



City Council
COMMITTEE OF THE WHOLE
City of Belvidere, Illinois

Aldersperson Natalie Mulhall	Chairman Building
Aldersperson Sandra Gramkowski	Vice-Chairman Building
Aldersperson Wendy Frank	Chairman Finance and Personnel
Aldersperson Ric Brereton	Vice-Chairman Finance and Personnel
Aldersperson Mike McGee	Chairman Planning & Zoning
Aldersperson Clayton Stevens	Vice-Chairman Planning & Zoning
Aldersperson Matthew Fleury	Chairman Public Safety
Aldersperson John Albertini	Vice-Chairman Public Safety
Aldersperson Daniel Snow	Chairman Public Works
Aldersperson Marsha Freeman	Vice-Chairman Public Works

AGENDA

March 11, 2024
6:00 p.m.
City Council Chambers
401 Whitney Blvd., Belvidere, Illinois

Call to Order:

Roll Call:

Public Comment:

Public Forum:

Reports of Officers, Boards, and Special Committees:

1. Building, Planning & Zoning, Unfinished Business: None.
2. Building, Planning & Zoning, New Business:
 - A. Building Department – Update.
 - B. Planning & Zoning Department – Update.

- C. Resolution Directing the Planning Department to Publish the Zoning Map of the City of Belvidere.
- 3. Public Works, Unfinished Business: None.
- 4. Public Works, New Business:
 - A. Public Works Department – Update.
 - B. Backflow Program – The Compliance Engine.
 - C. Intersection Review – W. Perry St. & Franklin St.
 - D. Intersection Review – W. Perry St. & King St.
 - E. Irene Road Vacation.
- 5. Other:
 - A. Waste Hauling Proposals.
 - B. Accept Grant Awards.
 - C. FY 25 General Fund Budget Presentation and Discussion.
- 6. Adjournment:

RESOLUTION #2024-4

**A RESOLUTION DIRECTING THE PLANNING DEPARTMENT
TO PUBLISH THE ZONING MAP OF THE CITY OF BELVIDERE**

WHEREAS, Illinois statute requires municipalities to publish a zoning map annually; and

WHEREAS, the City of Belvidere has compiled and attached hereto as Exhibit A, a zoning map (dated February 2024 and current with all approved map amendments and annexation) depicting zoning districts as required by state statute, and

WHEREAS, the Official Zoning Map is on file and available for public inspection and purchase at the Belvidere Community Development Department at 401 Whitney Boulevard, Belvidere.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and the City Council of the City of Belvidere that the Planning Department is directed to publish the Official Zoning Map by posting a copy of the map on the office of the Planning Department's web site. The Planning Department is further authorized to make the Official Zoning Map available for purchase.

Approved:

_____ Mayor

Attest:

_____ City Clerk

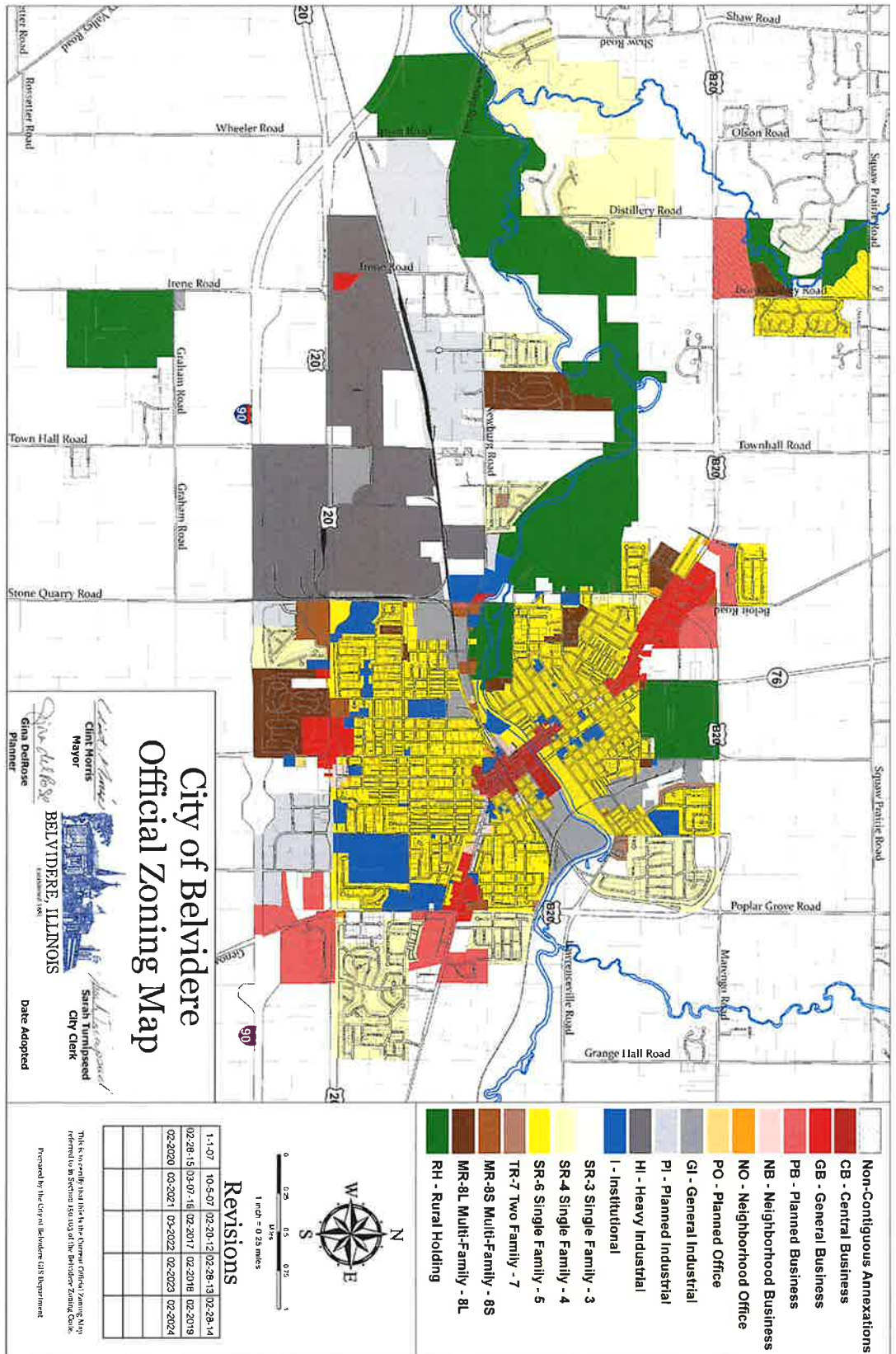
Ayes:

Nays:

Absent:

Approved:

EXHIBIT A



Memo

To: Mayor and City Council
From: Brent Anderson, Director of Public Works
Date: 2/15/2024
Re: Backflow Program – The Compliance Engine

Community public water supplies are required by State regulations to maintain active cross-connection control programs to protect the safety of water consumers. Many of these cross-connections require an approved backflow prevention device to ensure the safety of the public water supply system. Per Illinois Plumbing Codes and IEPA Regulations, these backflow preventers must be tested annually.

Currently, we have a total of 1,004 backflow devices to track. We have to manually check our data to mail both renewal and late notices, as well as enter the received results. With the current workload of the water department, this task is difficult to manage effectively in order to achieve 100% compliance.

The Compliance Engine is an internet-based tool to track and drive code compliance in order to provide for a safer community at no cost to the City. The Belvidere Fire Department currently uses The Compliance Engine for their fire protection system inspection notifications and reporting. They will handle all notifications, follow ups, and customer support to the properties and testers on behalf of the City, as well as, store data and analytics. The only cost is a \$12 fee paid by the tester per backflow device. Enforcement of the code compliance would still fall under the City.

Based on the above information, I would recommend entering into an agreement with The Compliance Engine by Brycer to manage our backflow program.

Memo

To: Mayor and City Council
From: Brent Anderson, Director of Public Works
Date: 2/26/2024
Re: Intersection Review – W Perry St & Franklin St

After review of the above intersection, I would offer the following:

Current Status:

Franklin Street yields to traffic on W Perry Street.

Traffic Volume:

Based on IDOT's current Traffic Volume Map, W Perry Street and Franklin Street have an ADT of 200 or less.

Accident History:

Police Department records indicate two accidents at this intersection in the last five years.

Pedestrian Activity:

This intersection is located in a residential neighborhood with typical pedestrian activity.

Site Distance:

No site distance limitations noted.

Conclusion:

Based on the above information and IDOT's "Manual on Uniform Traffic Control Devices", no changes are needed at this intersection at this time.

Memo

To: Mayor and City Council
From: Brent Anderson, Director of Public Works
Date: 2/26/2024
Re: Intersection Review – W Perry St & King St

After review of the above intersection, I would offer the following:

Current Status:

W Perry St yields to traffic on King Street.

Traffic Volume:

Based on IDOT's current Traffic Volume Map, W Perry Street and King Street have an ADT of 200 or less.

Accident History:

Police Department records indicate one accident at this intersection in the last five years.

Pedestrian Activity:

This intersection is located in a residential neighborhood with typical pedestrian activity.

Site Distance:

No site distance limitations noted.

Conclusion:

Based on the above information and IDOT's "Manual on Uniform Traffic Control Devices", no changes are needed at this intersection at this time.

Memo

To: Mayor and City Council

From: Mike Drella

CC:

Date: 2/20/2024

Re: Irene Road Vacation

You will recall as part of the Kelly Farms / General Mills development, Irene Road was re-aligned to allow for easier traffic flow. This resulted in a remnant piece of Irene Road that is no longer paved or useful. Attached is an ordinance vacating the public easements in that portion of Irene Road that is no longer used. A map showing the portion of the road to be vacated is attached to the ordinance. The vacated road will be divided between the adjacent property owners as technically they owned to the center of the road anyway.

RECOMMENDED MOTION: Motion to adopt an Ordinance Vacating and Abandoned Portion of Irene Road.

ORDINANCE

AN ORDINANCE VACATING AN ABANDONED PORTION OF IRENE ROAD IN THE CITY OF BELVIDERE

WHEREAS, on May 2, 2033, the Corporate Authorities of the City of Belvidere adopted Ordinance 576H annexing certain territory adjacent to Irene Road, South of the Union Pacific Railroad and North of U.S. Route 20 to the City of Belvidere (the Annexation); and

WHEREAS, prior to the Annexation Irene Road was a part of the Township Road system under the maintenance jurisdiction of the Belvidere Township Highway Commissioner; and

WHEREAS, by operation of law, that portion of Irene Road adjacent to the Annexed territory (hereinafter Irene Road) transferred to the City of Belvidere road system ((605 ILCS 5/2-104), (People ex rel. Rockwell v Chicago Telephone Co., 245 Ill. 121) (Op. Att'y Gen. (Ill.) S-994 (1975))); and

WHEREAS, Irene Road was realigned and re-constructed pursuant to a plat of subdivision and planned unit development approved by the City of Belvidere on or about May 2, 2022 as Ordinance 578H; and

WHEREAS, the reconstruction and re-alignment of Irene Road rendered a portion of Irene Road abandoned and of no service to the public interest; and

WHEREAS, the abandoned portion of Irene Road (hereinafter referred to as the Vacated Parcel) is legally described and depicted in the Attached Exhibit A which is incorporated herein by this reference; and

WHEREAS, there are no public water or sewer utility facilities located under, over or upon the Vacated Parcel; and

WHEREAS, because the Vacated Parcel was formally a part of the township highway system, one-half of each side of the Vacated Parcel is a part of the adjoining properties to the east and west and a part of the legal description of each such property; and

WHEREAS, the City of Belvidere is a home rule unit of government within the meaning of Section 6 of Article VII of the 1970 Constitution of the State of Illinois; and

WHEREAS, after proper notice, a public hearing was held on _____ pursuant to Section 11-91-1 of the Illinois Municipal Code; and

WHEREAS, the Corporate Authorities of the City of Belvidere find that it is in the public interest to vacate the Vacated Parcel as it no longer serves any public benefit in that it is abandoned due to the realignment of Irene Road and the City will be relieved of any maintenance obligations; and

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

SECTION 1: The foregoing recitals are incorporated herein as if fully set forth. For purposes of this Ordinance, Division 91, of Article 11 of the Illinois Municipal Code (65 ILCS 5/11-91-1 et seq.) shall not apply to this Ordinance and is expressly abrogated and waived. This ordinance is specifically adopted pursuant to home rule authority.

SECTION 2: The Vacated Parcel is hereby vacated under the City's home rule authority, but in accordance with 65 ILCS 5/11-91-1 et seq. Title to the Vacated Parcel reverts to and is confirmed in the adjoining properties the same as if the Vacated Parcel had been dedicated by common law plat and in accordance with section 11-91-2 of the Illinois Municipal Code (65 ILCS 5/11-91-2), 605 ILCS 5/9-127, and as set forth in this Ordinance. All easement rights of the public to use the Vacated Parcel as right-of-way are similarly vacated and abolished. This ordinance shall not vacate any easement of any other public utility. The Mayor is authorized to execute and the Clerk to Attest any documents necessary or convenient to transfer title to the Vacated Parcel to the adjoining properties, if necessary, and extinguish any public right to use the Vacated Parcel as right-of-way.

SECTION 3: The Parcels acquiring title to the Vacated Parcel are:

PIN 05-32-400-011

PIN 05-32-400-007

SECTION 4: That all maps, journals and other records of the City be changed accordingly.

SECTION 5: 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 6: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 7: This Ordinance shall be in full force and effect upon its passage, approval and publication in pamphlet form (which publication is hereby authorized) as provided by law.

Ayes:

Nays:

Absentees:

APPROVED:

Mayor Clinton Morris

(SEAL)

ATTEST: _____
City Clerk

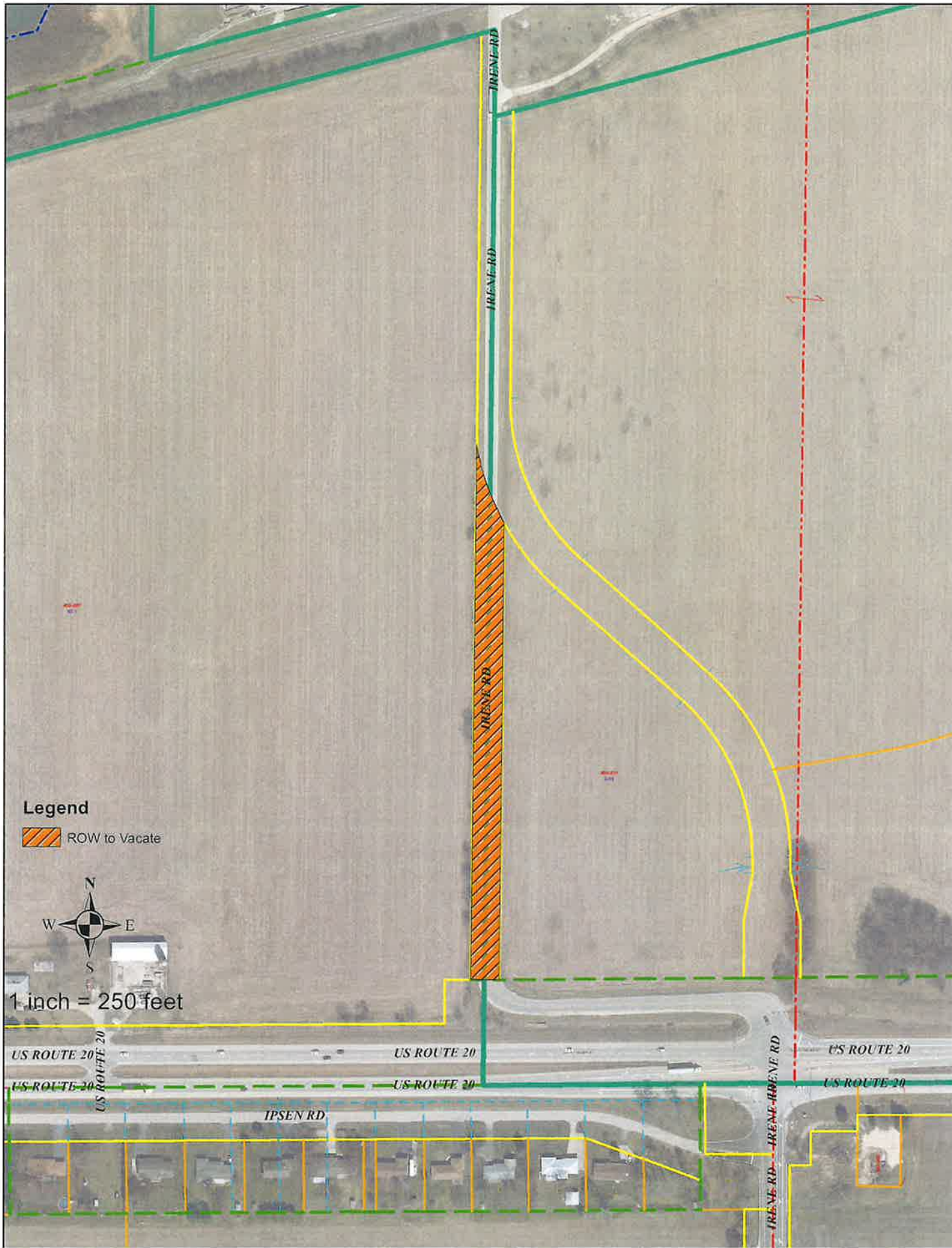
Passed:

Approved:

Published:

EXHIBIT A

PART OF THE SOUTHEAST QUARTER (1/4) OF SECTION THIRTY-TWO (32), TOWNSHIP FORTY-FOUR (44) NORTH, RANGE THREE (3) EAST OF THE THIRD (3RD) PRINCIPAL MERIDIAN, CONSISTING OF THE RIGHT OF WAY PREVIOUSLY KNOWN AS IRENE RD; FURTHER DESCRIBED AS; COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION; THENCE NORTH 220' TO A POINT ON THE NORTHERLY RIGHT OF WAY OF US RT 20, THENCE WEST ALONG SAID RIGHT OF WAY 623 FEET MORE OR LESS TO THE EAST LINE OF THE FORMER ROW OF IRENE RD TO THE POINT OF BEGINNING; THENCE NORTH ALONG SAID EAST LINE 958.5 FEET MORE OR LESS TO THE SOUTH LINE OF THE RELOCATED RIGHT OF WAY LINE OF IRENE RD, THENCE NORTHWESTERLY ALONG SAID RIGHT OF WAY LINE ON A CURVE TO THE RIGHT HAVING A RADIUS OF 450, AND MEASURING 176.5 FEET MORE OR LESS, THENCE SOUTH TO NORTH RIGHT OF WAY US RT 20, THENCE EAST TO THE POINT OF BEGINNING. ALL SITUATED IN BOONE COUNTY, ILLINOIS.



Memo

To: Mayor and City Council
From: Mike Drella
CC: City Clerk / Finance Director
Date: 3/7/2024
Re: Waste Hauling Proposals

As instructed, we requested proposals for single source collection of residential solid waste within the City of Belvidere. The request was advertised in a local paper and on the City website. Further, the City sent a request for proposals to all current licensees providing waste hauling services within the City of Belvidere. Unfortunately, only two companies, Rock River Disposal and Waste Management submitted proposals to the City. We have provided copies of their proposals to you for review. Please note that a common hauler in Belvidere, Marengo Disposal is actually owned by the same parent corporation as Rock River Disposal.

The proposals are for residential service only. Commercial, industrial and multi-family units (over two units) are not covered by the proposals and would still be free to contract with any hauler licensed in the City. This is in part caused by a state statute that requires a significantly greater process to franchise non-residential waste haulers. It is also because residential waste has a lower chance of increasing potential environmental liability.

The proposals, for the most part, are apples to apples as they are based upon a form agreement prepared by the City. Each proposer has requested certain modifications to the agreement which do not ultimately affect the price of service to a great extent. They primarily focus on liability issues, damages in the event of a breach by the company, the term of yard waste pick up etc. Each proposes a five (5) year contract term.

1) Waste Management:

Weekly pick up of solid waste.
Bi-weekly pick up of recyclables.
Limits on pick up to what fits in the containers and limits on bulk pick up.
\$31.55 per month = \$94.65 per quarter.
Annual increase in price of 5%.

2) Rock River

Weekly pick up of solid waste.
Weekly pick up of recyclables.

Indicates unlimited quantity of both solid waste and recyclables so long as properly bundled. This will require a contract modification.

\$25.35 per month = \$76.05 per quarter.

Annual increase of 3.5%.

- 3) Current users of Marengo Disposal have essentially the same service as offered above at a rate of \$99.00 per quarter, at least according to recent bills we have reviewed.

As indicated previously, establishing a single source franchise does slightly increase the City's potential for environmental liability. It, of course, also increases potential liability for other types of damage, but no different than the existing franchises for Cable TV etc.

Also included in the packet are proposed modifications to the City's solid waste code. If the Council chooses to implement franchised residential waste hauling, it will be necessary to adopt these, or similar modifications to effectuate the single source franchise for residential waste hauling.

If the Committee of the Whole wishes to implement single source franchised residential waste hauling the following motions should be made independently:

- 1) Motion to forward to City Council the award of a single source franchise agreement to INSERT THE NAME OF THE ENTITY YOU WISH TO AWARD THE CONTRACT TO with the City Attorney to negotiate the final franchise agreement awarded. The award will be pursuant to a resolution awarding the franchise and authorizing the Mayor to execute the Agreement.
- 2) Motion to forward to City Council in ordinance form an amendment to Article II of Chapter 94 of the City of Belvidere Municipal Code to effectuate a single source franchise for solid waste collection as presented.

ARTICLE II. REFUSE COLLECTORS AND COLLECTION¹

DIVISION 1. GENERALLY

Sec. 94-31. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Refuse means any garbage, products or materials, including but not limited to the following: putrescible animal and vegetable wastes resulting from the handling, preparation, cooking, sale or consumption of food; human and animal excretion; glass, metal or plastic containers, products or objects discarded as no longer usable; paper, wood and cardboard waste; uprooted weeds, grass clippings and yard waste, furniture or clothing; any industrial process wastes; and dead animals.

Refuse hauler means any person actively engaged in the operation of picking up, delivering or transporting refuse from one location within the City county to another location legally permitted to receive such refuse.

Sec. 94-32. Scope of article.

This article is not intended and shall not be construed to prohibit a resident of the city from hauling his own refuse in his personal vehicle provided that the refuse is hauled to and deposited in a licensed refuse disposal area.

Sec. 94-33. Transportation of refuse restricted.

- (a) It shall be unlawful to transport refuse from outside the city except in totally enclosed trucks or units.
- (b) It shall be unlawful to transport refuse in the city that has not been deposited in a state approved disposal facility within 24 hours of the time it is collected.
- (c) It shall be unlawful to transport refuse in the city except between the hours of 5:00 a.m. and 6:00 p.m.

Sec. 94-34. Licensees to operate in compliance with the law.

All licensees under this Article, including but not limited to the exclusive franchisee under section 95-50, ~~section 94-61~~ shall at all times operate so as not to violate any local ordinances or the regulations adopted by the pollution control board of the state promulgated in accordance with the Environmental Protection Act, title V, 415 ILCS 5/22.

Sec. 94-35. Inspections.

The mayor or any person authorized by him shall have authority to inspect at any time or place any vehicle used in hauling refuse to assure that all state and local standards regarding the operation of such vehicles and are met.

(Code 1982, § 116.124)

Sec. 94-36. Violations; penalties.

Any person who violates this Article ~~division~~ or any of the rules and regulations adopted pursuant to law shall be deemed to have committed a misdemeanor and shall be punished by a fine, suspension or revocation of any license held or as provided in section 1-9, or by any combination of such fine, suspension or revocation and penalty unless otherwise provided in this Article.

**DIVISION 2. EXCLUSIVE FRANCHISE FOR SINGLE FAMILY
AND TWO FAMILY RESIDENTIAL SOLID WASTE COLLECTION**

Sec. 95-50. Single family and two-unit residential solid waste collection.

- (a) Exclusive franchise license. There shall be issued in the City of Belvidere no more than one license, authorizing the collection of garbage/refuse and recyclables for any and all single family and two-unit residential dwelling units located within the corporate limits of the City.
- (b) The said exclusive franchise license (contract) shall be issued to that contractor awarded the contract by the Corporate Authorities for the collection of single family and two-unit residential refuse and recyclables.
- (c) The exclusive franchise licensee shall charge no more than the current year contract rate approved by the City. The City reserves the right to approve or disapprove any proposed increase in the collection fee.
- (d) This section does not prohibit single family residences from composting, mulching, or otherwise disposing of yard waste in a legal manner.
- (e) The Exclusive Franchisee shall abide by all terms of this Article and such terms are incorporated within any franchise agreement. In the event of a direct conflict between a term of any such franchise agreement and this Article, the franchise agreement shall control.
- (f) Any person or entity collecting single-family or two-unit residential garbage, refuse, recyclables or yard waste without the exclusive franchise license, shall be fined not less than \$200.00 plus court costs and attorney's fees for each offense. A separate offense shall be deemed to occur for each residential property from which the person or entity collects residential garbage, refuse, recyclables or yard waste and for each day that the person or entity collects garbage, refuse or yard waste in violation of this section.
- (f) No person shall contract with or hire a waste hauler to collect garbage, rubbish, recyclables or yard waste from a single family or two-unit residential property unless that hauler is the Exclusive Franchisee. Any person who violates this subsection (f) shall be fined in accordance with section 1-9 of the City of Belvidere Municipal Code.
- (g) It shall not be unlawful under this section, nor shall any person or entity be subject to penalty, if they engage in removal of garbage, refuse or yard waste as a service incident to another services such as remodeling, construction or yard care.

DIVISION 3 2. COLLECTOR'S LICENSE

Sec. 94-61. License required.

- (a) *Business.* No person shall operate a refuse collection business in the city without having first obtained a license from the city to operate the same. No license shall be issued for single family or two-unit residential solid waste collection except to the exclusive franchisee under section 95-50.
- (b) *Vehicles.* No refuse-hauling vehicles except those licensed, after proper application to the city, may be operated in the city; and evidence of such licensing shall be prominently displayed on the windshield of any vehicle used for such purposes.

Sec. 94-62. Application.

- (a) *Business.* Application for city refuse collection business licenses shall be made on forms supplied by the city clerk.
- (b) *Vehicles.* Applications for city refuse hauling vehicle licenses, for vehicles of any kind used in hauling refuse to such disposal areas, shall be made on forms supplied by the city clerk.

Sec. 94-63. Insurance.

Application for a city refuse hauling license must be accompanied by a certificate of insurance having the following minimum amounts:

Comprehensive general liability:

Bodily injury	\$500,000.00 each occurrence \$500,000.00 aggregate
Property damage	\$500,000.00 each occurrence \$500,000.00 aggregate or
Combined form	\$1,000,000.00 combined single limit
Premises-operations explosion collapse hazard	
Underground hazard products/completed operations	
Broad form property damage, independent contractors	
Automobile liability	
Bodily injury	\$300,000.00 each person \$500,000.00 each accident
Property damage	\$100,000.00 or \$500,000.00 combined single limit
Comprehensive form	
Hired non-owned worker's compensation	A-Statutory B-\$500,000.00 each accident

Sec. 94-64. Issuance of license.

The City Clerk ~~city council~~ may grant licenses to such persons as can qualify and desire the same, to pick up, transport and dump refuse in accordance with law and rules and regulations set out in this article.

(Code 1982, § 116.129)

Sec. 94-65. License fees.

- (a) *Business.* The license fee to be charged to all persons requesting a license to operate a refuse collection business shall be \$120.00 per year.
- (b) *Vehicles.* The license fee to be charged to all persons requesting a license for each vehicle used in hauling refuse to a refuse disposal area shall be \$80.00 per vehicle per year. Such licenses shall be effective from May 1 to April 30 of the following year.

Sec. 94-66. When fee due; late payment penalty.

- (a) A fee for a license to be issued under this division shall be due and payable annually in advance on May 1 of each year, and the license shall be for one fiscal year of 12 months commencing on that date.
- (b) A license issued after June 1 of each year shall be subject to a penalty to be paid by the applicant as follows:
 - (1) A penalty for each license issued after June 1 is hereby imposed at the rate of ten percent of the annual license fee for each month until the fee is paid.
 - (2) Should an applicant commence the business or the activity that requires the license subsequent to June 1, the penalty herein shall apply commencing the first day of the month following the month in which the business or the activity began.

Sec. 94-67. Transfer or proration prohibited.

There shall be no transfer of licenses issued under this section or proration of fees for the same for a portion or portions of the year so held.

Sec. 94-68. Suspension or revocation of license.

- (a) All licenses issued pursuant to an application under this division are issued subject to compliance by the applicant with the provisions of this article and statements made in the application, and failure to comply with such provisions and statements shall result in suspension or revocation of such licenses.
- (b) The ~~City Clerk~~ ~~city council~~ may suspend or revoke any license issued under the provisions of this division for any violation of any provision of this article; for any violation of local regulations and ordinances; for any violation of the regulations adopted by the pollution control board of the state pursuant to title V (415 ILCS 5/22 et seq.) of the Environmental Protection Act, or for any violation of state law pertaining to the operation of vehicles used in hauling refuse, for any operation other than that described in the application for license required by section 94-62. The City Clerk may not revoke or suspend the exclusive franchise, said authority reserved to the Corporate Authorities in conformance with any applicable franchise agreement.

Secs. 94-69—94-90. Reserved.

DIVISION ~~4~~ 3. RECYCLABLES

Sec. 94-91. Containers.

Any privately or publicly operated refuse collection service shall, as a condition of the right to hold a collection license within the city, be required to provide each residential customer so served with a container to be used for collection and regular pickup of certain recyclable items as specified by the city.

Sec. 94-92. Regulations governing curbside collection of recyclables.

As a condition of receiving a refuse collection license within the city, the license holder agrees to the following conditions:

- (1) Residential refuse and garbage shall be defined as that refuse and garbage collected from single-family and two-family dwelling units.
- (2) The following types of refuse and garbage are allowed for disposal and can be collected and disposed of by the license holder provided that all material is in a suitable container.
 - a. All kitchen waste, including cans, bottles, household food, accumulation of animal food and vegetable matter attendant on the preparation, use, cooking and serving of foods.
 - b. General household refuse and garbage, including ashes, empty cartons, crates, boxes, wrapping materials, magazines, cloth material, empty cans, discarded toys, discarded clothing and similar materials.
- (3) Materials not allowed for pickup are as follows: hazardous, toxic or inflammatory materials or materials of an explosive nature; yard wastes (leaves, grass, tree trimmings, etc.); earth, sod, rocks; concrete; refuse from remodeling or construction of homes. However, this does not exclude small amounts of earth, sod and building materials.
- (4) ~~The license holder will be required to furnish to each residential customer a single, 12-gallon minimum, rectangular open top container for the purpose of collecting recyclable items. The containers shall be approved by the city prior to delivery to the homeowners.~~
- (5) The license holder agrees to pick up and have recycled the following recyclable materials (which are not to be placed in regular refuse containers):
 - a. Newsprint.
 - b. Clean glass food and beverage bottles/containers.
 - c. Aluminum food and beverage containers.
 - d. Steel/tin food and beverage containers.
 - e. Plastics with #1 and #2 recycling designation.
 - f. Cardboard.

Other items may be collected by the license holder for recycling at their discretion. The above categories must be properly sorted and separated and placed at the curb in the open containers. Recyclable materials that include waste/refuse will not be picked up.

~~At such a time that market conditions would prohibit the license holder from selling the collected recyclables, the director of public works may, at the request, in writing, of the license holder, waive the requirement to collect the recyclables so affected. It is understood that if this condition arises, the license holder may, at his option, continue to collect the material but dispose of it with the regular refuse.~~

- (6) The recyclable materials will be picked up on the same day as the refuse/garbage.

-
- (7) The license holder shall furnish the city with monthly reports detailing the exact quantities, by type, of all recyclable materials collected; the locations to which they were taken; and the total amount of revenues generated by their sale.
 - (8) Collection and disposal of items heretofore designated as household refuse or household garbage shall be made not less than once a week. The frequency of collection of recyclable materials shall be at the discretion of the license holder. However, collection of recyclables shall be not less than once per month.
 - (9) The license holder may continue to collect any refuse of any commercial, business or industrial establishment, schools or other buildings occupied by a public body, subject to any and all of the regulations governing private scavengers.
 - (10) The license holder shall not begin any residential refuse/recyclable collection before 5:00 a.m.
 - (11) All garbage, ashes, rubble or waste and refuse collected by the license holder shall be disposed of by it at a site licensed and approved by the state environmental protection agency. Documentation of the license and approval by the EPA shall be required upon request from the city. The license holder shall be solely responsible for the sanitary disposal of materials collected by the company.
 - (12) The license holder shall perform all collection and disposal services herein required in a neat, orderly and efficient manner; shall use care and diligence in the performance of its collections; and shall provide neat, orderly and courteous employees and personnel on its crews.
 - (13) The license holder shall agree to prohibit the consumption of alcoholic beverages by its drivers, crew members or other employees while they are on duty. The license holder shall not allow any driver or crew member to be working while intoxicated or under the influence of illegal drugs.
 - (14) The license holder shall exclusively use enclosed, waterproof, packer type disposal truck bodies for refuse collection. The license holder shall not allow litter to scatter or to be spread as a result of the service provided within the city.
 - (15) The license holder shall provide the city with a list of all equipment to be used. Trucks shall be identified by a number which is painted on the truck, by the make and year of cab, chassis and body. Such a list shall be provided to the city annually when license renewal is required.

Sec. 94-93. Investigation of complaints; penalty for violation.

Any complaint received by the city about any license holder who fails to provide any service as provided for in this division, or who violates any other provisions of this division will be promptly investigated by the body having jurisdiction, and if found in violation of this division, will be subject to a penalty of between \$50.00 and \$500.00 and/or revocation of the license, depending on the nature and severity of the violation. With the exception of the exclusive franchisee, the City Clerk shall enforce these penalties and this Article. A licensee may appeal any decision of the City Clerk to the City Council whose decision will be final. Any such penalty action will be taken before the city council for review, and their decision shall be final.

Secs. 94-94—94-100. Reserved.

DIVISION 5 4. YARD WASTE

Sec. 94-101. Collection of yard waste.

Any privately or publicly operated refuse collection service shall, as a condition of the right to hold a collection license within the city, be required to provide regular pickup of residential yard waste at rates to be determined by the license holder or the awarded franchise.

Sec. 94-102. Regulations governing curbside collection of yard waste.

The license holder shall collect garden and yard waste material from residences at curbside. Material must be placed in paper lawn bags or an approved container with a visible X marked on it. Any incidental non-garden or yard waste material collected in the process shall be disposed of by and at the expense of the license holder in accordance with state and local laws, rules and regulations. Tree or brush trimming must be less than five feet in length and weigh less than 50 pounds tied in bundles with natural materials, not with wire.

Sec. 94-103. Definition.

The term "garden and yard waste" shall mean any and all accumulations of grass, leaves, branches, ~~scrubs~~, vines and other similar items generated by the maintenance of lawns, shrubs, gardens and trees.

Sec. 94-104. Reserved.

DIVISION 6 5. BULKY WASTE

Sec. 94-105. Collection of bulky waste.

Any privately or publicly operated refuse collection service shall, as a condition of the right to hold a collection license within the city, be required to provide curbside residential bulky waste collection at rates to be determined by the license holder.

Sec. 94-106. Regulations governing curbside collection of bulky waste.

Bulky waste collection must be available to each residential dwelling unit on a quarterly-annual basis and must be scheduled with license holder in advance. All materials regulated under the Clean Air Act, the Toxic Substance Control Act, or other environmental laws shall be removed from bulky waste by the resident prior to the collection.

Sec. 94-107. Definition.

The term "bulky wastes" shall mean discarded recyclable and nonrecyclable materials, including metals with no concrete attached, household appliances, furniture over 50 pounds in weight, refrigerators, stoves, metal poles, other household appliances, and all other materials other than non-refuse material.

Secs. 94-108—94-109. Reserved.

DIVISION 7 6. REFUSE, YARD WASTE AND BULKY WASTE STORAGE

Sec. 94-110. Refuse, yard waste and garbage receptacles.

All refuse shall be stored in solid body sealed containers resistant to animal infestation or destruction such as commercially available garbage cans with tight fitting lids, or on commercial properties, commercially available dumpsters with lids closed. Such dumpsters or containers may be referred to as garbage receptacles. At all times, the garbage receptacles shall be maintained in a clean condition with lids securely closed and with all refuse only contained within the closed garbage receptacle. No refuse shall be stored outside a completely enclosed structure, unless within a sealed garbage receptacle. Yard waste may be stored within yard waste bags approved by the licensed hauler responsible for removing refuse and yard waste from the property. Recyclables may be stored in recyclable containers approved and provided by the licensed hauler responsible for removing recyclables from the property.

Sec. 94-111. Storage.

When stored outside a structure, all refuse, yard waste, bulky waste and garbage receptacles shall be placed in a manner so that they are not visible from any public or private street or other right of way.

Sec. 94-112. Recycle containers.

Refuse, yard waste, bulky waste, recycle containers and garbage receptacles may be placed curbside, or immediately adjacent to a street or right of way only on the day of pick up by a licensed hauler as set forth in this chapter. Such placement of refuse, yard waste, bulky waste, recyclable containers or garbage shall not exceed a continuous period of 24 hours.

Sec. 94-113. Violations.

The owners of real property upon which a violation of this division is found to exist as well as the persons actually violating this division shall be jointly and severally liable for such violation.

Sec. 94-114. Penalty.

Any person violating any provision of this division, and/or the owner of any real property upon which a violation is found to exist, shall be fined not less than \$100.00 nor more than the maximum provided in section 1-9 for each offense; and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues. In addition, a court of competent jurisdiction may affirmatively require any individual found to violate this division to remedy such violation and to bring the offending real property into compliance with this division as well as the City's Property Maintenance Code.



MEMORANDUM

To: Council Members
Clinton Morris, Mayor

From: Shannon Hansen, Budget & Finance Officer

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Date: February 28, 2024

Re: Motions to Accept Grant Awards

As you are aware, the City of Belvidere applied for, and has now been awarded, the following grants:

1. \$1mm for the following projects:
 - a. Rehabilitation and expansion of Municipal Parking Lot #7 (\$601,883)
 - b. Radios for the Police Department (\$367,717); and
 - c. Concrete barricades for use by the Street Department to ensure crowd safety and security during downtown events (\$30,400).

Funds for this grant were allocated to the City through Senator Stadelman. The City also received grant funding through Region 1 towards the Parking Lot #7 project.

2. \$1mm to be used by Midwest Refrigerated Services towards the racking system in the facility currently under construction on Irene Road.

The securing of these funds significantly impacted Midwest's selection of Belvidere over Beloit, Wisconsin for its next growth opportunity.

Neither grant requires matching funds from the City.

In addition to the above, the Belvidere Police Department has applied for and has been awarded an Officer Recruitment and Retention Grant through the Illinois Law Enforcement Training and Standards Board in the amount of \$283,350. Funds will be allocated as follows:

- Gym Equipment (\$15,500)
- Virtual Training Equipment (\$48,770)
- Wellness Checks for Officers (\$14,080)
- Stipends for Officers (\$205,000)

This grant does not require matching funds from the City.

Recommended Motion:

Motion to accept grant funds from the Illinois Department of Commerce & Economic Opportunity in the amount of \$1mm for work related to the rehabilitation and expansion of Municipal Parking Lot #7, radios for the Police Department, and concrete barricades for use by the Street Department and to authorize the Mayor and Finance Director to execute any documentation necessary to facilitate the receipt of grant funds.

Recommended Motion:

Motion to accept grant funds from the Illinois Department of Commerce & Economic Opportunity in the amount of \$1mm to be used by Midwest Refrigerated Services towards the racking system in the facility currently under construction on Irene Road and to authorize the Mayor and Finance Director to execute any documentation necessary to facilitate the receipt of the grant funds, including but not limited to a Participation Agreement between the City and Midwest Refrigerated Services, LLC.

Recommended Motion:

Motion to accept grant funds from the Illinois Law Enforcement Training and Standards Board in the amount of \$283,350 to be used for gym equipment, virtual training equipment, wellness checks for officers, and stipends for officers and to authorize the Mayor and Finance Director to execute any documentation necessary to facilitate the receipt of grant funds.