

JOURNAL OF PROCEEDINGS  
REGULAR COUNCIL MEETING  
August 3, 2009  
7:00 PM

CALL TO ORDER: At 7:02PM, Council Chambers, City Hall, by Mayor Kirichkow.

ROLL CALL: Present & answering to roll call were Commissioner Clifton, Griffin, Redieske, Stone, 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.

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

JOURNAL OF PROCEEDINGS: Commissioner Redieske made the motion to approve minutes of Regular & Special Council Meetings as follows:  
7:00PM-Regular Council Meeting July 20, 2009  
5:30PM-Special Council Meeting July 23, 2009  
5:30PM-Special Council Meeting July 30, 2009  
Commissioner Griffin second the motion and voice vote carried the motion.

REPORT OF OFFICERS: RESOLUTION 5455 Resolves that Claims to be paid covering the period from July 22-31, 2009 totaling \$139,204.91 be approved for payment. Commissioner Redieske moved to approve, second by Commissioner Griffin. Roll call vote showed 5 ayes.

Monthly Reports:

Fire Dept.  
Police Dept.

Minutes of Meetings:

Zoning Board of Appeals July 27, 2009  
Accounts & Finance Committee July 28, 2009

CORRESPONDENCE: None

PUBLIC PARTICIPATION:

Nick Anastasi, 30 Smith Lane, South Beloit, IL expressed his concern regarding the zoning board's recommendation to allow a 24x24 garage at 40 Smith Lane. Mr. Anastasi felt it would be too large for the size of the property. Mayor Kirichkow explained that the city had no issues with a 2 car detached garage for vehicle storage since the petitioner only had a one car attached garage and was only making his property more valuable.

Thomas Lynde, 1205 Aldrin Road, Rockton, IL being the owner of JAK'S on South Park expressed opposition regarding raising the fees to carry a license for video poker machines. Mr. Lynde asked the city council to reconsider the \$500 fee per machine. He commented that business has been slow because of smoking laws and the economy. He asked that if the fee does go into effect to only make it for a 1 or 2 year term to see how much revenue really is generated.

Susan Gaffey, 507 Collins Drive, South Beloit, IL being the owner of The Wheel also agreed with Mr. Lynde. Ms. Gaffey said her business has been hurt also by the economy and smoking laws and felt the \$500 fee on video poker machines would be a hardship.

Mayor Kirichkow explained that the video poker machines are now legal and the State of Illinois will be connected electronically to each machine, the State will collect 30 cents of every dollar generated from the machines, of the 30 cents, 20 cents will go the state, 5 cents will go to the county and 5 cents to the municipality.

Commissioner Redieske did reconsider his decision to raise the fee after speaking with liquor license holders. He felt at this time the fees may be too much of a burden on the businesses and wouldn't want them to go out of business.

Commissioner Stone recommended only making the fee for a 2 year period to see what revenues are generated.

UNFINISHED BUSINESS:

From the Zoning Board of Appeals meeting held July 27, 2009 the Board recommended to grant owner/petitioner Tom & Carolyn Rixie at 629 Winfield Drive a 3 ft. variance from the rear corner of the house to the front corner of the house for an installed 6 ft. privacy fence decreasing to 3 ½ ft. installed split rail decorative fence that is 6 inches greater in height than the 3 ft. height requirement. The 3 ½ ft. split rail fence is 9 ft. from the curb. Commissioner Clifton made the motion to accept the Zoning Board of Appeals recommendation to grant the fence variance.

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

From the Zoning Board of Appeals meeting held July 27, 2009 to allow owner/petitioner Larry & Carla Martin at 40 Smith Lane a 290 sq. ft. variance from the required 576 sq. ft. provision to allow construction of a 24x24 detached garage for resident's vehicle storage, Commissioner Stone made the motion to accept the Zoning Board of Appeals recommendation to grant the variance. Commissioner Griffin second the motion and voice vote carried the motion.

From the Zoning Board of Appeals meeting held July 27, 2009 to allow owner/petitioner Larry Rollette 1843 Blackhawk Blvd. a 1 ft. height variance from the 3 ft. height requirement to install a 4 ft. cyclone fence from the south rear corner of the house towards the front property line encompassing the front yard to the rear corner of the house, Commissioner Stone made the motion to accept the Zoning Board of Appeals recommendation to grant the fence variance. Commissioner Redieske second the motion and voice vote carried the motion.

Commissioner Clifton made the motion to approve the quote from Custom Designed Cabinetry in the amount of \$5,300 to repair the City Hall roof. Commissioner Griffin second the motion and roll call vote showed 5 ayes. -A copy of the quote attached herewith and made a permanent part of the record.

Other bids received to replace the roof.

Lask Roofing & Siding, Rockford, Illinois	\$26,613.00
H.C. Anderson Roofing Co., Rockton, Illinois	\$15,875.00
S-S Insulation, Roofing & Siding, Beloit, Wisconsin	\$12,188.00

NEW BUSINESS:

RESOLUTION 5456 Resolves that the City Council approve the FY 09/10 Budget totaling \$4,222,065.96. Commissioner Griffin made the motion to

approve. Commissioner Stone second the motion and roll call vote showed 5 ayes.

Commissioner Griffin made the motion to approve the purchase of mower deck parts from Johnson Tractor at a cost of \$630 for the Street Dept., second by Commissioner Clifton and roll call vote showed 5 ayes.

Janet Green, 2349 Butlin Drive, Beloit, Wisconsin requested permission to hold a public event at Miss Vickie's Famous Ribs possibly September 26, 2009 called "A Taste of Soul Food". Commissioner Redieske made the motion to approve. Commissioner Griffin second the motion and voice vote carried the motion.

Commissioner Griffin made the motion to layover a new policy for employees using city owned property to allow City Attorney Jeff Livingston to complete the text until the next Council Meeting, August 17, 2009. Commissioner Redieske second the motion and voice vote carried the motion.

RESOLUTION 5457 Resolves that the City Council approve a sewer rate increase from \$2.25 per unit to \$3.00 per unit effective September 1, 2009. Commissioner Griffin made the motion to approve. Commissioner Stone second the motion and roll call vote showed 5 ayes.

RESOLUTION 5458 Resolves that the City Council approve an administrative fee for sewer billing at a cost to the resident of \$2.50 per month effective September 1, 2009. Commissioner Redieske made the motion to approve. Commissioner Clifton second the motion and roll call vote showed 5 ayes.

RESOLUTION 5459 Resolves that the City Council approve a \$500 license fee per video poker machine effective September 1, 2009. Commissioner Stone made the motion to approve. Commissioner Griffin second the motion and roll call vote showed 4 ayes, 1 nay by Commissioner Redieske.

RESOLUTION 5460 Resolves that the City Council implement a \$2.50 garbage fee per month, per single family residence and multi family containing 4 units or less effective September 1, 2009. Commissioner Redieske made the motion to approve. Commissioner Clifton second the motion and roll call vote showed 5 ayes.

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

Northern Illinois Service Company- Prairie Hill Road Sanitary Extension final payment	\$ 49,487.72
Batterman- balance Prairie Hill Sanitary Sewer	\$ 480.26
Larry Schultz- Professional Services July 2009	\$ 1,000.00
Monroe Trucking- Truck repair at St. Dept.	\$ 1,617.47
City of Beloit- MPO Billing SLATS Planning	\$ 1,177.00
PDC Laboratories- Lab testing, WTP	\$ 547.00
Andrews Engineering- Environmental Evaluation	\$ 1,177.22
V3- Grant Administration	\$ 1,897.50
McMahon- Eng. Services, Winfield Sub., Facility plan	\$ 8,251.75

Roll call vote showed 5 ayes.

LICENSES & PERMITS: The following licenses were presented to the council,

<u>Taxi Cab Licenses</u>	<u>Misc. License</u>
C & D Transportation	Jack's Jiffy Stop
Flying AJ's Taxi	

Commissioner Griffin made the motion to approve licenses presented, Commissioner Stone second the motion. Voice vote carried the motion.

Tim Bronn with McMahon presented a letter providing details of the alleged sanitary sewer overflow and explains how the City will address system deficiencies which led to the bypass pumping, written to Ms. Beverly Booker with the Illinois Environmental Protection Agency regarding a Violation Notice M-2009-02004. The City Council signed the letter and Mr. Bronn was to hand deliver Tuesday, August 4, 2009. Attached is a copy of McMahon's letter & made a part of the permanent record.

ADJOURN:

At 8:20PM on a motion made by Commissioner Clifton, second by Commissioner Griffin. Voice vote carried the motion.

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Mayor

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City Clerk

Approved:

08/17/09

#### JOURNAL OF PROCEEDINGS

#### SPECIAL COUNCIL MEETING

August 6, 2009  
5:30 PM

CALL TO ORDER:

At 5:56 PM, Council Chambers, City Hall, by Mayor Kirichkow.

ROLL CALL:

Commissioner Clifton, Griffin, Redieske, Stone and Mayor Kirichkow were present at roll call.

In the absence of City Attorney Jeff Livingston, Attorney Susan Brazas with Bolgrien Koepke Kimes was present.  
City Clerk Marilyn Hartley was absent.

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

Others in attendance:

Brian Jacobson, 622 Cassandra Way, [bjacobson09@charter.net](mailto:bjacobson09@charter.net)

Paul & Pat Weber, 14142 Windy Tr., [PPW930@yahoo.com](mailto:PPW930@yahoo.com)

David Sambrook, 632 Lanae Way

Chad Martin, 623 Cassandra Way

Patty Henthorn, 640 Lanae Way

Emmitt Herron, 14080 Windy Tr

Bill Clemens, 822 Winfield Dr

Josh Montgomery, 14110 Windy Tr

ORDER OF BUSINESS: Discuss Winfield Subdivision Drainage

John Zimmerman with McMahon Assoc. expressed his concerns regarding the infiltration features and designs. He said there are approximately 30 dry wells, some work and some do not. He feels the wells on Cassandra & Lanae are plugged, where Winward Way well works fine. He also said several easements are not centered on property; they need to be identified because they were either installed incorrectly or have shifted.

Mayor Kirichkow expressed everyone's frustration and that the City is doing everything they can working with the developer.

Commissioner Clifton expressed her feelings that the City needs to go back over the development agreements and see exactly what the plans were and what the City agreed to.

Patty Henthorn, 640 Lanae Way, agreed with Commissioner Clifton and feels the best bet is to start at the beginning.

John Zimmerman, with McMahon, feels maybe topsoil and natural plantings could be added. Mr. Zimmerman commented that the letter the developer proposed does not address the infiltration problem. He doesn't feel that the problem can be fixed by winter because of easements and permission to go onto private property.

Pat Weber, 14142 Windy Tr., realizes now the City is as frustrated as the residents and feels is the drainage can't be completed correctly by winter she would rather the City wait until spring.

Chad Martin, 623 Cassandra Way, explained he feels that drainage pipe would help the drainage problem and knows where he could get pipe at no cost. He said the sand that the developer placed in the ditches will not allow anything to grow.

Josh Montgomery, 14110 Windy Tr., asked why the ditches are even necessary, there are other areas in the subdivision that don't have them and do have small ditches in front yard and seems to work fine without curb and gutter.

Chad Martin, 623 Cassandra Way, commented he feels the curb and gutter is what caused the drainage issues.

John Zimmerman, with McMahon, explained the drainage ditches may never work totally, maybe a large pumping station could be built, however where would it go and who is to pay for it?

Mayor Kirichkow explained the city will look over plats and get information needed and schedule another meeting in the near future.

No action taken.

ADJOURN:

At 6:55PM on a motion made by Commissioner Redieske, second by Commissioner Stone. Voice vote carried the motion.

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Mayor

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City Clerk

Approved 08/17/09

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

August 6, 2009  
5:20 PM

CALL TO ORDER:

At 5:25 PM, City Hall Conference Room, by Mayor Kirichkow.

ROLL CALL:

Commissioner Clifton, Redieske, Griffin, Stone and Mayor Kirichkow were present at roll call.  
In the absence of City Attorney Jeff Livingston, Attorney Susan Brazas was present, from the firm of Bolgrien Koepke Kimes.  
City Clerk Marilyn Hartley was absent.  
In the absence of Clerk Hartley, Deputy Clerk Judi Gurney recorded Minutes of the Meeting.

Others in Attendance:  
Police Chief Fearn

ORDER OF BUSINESS:

At 5:25PM to Executive Session on a motion made by Commissioner Griffin, second by Commissioner Redieske to discuss personnel issues as provided by 5 ILCS 120/Sec 2(c)(1) of the Open Meeting Act.

RECONVENE TO  
OPEN SESSION:

At 5:55PM Council Chambers, City Hall by Mayor Kirichkow.

ROLL CALL:

As recorded at the onset of the meeting.

ORDER OF BUSINESS:

Commissioner Stone made the motion to approve overtime in the Police

Department as needed. Commissioner Clifton second the motion and roll call vote showed 5 ayes.

ADJOURN:

At 5:56 PM on a motion made by Commissioner Griffin, second by Commissioner Redieske. Voice vote carried the motion.

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Mayor

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City Clerk

Approved 08/17/09