

JOURNAL OF PROCEEDINGS
REGULAR COUNCIL MEETING

July 7, 2008
7:00 PM

CALL TO ORDER: At 7:00PM, Council Chambers, City Hall, by Mayor Kirichkow.

ROLL CALL: Present & answering to roll call were Commissioner Clifton, Redieske, Stone, Griffin and Mayor Kirichkow.
City Clerk Marilyn Hartley was absent.
City Attorney Jeff Livingston was present.
In the absence of Clerk Hartley, Deputy Clerk Judi Gurney recorded the minutes.

Department Heads in Attendance:

Police Chief Tom Fearn
Street Superintendent Brian Hedrington
WWTP Superintendent Ed Vanderbosch

PLEDGE OF ALLEGIANCE: Led by Mayor Kirichkow and recited by all members present.

JOURNAL OF PROCEEDINGS: For the Regular Council Meeting held June 16, 2008 and Special Council Meetings June 18 & 30, 2008 were approved, as presented, on a motion made by Commissioner Redieske, second by Commissioner Stone. Voice vote carried the motion.

REPORT OF OFFICERS: RESOLUTION 5354 Resolves that Claims to be paid covering the period from June 18 – July 4, 2008 totaling \$169,438.05 be approved for payment.
Commissioner Griffin moved to approve, second by Commissioner Redieske.
Roll call vote showed 5 ayes.

Minutes of Meetings:

Accounts & Finance Committee 06/18 & 23/08
Public Property Committee 06/25/08
Zoning Board of Appeals 06/30/08

Monthly Reports:

Fire Dept.
Police Dept.

CORRESPONDENCE: Nancy Forbeck with the Beloit Chamber presented a list of South Beloit Directors since 1997. She spoke and offered any assistance whether South Beloit creates a chamber or continues to work with the Beloit Chamber.

PUBLIC PARTICIPATION: None

UNFINISHED
BUSINESS:

At the regular Council Meeting held June 16, 2008 the following item was added to the agenda under new business as item 11a-Discuss Intergovernmental Agreement – Beloit Sewer. Commissioner Redieske made the motion to ratify council action to layover the Intergovernmental Agreement with Beloit Sewer for changes. Commissioner Griffin second the motion and voice vote carried the motion.

RESOLUTION 5355 Resolves the City Council approve the FY 08/09 Budget with the exception of \$500 for fuel from the Accounts and Finance Budget. Commissioner Redieske made the motion to approve the FY 08/09 Budget. Commissioner Stone second the motion and roll call vote showed 5 ayes.

At their meeting held June 30, 2008, the Zoning Board of Appeals made a recommendation the City Council grant the Annexation Agreement for zoning and subdivision ordinances for land to be annexed to the City on the south side of Prairie Hill Road, east side of I-90 for the proposed annexation agreement for the Herlihey parcel and a request for R-2 (Residential Two-Family) zoning for a portion of the land annexed along the easterly boundary of the property as stated in the Annexation Agreement as follows;

- (a) zone the Property in the R-1 single family residential zoning district classification;
 - (b) grant the following zoning variations for the Property;
 - (i) a minimum front yard setback shall be 25 feet,
 - (ii) a minimum setback for a side yard which adjoins a street shall be 25 feet,
 - (iii) a minimum side yard setback of 6 feet shall be allowed for any side not adjoining a street,
 - (c) upon request of Owner, zone as R-2 a parcel along the easterly boundary of the Property, of a size sufficient to be subdivided and platted as ten duplex lots.
- 3.2 The Owner shall have the right to submit the plat the Property for approval in phases provided a preliminary plat for the entire Property has been previously approved, Owner shall not be required to request approval of the Final Plat for the entire Property at one time, and shall have the right to improve the Property in phases. To the extent roadway and utility improvements are developed or installed in phases or units, the City shall inspect and accept the same on a phase-by-phase basis (or on a unit-by-unit basis, if unit-by-unit development within a single phase takes place).
- 3.3 The Owner may construct a new roadway across the Property, serving as providing access to the new public school being constructed on a parcel adjacent to the Property, without platting the Property, but in accordance with the City's ordinances and this Agreement.
- 7.1 Throughout the Term of this Agreement, the following subdivision control provisions shall govern the development of the Property, notwithstanding anything to the contrary in the Subdivision Control Ordinance:
- a. two-thirds of the lots may have a 75 foot minimum lot width as measured at the building setback line, with the remainder of lots having an 80 foot minimum lot width as measured at the building setback line.
 - b. Two-thirds of the lots may have a 10,125 square foot minimum lot area, with the remainder of the lots having at least an 11,000 square foot minimum lot area.

- c. There should be a side yard building setback line of at least 15 feet from the street line on the street side of a corner lot.
- d. The minimum width of a paved roadway, back to back of curb, shall be a minimum of 32 feet.
- e. All lots shall have a minimum depth of 135 feet.
- f. Five foot concrete sidewalks shall be provided by Developer on only one side of all streets, with the applicable side being determined by recommendation by the City Engineer.
- g. No donation of land for public use shall be required (e.g., parks, playgrounds or recreational purposes) other than for public streets.

Commissioner Griffin made the motion to accept the Zoning Board of Appeals recommendation. Commissioner Stone second the motion and roll call vote show 5 ayes.

NEW BUSINESS:

RESOLUTION 5356: Resolves the City Council retroactively reject the resignation of Waylon Weber.

Section One: The City hereby rescinds its acceptance of the resignation of Officer Weber dated December 6, 2006 and considers his absence from the force a furlough.

Section Two: Based on the above and based upon Officer Weber's reintroduction into the South Beloit police force it is the position of the City Council of the City of South Beloit that Officer Weber should be considered a full member of South Beloit Police Department and should not have to complete any probationary period. Further, Officer Weber's seniority and pay status with the Police Department for the City of South Beloit shall not be affected by his absence.

Commissioner Stone made the motion to approve provisions for furlough for Police Officer Waylon Weber. Commissioner Griffin second the motion and roll call vote showed 5 ayes.

RESOLUTION 5357: Resolves the City of South Beloit extend the contract of Larry Schultz for services in the Police Department. Commissioner Griffin made the motion to approve Larry Schultz's contract for one month with possibility of an additional month, if needed Mr. Schultz will be compensated \$1,000 per month for 32 hours of work. Commissioner Stone second the motion and roll call vote showed 5 ayes.

ORDINANCE 1757: An Ordinance annexing property to the city of South Beloit at 2005 Spencer Ct. Commissioner Stone made the motion to approve annexation of 2005 Spencer Ct. Commissioner Redieske second the motion and roll call vote showed 5 ayes.

ORDINANCE 1758: An Ordinance Annexing Herlihey Property to the City of South Beloit. Commissioner Stone made the motion to annex the Herlihey property on Prairie Hill Road. Commissioner Griffin second the motion and roll call vote showed 5 ayes.

ORDINANCE 1759: An Ordinance amending the number of Class "A" and Class "B" Retail Liquor Licenses in the City of South Beloit. Commissioner Clifton made the motion to approve reducing the Class "A" and Class "B" by

one in each class, second by Commissioner Stone and roll call vote showed 5 ayes. (Class "A" Ace Tap, Class "B" Alvarez Restaurant)

ORDINANCE 1760: Simplified Municipal Telecommunications tax rate change. Commissioner Redieske made the motion to increase the telecommunications tax the maximum 6%. Commissioner Clifton second the motion and roll call vote showed 5 ayes.

RESOLUTION 5358 Resolves the City Council authorize the execution of the Prairie Hill Road Easement for sewer to the new Prairie Hill School. Commissioner Griffin made the motion to approve, Commissioner Redieske second the motion and voice vote carried the motion.

RESOLUTION 5359 Resolves the City Council increase ambulance fees effective immediately as follows; residents of South Beloit from \$425.00 to \$525.00 and nonresidents from \$540.00 to \$777.00. Commissioner Stone made the motion to approve. Commissioner Griffin second the motion, and voice vote carried the motion.

RESOLUTION 5360 Resolves the City Council of the City of South Beloit authorize the execution of the Jurisdictional Transfer of the following roads, in their entirety, from the COUNTY to the CITY be added to the Municipal Street System:

- A. Dorr Road (CH-58) in its entirety from the North corporate limits of the Village of Rockton, Illinois, Located approximately 2, 650 feet North of Rockton Road to Prairie Hill Road; and
- B. Willowbrook Road (CH-52) in its entirety from the North corporate limits of the Village of Roscoe located approximately 2, 644 feet North of Rockton Road to IL Route 75.

Commissioner Redieske made the motion to approve, Commissioner Stone second the motion and roll call vote showed 5 ayes.

After discussion Commissioner Redieske made the motion to allow City Attorney Jeff Livingston to continue to pursue the 3.5 acre Behr Land Transfer. Commissioner Griffin second the motion and roll call vote showed 5 ayes.

Commissioner Clifton made the motion to purchase 5 digital cameras for the Police Department from CDW Government in the amount of \$1,144.90. Commissioner Stone second the motion and roll call vote showed 5 ayes.

At their meeting held June 23, 2008, the Accounts & Finance Committee made no recommendation to the City Council regarding ADP. Council took no action.

At their meeting held June 25, 2008 the Public Property Committee made no recommendation to the City Council regarding options for WTP. Council took no action.

Commissioner Griffin made the motion to approve and authorize the purchase of chain link fence for the city park from Menards at a cost of \$1307.06. Commissioner Stone second the motion and roll call vote showed 5 ayes.

Commissioner Redieske made the motion to authorize purchase of a full page ad for the South Beloit High School Fall Sports Program from Royal Publishing

Company in the amount of \$450. Commissioner Clifton second the motion and voice vote carried the motion.

Commissioner Redieske made the motion to refer the following petitions to Zoning Board of Appeals/Planning Commission for their recommendation:

- a-Planning Commission-Re-plat Lots 43-45 Twin Oaks
- b-Planning Commission-Final Plat of Plat 3-Exit One
- c-Zoning Board of Appeals-variance at 252 So. Harrison

Commissioner Griffin second the motion and voice vote carried the motion.

Commissioner Clifton made the motion to accept the donation from the South Beloit Lions Club for a “Welcome” sign to be placed at IL75 next to Flying J, east of Willowbrook Road. Commissioner Griffin second the motion and voice vote carried the motion.

The following pay requests were presented and approved for payment on a motion made by Commissioner Stone, second by Commissioner Redieske:

Earth Construction-dispose of debris at old Freeman shoe site	\$	7,300.00
Tri-Anim-Disposable medical supplies- F.D.	\$	1,286.16
ABG Packaging-4,000 sandbags	\$	1,000.00
Staples-office supplies P.D., WTP, Clerks Office	\$	923.37
Chase Visa-training, airfare & hotels-P.D., WTP, F.D.	\$	3,921.46
L. Schultz-professional services-P.D.	\$	1,000.00
Uniform Den-uniforms group purchase-P.D.	\$	3,255.85
Paul Conway-fire equipment-F.D.	\$	1,370.80
Pioneer Products-hand sanitizer-P.D.	\$	501.80
WinGIS-Training-WTP, Clerks Office	\$	1,290.00
McGilvra-repairs to S. Bluff & Rood lift station- WTP	\$	2,687.78
Plourde-install equipment & meter calibration- WTP	\$	1,450.00
Civic Systems- Semi Annual Support Fees-Clerks office, WTP	\$	2,638.00
Witte Electric- Final payment on surveillance system-P.D.	\$	7,013.00
G. Rabine- Cold patch- Street Dept.	\$	719.00
T.J. Coneveras- ammunition, 1,000 rounds- P.D.	\$	188.50
Viking Chemical- Chlorine, bisulfite- WTP	\$	1,528.70
Litho Specialists- Sewer Billing Cards- WTP	\$	735.00
V-3 Company- Brownfield Grant Plan	\$	8,078.75
MES-III- flow testing – F.D.	\$	878.50
Lab Safety – Chest waders- Street Dept.	\$	652.42
Butitta Brothers- Repair to ambulance- F.D.	\$	1,303.39
Clarke Environmental-Biomist mosquito control	\$	3,348.00
Andres Medical- Medical billing- F.D.	\$	1,383.58
McMahon- Winfield Subdivision Evaluation Report	\$	3,382.24
Ramada Inn- Fire Chief’s Assoc. dinner	\$	2,362.10
Modern Marketing- Scrubs- F.D.	\$	735.55

Roll call vote showed 5 ayes.

LICENSES & PERMITS: The following licenses were presented to the council,
18 renewal RLE’s, 1 Miscellaneous License
Commissioner Griffin made the motion to approve and ratify addenda items
(Retail Liquor Licenses) from June 30, 2008 Special Council Meeting in
compliance with court ruling for;
Prairie Hill Corporation
Poppingo
Imperial Palace
Anna Maria’s Pizza

The Wheel
Commissioner Clifton second the motion and voice vote carried the motion.

EXECUTIVE SESSION: At 8:27PM on a motion made by Commissioner Griffin, second by
Commissioner Stone:
1-To discuss personnel issues, wages/benefits as provided by 5 ILCS 120/Sec
2(c)(1) of the Open Meetings Act.

RECONVENE TO
OPEN SESSION:

ROLL CALL:

ORDER OF BUSINESS:

ADJOURN:

Mayor

City Clerk

Approved: 07/21/08

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

July 16, 2008
5:30 PM

CALL TO ORDER: At 5:30 PM, Council Chambers, City Hall, by Mayor Kirichkow.

ROLL CALL: Commissioner Clifton, Redieske, Stone and Mayor Kirichkow were present at roll call. Commissioner Griffin was absent.

City Attorney Jeff Livingston was absent at roll call and arrived at 5:50PM.

City Clerk Marilyn Hartley was absent.

In the absence of Clerk Hartley, Deputy Clerk Judi Gurney recorded Minutes of the Meeting.

Department Heads in attendance:

Police Chief Fearn

ORDER OF BUSINESS: At 5:30PM to Executive Session on a motion made by Commissioner Clifton, second by Commissioner Stone to:

1-Discuss personnel issues (wages/benefits) as provided by 5 ILCS 120/Sec 2(c)(1) of the Open Meeting Act.

Voice vote carried the motion.

RECONVENE TO

OPEN SESSION:

A 6:35PM Council Chambers, City Hall by Mayor Kirichkow.

ROLL CALL:

As recorded at the onset of the meeting.

ORDER OF BUSINESS: RESOLUTION 5361 Resolves that FY 08/09 and retroactive to the 1st payroll of July, 2008 the City Council increases wages for fulltime employees 3% with the exception of Fire Chief Ken Morse whose wage is increased to \$68,000 FY 08/09 and Street Superintendent Brian Hedrington whose wage is increased to \$56,638 FY 08/09. Commissioner Stone made the motion to approve, second by Commissioner Clifton, roll call showed 4 ayes, 1 absent.

ADJOURN:

At 6:43PM on a motion made by Commissioner Clifton, second by Commissioner Redieske. Voice vote carried the motion.

Mayor

City Clerk

Approved 07/21/08

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

July 16, 2008

6:00 PM

CALL TO ORDER: At 6:45 PM, Council Chambers, City Hall, by Mayor Kirichkow.

ROLL CALL: Commissioner Clifton, Redieske, Stone and Mayor Kirichkow were present at roll call. Commissioner Griffin was absent.

City Attorney Jeff Livingston was present.

City Clerk Marilyn Hartley was absent.

In the absence of Clerk Hartley, Deputy Clerk Judi Gurney recorded Minutes of the Meeting.

Department Heads in attendance:

Police Chief Fearn

WTP Superintendent Ed Vanderbosch

Street Superintendent Brian Hedrington

ORDER OF BUSINESS: At the Zoning Board of Appeals meeting held July 14, 2008 the Zoning Board of Appeals recommended the City Council grant a request to approve the re-plat of Lots 43, 44, and 45 Twin Oaks Subdivision for Tom Howlett (Howlett Homes). Commissioner Clifton made the motion to accept the recommendation from the Zoning Board of Appeals, Commissioner Redieske second the motion and voice vote carried the motion.

At their meeting held July 14, 2008 the Zoning Board of Appeals recommended the Council grant a request for 144 sq. ft. variance from the required 576 sq. ft. in accessory structure to construct a 24x30 garage and variance to construct the garage on legal non-conforming lot size to store vehicles at 473 Clark Street. Commissioner Stone made the motion to accept the recommendation of the Zoning Board of Appeals. Commissioner Clifton second the motion and voice vote carried the motion.

At their meeting held July 14, 2008 the Zoning Board recommended the City Council grant a request for a zoning variance to allow construction (20x24 garage) on a legal non-conforming lot size at 252 S. Harrison. Commissioner Redieske made the motion to accept the Zoning Board of Appeals recommendation. Commissioner Stone second the motion and voice vote carried the motion.

At the same meeting (July 14, 2008) the Zoning Board of Appeals recommended the Council grant RM zoning classification for land to be annexed on Prairie Hill Road (Bulldog Real Estate Development) and 2 variances from the Subdivision Ordinance as follows; no donation of land for public use and a minimum width of paved roadway, back to back of curb shall be minimum 32 ft. The following property owners discussed their concerns with the City Council regarding density of the proposed property to be annexed:

Dorothy Neubauer, 6810 Prairie Hill Road expressed concerns regarding road studies, lot size and density.

Mathew Bullard, 6919 Prairie Hill Road commented he was a new home owner and concerned about fire and police protection.

Kara Dob, 6919 Prairie Hill Road wanted bigger lot sizes and concerned about wildlife.

Clyde Neubauer, 6810 Prairie Hill Road was concerned about traffic and density issues.

Mayor Kirichkow discussed the issues with the surrounding property owners.

After discussion Commissioner Redieske made the motion to accept the Zoning Board of Appeals recommendation. Commissioner Stone second the motion.

Roll call showed 4 ayes and 1 absent.

RESOLUTION 5361: Resolves that the City Council authorize the execution of the Behr Landholding Transfer. Commissioner Clifton made the motion to approve with the exception of paragraph 16.3, it shall, if practicable from an engineering standpoint (given the location of the existing storm and/or sanitary sewer line) vacate Wheeler Avenue in favor of Seller north of Ingersoll Place and south of Turtle Creek, retaining only an easement for the bike and pedestrian and the existing sewer line. Commissioner Redieske second the motion and roll call showed 4 ayes, 1 absent.

ORDINANCE 1761: Providing for the Jurisdictional Transfer and addition of Willowbrook Road from the North corporate limits of the Village of Roscoe, Illinois and Dorr Road from the North corporate limits of the Village of Rockton, Illinois to the Municipal Street System of the City of South Beloit, Winnebago County, Illinois. Commissioner Redieske made the motion to approve, Commissioner Stone second the motion and roll call vote showed 4 ayes, 1 absent.

Commissioner Clifton made the motion to refer to the Zoning Board of Appeals a request for a Determination of a Use Not Listed in CR as a Special Use for 404 Gardner Street For Petitioner Carol Hendrix, owner Louis A. Palivos.

Commissioner Redieske second the motion and voice vote carried the motion.

Commissioner Clifton made the motion for the City of South Beloit to donate \$10,000 of Hotel Tax Funds for the South Beloit Police Department's National Night Out August 5th, 2008. Commissioner Stone second the motion and roll call vote showed 4 ayes, 1 absent.

The following pay request was presented and approved for payment on a motion made by Commissioner Redieske, second by Commissioner Stone, roll call showed 4 ayes, 1 absent:

Earth Construction- Final payment, Former Freeman Shoe Property \$34,314.00

ADJOURN:

At 9:04PM on a motion made by Commissioner Redieske, second by Commissioner Stone. Roll call vote showed 4 ayes, 1 absent.

Mayor

City Clerk

Approved 07/21/08