

State of Illinois) SS
Belvidere, Illinois)

BELVIDERE CITY COUNCIL
REGULAR MEETING
AGENDA

August 5, 2019

Convened in the Council Chambers, 401 Whitney Blvd, Belvidere IL at 7:00 p.m.
Mayor Chamberlain presiding.

(1) Roll Call:

(2) Pledge of Allegiance:
Invocation:

(3) Public Comment: (Please register with the City Clerk):

(4) Approval of Minutes:

(A) Approval of minutes of the regular meeting of the Belvidere City Council of
July 15, 2019; as presented.

(5) Public Hearing:

(6) Special Messages and Proclamations:

(A) Growth Dimensions Report – Pamela Lopez-Fettes, Executive Director

(7) Approval of Expenditures: None.

(8) Committee Reports and Minutes of City Officers:

(A) Belvidere Police Department Overtime Report of July 2, 2019 through
July 15, 2019.

(B) Belvidere Police Department Overtime Report of July 16, 2019 through
July 29, 2019.

(C) Belvidere Fire Department Overtime Report of June 3, 2019 through
June 9, 2019.

(D) Belvidere Fire Department Overtime Report of July 3, 2019 through
July 16, 2019.

(E) Belvidere Fire Department Overtime Report of July 17, 2019 through
July 30, 2019.

(F) Minutes of Committee of the Whole – Public Safety and Finance and
Personnel of July 22, 2019.

(9) Unfinished Business:

- (A) Ord. #462H – 2nd Reading: An Ordinance Designating a Landmark to the Local Historic Register St. John’s United church of Christ (401 North Main Street).

(10) New Business:

- (A) Ord. #463H – 1st Reading: An Ordinance Amending Section 151.45, Erosion and Sediment Control Requirements of the Belvidere Municipal Code.
- (B) Ord. #464H – 1st Reading: An Ordinance Amending Section 14-453, Regulations of the Belvidere Municipal Code. (Video Gaming)
- (C) Ord. #465H – 1st Reading: An Ordinance Amending Division 1 of Article VI, Finance of Chapter 2, Administration, Section 114-42, and Appendix A, of the City of Belvidere. (NSF)
- (D) Res. #2100-2019: A Resolution Authorizing the Execution of an Intergovernmental Agreement for a School Resource Officer between the City of Belvidere and School District 100.
- (E) Res. #2101-2019: A Resolution Accepting Public Improvements of Dixon Subdivision.

Motions forwarded from Public Safety and Finance and Personnel of July 22, 2019:
Motions of Public Safety – Chairman Crawford:

- (A) Motion to authorize the replacement of K-9 Baks at a cost not to exceed \$12,000 from F.M. K9 (Faus-McHenry K9) in Berrien Center, MI as per the attached contract and purchase agreement, with monies coming from donations from Members Alliance Credit Union, Gordon Neese, Prairie Place Homeowners Association, Montel Technologies, Maggio Truck Center and the Belvidere Officers Association.
- (B) Motion to approve new dive equipment in the amount of \$4836.22, which will be split between the 2% Fund and the BFD. Each party will pay \$2418.11. The city’s portion will be charged to equipment line item (01-5-220-6020).

Motions of Finance and Personnel – Alderman Ratcliffe:

- (C) Motion to accept the donation of \$2800 from the Belvidere Cosmopolitan Charities Inc. for General Mills Park.
- (D) Motion to authorize hiring a part-time GIS Specialist for the City of Belvidere at a rate of \$26 per hour.

(E) Motion to approve street closure on Whitney between Buchanan Street and Locust Street and State Street and Pleasant on Tuesday, August 20, 2019 for the Boone County Historical Museum Ice Cream Social.

(F) Motion to approve street closure of Buchanan Street from State Street to Main Street and Whitney Blvd from railroad tracks to just past Buchanan Street for Buchanan Street Strolls on August 18, September 8, September 22 and October 6.

(11) Adjournment:

State of Illinois SS
Belvidere, Illinois

**Belvidere City Council
Regular Session
Minutes**

Date: July 15, 2019

Convened in the Belvidere City Council Chambers, 401 Whitney Blvd, Belvidere Illinois at 7:00 p.m.

Call to order by Mayor Chamberlain.

(1) Roll Call: Present: R. Brereton, G. Crawford, W. Frank, M. McGee,
T. Porter, T. Ratcliffe, D. Snow and C. Stevens.
Absent: M. Borowicz and Freeman.

Other staff members in attendance:

Budget and Finance Director Becky Tobin, Director of Buildings Kip Countryman,
Public Works Director Brent Anderson, Community Development Planner Gina
DelRose, Fire Chief Hyser, Police Chief Woody, City Attorney Drella and
City Clerk Arco.

(2) Pledge of Allegiance:
Invocation:

(3) Public Comment: Jeff Carlisle spoke on Stormwater Management.

(4) Approval of Minutes:

(A) Approval of minutes of the regular meeting of the Belvidere City Council of
July 1, 2019; as presented.

Motion by Ald. Ratcliffe, 2nd by Ald. Crawford to approve the minutes of the regular
meeting of the Belvidere City Council of July 1, 2019. Roll Call Vote: 8/0 in favor.
Ayes: Brereton, Crawford, Frank, McGee, Porter, Ratcliffe, Snow and Stevens.
Nays: None. Motion carried.

(5) Public Hearing: None.

(6) Special Messages: None.

- (7) Approval of Expenditures: General & Special Fund Expenditures: \$2,669,819.58
Water & Sewer Fund Expenditures: \$ 672,268.72

Motion by Ald. Crawford, 2nd by Ald. Ratcliffe to approve the General & Special Fund Expenditures in the amount of \$2,669,819.58. Roll Call Vote: 8/0 in favor. Ayes: Crawford, Frank, McGee, Porter, Ratcliffe, Snow, Stevens and Brereton. Nays: None. Motion carried.

Motion by Ald. Ratcliffe, 2nd by Ald. Porter to approve the Water & Sewer Fund Expenditures in the amount of \$672,268.72. Roll Call Vote: 8/0 in favor. Ayes: Frank, McGee, Porter, Ratcliffe, Snow, Stevens, Brereton and Crawford. Nays: None. Motion carried.

(8) Committee Reports & Minutes of City Officers:

- (A) Belvidere Police Department Overtime Report of June 18, 2019 through July 1, 2019.
- (B) Belvidere Fire Department Overtime Reports of June 19, 2019 through July 2, 2019 and July 1, 2019.
- (C) Minutes of City-County Coordinating Committee of June 12, 2019.
- (D) Minutes of Historic Preservation Commission of June 25, 2019.
- (E) Monthly Report of Community Development/Planning for June 2019.
- (F) Monthly Reports of Building Department for June 2019.
- (G) Monthly Treasurer's Report for June 2019.
- (H) Monthly General Fund Report for June 2019.
- (I) Monthly Water/Sewer Fund Report for June 2019.

Let the record show these minutes and reports were placed on file.

- (J) Minutes of Committee of the Whole – Building, Planning and Zoning and Public Works of July 8, 2019.

Motion by Ald. Crawford, 2nd by Ald. Ratcliffe to approve the minutes of Committee of the Whole – Building, Planning and Zoning and Public Works of July 8, 2019. Roll Call Vote: 8/0 in favor. Ayes: McGee, Porter, Ratcliffe, Snow, Stevens, Brereton, Crawford and Frank. Nays: None. Motion carried.

(9) Unfinished Business: None.

(10) New Business:

- (A) Ord. #462H – 1st Reading: An Ordinance Designating a Landmark to the Local Historic Register – St. John's United Church of Christ (401 North Main Street).

Let the record show Ord. #462H was placed on file for first reading.

- (B) Res. #2099-2019: A Resolution Releasing Certain Executive Session Minutes Pursuant to 5 ILCS 120/1 Et. Seq.

Motion by Ald. Crawford, 2nd by Ald. Frank to adopt Res. #2099-2019. Roll Call Vote: 8/0 in favor. Ayes: Porter, Ratcliffe, Snow, Stevens, Brereton, Crawford, Frank and McGee. Nays: None. Motion carried.

Motions forwarded from City-County Coordinating of June 12, 2019.

- (A) Motion to approve TRC invoice #356092 in the amount of \$1,799.10 with a 50/50 split between the City and County. Roll Call Vote: 8/0 in favor. Ayes: Ratcliffe, Snow, Stevens, Brereton, Crawford, Frank, McGee and Porter. Nays: None. Motion carried.
- (B) Motion to approve TRC invoice #358531 in the amount of \$2,133.54 with a 50/50 split between the City and County. Roll Call Vote: 8/0 in favor. Ayes: Snow, Stevens, Brereton, Crawford, Frank, McGee, Porter and Ratcliffe. Nays: None. Motion carried.
- (C) Motion to approve Nijman Franzetti invoice #16648 in the amount of \$105 with a 50/50 split between the City and County. Roll Call Vote: 8/0 in favor. Ayes: Stevens, Brereton, Crawford, Frank, McGee, Porter, Ratcliffe and Snow. Nays: None. Motion carried.

Motions forwarded from Committee of the Whole – Building, Planning and Zoning and Public Works of July 8, 2019.

- (A) Motion to approve the implementation of iWorQ software at an annual cost of \$10,500. Implementation to begin in July 2019 and will be paid for from line item 01-5-230-6190. Roll Call Vote: 8/0 in favor. Ayes: Brereton, Crawford, Frank, McGee, Porter, Ratcliffe, Snow and Stevens. Nays: None. Motion carried.
- (B) Motion to approve the recommendations by the Historic Preservation Commission for the Downtown Facade Grant Improvements in an amount not-to-exceed \$16,800. Roll Call Vote: 8/0 in favor. Ayes: Crawford, Frank, McGee, Porter, Ratcliffe, Snow, Stevens and Brereton. Nays: None. Motion carried.
- (C) Motion to approve the proposal from HEPACO Environmental Contractors, in the amount of \$9,545 for the disposal of chemicals from the Water Dept. and WWTP. This work will be paid for from line items #61-5-810-6040 and #61-5-820-6040. Roll Call Vote: 8/0 in favor. Ayes: Frank, McGee, Porter, Ratcliffe, Snow, Stevens, Brereton and Crawford. Nays: None. Motion carried.

- (D) Motion to approve the low bid from Stenstrom Excavation & Blacktop Group, in the amount of \$1,080,956.85 for the upgrade of the Wycliffe Lift Station. This work will be paid for from Sewer Connection Fees #0510. The cost of this upgrade will be included in a revision of the Northeast Trunk Sewer Recapture Agreement. Roll Call Vote: 8/0 in favor. Ayes: McGee, Porter, Ratcliffe, Snow, Stevens, Brereton, Crawford and Frank. Nays: None. Motion carried.
- (E) Motion to approve the low bid from Apollo Trenchless, in the amount of \$335,924 for the Appleton Forcemain Extension. This work will be paid for from Sewer Connection Fees #0510. The cost of this upgrade will be included in a revision of the East West Hills Basin Recapture Agreement. (Ordinance #782G). Roll Call Vote: 8/0 in favor. Ayes: Porter, Ratcliffe, Snow, Stevens, Brereton, Crawford, Frank and McGee. Nays: None. Motion carried.
- (F) Motion by Ald. Snow, 2nd by Ald. Crawford to waive the bidding requirement for SCADA System. Roll Call Vote: 8/0 in favor. Ayes: Ratcliffe, Snow, Stevens, Brereton, Crawford, Frank, McGee and Porter. Nays: None. Motion carried.
- (G) Motion to approve the proposal from Tri-R Systems in the amount of \$75,950 for upgrading the Water Department SCADA System. This work will be paid for from the Water Depreciation Account. Roll Call Vote: 8/0 in favor. Ayes: Snow, Stevens, Brereton, Crawford, Frank, McGee, Porter and Ratcliffe. Nays: None. Motion carried.
- (H) Motion to approve the block party request at 3108 Countryside Drive on Saturday, July 20, 2019. Roll Call Vote: 8/0 in favor. Ayes: Stevens, Brereton, Crawford, Frank, McGee, Porter, Ratcliffe and Snow. Nays: None. Motion carried.
- (I) Motion by Ald. Crawford, 2nd by Ald. Ratcliffe to waive the bidding requirement for purchase of a Dodge Durango. Roll Call Vote: 8/0 in favor. Ayes: Brereton, Crawford, Frank, McGee, Porter, Ratcliffe, Snow and Stevens. Nays: None. Motion carried.
- (J) Motion to approve the purchase of (1) Dodge Durango at a cost not-to-exceed \$46,637.86 with monies coming from the following: Insurance check of \$15,229.25 and DUI Equipment Fund of \$31,408.61. Roll Call Vote: 8/0 in favor. Ayes: Crawford, Frank, McGee, Porter, Ratcliffe, Snow, Stevens and Brereton. Nays: None. Motion carried.

(11) Adjournment:

Motion by Ald. Crawford, 2nd by Ald. Porter to adjourn meeting at 7:27 p.m.
Aye voice vote carried. Motion carried.

_____ Mayor

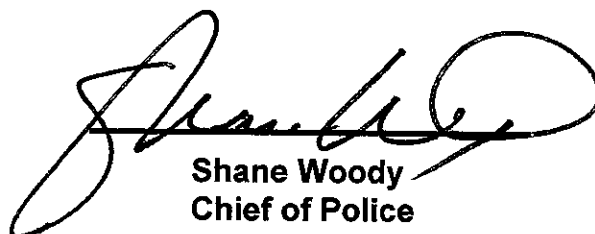
Attest: _____ City Clerk

Belvidere Police Department Payroll Report

Dept: 1790

For Overtime Incurred between 7/2/19 and 7/15/19

Last Name:	Employee ID:	Total Hours:	Total Overtime Pay:
Abonce	01014	16	\$670.08
Ball	00739	19	\$1,082.15
Bird	00793	3	\$170.87
Blankenship	00729	2	\$113.91
Bogdonas	00901	1.25	\$71.19
Brox	00963	19.5	\$946.24
Dammon	00657	5.5	\$350.79
Danielak	00996	6	\$258.12
Davenport	00935	15	\$727.88
Delavan	00848	14.5	\$825.85
Derry	00816	7	\$398.69
Ellingson	00758	4	\$227.82
Garcia	00988	13.5	\$580.77
Jones	00772	4	\$227.82
Kaplan	00858	1	\$56.96
King	00868	10.5	\$598.03
Kirk	00888	18	\$949.86
Korn	00989	7.25	\$311.90
Kozlowski	00846	29	\$1,651.70
Parker,B	00686	17	\$968.24
Reese	00979	5	\$215.10
Smaha	00659	4	\$255.12
Washburn	00784	15.5	\$988.59
Worley	00992	4	\$172.08
Zapf	00934	10.5	\$523.64
Totals:		252	\$13,343.36



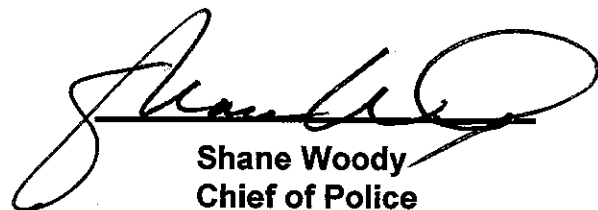
Shane Woody
Chief of Police

Belvidere Police Department Payroll Report

Dept: 1790

For Overtime Incurred between 7/16/19 and 7/29/19

Last Name:	Employee ID:	Total Hours:	Total Overtime Pay:
Abonce	01014	1	\$41.88
Ball	00739	6	\$341.73
Berillo	00941	0.5	\$24.26
Bird	00793	13	\$740.42
Blankenship	00729	5	\$284.78
Bogdonas	00901	0.5	\$28.48
Brox	00963	15	\$727.88
Dammon	00657	12	\$765.36
Danielak	00996	11.5	\$494.73
Davenport	00935	7	\$339.68
Delavan	00848	22.5	\$1,281.49
Derry	00816	9	\$512.60
Ellingson	00758	2	\$113.91
Jones	00772	16.5	\$939.76
Kaplan	00858	4	\$227.82
King	00868	9	\$512.60
Kirk	00888	12	\$633.24
Korn	00989	32.5	\$1,398.15
Kozlowski	00846	22	\$1,253.01
Mears	10050	11	\$460.68
Parker, B	00686	16	\$911.28
Reese	00979	6	\$258.12
Smaha	00659	3	\$191.34
Zapf	00934	7	\$339.68
Totals:		244	\$12,822.84



Shane Woody
Chief of Police

Belvidere Fire Department

Overtime Report

Date Between {06/03/2019} And {06/09/2019} and

Staff ID = "00556"

Activity Type Hours Wkd

Date	Time	Incident	Pay Type		Hrs Paid	Pay
00556		Wilcox, Craig A				
06/04/2019	06:00		OT SPD Special Detail		24.00	1091.28
06/05/2019	06:00		OT SPD Special Detail		24.00	1091.28
06/07/2019	06:00		OT SPD Special Detail		24.00	1091.28
06/08/2019	06:00		OT SPD Special Detail		11.00	1091.28
			Staff Member Totals:		83.00	4365.12
			All Staff Member Totals:		83.00	4,365.12

Types: F=Fire, M=EMS/Medical, R=Rescue, O=Other

Belvidere Fire Department
Overtime Report
Date Between {07/03/2019} And {07/16/2019}

Date	Time	Incident	Pay Type	Activity Type	Hours Wkd	Hrs Paid	Pay
00866	Beck, Mark E						
07/16/2019	09:00		OT	CSC Car Safety Seat Check	6.00	6.00	237.24
				Staff Member Totals:	6.00	6.00	237.24
00809	Drall, Dan C						
07/13/2019	09:30		OT	TRD Dive/Water Rescue	4.00	4.00	158.16
				Staff Member Totals:	4.00	4.00	158.16
01029	Erber, Joe D.						
07/03/2019	22:15	19-0001583	OT	GRM General Recall Due to	0.25	2.00	55.06
				Staff Member Totals:	0.25	2.00	55.06
00971	Heiser, Bradley Donald						
07/09/2019	15:00		OT	TROT Training not	1.75	2.00	65.72
07/10/2019	18:00		OT	TRTM TEMS Training	3.00	3.00	98.58
				Staff Member Totals:	4.75	5.00	164.30
00881	Kriebs, James J						
07/03/2019	22:15	19-0001583	OT	GRM General Recall Due to	0.25	2.00	78.70
				Staff Member Totals:	0.25	2.00	78.70
00755	Oates, Joshua A						
07/10/2019	18:00		OT	TRTM TEMS Training	3.00	3.00	117.45
				Staff Member Totals:	3.00	3.00	117.45
00958	Pavlatos, Gregory R						
07/10/2019	18:00		OT	TRTM TEMS Training	3.00	3.00	97.59
				Staff Member Totals:	3.00	3.00	97.59
00852	Schadle, Shawn W						
07/09/2019	15:00		OT	TROT Training not	2.00	2.00	94.90
				Staff Member Totals:	2.00	2.00	94.90
00969	Tangye, Travis N						
07/10/2019	12:00		OT	IN Inspection Bureau	3.50	3.50	115.57
				Staff Member Totals:	3.50	3.50	115.57
01030	Trujillo, Adrian						
07/16/2019	09:00		OT	CSC Car Safety Seat Check	5.00	5.00	136.30
				Staff Member Totals:	5.00	5.00	136.30
00556	Wilcox, Craig A						
07/10/2019	08:00		OT	IN Inspection Bureau	4.50	4.50	204.61
				Staff Member Totals:	4.50	4.50	204.61
				All Staff Member Totals:	36.25	40.00	1,459.88

Types: F=Fire, M=EMS/Medical, R=Rescue, O=Other

Belvidere Fire Department
Overtime Report
Date Between {07/17/2019} And {07/30/2019}

Date	Time	Incident	Pay Type	Activity Type	Hours Wkd	Hrs Paid	Pay
00754 Burdick, David J							
07/19/2019	07:00		OT	SPE EMS Drug Exchange or	1.50	1.50	71.17
Staff Member Totals:					1.50	1.50	71.17
00787 Cunningham, Chad L							
07/19/2019	07:00		OT	SCEX Shift Coverage for	12.00	12.00	545.64
Staff Member Totals:					12.00	12.00	545.64
00966 Ellwanger, Adam A							
07/17/2019	10:00		OT	TRE EMS Training	4.50	4.50	148.59
07/19/2019	12:45		OT	MV Vehicle Maintenance	3.50	3.50	115.57
Staff Member Totals:					8.00	8.00	264.16
00971 Heiser, Bradley Donald							
07/24/2019	10:00		OT	TROT Training not	2.00	2.00	65.72
07/25/2019	10:00		OT	TRTM TEMS Training	2.00	2.00	65.72
Staff Member Totals:					4.00	4.00	131.44
00981 Herman, Ronald David							
07/18/2019	07:00		OT	SCEX Shift Coverage for	12.00	12.00	394.32
07/19/2019	12:45		OT	MV Vehicle Maintenance	2.75	2.75	90.36
Staff Member Totals:					14.75	14.75	484.68
00881 Kriebs, James J							
07/19/2019	07:00		OT	SCSE Shift Coverage for	24.00	24.00	944.40
07/27/2019	07:00		OT	SCMI Shift Coverage Misc.	8.00	8.00	314.80
Staff Member Totals:					32.00	32.00	1259.20
00828 Letourneau, Chris R							
07/17/2019	10:00		OT	TRE EMS Training	5.00	5.00	226.25
Staff Member Totals:					5.00	5.00	226.25
00993 Mead, Stephen C.							
07/29/2019	07:30		OT	TREP Initial Paramedic	8.00	8.00	240.32
Staff Member Totals:					8.00	8.00	240.32
00958 Pavlatos, Gregory R							
07/20/2019	07:00		OT	TRTM TEMS Training	5.75	5.75	187.04
Staff Member Totals:					5.75	5.75	187.04
00852 Schadle, Shawn W							
07/17/2019	10:00		OT	TRE EMS Training	4.50	4.50	213.52
07/18/2019	08:30		OT	SPD Special Detail	1.25	2.00	94.90
Staff Member Totals:					5.75	6.50	308.42
00969 Tangye, Travis N							
07/17/2019	12:00		OT	IN Inspection Bureau	4.00	4.00	132.08
07/25/2019	07:15		OT	IN Inspection Bureau	9.00	1.00	33.02
07/29/2019	15:15		OT	IN Inspection Bureau	1.00	2.00	66.04

Belvidere Fire Department
Overtime Report
Date Between {07/17/2019} And {07/30/2019}

Date	Time	Incident	Pay Type	Activity Type	Hours Wkd	Hrs Paid	Pay
00969	Tangye, Travis N						
Staff Member Totals:					14.00	7.00	231.14
00882	Thornton, Nicolas J						
07/21/2019	07:00		OT	SCMI Shift Coverage Misc.	9.00	9.00	355.86
Staff Member Totals:					9.00	9.00	355.86
01030	Trujillo, Adrian						
07/21/2019	07:00		OT	SCMI Shift Coverage Misc.	9.00	9.00	245.34
Staff Member Totals:					9.00	9.00	245.34
00556	Wilcox, Craig A						
07/17/2019	12:00		OT	IN Inspection Bureau	3.50	3.50	159.14
07/25/2019	07:15		OT	IN Inspection Bureau	9.00	9.00	409.23
07/29/2019	15:15		OT	IN Inspection Bureau	1.00	2.00	90.94
Staff Member Totals:					13.50	14.50	659.31
00956	Williams, Glenn F.						
07/20/2019	07:00		OT	SCEX Shift Coverage for	12.00	12.00	394.32
Staff Member Totals:					12.00	12.00	394.32
01002	Winnie, Todd						
07/29/2019	07:00		OT	CRO Shift Carry Over	0.50	0.50	15.17
Staff Member Totals:					0.50	0.50	15.17
All Staff Member Totals:					154.75	149.50	5,619.48

Types: F=Fire, M=EMS/Medical, R=Rescue, O=Other

Minutes
Committee of the Whole
Public Safety and Finance and Personnel
July 22, 2019 6:00 p.m.

Call to Order - Mayor Mike Chamberlain:

Aldermen Present: R. Brereton, G. Crawford, W. Frank,
 M. Freeman, M. McGee, T. Ratcliffe,
 D. Snow and C. Stevens.

Alderman Absent: M. Borowicz and T. Porter.

Also in attendance:

Budget and Finance Director Becky Tobin, Director of Buildings Kip Countryman, Treasurer Cory Thornton, Public Works Director Brent Anderson, Community Development Planner Gina DelRose, Fire Chief Hyser, Police Chief Woody City Attorney Drella and City Clerk Arco.

Public Comment: Jeff Carlisle - part-time GIS position.

Public Forum: None.

Reports of Officers, Boards and Special Committees:

1. Public Safety, Unfinished Business: None.

2. Public Safety, New Business:

 (A) School Resource Officer Agreement.

Motion by Ald. Crawford, 2nd by Ald. Snow to approve an Intergovernmental Agreement for School Resource Officer between School District 100 and the City of Belvidere. Aye voice vote carried. Motion carried.

 (B) Replacement of K-9 Baks.

Motion by Ald. Crawford, 2nd by Ald. Ratcliffe to authorize the replacement of K-9 Baks at a cost not to exceed \$12,000 from F.M. K9 (Faus-McHenry K9) in Berrien Center, MI as per the attached contract and purchase agreement, with monies coming from donations from Members Alliance Credit Union, Gordon Neese, Prairie Place Homeowners Association, Montel Technologies, Maggio Truck Center and the Belvidere Officers Association. Aye voice vote carried. Motion carried.

(C) Fire Dive Gear.

Motion by Ald. Snow, 2nd by Ald. Crawford to approve new dive equipment in the amount of \$4836.22, which will be split between the 2% Fund and the BFD. Each party will pay \$2418.11. The city's portion will be charged to equipment line item (01-5-220-6020). Aye voice vote carried. Motion carried.

3. Finance & Personnel, Unfinished Business: None.

4. Finance & Personnel, New Business:

(A) Insufficient Funds (NSF).

Motion by Ald. Snow, 2nd by Ald. McGee to forward to city council in ordinance form the Insufficient Funds (NSF) fee of \$30 for all departments. Aye voice vote carried. Motion carried.

(B) Video Gaming Machines.

Motion by Ald. Crawford, 2nd by Ald. Snow to forward to city council in ordinance form approving an increase of video gaming terminals from 5 to 6. Aye voice vote carried. Motion carried.

(C) Belvidere Cosmopolitan Charities Inc. - donation to General Mills Park.

Motion by Ald. Snow, 2nd by Ald. Ratcliffe to accept the donation of \$2800 from the Belvidere Cosmopolitan Charities Inc. for General Mills Park. Aye voice vote carried. Motion carried.

(D) Part-Time GIS Specialist.

Motion by Ald. Crawford, 2nd by Ald. McGee to authorize hiring a part-time GIS Specialist for the City of Belvidere at a rate of \$26 per hour. Aye voice vote carried. Motion carried.

5. Other:

(A) Erosion and Sediment Control Requirements.

Motion by Ald. Snow, 2nd by Ald. Ratcliffe to forward to city council in ordinance form the Erosion and Sediment Control Requirements. Aye voice vote carried. Motion carried.

(B) Acceptance of Public Improvements - Dixon Subdivision.

Motion by Ald. Brereton, 2nd by Ald. Snow to forward to city council a resolution accepting public improvements that have been completed for Dixon Subdivision. Aye voice vote carried. Motion carried.

(C) Boone County Historical Museum Ice Cream Social Street Closure.

Motion by Ald. Snow, 2nd by Ald. Brereton to approve street closure on Whitney between Buchanan Street and Locust Street and State Street and Pleasant on Tuesday, August 20, 2019 for the Boone County Historical Museum Ice Cream Social. Aye voice vote carried. Motion carried.

(D) Buchanan Street Strolls - Street Closure.

Motion to approve street closure of Buchanan Street from State Street to Main Street and Whitney Blvd from railroad tracks to just past Buchanan Street for Buchanan Street Strolls on August 18, September 8, September 22 and October 6. Aye voice vote carried. Motion carried.

6. Adjournment:

Motion by Ald. Crawford, 2nd by Ald. Brereton to adjourn at 6:34 p.m. Aye voice vote carried. Motion carried.

Mayor

Attest:

City Clerk

Ordinance #463H
**AN ORDINANCE AMENDING
SECTION 151.45, EROSION AND SEDIMENT
CONTROL REQUIREMENTS
OF THE
BELVIDERE MUNICIPAL CODE**

BE IT ORDAINED by the Mayor and City Council of the City of Belvidere, Boone County, Illinois, as follows:

SECTION 1: Section 151.45, Erosion and Sediment Control Requirements, of the City of Belvidere Municipal Code is amended to read as set forth in the attached Exhibit A which is incorporated herein by this reference.

SECTION 2: If any section, paragraph, subdivision, clause, sentence or provision of this Ordinance shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, invalidate or nullify the remainder thereof, which remainder shall remain and continue in full force and effect.

SECTION 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4: This Ordinance shall be effective upon its passage, approval and publication in pamphlet form (which publication is hereby authorized) as provided by law.

Ayes:

Nays:

Passed:

Approved:

Mayor Michael Chamberlain

ATTEST: _____
City Clerk Shauna Arco

(SEAL)

Sec. 151.45. - Erosion and sediment control requirements.

The following abbreviations or acronyms will be used in this section: The City of Belvidere will henceforth be the city; the Belvidere Department of Public Works will be BDPW; the Belvidere Building Department will be BBD; and the Boone County Soil and Water Conservation District will be BCSWCD. The BCSWCD assists the City with the review of all Erosion and Sediment Control Plans and the inspection of all development which is subject to this Section. The applicant or property owner is solely responsible for paying any and all fees required by the BCSWCD for the review of Erosion and Sediment Control Plans and all inspections.

Handbooks adopted by reference. The standards and specifications contained in the latest editions of the "Illinois Urban Manual - A Technical Manual for Urban Ecosystem Protection and Enhancement" and the "Procedures and Standards for Urban Soil Erosion and Sedimentation Control," commonly known as the green book, are hereby incorporated into this section and made a part hereof by reference for the purpose of delineating procedures and methods of operation under site development and erosion and sediment control plans.

- (a) *Objective.* It is the objective of this section to control soil erosion and sediment caused by development activities, including clearing, grading, striping, excavating, and filling of land in the city. Measures taken to control soil erosion and offsite sediment runoff shall be adequate to assure that sediment is not transported from the site by a storm event of ten-year frequency or less. The following principles shall apply to all regulated development activities within the city, including but not limited to any development or construction that does not otherwise implicate the City's Subdivision Control Ordinance, and to the preparation of the submissions required of this section:
- (1) Plan the development to fit the particular topography, soils, drainage patterns, and natural vegetation of the site.
 - (2) Preserve and protect areas of natural vegetation on the site.
 - (3) Take special precautions to prevent damages which could result from development activity adjacent to watercourses, lakes, and wetlands.
 - (4) Minimize the extent and duration of the area exposed at one time.
 - (5) Apply temporary erosion control practices as soon as possible to stabilize exposed soils and prevent on-site damage.
 - (6) Install sediment basins or traps, filter barriers, diversions, and perimeter control prior to site clearing and grading to protect disturbed areas from off-site and on-site runoff, and to prevent sediment damage to areas located downslope of the development site.
 - (7) Keep runoff velocities low and provide for retention of runoff on the site.
 - (8) Provide measures to prevent sediment from being tracked onto public or private roadways.
 - (9) Implement final grading and install permanent vegetation on disturbed areas as soon as possible.
 - (10) Implement through inspection, maintenance and follow-up program.
- (b) *Site development.* Except as otherwise provided in this section, no person shall commence or perform any clearing, grading, striping, excavating, or filling of land which meets the following provisions without having first obtaining approval for a complete set of construction plans, including a detailed erosion and sediment control plan from the BDPW and BCSWCD.
- (1) Any land disturbing activity (i.e. clearing, grading, striping, excavation, fill or any combination thereof) that will affect an area in excess of one acre.
 - (2) Any land disturbing activity that will affect an area in excess of 500 square feet if the activity is within 100 feet of a lake, pond, stream, or wetland; or
 - (3) Excavation, fill, or any combination thereof that will exceed 100 cubic yards.

- (4) The BPWD and/or the BBD, in consultation with the BCSWCD, reserves the right to require any non-agricultural, construction development activity, regardless of disturbed area or type of activity, to comply with this section if it is determined to be the cause of or a contributor to an existing or potential erosion, sediment, or stormwater impact.
 - a. Erosion and sediment control planning for individual home sites may utilize an erosion and sediment control planning "kit" provided by the BCSWCD.
 - (5) Exceptions:
 - a. Agricultural use of land, including the implementation of conservation measures included in a farm conservation plan approved by the Boone County Soil and Water Conservation District (BCSWCD), and including the construction of agricultural structures;
 - b. Installation, renovation, or replacement of a septic system to serve an existing dwelling or structure.
- (c) *Application for approval of an erosion and sediment control plan.* An application for approval of an erosion and sediment control plan shall be made by the owner of the property, or his/her authorized agent to the BDPW and the BCSWCD. Each application, shall be accompanied by the fee charged by the BCSWCD and shall bear the name(s) and address(es) of the owner or developer of the site and of any consulting firm retained by the applicant together with the name of the applicant's principal contact at such firm, and shall be accompanied by a filing fee as indicated in the fee schedule on file at the BPWD. Each application shall require the signature of a licensed professional engineer as an assurance that the development will take place in accordance with the approved plans. Each application shall include certification that any land clearing, construction, or development involving the movement of earth shall be in accordance with the plans approved upon issuance of the permit. The City may deny approval of any Erosion and Sediment Control Plan, or any other permit or approval, until such time as all fees due and owing the BCSWCD or the City are paid in full.
- (1) *Submissions:* Each application for an approved erosion and sediment control plan shall be accompanied by the following information:
 - a. Name and address of applicant, common address and legal description of the site where the development will take place, mailing address of property owner and the signature of the applicant or the applicant's agent.
 - b. A vicinity map in sufficient detail to enable easy location in the field of the site for which the plan approval is sought, and including the boundary line and approximate acreage of the site, and a legend and scale. The legend shall describe or explain any and all map symbols, abbreviations, or acronyms used on the map.

The BPWD or BBD, in consultation with the BCSWCD, may waive specific requirements for the content of submissions upon finding that the information submitted is sufficient to show that the work will comply with the objectives and principles of this section.
 - c. A development plan of the site showing:
 1. Existing topography of the site and adjacent land within approximately 300 feet of the boundaries, drawn at no greater than two-foot contour intervals and clearly portraying the conformation and drainage pattern of the area. All topographic information drawn or shown on any map shall represent elevations acquired from site specific survey work, not a reproduction of United States Geological Survey topographic maps or similar product. The scale of such maps shall not exceed one inch of map distance equaling 100 feet of ground distance. All elevations shall be referenced to North American Vertical Datum (NAVD) 1988 adjusted.
 2. The location of existing buildings, structures, utilities, streams, lakes, floodplains, wetlands, and depressions, drainage facilities, vegetative cover, paved areas and other significant natural or man-made features on the site and adjacent land within 300 feet of the boundary.

3. A general description of the predominant soil types on the site, their location, and their limitations for the proposed use. Such data shall be taken from the USDA Soil Survey of Boone County and/or the criteria established by local ordinance. The applicant may utilize a Natural Resource Information (NRI) report prepared by the Boone County Soil and Water Conservation District (BCSWCD) for this information.
 4. Proposed use of the site, including present development and planned utilization; areas of clearing, stripping, grading, excavation, and filling; proposed contours, finished grades, and street profiles; provisions for storm drainage, including storm sewers, swales, detention basins, and any other measures to control the rate of runoff, with a drainage area map indications of flow directions, and computations; kinds and locations of utilities; and areas and acreage proposed to be paved, covered, sodded or seeded, vegetatively stabilized, or left undisturbed. Any map used to portray this information shall be prepared at the same scale as the topographic map referenced above.
- d. An erosion and sediment control plan, including a narrative, shall be submitted showing all measures necessary to meet the objectives of this section throughout all phases of construction. The development of a soil erosion and sediment control plan shall follow the requirements of this section and the procedures in the latest edition of the "Illinois Procedures and Standards for Urban Soil Erosion and Sediment Control" (commonly known as the green book), which is hereby incorporated into this section by reference. The BDPW, in consultation with the BCSWCD, may waive specific requirements for the content of submissions upon finding that the information submitted is sufficient to show that the work will comply with the objectives and principles of this section. Permanent erosion and sediment control features needed at the completion of any development site shall be included in the submittal. The submitted erosion and sediment control plan shall include:
1. Location and description, including standard details, of all sediment control measures and design specifics of sediment basins and traps, including outlet details.
 2. Location and description of all soil stabilization and erosion control measures, including seeding mixtures and rates, types of sod, method of seedbed preparation (type and extent of tillage, weed control, planting equipment, etc.), expected seeding dates, type, method and rate of lime and fertilizer application (soil fertility testing required), kind and quantity of mulching for both temporary and permanent vegetative control measures, and types of nonvegetative stabilization measures.
 3. Location and description of all runoff control measures, including diversions, waterways, and outlets.
 4. Location and description of methods to prevent tracking of sediment offsite, including construction entrance details, as appropriate.
 5. Description of dust and traffic control measures.
 6. Locations of stockpiles and description of stabilization methods.
 7. Description of offsite fill or borrow volumes, locations, and methods of stabilization.
 8. Provisions for maintenance of control measures, including type and frequency of maintenance, easements, and estimates of the cost of maintenance.
 9. Identification (name, address, and telephone) of the person(s) or entity which will have legal responsibility for maintenance of erosion control structures and measures during development and after development is completed.
- e. The proposed phasing of development of the site, shall include stripping and clearing, rough grading, and construction, and final grading and landscaping. Phasing shall identify the expected date on which clearing will begin, the estimated duration of exposure of cleared areas, and the sequence of installation of temporary sediment control measures (including perimeter controls), clearing and grading, installation of storm drainage, paving

streets and parking areas, final grading and the establishment of permanent vegetative cover, and the removal of temporary measures. It shall be the responsibility of the applicant to notify the city's public works department and/or their authorized review agent of any changes which occur in the site development schedule after the initial erosion and sediment control plan has been approved.

- (d) *Bonds.* The applicant is required to file with the city a performance bond, letter of credit, or other improvement security satisfactory to the city's attorney in an amount deemed sufficient by the BDPW to cover all costs of improvements, landscaping, maintenance of improvements and landscaping, and soil erosion and sediment control measures for such period as specified by the city, and engineering and inspection costs to cover the cost of failure or repair of improvements installed on the site.
- (e) *Review and approval.* Each application for an approved erosion and sediment control plan shall be reviewed and acted upon according to the following procedures:
 - (1) As a condition of this section the BDPW shall require the applicant or designated agent to consult with the BCSWCD on soil erosion and sediment control plans. The applicant shall submit all required items to the district the same day that the application is made to BDPW together with the fees required by the BCSWCD.

The BCSWCD shall:

- a. Review the applicants soil erosion and sediment control plans and provide written evaluation to the BDPW regarding the adequacy (effectiveness) to address the provisions of this section. The BCSWCD shall retain the services of a certified professional in erosion and sediment control (CPESC) to perform the services outlined in this section. The BCSWCD may assess a fee to be paid by the applicant for performing these services.
 - b. Attend a preconstruction meeting with the applicant or designated agent to review implementation of erosion and sediment control plans.
 - c. Conduct on-site inspections during the active construction phases of land development projects to determine whether site development is in compliance with the approved erosion and sediment control plans, and determine adjustments needed to the approved plans. After construction has been completed, determine whether permanent site stabilization has been achieved and identify operation and maintenance needs.
 - d. Prepare correspondence as needed regarding the effectiveness (or corrective measures needed) or adequacy of soil erosion and sediment control measures.
 - e. Consult with land developers, consultants, and contractors concerning the design criteria, installation and maintenance procedures and other information regarding conservation practices recommended under the provisions of this section.
- (2) The BDPW shall:
 - a. After review of the application and required submissions if it is found to be in conformance with the provisions of this section, approve the erosion and sediment control plan.
 - b. Approve the erosion and sediment control plan subject to such reasonable conditions as may be necessary to secure substantially the objectives of this section, and issue the approval subject to these conditions; or
 - c. Disapprove the erosion and sediment control plan, indicating the deficiencies and the procedure for submitting a revised application and/or submission.
 - (3) No approval for an erosion and sediment control plan shall be issued for an intended development site unless one or more of the following have been obtained:
 - a. The development, including but not limited to subdivisions and planned unit development, has been approved by the city where applicable; or

- b. Such permit is accompanied by or combined with a valid building permit issued by the city building inspector; or
 - c. The proposed earth moving is coordinated with any overall development program previously approved by the city for the area in which the site is situated; and
 - d. All relevant federal and state permits including, but not limited to: NPDES, 404, 401, NRI's, etc.) have been received for the portion of the site subject to soil disturbance;
 - e. Expiration of permit/appeals process.
- (f) *Design and operation standards and requirements.*
- (1) All clearing, grading, stripping, excavating, and filling which is subject to the approval requirements of this section shall be subject to the applicable standards and requirements set forth and/or referenced in this section.
 - (2) Responsibility. The permittee shall not be relieved of responsibility for damage to persons or property otherwise imposed by law, and the city or its officers or agents, including the directors and staff of the BCSWCD will not be made liable for such damage, by:
 - a. The issuance of a permit under this section;
 - b. Compliance with the provisions of that permit or with conditions attached to it by the city;
 - c. Failure of the city officials to observe or recognize hazardous or unsightly conditions;
 - d. Failure of the city officials to recommend denial of or to deny a permit; or
 - e. Exemptions from the permit requirements of this section.
 - (3) Site design requirements. Practice standards and specifications for measures outlined in the soil erosion and sediment control plan shall follow criteria in the latest edition of the "Illinois Urban Manual: A Technical Manual Designed for Urban Ecosystem Protection and Enhancement", which is hereby incorporated into this section by reference.

The BDPW, in consultation with the BCSWCD, may waive specific requirements upon finding that the objectives and principles of this section have been met.

Onsite sediment control measures, as specified by the following criteria, shall be constructed and functional prior to initiating clearing, grading, stripping, excavating or fill activities on the site.

- a. For disturbed areas draining less than one acre, filter barriers (including filter fences (heavy duty fabric only) or equivalent control measures shall be constructed to control all offsite runoff as specified in the referenced handbooks. Vegetated filter strips, with a minimum width of 35 feet, may be used as an alternative only where runoff is expected to be sheet flow (vegetated filter strips must be established prior to land disturbing activities).
- b. Filter barriers are appropriate sediment control measures for small drainage areas where concentrated flow is not present or expected.
- c. For disturbed areas draining more than one but less than five acres, a sediment trap or equivalent control measure shall be constructed at the downslope point(s) of the disturbed area(s). Sediment barriers such as silt fences are ineffective and unreliable in such situations. In particular, they are subject to undercutting and blowout due to high water velocities.
- d. For disturbed areas draining more than five acres, a sediment basin or equivalent control measure shall be constructed at the downslope point(s) of the disturbed area(s).
- e. Sediment basins and sediment traps designs shall provide for both detention storage and sediment storage. The detention storage shall be composed of equal volumes of "wet" detention storage and "dry" detention storage and each shall be sized for 25-year, 24-hour

runoff from the site under maximum runoff conditions during construction. The release rate of the basin shall be that rate required to achieve minimum detention times of at least ten hours. The elevation of the outlet structure shall be placed such that it only drains the dry detention storage.

- f. The sediment storage shall be sized to store the estimated sediment load generated from the site over the duration of the construction period with a minimum storage equivalent to the volume of sediment generated in one year. For construction periods exceeding one year, the one-year sediment load and a sediment removal schedule may be substituted.
- (4) Stormwater conveyance channels, including ditches, swales, and diversions, and the outlets of all channels and pipes shall be designed to withstand the expected flow velocity from the 100-year frequency storm without erosion. All constructed or modified channels shall be stabilized within 48 hours, consistent with the following standards:
 - a. For grades up to four percent, seeding in combination with mulch, erosion blanket, or an equivalent control measure shall be applied. Sod or erosion blanket or mat shall be applied to the bottom of the channel.
 - b. For grades of four to eight percent, sod or an equivalent control measure shall be applied in the channel.
 - c. For grades greater than eight percent, rock, riprap, or an equivalent control measure shall be applied, or the grade shall be effectively reduced using drop structures.
 - (5) Disturbed areas shall be stabilized with temporary or permanent measures within ten days following the end of active disturbance, or redisturbance, consistent with the following criteria:
 - a. Temporary or permanent stabilization measures shall include seeding, mulching, sodding, and/or non-vegetative measures.
 - b. Areas having slopes greater than 12 percent shall be stabilized with sod, mat or blanket in combination with seeding. The use of any stabilization mat, blanket, or sod shall require the implementation of approved standards and specifications for installation procedures.
 - c. Whenever channel relocation is necessary, the new channel shall be constructed in the dry and be fully stabilized before flow is diverted.
 - (6) Storm sewer inlets and culverts shall be protected by sediment traps or filter barriers meeting accepted design standards and specifications.
 - (7) Soil storage piles containing more than ten cubic yards of material shall not be located with a downslope drainage length of less than 25 feet to a roadway or drainage channel. Filter barriers, including silt fence, or equivalent, shall be installed immediately around the perimeter of the soil storage pile(s).
 - (8) If dewatering devices are used, discharge locations shall be protected from erosion. All pumped discharges including discharge water from basement sump pumps, shall be routed through appropriately designed sediment traps or basins or equivalent.
 - (9) Each site shall have graveled (or equivalent) entrance roads, access drives, and parking areas of sufficient length and width to prevent sediment from being tracked onto public or private roadways. Any sediment reaching a public or private roadway shall be removed by shoveling or street cleaning (not flushing with water) before the end of each workday and transported to a controlled sediment disposal area.
 - (10) All temporary and permanent erosion and sediment control practices shall be maintained and repaired as needed to assure effective performance of their intended function.
 - (11) All temporary erosion and sediment control measures shall be disposed of within 30 days of final site stabilization is achieved with permanent soil stabilization measures. Trapped sediment and other disturbed soils resulting from the disposition of temporary measures shall be permanently stabilized to prevent further erosion and sedimentation.

- (g) *Maintenance of control measures.* All soil erosion and sediment control measures installed to meet the requirements of this section shall be maintained by the applicant or subsequent land owner during the period of land disturbance and development of the site in a satisfactory manner to ensure adequate performance. The applicant or the contractor responsible for maintaining the erosion and sediment control practices shall inspect all such practices at least once every seven days or immediately following a precipitation event equal to or exceeding ½ inch of rainfall in a 24-hour period of time.
- (h) *Inspections.* The BCSWCD shall make inspections as hereinafter required and shall either approve that portion of the work completed or shall notify the permittee wherein the work fails to comply with the site development or erosion and sediment control plan as approved. Plans for grading, stripping, excavating, and filling work bearing the stamp of approval of the city and BCSWCD shall be maintained at the site during progress of the work. In order to obtain inspections and to ensure compliance with the approved erosion and sediment control plan, the grading or building permit, and this section, the permittee shall notify the city and the BCSWCD within two (2) working days of the completion of the construction stages specified below:
- (1) Upon completion of installation of sediment and runoff control measures (including perimeter controls and diversions), prior to proceeding with any other earth disturbance or grading;
 - (2) After stripping and clearing;
 - (3) After rough grading;
 - (4) After final grading;
 - (5) After seeding and landscaping deadlines; and
 - (6) After final stabilization and landscaping, prior to the removal of temporary sediment controls.

If stripping, clearing, grading, and/or landscaping are to be done in phases or areas, the permittee shall give notice and request inspection at the completion of each of the above work stages in each phase or area. If an inspection is not made and notification of the results given within five working days after notice is received by the city from the permittee, the permittee may continue work at his/her own risk, without presuming acceptance by the city. Notification of the results of the inspection shall be given in writing at the site. A duplicate copy shall be kept by the enforcing agency and/or the BCSWCD.

- (i) *Special precautions.*
- (1) If at any stage of the grading of any development site the city determines by inspection that the nature of the site is such that further work authorized by an existing permit is likely to imperil any property, public way, stream, lake, wetland, or drainage structure, the city may require, as a condition of allowing the work to be done, that such reasonable special precautions to be taken as are considered advisable to avoid the likelihood of such peril. "Special precautions" may include, but are not limited to, a more level exposed slope, construction of additional drainage facilities, berms, terracing, compaction, or cribbing, installation of plant materials for erosion control, and recommendations of a registered soils engineer, certified professional erosion and sediment control specialist, or licensed professional geologist which may be made requirements for further work.
 - (2) Where it appears that storm damage may result because the grading on any development site is not complete, work may be stopped and the permittee required to install temporary structures or take such other measures as may be required to protect adjoining property or the public safety. On large developments or where unusual site conditions prevail, the city may specify the time of starting grading or completion of, or may require that the operations be conducted in specific stages so as to insure completion of protective measures or devices prior to the advent of seasonal rains.
- (j) *Amendments of plans.* Major amendments of the site development or erosion and sediment control plans shall be submitted to the BDPW and BCSWCD and shall be processed and approved or

disapproved in the same manner as the original plans. Field modifications of a minor nature may be authorized by the BCSWCD by written authorization to the permittee.

(k) *Enforcement.*

- (1) *Stop-work order.* In the event any person holding an approved erosion and sediment control plan pursuant to this section violates the terms of such approval, or carries on site development in such a manner as to materially, adversely affect health, welfare, or safety of persons residing or working in the neighborhood of the development site or so as to be materially detrimental to the public welfare or injurious to property or improvements in the neighborhood, the BPWD or BBD may suspend or revoke approved construction activity including, but not limited to: building permits, grading activity, road construction, or other construction related activities until such time that the approved erosion and sediment control plan is satisfactorily implemented and/or maintained.
- (2) *Enforcement of violations of an approved plan shall be by a written stop-work order issued by the BDPW or the BBD and delivered to the permittee or his/her agent or the person performing the work. The stop-work order shall be effective immediately, shall state the specific violations cited, and shall state the conditions under which work may be resumed. Failure to follow an approved erosion and sediment control plan may be just cause to permanently suspend or revoked authorized construction activity or building permit until a hearing is held by the city's public works committee. Written notice of such hearing shall be served on the permittee, either personally or by registered mail at least five days prior to the date set for the hearing, and shall state:*
 - a. *The grounds for complaint or reasons for suspension or revocation, in clear and concise language; and*
 - b. *The time when and place where such hearing will be held.*

At such hearing, the permittee shall be given an opportunity to be heard and may call witnesses and present evidence on his or her behalf. At the conclusion of the hearing the public works committee shall determine whether the approved plan shall be suspended or revoked.

- (3) *Violations and penalties.* No person shall construct, enlarge, alter, repair, or maintain any grading, excavation or fill, or cause the same to be done, contrary to or in violation of any terms of this section. Any person violating any of the provisions of this section shall be deemed guilty of a misdemeanor, and each day during which any violation of any of the provisions of this section is committed, continued, or permitted shall constitute a separate offense. Upon any such violation, such person, partnership, corporation or other entity shall be punished by a fine of not less than \$250.00 for each offense. Each day that a violation continues will be deemed a separate offense. In addition to any other penalty authorized by this section, any person, partnership, corporation or other entity convicted of violating any of the provisions of this section shall be required to restore the site to the condition existing prior to the commission of the violation, or to bear the expense of such restoration.

Ordinance #464H
**AN ORDINANCE AMENDING
SECTION 14-453, REGULATIONS
OF THE BELVIDERE MUNICIPAL CODE**

BE IT ORDAINED by the Mayor and City Council of the City of Belvidere, Boone County, Illinois, as follows:

SECTION 1: Section 14-453, Regulations, of the City of Belvidere Municipal Code is amended to read as set forth in the attached Exhibit A which is incorporated herein by this reference.

SECTION 2: If any section, paragraph, subdivision, clause, sentence or provision of this Ordinance shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, invalidate or nullify the remainder thereof, which remainder shall remain and continue in full force and effect.

SECTION 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4: This Ordinance shall be effective upon its passage, approval and publication in pamphlet form (which publication is hereby authorized) as provided by law.

Ayes:

Nays:

Passed:

Approved:

Mayor Michael Chamberlain

ATTEST: _____
City Clerk Shauna Arco

(SEAL)

Sec. 14-453. - Regulations.

- (a) At all times a licensed establishment, licensed fraternal establishment, licensed veterans establishment or licensed truck stop establishment shall comply with all aspects of this section, the Act and Code, including but not limited to, limitations on placement and age of players, as they may be amended from time to time.
- (b) Not more than the number of video gaming terminals authorized by state law may be located in any licensed establishment, licensed fraternal establishment, licensed veterans establishment or licensed truck stop establishment.
- (c) No person who is intoxicated shall be permitted to access or use a video gaming terminal.
- (d) The city, its police officers and other designated employees shall have unrestricted access to enter any establishment issued a license by the gaming board to determine compliance with this chapter, the Act and the Code. Refusal of entry shall be a basis for immediate suspension of any liquor license applicable to the licensed establishment, licensed fraternal establishment, licensed veterans establishment or licensed truck stop establishment, as well as a revocation of the privilege to operate any video gaming terminal by the licensed establishment, licensed fraternal establishment, licensed veterans establishment or licensed truck stop establishment.

Ordinance #465H
**AN ORDINANCE AMENDING
 DIVISION 1 OF ARTICLE VI, FINANCE OF
 CHAPTER 2, ADMINISTRATION,
 SECTION 114-42, AND APPENDIX A,
 OF THE CITY OF BELVIDERE**

BE IT ORDAINED by the Mayor and City Council of the City of Belvidere, Boone County, Illinois, as follows:

SECTION 1: Division 1 of Article VI, Finance of Chapter 2, Administration of the City of Belvidere Municipal Code is amended to read as set forth in the attached Exhibit A which is incorporated herein by this reference.

SECTION 2: Section 114-42 of the City of Belvidere Municipal Code is repealed and reserved.

SECTION 3: Appendix A of the City of Belvidere Municipal Code is amended to remove the reference to Section 114-42 and to add a new reference to a new Section 2-575 as set forth below:

114-42	Nonsufficient fund fee	Public Works	20.00
2-575	Insufficient Funds		\$30.00

SECTION 4: If any section, paragraph, subdivision, clause, sentence or provision of this Ordinance shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, invalidate or nullify the remainder thereof, which remainder shall remain and continue in full force and effect.

SECTION 5: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 6: This Ordinance shall be effective upon its passage, approval and publication in pamphlet form (which publication is hereby authorized) as provided by law.

Ayes:

Nays:

Passed:

Approved:

 Mayor Michael Chamberlain

ATTEST: _____
 City Clerk Shauna Arco

(SEAL)

DIVISION 1. - GENERALLY

Sec. 2-575. – Insufficient Funds

Any payment of any amount to the City that is returned for “insufficient funds” (NSF) or is otherwise dishonored by the bank or other institution upon which it is drawn shall not be deemed received by the City until full payment is made and received by the City plus an insufficient funds charge of \$30.00. The City may require payment in the form of certified check, money order, credit card or other form of guaranteed funds. Until, the original sum plus the \$30.00 insufficient funds charge is received by the City, any amount due and owing shall not be deemed received and any permit, license or other entitlement, for which the amount was due, shall not be considered valid or issued.

Sec. 2-576. - Fiscal year.

The fiscal year of the city shall begin on May 1 of each year. The municipal year shall coincide with the fiscal year.

RESOLUTION #2100-2019:

A RESOLUTION AUTHORIZING THE EXECUTION OF AN
INTERGOVERNMENTAL AGREEMENT FOR A SCHOOL RESOURCE OFFICER
BETWEEN THE CITY OF BELVIDERE AND SCHOOL DISTRICT 100

IT IS THEREFORE RESOLVED, by the Mayor and City Council of the City of
Belvidere as follows:

- 1) The Mayor is hereby authorized to execute the Intergovernmental Agreement
for a School Resource Officer between the City of Belvidere and School
District 100, a copy of which is attached hereto and incorporated herein.

Approved:

Mayor

Attest:

City Clerk

Ayes:

Nays:

Absent:

Date Approved:

INTERGOVERNMENTAL AGREEMENT FOR
SCHOOL RESOURCE OFFICER BETWEEN
SCHOOL DISTRICT 100 AND THE CITY OF BELVIDERE

THIS AGREEMENT is entered into on this _____ day of _____, 2019 between the City of Belvidere (the City) and the Board of Education of the Belvidere Community Unit School District No. 100 (District 100), Boone County, Illinois (District 100), both located within Boone County, State of Illinois.

WHEREAS, Section 10 of Article 7 of 1970 Constitution and the Intergovernmental Cooperation Act (5 ILCS 220/1 et seq.) empower units of local government to contract among themselves to share services and exercise, combine, or transfer any powers not prohibited by law; and

WHEREAS, District 100 desires to have the services of a City police officer available at the Belvidere High School (the High School) and the Belvidere South Middle School (the Middle School). The High School and Middle School are jointly referred to herein as the Schools; and

WHEREAS, the City determines that it is in the City's best interest to provide said services to the Schools located within the corporate limits of the City.

NOW, THEREFORE, in consideration of the mutual covenants contained herein and other good and valuable consideration, the adequacy of which is hereby acknowledged, the City and District 100 agree as follows:

1. RECITALS: The foregoing recitals are incorporated herein by this reference as if fully set forth.
2. SERVICES PROVIDED:
 - A. The City shall provide a School Resource Police Officer (the SRO) to District 100, to perform general police duties and to assist District 100 in the security of the Schools.
 - B. The City shall also assist District 100 with the overall security evaluation of the Schools.
3. SRO EMPLOYMENT:

The SRO is a City employee and shall be supervised and remain subject to the Police Department chain of command. All activities of the SRO shall be taken as a City employee and pursuant to applicable laws and the City Police Department's rules and regulations.

The Chief of Police, or his designee, shall coordinate the provision of SRO services with the principals of the Schools and/or the Superintendent of District 100.

It is essential that the City ensure that it is providing competent and professional services, not only to District 100, but to the entire community. As such, in the unlikely event that District 100 is in any way dissatisfied with the SRO assigned to District 100, or if District 100 feels that the assigned SRO has in any way acted in an improper manner, District 100 shall immediately notify the Chief of Police or his designee. District 100 shall not take any unilateral action with regard to the assigned SRO. The Chief of Police and District 100 shall coordinate an effective response and solution to District 100's concerns. In the event that District 100 and the Chief of Police conclude that an alternative SRO should be assigned, District 100 agrees and understands that it may take a period of time to train the new SRO and staff the position.

4. TIME OF PERFORMANCE:

The SRO shall be available for school purposes during school hours and at school sponsored events as follows:

- A. On all student attendance days from 8:00 a.m. to 3:30 p.m.
- B. At all other school sponsored functions as requested by the Schools' Principals: regularly scheduled home football games; home football playoff games; homecoming activities, within City boundaries; selected home boys or girls basketball or wrestling; IHSA contests hosted at the Schools; other school dances; senior activities – graduation; and other school functions as needed.
- C. City and District 100 agree that the SRO shall only be assigned to the Schools and events identified above which are located within the corporate limits of the City.
- D. City and District 100 agree that the City Police Department may withdraw the SRO as needed on an emergency basis to assist with emergencies within or outside of the City.

5. COMPENSATION:

- A. District 100 shall pay the City an annual sum for the services of the SRO. The Compensation shall equal 70% of the average City patrol officer's compensation package including, but not limited to, employer contributions for Worker's Compensation, pension plans and health insurance. For purposes of calculating the Compensation, the average patrol officer's salary shall be calculated utilizing the City's fiscal year.
- B. Payment of the Compensation amount shall be made in ten (10) equal monthly installments, on the 15th day of each month, commencing in August of each year and terminating in May.
- C. If the City provides an SRO on an overtime basis at school functions as required under Section IV or upon request by District 100, District 100 shall pay to the City the actual assigned officer's rate of overtime pay as determined by the CBA between the City and the Fraternal Order of Police then in effect, or such amount as the parties may agree to in writing.

6. SERVICES TO BE SUPPLEMENTAL:

The parties agree that the services provided by this Agreement are in addition to general police services provided by the City in the regular course of operating its Police Department.

7. MISCELLANEOUS:

- A. This Agreement embodies the entire agreement between the parties with respect to the provision of the SRO. No extension or amendment of this Agreement shall be made or claimed by any party to have any force or effect whatsoever, unless such extension or amendment shall be set forth in writing and signed by all the parties hereto.
- B. This Agreement may be executed in separate counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same Agreement.
- C. The headings contained in this Agreement are for reference purposes only and shall not in any way affect the meaning or interpretation of this Agreement.
- D. This Agreement shall be governed by and construed in accordance with the internal laws of the State of Illinois, without regard to conflicts of law rules. If any provision of this Agreement is deemed invalid by a court of competent jurisdiction, such invalidation shall not render invalid any other provisions of this Agreement which can be given effect without the invalid provision.
- E. The parties agree that any action brought under or relating to this Agreement shall be brought in the 17th Judicial Circuit, Boone County, Illinois and the parties hereby submit to the jurisdiction of and venue in that Court.

8.. EFFECTIVE DATE:

This Agreement shall take effect on _____ and shall remain in effect for a period of three (3) years from that date. Either party may cancel this Agreement at any time prior to the expiration of the Agreement with sixty (60) days advance written notice of cancellation.

9.. NOTICE:

Any notice required or given under this Agreement shall be given in writing and shall either be hand delivered or delivered through the U.S. Mail, postage prepaid, to the recipient at its formal administrative office. Any notice sent to the City shall be addressed to the Mayor with copies to the Chief of Police and the City Attorney. Any notice to District 100 shall be addressed to the Superintendent of Schools with copy to the Principals of the Schools.

IN WITNESS WHEREOF, the undersigned duly authorized representatives of the City and District 100 have caused this Agreement to be executed.

CITY OF BELVIDERE

BELVIDERE COMMUNITY UNIT
SCHOOL DISTRICT NUMBER 100

RESOLUTION #2101-2019:
A RESOLUTION ACCEPTING PUBLIC IMPROVEMENTS OF
DIXON SUBDIVISION

WHEREAS, the City Council of the City of Belvidere approved the final Plat of Subdivision of Dixon Commercial Subdivision on June 6, 2017 (hereinafter the Subdivision; and

WHEREAS, the owner/developer of the Subdivision has certified that all public improvements, identified on said Plat to be dedicated to the City of Belvidere, and required to be constructed by owner/developer, are completed according to the City of Belvidere Municipal Code and the directives of the City's Department of Public Works; and

WHEREAS, the owner/developer dedicated certain Public Improvements to the City of Belvidere as identified on the Final Plat of Subdivision.

NOW, IT IS THEREFORE RESOLVED, by the Mayor and City Council of the City of Belvidere, Illinois as follows:

- 1) The foregoing recitals are hereby incorporated by this reference.
- 2) The Public Improvements identified as being dedicated to the City of Belvidere on the Final Plat of Subdivision for the Dixon Commercial Subdivision are hereby accepted by the City of Belvidere. This acceptance does not relieve Owner or its successors and/or assigns from any obligation relating to any other improvements which are noted on said plat.
- 3) The Clerk is authorized to record this resolution with the Boone County Recorder of Deeds.

Passed by the City Council of the City of Belvidere, Illinois this 5th day of August 2019.

Approved: _____
Mayor

Attest: _____
City Clerk

Ayes:

Nays:

Absent:

Date Approved: