

CITY COUNCIL, CITY OF LOVES PARK, ILLINOIS

Journal of Proceedings

Regular Meeting, Monday, May 17, 2021

City Hall Council Chambers

Mayor Gregory Jury called the meeting to order at 6:00 p.m.

Alderman Nancy Warden opened the meeting with an invocation, followed by the Pledge of Allegiance.

Present: Mayor Gregory Jury

Aldermen Mark Peterson, A. Marie Holmes, Robert Schlensker, Doug Allton, Nancy Warden, John Jacobson, Jim Puckett, Dan Jacobson, John Pruitt, Jim Thompson

Also Present: City Clerk Bob Burden
City Attorney Gino Galluzzo

1. Approve Minutes 05/10/21 The Journal of Proceedings for the regular meeting of May 10, 2021 was approved as submitted by the city clerk on a motion by Alderman Schlensker. Second by Alderman Allton. Motion carried. 10 Ayes (Aldermen Peterson, Holmes, Schlensker, Allton, Warden, John Jacobson, Puckett, Dan Jacobson, Pruitt, Thompson)
2. SEP/Rockford Town Fair Request Received a Special Events Permit application for North American Midway to hold the Rockford Town Fair at Rockford Speedway, June 3-6, 2021, from 12:00 noon to 10:00 p.m. Referred to Alderman Warden of the Codes and Regulations Committee.
3. SEP/Central Park Subdivision Parties Request Received a Special Event Permit application for the Central Park Subdivision to hold six neighborhood parties in the common area off Battery Park, one event per month, starting May 21, 2021, from 7:00 p.m. to 9:00 p.m. Referred to Alderman Warden of the Codes and Regulations Committee.
4. SEP/Central Park Subdivision Parties Approved Alderman Warden of the Codes and Regulations Committee moved to approve a Special Event Permit for the Central Park Subdivision to hold six neighborhood parties in the common area off Battery Park, one event per month, starting May 21, 2021, from 7:00 p.m. to 9:00 p.m. Second by Alderman Pruitt. Motion carried by voice vote.
5. SEP/Theodore St. Block Party Request Received a Special Event Permit application from Lisa Nolley to hold a block party between Spruce and Pine Streets on Theodore Street, June 26, 2021, from 2:00 p.m. to 10:00 p.m. Referred to Alderman Warden of the Codes and Regulations Committee.
6. SEP/Theodore St. Block Party Approved Alderman Warden of the Codes and Regulations Committee moved to approve a Special Event Permit to hold a block party between Spruce and Pine Streets on Theodore Street, June 26, 2021, from 2:00 p.m. to 10:00 p.m. Second by Alderman Pruitt. Motion carried by voice vote.
7. SEP/Lisa Nolley/Antique & Craft Request Received a Special Event Permit application from Lisa Nolley to hold an antique and craft event at 1028 Windsor Road on July 17, 2021, from 10:00 a.m. to 2:00 p.m. Referred to Alderman Warden of the Codes and Regulations Committee.
8. Commerce Commission Hearing Received a notice from the Illinois Commerce Commission of a hearing regarding Commonwealth Edison, to be held May 27, 2021, in the offices of the Commission, Chicago, IL. Placed on file.
9. Rivet's Stadium/ Concert/Carnival & Fireworks Mayor Jury announced that Star Events will be hosting a music concert with a carnival and fireworks at the Rivet's Stadium on the July 4th weekend. More information will be provided as it becomes available.

10. General Fund Bills Alderman Jacobson presented the General Fund and all other bills dated May 10, 2021 in the amount of \$591,989.61, and moved that they be paid. Second by Alderman Peterson. Motion carried. 10 Ayes (Aldermen Peterson, Holmes, Schlensker, Allton, Warden, John Jacobson, Puckett, Dan Jacobson, Pruitt, Thompson)
11. Water Department Bills Alderman Jacobson presented the Water Department bills dated May 10, 2021 in the amount of \$25,621.54, and moved that they be paid. Second by Alderman Peterson. Motion carried. 10 Ayes (Aldermen Peterson, Holmes, Schlensker, Allton, Warden, John Jacobson, Puckett, Dan Jacobson, Pruitt, Thompson)
12. Public Safety Report Alderman Allton presented the Police Department Report dated May 17, 2021; presented the Fire Department Report dated May 13, 2021, to be placed on file.
13. Public Works Report Alderman Schlensker presented the Street Department Report dated May 17, 2021; presented the Water Department Report for May 17, 2021, to be placed on file.
14. Finance and Administration Committee Alderman Jacobson of the Finance and Administration Committee presented the General Fund and all other bills dated May 17, 2021 in the amount of \$108,406.71, for consideration at next week's city council meeting; presented the minutes from the committee meeting held May 10, 2021, to be placed on file.
15. Public Works Committee Alderman Schlensker of the Public Works Committee presented the Water Department list of bills dated May 17, 2021 in the amount of \$222,737.84, for consideration at next week's city council meeting; presented the minutes from the committee meeting held April 26, 2021, to be placed on file.
16. Codes & Regulations Alderman Warden of the Codes and Regulations Committee announced that a committee meeting will be held Monday, May 24, 2021, following city council.
17. Opposing Changes To The Tax Increment Allocation Redevelopment Act Alderman Jacobson presented the following resolution authorizing the Mayor of the City of Loves Park, Illinois to sign the attached letter on behalf of the City opposing Senate Bill 2298 and the changes it would make to the Tax Increment Allocation Redevelopment Act. **WHEREAS**, the Tax Increment Allocation Redevelopment Act ("TIF Act"), 65 ILCS 5/11-74.4-1 et seq. is an important tool used by municipalities to develop and redevelop blighted properties; and **WHEREAS**, the City has successfully used the TIF Act to develop and redevelop areas of the City and create hundreds of new jobs that support the City's economy; and **WHEREAS**, Senate Bill 2298 seeks to make significant changes to the TIF Act that will greatly impair the ability of the City to use the economic development tools of the TIF Act to further create jobs and incentivize business activity in the City; and **WHEREAS**, THE City opposes these amendments to the TIF Act and wishes to express the City's desire in a letter, attached hereto as Exhibit A, that members of the Illinois legislature vote against Senate Bill 2298. **NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL FOR THE CITY OF LOVES PARK BOONE AND WINNEBAGO COUNTIES, ILLINOIS, AS FOLLOWS:**
1. The above recitals are incorporated by reference herein and made a part hereof.
 2. The Mayor and the City Council oppose the proposed amendments to the TIF Act as set forth in Senate Bill 2298 and approve the attached letter expressing such opposition.
 3. The Mayor is hereby authorized to sign the letter, in substantially the same form as incorporated herein and attached hereto as Exhibit A.
- Second by Alderman Peterson. Motion carried. 10 Ayes (Aldermen Peterson, Holmes, Schlensker, Allton, Warden, John Jacobson, Puckett, Dan Jacobson, Pruitt, Thompson)
- RESOLUTION NO. 21-040**

18. Intergovernmental Agreement With Northern Illinois Land Bank Authority

Alderman Jacobson presented the following resolution authorizing the Mayor of the City of Loves Park, Illinois to execute an Intergovernmental Agreement with the Northern Illinois Land Bank Authority for the acquisition of certain properties through abandonment proceedings. **WHEREAS**, Article VII, Section 10 of the Constitution of the State of Illinois authorizes and encourages units of local government to contract or otherwise associate among themselves to obtain or share services and to exercise, combine, or transfer any power or function; and **WHEREAS**, the Intergovernmental Cooperation Act, 5 ILCS 220/1 et seq., authorizes cooperative arrangements between public agencies of the State of Illinois; and **WHEREAS**, NILBA is an intergovernmental agency formed by numerous Boone County, Stephenson County, and Winnebago County municipalities, including the City, to assist in the redevelopment and neighborhood stabilization efforts of its member municipalities; and **WHEREAS**, NILBA, through its counsel, works to acquire, manage, and repurpose vacant, abandoned, and tax delinquent properties within the City and surrounding municipalities; **WHEREAS**, Section 11-31-1(d) of the Illinois Municipal Code, 65 ILCS 5/1-1-1 et seq., authorizes the City to petition the circuit court to have property declared abandoned, and may thereafter petition for a judicial deed to property so declared)collectively “Abandonment Proceedings”), provided that the property is delinquent in real estate taxes or water bills for two or more years, is unoccupied by persons legally in possession, and contains a dangerous or unsafe building; and **WHEREAS**, NILBA is authorized to exercise the statutory authority of its member communities to take removal action, lien property, foreclose on liens, and petition a circuit court for a declaration of abandonment pursuant to 65 ILCS 5/11-31-1(d), as an agent of an individual member community; and **WHEREAS**, the City and NILBA seek to enter into an intergovernmental agreement (“IGA”), in substantially the same form as attached hereto as Exhibit A, to use Abandonment Proceedings to encourage economic redevelopment and rehabilitation of vacant, abandoned, and tax delinquent properties; and **WHEREAS**, the City has determined that the public interest would be served by entering into this intergovernmental agreement with NILBA. **NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF LOVES PARK, BOONE AND WINNEBAGO COUNTIES, ILLINOIS, AS FOLLOWS:**

1. The above recitals are incorporated by reference herein and made a part hereof.
2. The City believes that the intergovernmental agreement will enhance the City’s efforts at return vacant properties to usefulness through the utilization of shared and combined recourse in cooperation with NILBA.
3. The City believes that entering the intergovernmental agreement with NILBA will therefore be in the best interest of the City.
4. The Mayor and the City Clerk are hereby authorized to execute and attest to said intergovernmental agreement in substantially the same form as attached to and made part of this Resolution in Exhibit A.
5. This Resolution shall be in full force and effect from and immediately after its passage approval and publication as required by law.
6. The City Clerk is hereby directed to publish this Resolution in pamphlet form
7. If any section, subsection, sentence, clause, phrase, or portion of this Resolution is for any reason held invalid or unconstitutional by any court or competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining provisions thereof.
8. This Resolution supersedes all prior Resolutions or parts thereof adopted prior hereto which are in conflict herewith, to the extent of such conflict.

Second by Alderman Peterson. Motion carried. 10 Ayes (Aldermen Peterson, Holmes, Schlensker, Allton, Warden, John Jacobson, Puckett, Dan Jacobson, Pruitt, Thompson)
RESOLUTION NO. 21-041

- 19. Street Department To Hire Arc Design Resources For EZ Dinners Inc. Redevelopment Agreement
 Alderman Schlensker presented the following resolution and moved for its adoption: **RESOLVED**, that by the adoption of this Resolution, that the Street Department Manager is authorized to hire Arc Design Resources, 5291 Zenith Parkway, Loves Park, IL 61111 for professional civil engineering services for the 2022 City Wide Street Improvement Program at a cost not to exceed sixty-five thousand dollars (\$65,000.00). The scope of work is defined on the attached "Agreement for Services." Funds shall be taken from Account No. 01-11-8047 (Design Engineering). Second by Alderman Jacobson. Motion carried. 10 Ayes (Aldermen Peterson, Holmes, Schlensker, Allton, Warden, John Jacobson, Puckett, Dan Jacobson, Pruitt, Thompson)
RESOLUTION NO. 21-042

- 20. Street Department To Sign Contract With Arc Design Resources For River Lane Phase 2 Design & Construction Rebuild Illinois Funds Project
 Alderman Schlensker presented the following resolution and moved for its adoption: **RESOLVED**, that by the adoption of this Resolution, that the Street Department Manager is authorized to sign a contract with Arc Design Resources, 5291 Zenith Parkway, Loves Park, IL 61111 for construction services River Lane Phase 2 Design and Construction Rebuild Illinois Funds project at a cost not to exceed one hundred ten thousand dollars (\$110,000.00). The scope of work is defined on the attached "Agreement for Services." Funds shall be taken from Account No. 01-11-8047 (Design Engineering). Second by Alderman Jacobson. Motion carried. 10 Ayes (Aldermen Peterson, Holmes, Schlensker, Allton, Warden, John Jacobson, Puckett, Dan Jacobson, Pruitt, Thompson)
RESOLUTION NO. 21-043

- 21. Adjourn
 Alderman Jacobson moved that the meeting be adjourned. Second by Alderman Schlensker. Motion carried by voice vote. The meeting was adjourned at 6:13 p.m.

APPROVED:

Robert J. Burden, City Clerk

COMMITTEE MEETINGS:

Codes & Regulations:	Monday, May 24, 2021 Following City Council
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STANDING COMMITTEE MEETINGS:

Community Development:	Following Council Meeting 6:15 p.m.
Finance and Administration:	Prior to Council Meeting 5:40 p.m.
Public Works:	Prior to Council Meeting 5:15 p.m.
Zoning Board of Appeals:	3 rd Thursday of the Month 5:30 p.m.