



CITY COUNCIL, CITY OF LOVES PARK, ILLINOIS
Journal of Proceedings
Regular Meeting, Monday, October 19, 2015
Loves Park City Hall

Mayor Darryl Lindberg called the meeting to order at 6:15 p.m.

Alderman Mark Peterson opened the meeting with an invocation, followed by the Pledge of Allegiance.

Present: Mayor Darryl Lindberg

Aldermen Doug Allton, Nancy Warden, John Jacobson, Greg Jury, Clint Little, John Pruitt, Charles Frykman, Mark Peterson, A. Marie Holmes, Robert Schlensker

Also Present: City Clerk Robert Burden
City Attorney Gino Galluzzo

1. Approve Minutes 10/12/15 The Journal of Proceedings for the regular meeting of October 12, 2015 was approved as submitted by the city clerk on a motion by Alderman Little. Second by Alderman Schlensker. Motion carried. 9 Ayes (Aldermen Warden, Jacobson, Jury, Little, Pruitt, Frykman, Peterson, Holmes, Schlensker) 1 Present (Alderman Allton)
2. Liquor License Request Received a Class R1 Liquor License request from Quique's Taqueria, 8080 Forest Hills Road. Referred to Alderman Peterson of the Codes and Regulations Committee.
3. Christmas Tree Recycling Program Letter to Mayor Lindberg from Lori Gummow, Executive Director of Keep Northern Illinois Beautiful, thanking Loves Park for its sponsorship of the 2016 Christmas Tree Recycling Program.
4. Leaf Vacuuming Schedule Mayor Lindberg presented the revised Leaf Vacuuming Schedule for 2015, and added that the schedule will be posted on the city's Facebook page and website.
5. Fireman's Assoc. Pancake Breakfast Mayor Lindberg announced that the Loves Park Fireman's Association Pancake Breakfast will be held Sunday, November 1, 2015, from 7 a.m. - noon, at Loves Park City Hall.
6. Halloween Schedule Mayor Lindberg announced that Halloween trick-or-treating will be from 5:30-7:30 p.m. on Saturday, October 31, 2015 in Loves Park.
7. Water Department Bills Alderman Jury presented the Water Department bills dated October 12, 2015, in the amount of \$22,025.73, and moved that they be paid. Second by Alderman Jacobson. Motion carried. 9 Ayes (Aldermen Warden, Jacobson, Jury, Little, Pruitt, Frykman, Peterson, Holmes, Schlensker) 1 Present (Alderman Allton)
8. General Fund Bills Alderman Jury presented the General Fund and all other bills dated October 12, 2015, in the amount of \$195,836.45, and moved that they be paid. Second by Alderman Jacobson. Motion carried. 9 Ayes (Aldermen Warden, Jacobson, Jury, Little, Pruitt, Frykman, Peterson, Holmes, Schlensker) 1 Present (Alderman Allton)
9. Public Safety Reports Alderman Little presented the Police Department Reports dated October 19, 2015; presented Fire Department Reports dated October 18, 2015, to be placed on file.
10. Public Works Report Alderman Jacobson presented the Street Department Report dated October 19, 2015; presented the Water Department Report dated October 19, 2015, to be placed on file.

11. Finance & Administration Committee
Alderman Jury of the Finance and Administration Committee presented the General Fund and all other bills dated October 19, 2015, in the amount of \$1,348,100.02, for consideration at next week's city council meeting; presented minutes from the committee meeting held October 12, 2015, to be placed on file.
12. Public Works Committee
Alderman Jacobson of the Public Works Committee presented the Water Department list of bills dated October 19, 2015, in the amount of \$24,171.70, for consideration at next week's city council meeting; presented the minutes from the committee meeting held October 12, 2015, to be placed on file.
13. Codes & Regulations
Alderman Peterson of the Codes and Regulations Committee called a committee meeting for Monday, October 26, 2015, following the City Council meeting.
14. Donation To RAEDC
Alderman Jury presented the following resolution and moved for its adoption: **RESOLVED**, that by the adoption of this Resolution, that the City Treasurer is authorized to issue a check in the amount of \$25,000.00 to the Rockford Area Economic Development Council for FY 2016 for ongoing support of economic development and job creation in the greater Loves Park area. The cost for this support donation shall be taken from Account No. 01-01-6493 (General Administration/Rockford Area Economic Development Council). Second by Alderman Jacobson. Motion carried. 9 Ayes (Aldermen Allton, Warden, Jacobson, Jury, Little, Pruitt, Frykman, Holmes, Schlensker) 1 Abstain (Alderman Peterson)
RESOLUTION NO. 15-120
15. Loves Park Rotary Club/ Forgive Remaining Sign Commitment
Alderman Jury presented the following resolution and moved for its adoption: **RESOLVED**, that by the adoption of this Resolution, that **WHEREAS**, the Loves Park Rotary Club has enhanced the community life of the citizens of Loves Park in countless ways and has displayed a marked influence of goodwill toward our Loves Park community and its people; and **WHEREAS**, in 2014, the Loves Park Rotary Club partnered with the City whereby the City purchased a new electronic sign at the corner of Riverside and Heart Boulevard in order to announce events beneficial to all, and conversely, the Loves Park Rotary Club agreed to contribute \$10,000 toward the cost of said sign as delineated in the attached Resolution No. 14-028; and **WHEREAS**, to date, the Loves Park Rotary Club has reimbursed the City \$7,500.00 towards this effort and a \$2,500.00 balance remains; **NOW THEREFORE**, based on the exemplary "Service Above Self" work done by the Loves Park Rotary Club in our community, the City of Loves Park shall forgive the remaining \$2,500.00 sign commitment in order to further strengthen the Loves Park Rotary Club and all it's good works. Second by Alderman Jacobson. Motion carried. 8 Ayes (Aldermen Allton, Warden, Jacobson, Jury, Little, Frykman, Peterson, Schlensker) 2 Abstain (Aldermen Pruitt, Frykman)
RESOLUTION NO. 15-121
16. Rock River Disposal/ Vehicle Lease Agreement
Alderman Jury presented the following resolution and moved for its adoption: **RESOLVED**, that by the adoption of this Resolution, that the Mayor is authorized to enter into a vehicle lease agreement with Rock River Disposal Services, Inc. for the rental of one 2001 International Truck w/5 yard dump box and one 2006 International Truck w/5 yard dump box for the purpose of leaf removal under the current contract per the attached. Be it further resolved, that the lease cost would be \$645.00 per week per vehicle until the leaf pickup is concluded. Also, be it further resolved, that the lease shall not be considered in full force and effect until all proper insurance certificates are complete and in place as delineated within said executed lease. Second by Alderman Jacobson. Motion carried. 9 Ayes (Aldermen Allton, Warden, Jacobson, Little, Pruitt, Frykman, Peterson, Holmes, Schlensker) 1 Abstain (Alderman Jury)
RESOLUTION NO. 15-122

17. Water Dept. Alderman Jury presented the following resolution and moved for its adoption:
Purchase of **RESOLVED**, that by the adoption of this Resolution, Mayor Darryl F. Lindberg is
Energy, authorized to sign a 24 month Transaction Confirmation and Master Electricity Sales
Constellation Agreement with Constellation for the purchase of retail electrical energy for all Water
Department facilities as per the attached documents. Second by Alderman Jacobson.
Motion carried. 10 Ayes (Aldermen Allton, Warden, Jacobson, Jury, Little, Pruitt,
Frykman, Peterson, Holmes, Schlensker)
RESOLUTION NO. 15-123

18. Norwest Alderman Jury presented the following resolution and moved for its adoption:
Construction **RESOLVED**, that by the adoption of this Resolution, that pursuant to the passage of
Change Order Resolution No. 15-109, a contract was awarded to Norwest Construction, Inc., 82
Prairie Hill Rd., South Beloit, IL 61080, lowest responsible bidder, for the removal and
replacement of the asphalt parking lot and concrete sidewalks, located at the Loves
Park Police Department. Further, after removing the asphalt parking lot and
subsequent proof rolling, it was determined that an area of approximately 45 ft. by
120 ft. would need to be undercut and 1 ft. of structural fill would need to be installed.
As such, a change order is needed with Norwest Construction Inc., to do this work for
\$18,000.00, and \$30.00 a square yard for any additional undercutting per the
attached.

Further, with this change order approved, Norwest Construction Inc. will still be the
lowest bidder, said change order shall be subject to Prevailing Wage Rates and the
City Responsible Bidder Ordinance as approved by the City Council. Funds shall be
drawn from Account No. 01-07-6530 (Building & Grounds/Improvements) for the
needed expense. Second by Alderman Jacobson. Motion carried. 10 Ayes
(Aldermen Allton, Warden, Jacobson, Jury, Little, Pruitt, Frykman, Peterson, Holmes,
Schlensker)

RESOLUTION NO. 15-124

19. Rate Of Alderman Jury presented the following resolution establishing the compensation of
Wage For the City Attorney and Special Prosecutor. **WHEREAS**, pursuant to the Illinois
City Attorney Municipal Code, 65 ILCS 5/1 et seq., and other statutory provisions, the City of Loves
& Special Prosecutor Park, an Illinois municipal corporation ("City") is authorized and empowered to adopt
Prosecutor and enforce the provisions of this Resolution; and **WHEREAS**, the City has appointed
Gino Galluzzo of Hinshaw & Culbertson LLP, along with the attorneys of Hinshaw &
Culbertson LLP, as City Attorney ("City Attorney") and has appointed Philip A.
Nicolosi of Phil Nicolosi Law, P.C. as Special Prosecutor for the City ("Special
Prosecutor"); and **WHEREAS**, the City Attorney and Special Prosecutor are retained
by the City as independent contractors and have all the rights and authorities as
officers of the City; and **WHEREAS**, Section 2-148 of the City of Loves Park Code of
Ordinances provides that the compensation of the City Attorney and Special
Prosecutor may be set and established from time to time by a majority of the
corporate authorities; and **WHEREAS**, the corporate authorities of the City now desire
to approve an increase in the rates of compensation paid to the City Attorney and
Special Prosecutor; and **WHEREAS**, the City Council has determined that the actions
set forth in this Resolution are in the best interest of the City. **NOW THEREFORE**,
be it and it is hereby resolved by the City Council of the City of Loves Park,
Winnebago and Boone Counties, Illinois, as follows:

1. That the forgoing recitals are incorporated by reference herein and made a part hereof.

19. Rate Of
Wage For
City Attorney
& Special
Prosecutor
(Continued)

2. The City Attorney and Special Prosecutor shall be paid retainers for their legal services as follows:
 - a. The retainer historically paid to the City Attorney is being increased to \$1,900 per month and will be paid to the current City Attorney for him holding the position of City Attorney.
 - b. The Special Prosecutor shall be paid a monthly retainer of \$4,730 for his court time in representing the City in DUI/Traffic court.
3. The City Attorney and Special Prosecutor shall be paid hourly rates as follows:
 - a. The City Attorney shall be compensated as follows:
 - i. For general municipal representation, the City Attorney shall be paid at a rate of \$135 per hour. General municipal representation shall exclude those matters referenced in (ii) below
 - ii. For matters relating to labor/employment matters, litigation, municipal borrowing and economic development (including but not limited to, work relating to Special Service Areas, Special Assessments, Business Development Districts and Tax Increment Financing districts), the City Attorney shall be paid at a rate of \$300 per hour.
 - b. That the Special Prosecutor shall be paid at an hourly rate of \$135 for municipal representation, including time which is related to DUI/Traffic court but is spent outside of the courthouse.
4. All actions of the officers, agents and employees of the City that are in conformity with the purpose and intent of this Resolution, whether taken before or after the adoption of this Resolution, are ratified, confirmed and approved.
5. If any section, paragraph, clause or provision of this Resolution is held invalid, the invalidity of such section, paragraph, clause or provision will not affect any of the other provisions of this Resolution.
6. This Resolution shall be in full force and effect immediately upon its adoption.

Second by Alderman Jacobson. Motion carried. 10 Ayes (Aldermen Allton, Warden, Jacobson, Jury, Little, Pruitt, Frykman, Peterson, Holmes, Schlensker)
RESOLUTION NO. 15-125

20. Hire
Seasonal
Personnel
For Snow
Removal

Alderman Jacobson presented the following resolution and moved for its adoption: **RESOLVED**, that by the adoption of this Resolution, that the Public Works Manager is hereby authorized to hire seasonal part-time personnel for the purpose of snow removal on public streets in the City of Loves Park. The number of persons to be hired shall be determined on an as-needed basis. Said personnel shall be paid at a wage rate of Eighteen dollars per hour (\$18.00/Hr.). Wages shall be drawn from the Street Operating Fund No. 01-11-8090. Second by Alderman Schlensker. Motion carried. 10 Ayes (Aldermen Allton, Warden, Jacobson, Jury, Little, Pruitt, Frykman, Peterson, Holmes, Schlensker)
RESOLUTION NO. 15-126

21. Seek Bids For Snow Removal For City Property
Alderman Jacobson presented the following resolution and moved for its adoption: **RESOLVED**, that by the adoption of this Resolution, that the Public Works Manager is hereby authorized to seek negotiated bids for snow removal services for city-owned properties for the 2015-2016 winter season. Final approval by the Public Works Committee and City Council shall be required before bids are accepted. Second by Alderman Schlensker. Motion carried. 10 Ayes (Aldermen Allton, Warden, Jacobson, Jury, Little, Pruitt, Frykman, Peterson, Holmes, Schlensker)
RESOLUTION NO. 15-127
22. Adjourn
Alderman Jury moved that the meeting be adjourned. Second by Alderman Schlensker. Motion carried by voice vote. The meeting was adjourned at 6:28 p.m.

APPROVED:

Robert J. Burden, City Clerk

COMMITTEE MEETINGS:

Codes and Regulations:

Monday, October 26, 2015
Following City Council

STANDING COMMITTEE MEETINGS:

Finance and Administration:

Prior to Council Meeting
5:45 p.m.

Public Works:

Prior to Council Meeting
5:30 p.m.