



**City Council**

**City Council Chambers ♦ 314 West Stephenson Street ♦ Freeport, IL 61032**

---

**COMMITTEE OF THE WHOLE  
MINUTES  
REGULAR MEETING  
MONDAY, MAY 8, 2017 AT 6:00 P.M.**

---

**CALL TO ORDER**

The regular meeting of the City of Freeport, Illinois, Committee of the Whole was called to order in council chambers by Mayor James L. Gitz with a quorum being present at 6:00 p.m. on May 8, 2017.

**ROLL CALL**

Present on roll call: Mayor Gitz and council members Tom Klemm, Peter McClanathan, Art Ross, Jodi Miller, Patrick Busker, Mike Koester, and Andrew Chesney (7). Alderperson Sally Brashaw was absent.

Present from the City: Finance Director Guary Bernadelle, Community Development Director Alex Mills, Public Works Director Tom Dole, Fire Chief Scott Miller, Chief of Police Todd Barkalow, City Engineer Shaun Gallagher, City Clerk Zuravel and Deputy Clerk Anderson.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Alderperson Busker. He then became the chairperson of the meeting.

**APPROVAL OF AGENDA**

Alderperson Koester moved for approval of the agenda, seconded by Alderperson McClanathan. Motion prevailed by voice vote without dissent.

**PUBLIC COMMENTS**

Brian Borger, 1024 Kunkle Blvd Freeport, Director of Small Business Collaborative regarding Curbside Café, Item #8, An Ordinance to Add Section 1026.23 Curbside Cafés. People are not just looking for a place to go, but looking for another experience. Anything we could do to help more businesses in the community to develop an experience based opportunity, we need to support. He would suggest that this be pushed forward as it would be a positive move for Downtown Freeport.

**APPROVAL OF MINUTES**

Alderperson Koester moved for approval of the minutes from the meeting held on April 10, 2017, seconded by Alderperson Chesney. Motion prevailed 7-0 by voice vote without dissent.

**COMMITTEE OF THE WHOLE  
MINUTES - REGULAR MEETING  
MONDAY, MAY 8, 2017 AT 6:00 P.M.**

**ITEM #7 - REVIEW ADOPTION OF RESOLUTION R-2017-27: RESOLUTION TO ENTER INTO A MONTH-TO-MONTH LEASE FOR THE VACANT FIRE STATION ON SOUTH WEST AVENUE WITH AN OPTION TO PURCHASE (AMENDED 5\4\17)**

This item was moved to the next meeting date of May 15, 2017. No discussion.

**ITEM #8 - REVIEW DRAFT ORDINANCE "ADD SECTION #1026.23" CURBSIDE CAFES**

The council was provided the opportunity to ask questions.

Aldersperson McClanathan explained when submitted this was a draft ordinance, to give a conceptual concept of what we are looking to offer. This presents another option for businesses or another experience. The difference between the sidewalk cafes versus the curbside cafés, we currently have an ordinance regarding sidewalk cafés which are on the sidewalk with restrictions. The Curbside Cafés are in the parking area on the street. Aldersperson McClanathan reviewed sample ordinances from other cities. There are a variety of restrictions: 1) it must get approved by a designate group of individuals in the city, 2) they would have to submit a detailed plan, and 3) they cannot be in certain areas. If the majority of the council would like to recommend implementing, then he recommends we will then indicate to Director Mills to make some administrative recommendations, change and/or options. Then he will bring this back on June 1, 2017 to the Council.

Aldersperson Chesney, commented that this is a great idea. Asked Director Mills to make this as flexible as possible, sometimes we lock down too tight and it doesn't move forward. I think we should fly first, we also want to be aware that there are certainly some legal and safety issues.

Mayor Gitz agrees that this ordinance has some merit, however we need to sweat the details. We need to include the police department in the review of those plans. The most ominous thing that we need to take care of is, that there is an approval process such as the existing sidewalk cafés ordinance has which is to look at those plans by the Liquor Commission. Make it consistent with previous ordinances and taking care of the security arrangements. When moving forward with this new concept, he recommends that the council does their due diligence when developing this ordinance.

Aldersperson Klemm agrees with this concept. He questions if the Councils needs to look at the current establishments that have already been approved for outside environments, are these part of this or separate.

Aldersperson McClanathan believes that these issues are addressed in the draft ordinance, as the ordinance is finalized we just need to make sure that the language covers areas we think are important to cover. It is limited as to where they can be and where they cannot be.

Aldersperson Koester admits he does not have the knowledge on this project as he would like, however he would like to see it move forward. He agrees with the currently Mayor, that we do this right and cover all our bases.

**COMMITTEE OF THE WHOLE  
MINUTES - REGULAR MEETING  
MONDAY, MAY 8, 2017 AT 6:00 P.M.**

Aldersperson Chesney made a motion to move this to the June 5, 2017, Council meeting, Aldersperson Miller seconded. Motion prevailed 7-0 by voice vote without dissent.

**ITEM #9 – REVIEW ORDINANCE AMENDING SECTION 1062.7 ENTITLED “DESIGNATED BURIAL AISLES” OF CHAPTER 1062 (CITY CEMETERY) OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT, ILLINOIS**

City Clerk Zuravel stated that some inquires have been received asking for clarification of what we can and cannot do. Public Works Director Dole provided information and suggested amending Section 1062.7 for not more than two cremation burials in the same plot.

Apply fees for opening and closing only. City Clerk Zuravel stated the State Statutes requires that the burial site have a permanent marker for all persons buried in plot.

Aldersperson Klemm asked several questions: 1) is this a full-size marker or what is considered a marker, 2) maintenance of the cemetery, 3) concerns regarding the veteran’s markers, and 4) how the burials are positioned.

Director Dole confirmed that he has been allowing two cremation burials per plot currently. He stated the current guidelines that are followed: 1) Must be a family member, 2) No pets allowed, 3) Additional fees for opening and closing, 4) Marker changes/updates is left up to the family, 5) Cemetery records and has documentation as to who is buried in each plot, 6) We are involved with all placement of markers, 7) Multiple plot burials are placed at head end, 8) Currently double, tripled markers for regular burials, and 9) One Vault.

Aldersperson Ross inquired from Director Dole how much room was left at the city cemetery and if the City needs to be looking for additional land.

Director Dole stated that “we have plenty of land”, estimating at least 20 more years. He would like to move towards columbarium burials, which is above ground.

*[Clerk’s Note: Columbarium is a place for the respectful and usually public storage of cinerary urns.]*

Aldersperson McClanathan moved to forward Ordinance 1062.7 to the May 15, 2017, City Council meeting, with recommendation of approval, Aldersperson Koester seconded. Motion prevailed 7-0 by voice vote without dissent.

**PUBLIC COMMENTS – AGENDA OR NON-AGENDA ITEMS**

None

**COMMITTEE OF THE WHOLE  
MINUTES - REGULAR MEETING  
MONDAY, MAY 8, 2017 AT 6:00 P.M.**

**ADJOURNMENT**

Upon a motion duly made and seconded, the Committee of the Whole meeting adjourned at 6:21 p.m.

*s/ Dawn E. Pontius*

Dawn E. Pontius  
Deputy Clerk