazards of nature such as water, and working with appropriate agencies to clean-up and open up the Pecatonica River – these items are included in the plan.

A retention pond north of Freeport was studied in 1995 and at that time the cost would be \$49,000. If the river was dredged tomorrow, it would take about three years and then it would be filled back up again. The Mayor referred to the property taxes coming off of the property and assured that it doesn't matter if it is high or low the City will still commit resources to the east side of Freeport whether it be Police and Fire, Water and Sewer – will still make progress that we have been making.

Clarification was made by Mr. Groves that if the council does not approve this plan, only the City will lose funding not the other municipalities of Stephenson County that are involved with the plan.

Ms. Windy Pearson addressed the council stating information on a Brownfield meeting. She stated that they were told about agendas and meeting, not asked about agendas and meetings. When over a two year period of time there were around eleven meetings and while she was on the Eastside Task Force and also on committee, the majority of those meetings were not about flood mitigation but about Brownfields. She stated her opinion on taxes paid by residents and unfair treatment of those on the eastside.

Mr. Eric Pearson spoke about seminars that the Eastside Task Force would like to attend to learn more about flood mitigation processes.

Ms. Marianne Garvens stated that an Eastside Revitalization Strategy had also been developed by the same group and she claimed that it was proofread but never received a revised draft. She claimed that when they were asked to look at the multi-hazard mitigation thing, they received two pages and a hand-out of what Brownfield grants had been spent on the eastside but they did not receive the plan. Ms. Garvens referred to plan document and she stated it discusses how Yellow Creek is going to be anticipating future expansion and storm water management there but going back to correct the mismanagement doing it beyond anticipated needs. She stated her belief that when they discuss their eight points this is part of what they are discussing. She stated that back in 2003-2004, the entire NIU

MINUTES
REGULAR MEETING
Monday, December 1, 2008

flood study was put in the Freeport Ink and it stated that the council needed to review not only environmental issues but also flooding issues. She corrected a figure that Mr. Groves referred to for a benefit to cost ratio, stating that she believes it wouldn't be a \$500,000 project it was the only cost effective alternative and FEMA has said it doesn't eliminate levees and flood walls it just means we need a different design.

At this point it was suggested by Alderman Boldt to have an additional meeting with the Eastside Task Force to discuss the Hazard Mitigation Plan and Mayor Gaulrapp stated he would arrange it.

PUBLIC COMMENTS – AGENDA ITEMS

There were people were signed up for public comments on agenda items this evening

- Anthony Cameron, 7221 Mill Road, Rockford, Illinois spoke to the council regarding flood mitigation and how it affects the rental properties that he owns on the eastside. He moved to Rockford where he was working because of the deterioration. He stated that he is not able to rent these houses. In addition, he stated one of the houses at 45 N. Hooker is next to where the hazard alarm is located and now no one wants to rent it. He stated that nuisance flooding does occur and that he believes if there was proper drainage it would not occur.
- Windy Pearson, 711 S. Carroll Avenue, Freeport, Illinois, spoke about the dates and times of meetings set after the full city council has voted and the discussion of major issues. She spoke about how she believes the eastside has been overlooked and they are tax payers and voters. She asked for council to listen to consider what the Eastside Task Force is asking for regarding open sewers, filled with soot, and areas that she believes are unsafe for our children. She stated that she believes the money that has been spent on the eastside does not compare to the money that has gone on the other side of town.
- Mayor Gaulrapp asked if there is a man-hole cover missing to please contact the City.
- Eric Pearson, 225 Wilbur Avenue, Freeport, Illinois spoke in favor of the Eastside Task Force recommendations. He stated he believes that all the teams for mitigation should have all gotten together instead of just one at a time.

CONSENT AGENDA

- A. Approval to Receive and Place on File:
 - A. Approval to Receive and Place on File:
Water & Sewer Monthly Report for November 2008 from Denise Blakeley Ihrig,
Project/Utility Manager
- B. Approval of Water and Sewer Bills Payable (#174, 175, & 177) --- \$151,511.64
- C. Approval of Payroll for pay period ending November 22, 2008 --- \$407,992.82
- D. Approval of Bills Payable (#173 and #176) ---- \$310,340.08

Alderman Endress moved to approve the consent agenda as presented, seconded by Alderman O'Neill. The motion was approved by roll call vote.

Yeas: O'Neill, Corbin, Klemm, Boldt, Bush, DeVine, Endress and Helms (8)

Nays – None (0)

Motion passed 8-0 and the Consent Agenda items were approved.

COMMUNICATION TO COUNCIL

The following items were included in the council packets for this meeting:

**MINUTES
REGULAR MEETING
Monday, December 1, 2008**

A. A memo was read into the proceedings from Accountant Duane Price regarding Sales Tax Revenue stating, "I have been asked to calculate how much the City has received in the first six months of Fiscal Year 2008/2009 from the additional quarter percent sales tax that was implemented July 1, 2007. So far this year, we have received \$331,372 from this additional sales tax." Discussion continued regarding projected and actual sales taxes received.

B. The required reporting for Tax Levy to Municipality by Freeport Police Pension Board & Fire Pension Board including a memo to council from Linda Buss, City Treasurer and Treasurer for Freeport Police and Fire Pension Funds was distributed in council packets for this evening. No additional questions were asked of the Fire and Police Pension Funds. A motion was given by Alderman Endress to place this document on the record, seconded by Alderman O'Neill. Motion passed by voice vote without dissent.

C. Community Development Director Shelly Griswold asked that the council packets include the Enterprise Zone Annual Report for FY 2008 for the review of the council.

ORDINANCES –THIRD READING

3RD READING OF ORDINANCE 2008-55:

An Ordinance for the Levy and Assessment of Taxes for the Fiscal Year Beginning May 1, 2008, and Ending April 30, 2009 for the City of Freeport, County of Stephenson, and State of Illinois

The first reading of this ordinance was held on October 6, 2008. A motion to approve was given by Alderman Klemm, seconded by Alderman Endress. The second reading of this ordinance was held on October 20, 2008 and the administration requested a lay over to the first meeting in December due to a reporting requirement of the Pension Boards that became effective recently. Included in the council packets this evening are two reports provided by Linda Buss, City Treasurer and Treasurer for Freeport Police and Fire Pension Funds.

| Proposed City of Freeport Tax Levy | 2007-2008 | 2008-2009 |
|---|--------------------|--------------------|
| Firefighter Pension | \$566,873 | 572,471 |
| Police Pension | 750,388 | 825,056 |
| IMRF | 172,000 | 168,000 |
| Corporate Fund | 997,876 | 997,876 |
| | | |
| Total | \$2,487,137 | \$2,563,403 |

Upon the third reading of the ordinance, a roll call vote was taken.

Yeas: O'Neill, Corbin, Klemm, Boldt, Bush, DeVine, Endress, and Helms (8)

Nays – None (0)

Ordinance 2008-55 was adopted.

3RD READING OF ORDINANCE 2008-63:

An Ordinance Authorizing Sale of Real Estate 512 E. Iroquois Street to Alfred Walker (A Single Individual)

The first reading of this ordinance was held on November 3, 2008. A motion to approve was given by Alderman Boldt, seconded by Alderman O'Neill. The second reading of this ordinance was held on November 17, 2008, and it was automatically laid over to tonight's meeting.

Upon the third reading of the ordinance, a roll call vote was taken.

Yeas: O'Neill, Corbin, Klemm, Boldt, Bush, DeVine, Endress, and Helms (8)

**MINUTES
REGULAR MEETING
Monday, December 1, 2008**

Nays – None (0)

Ordinance 2008-63 was adopted.

ORDINANCES –SECOND READING

2nd Reading of Ordinance 2008-64:

An Ordinance Repealing and Replacing Portions of Chapter 486 Snow Emergencies with Winter Parking Months - The first reading of this ordinance was held on November 17, 2008. A motion to approve was given by Alderman Klemm, seconded by Alderman Endress and it was automatically laid over to tonight's meeting. Upon the second reading, Public Works Director Craig LeBaron presented an amendment to the ordinance to change the title to "Winter Parking Regulations" and this theme carries throughout the ordinance. He stated that it was renumbered so that it makes more structural sense (per Corporation Council, Director LeBaron's changes are shown in italics on the presented ordinance).

The following is a summary of the ordinance presented in the council packet:

- Winter Months – December, January, February and March
- Winter Parking Regulations applies every day of month from December 1 to March 31
- Even days of the month you must park on even-numbered side of street - generally West and North sides of the street
- Odd days of the month you must park on odd-numbered side of street - generally East and South sides of the street
- 8:00 am is the beginning hour for all streets in City (except in the Business District where odd-even parking does not apply -see business district parking below)
- All other City Streets (other than Business District) during Winter Months parking allowed on even-numbered side of street on even-numbered days and odd-numbered side of street on odd-numbered day of the month. For the purposes of this chapter, "odd" and "even" numbered days shall be considered as beginning at the hour of 8:00 a.m.
- Business District Parking – No parking on any street in the business district between 12:00 midnight and 8:00 am the following day. Odd-Even parking does not apply in Business District between 8:00 am and midnight.
- Business District – area bounded by Jackson Street, the Pecatonica River, Clark Street, and Cherry Avenue, excepting the 300 block of West Douglas Street.
- No person shall pile or cause to be piled any snow on avenues, streets, boulevards, alleys, sidewalks or any other City – owned property, except at the direction of the Superintendent of Streets. Further, no person shall pile or cause to be piled any snow to obstruct the vision at any intersection of any street, avenue, boulevard or alley within the City.

Alderman O'Neill moved to accept the amendments as proposed in writing by Director LeBaron and to direct Corporation Counsel to draft an amendment to the ordinance for the next meeting to exempt streets with one-sided parking for a City block or more. This motion was seconded by Alderman Corbin. Motion was approved by voice vote without dissent.

Alderman Boldt said he is surprised more people haven't come forward about moving their cars each and every day for four months. He encouraged anyone that has an opinion, to let the council know their feelings on this. He asked administration about communication of the ordinance and Mayor Gaulrapp stated a publication will be put out through a mailing. He stated this method is used in Monroe, WI.

ORDINANCES –FIRST READING

1st Reading of Ordinance 2008-65:

An Ordinance Amending Chapter 480, Section 480.11 (Prohibited Parking Streets) of the Codified Ordinances of the City of Freeport - Willard Drive Parking - Public Works Director Craig LeBaron presented this ordinance stating that the existing ordinance does not allow parking on Willard Drive both sides from Dirck Drive to South Street. After the Street Department posted signs to this affect, it has caused problems with employee parking for Culver's Restaurant. The ordinance in the council packet reads Willard, east and north side from South to Dirck and Willard, west and south side, from South 400 feet north. Director LeBaron received further requests to amend the wording to Willard, east and north side, from South 490 feet north and as stated, Willard, west and south side, from South 400 feet north. Mayor Gaulrapp clarified it would allow parking on both sides at the top of an upside down U and they will abide by the winter rules. Alderman Endress motioned to amend Ordinance 2008-65, page thirteen to read Willard, east and north side, from South 490 feet north so moved. Alderman Klemm motioned to move this ordinance on the floor as amended and presented, seconded by Alderman Endress. The ordinance was automatically laid over to the next meeting.

1st Reading of Ordinance 2008-66:

An Ordinance Amending Chapter 222 (Ordinances and Resolutions) of the Codified Ordinances of the City of Freeport - Planning Commission and Zoning Board of Appeals considerations - Corporation Counsel Sarah Griffin stated that she was asked to draft this ordinance to stipulate that if an ordinance has had a proper public hearing at the Planning Commission or Zoning Board of Appeals and the ordinance would grant a special use permit or a variance to the requirements of the Zoning Code, a change in zoning to any parcel, a Planned Unit Development or an amendment to the Zoning Code, and the reporting agency unanimously recommended its approval and no person filed a formal written objection or protest to such ordinance which would require a supermajority vote by Council for its enactment under the provisions of Section 1242.12 (i) (1) of the Planning and Zoning Code, then the second and third readings would be waived. A motion to approve was given by Alderman Boldt, seconded by Alderman Endress and it was automatically laid over to the next meeting.

1st Reading of Ordinance 2008-67:

An Ordinance Amending the Boundaries of the Joint City of Freeport – County of Stephenson Certified Enterprise Zone – Addition of Heritage Woods of Freeport, Supportive Living Facility (5.30 acres) - This ordinance was presented by Finance Director Craig Joesten stating that it expands the Enterprise Zone from its current 9.9676 square miles to 9.9759 square miles to allow and assist Heritage Woods of Freeport, a Supportive Living Facility to accommodate the construction of a 99 unit low-income senior citizen facility. This Supportive Living Facility will add approximately 5.30 acres, to the current Enterprise Zone boundaries. A motion to approve was given by Alderman O'Neill, seconded by Alderman Corbin Alderman Klemm stated he is in agreement with this ordinance and asked to meet with Director Griswold and Terry Groves regarding the zoning issues of this property. This ordinance was automatically laid over to the next meeting.

MINUTES
REGULAR MEETING
Monday, December 1, 2008

ACTION ITEMS

RE-APPOINTMENTS:

A motion was given to accept the re-appointment of Mark Winter to the Water & Sewer Commission effective immediately through November 30, 2013 and Gregory Shadle to the Water & Sewer Commission effective immediately through November 30, 2013 by Alderman Endress, seconded by Alderman O'Neill. Motion passed by voice vote without dissent.

RESOLUTIONS

Resolution #R-2008-80: Resolution to Authorize an Amendment to Intergovernmental Agreement for the Operation of an Enterprise Zone - Addition of Heritage Woods of Freeport, Supportive Living Facility (5.30 acres) – it was requested by administration to lay this resolution over until the ordinance has its final reading. Alderman Corbin moved to properly place the resolution upon the floor, seconded by Alderman Endress. Alderman Boldt motioned to lay over the resolution to the first meeting in January, concurrent with the ordinance, seconded by Alderman Bush. Motion passed by voice vote without dissent.

Resolution #R-2008-81: Resolution Authorize Application to IDOT for Water Main Installation Permit – Galena Avenue – this resolution was presented by Finance Director Craig Joesten stating that a water main loop out by Barkau Motors from West Avenue to Galena that will connect two water mains that in the case of a potential collapse we would be able to provide service to the Stephenson County jail and this is a permit that we are sending to IDOT to allow us to install the water main on the right of ways with IDOT. We will be doing all of the work with water commission crews. A motion to approve the resolution as presented was made by Alderman Klemm, seconded by Alderman Helms. The costs for this project has been allocated by the commission and is estimated to be \$15,000 for the engineering and \$15,000 for materials and work. The motion was approved by roll call vote:

Yeas: O'Neill, Corbin, Klemm, Boldt, Bush, DeVine, Endress and Helms (8)

Nays – None (0)

Resolution 2008-81 was adopted.

Resolution #R-2008-82: Resolution Authorizing Amendment to Agreement for Professional Services for Albertus Airport Land Acquisition Between City of Freeport and Crawford, Murphy & Tilly, Inc. – supplemental engineering services for new hanger - as presented by Public Works Director Craig LeBaron. Director LeBaron stated that the title needs to be corrected because it is Professional Services for the corporate hanger and there is no land acquisition. Director LeBaron stated at the time the contract was signed for engineering services it was unanticipated that we were going to require restroom facilities as required by an interested company. This resolution adds that work and is reimbursable through state grants. A motion to approve the resolution as presented was made by Alderman Endress, seconded by Alderman Corbin. The motion was approved by roll call vote:

Yeas: O'Neill, Corbin, Klemm, Boldt, Bush, DeVine, Endress and Helms (8)

Nays – None (0)

Resolution 2008-82 was adopted.

**MINUTES
REGULAR MEETING
Monday, December 1, 2008**

Executive Session

At 8:15 pm. Alderman Endress moved to enter executive session pursuant to Illinois Open Meetings Act 5 ILCS 120/2 (c) (5) Purchase or Lease of Real Estate and 5 ILCS 120/2 (c) (2) - Collective Bargaining, seconded by Alderman O'Neill.

The motion was approved by roll call vote.

Yeas: O'Neill, Corbin, Klemm, Boldt, Bush, DeVine, Endress and Helms (8)

Nays – None (0)

At 9:15 pm, the council returned from Executive Session. Alderman O'Neill moved to return from executive session, seconded by Alderman Endress.

The motion was approved by roll call vote.

Yeas: O'Neill, Corbin, Klemm, Boldt, Bush, DeVine, Endress and Helms (8)

Nays – None (0)

DEPARTMENT HEAD REPORTS

Library

Library Director Carole Dickerson spoke about the Children's Book Drive for distribution to FACC and the Salvation Army. Cash donations are accepted and the library will pick out books for older children.

Community Development

Community Development Director Shelly Griswold stated they have begun working on the comprehensive plan. There will be meeting tomorrow with Houseal Lavigne Associates and the Planning Commission and then a Community Planning Workshop is planned on Tuesday, December 9, 2008 at the Freeport Public Library at 7:00 pm.. This will be the first of several opportunities of public input. On Thursday, the Planning Commission will hold their regularly scheduled meeting and will be discussing a application for a subdivision which is outside the city limits but inside our extraterritorial jurisdiction and there is no Zoning Board meeting this week.

Finance

Finance Director Craig Joesten provided the council a written report of the City of Freeport Fiscal Year 2008/2009 Anticipated Revenues and Expenses Compared to budget. Based on unbudgeted expenses of grant matching for police radios, roof repair at City Hall, salt, street sweeping disposal, raises for union employees, additional firefighter and repair of the Gladewood bridge it was report by Director Joesten that there will be an anticipated deficit of \$240,000. Discussion continued about the anticipated costs.

Public Works

Public Works Director Craig LeBaron apologized for not having the streets cleared in a timely manner today. Director LeBaron requested input from council regarding parking restrictions on McKinley by the Little Cubs Field. Mayor Gaulrapp asked to have a comprehensive review of parking along Empire and Deming.

Water & Sewer

Mr. Harold L. Black of United Water was introduced to the council. Mr. Black will be filling in for Water & Sewer Project/Utility Manager Denise Ihrig while she is on leave.

MINUTES
REGULAR MEETING
Monday, December 1, 2008

MAYOR'S REPORT

Mayor Gaulrapp requested the Eastside Task Force to attend a meeting on the Stephenson County Hazard Mitigation that will be set up by the mayor and Rev. Steve Harrell.

NEW BUSINESS

Each council member was given an opportunity to publicly address significant items of interest. Alderman Klemm addressed the bikers and runners and asked for lights, reflective clothing, and reflective shoes. Alderman Boldt agreed about joggers and runners using reflective materials. Alderman Bush asked about leaf pickup and Director LeBaron said they will be finishing up with two trucks.

PUBLIC COMMENT

Windy Pearson, 711 S. Carroll, Freeport, Illinois, spoke about bikers, joggers and walkers and asked Chief of Police Jerry Whitmore and the council when we have bikers and walkers in the third ward on the streets we receive tickets. She asked, if you are having problems in other areas of the City, why are they not being ticketed or why is there not enforcement? She stated her opinion that it needs to be enforced on both sides of town.

Ms. LaFrancine Baker stated that when she referred previously to Yellow Creek, she meant Currier Creek when talking about the bottle neck. She requested the document presented this evening be added as a part of the minutes of the meeting in its entirety. She also gave her opinion opposing of the Winter Parking Regulations for every day because it can be an inconvenience. A motion was given by Alderman Bush to include the presentation document into the minutes, seconded by Alderman Helms. Motion passed by voice vote without dissent. Mayor Gaulrapp requested that Ms. Baker email the document to the City Clerk.

Ms. Pearson asked if everyone had a copy of the Eastside Revitalization Strategy and Mayor Gaulrapp stated it could be sent out again.

Discussion continued about reflective clothing and jogging on streets. Chief of Police Jerry Whitmore clarified that the ordinance states joggers need to go as close to the curb as possible where there is not a sidewalk or a place for a person to walk or run.

An adjournment of the meeting was motioned at 9:45 p.m.

Respectfully submitted,

Meg Zuravel, City Clerk