

State of Illinois) SS  
Belvidere, Illinois)

BELVIDERE CITY COUNCIL  
REGULAR MEETING  
AGENDA

September 7, 2021

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

(1) Roll Call:

(2) Pledge of Allegiance:  
Invocation: Mayor Morris

(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 August 16, 2021; as presented.

(5) Public Hearing: None.

(6) Special Messages and Proclamations:

(A) Proclamation for Constitution Week.

(7) Approval of Expenditures: None.

(8) Committee Reports and Minutes of City Officers:

(A) Minutes of Committee of the Whole – Public Safety, Finance & Personnel of August 23, 2021 as presented.

(9) Unfinished Business:

(A) Ord. #545H – 2<sup>nd</sup> Reading: An Ordinance Granting Special Uses to Allow In-Vehicle Sales or Service (Drive -Through) and Indoor Commercial Entertainment (Video Gaming) Within the GB, General Business District (2061-2115 North State Street)

(B) Ord. #546H – 2<sup>nd</sup> Reading: An Ordinance Granting A Special Use to Allow An 80-Foot Tall Flag Pole within the GB, General Business District (1855 North State Street).

(10) New Business:

- (A) Ord.#547H – 1<sup>st</sup> Reading: An Ordinance Authorizing the Sale of Certain Personal Property (Police Department Vehicles).
- (B) Ord.#548H – 1<sup>st</sup> Reading: An Ordinance Repealing Section 74-205, Begging, of the City of Belvidere Municipal Code.
- (C) Res.#2021-15 – A Resolution Relating to the Location of a Passenger Train Station within the City of Belvidere.

Motions forwarded from Committee of the Whole – Public Safety, Finance & Personnel of August 23, 2021.

Motions of Public Safety- Clayton Stevens:

- (A) Motion for the Belvidere Fire Department to seek quotes for the purchase of a new engine to replace Engine 102.
- (B) Motion to approve signing of the Non-Disclosure Agreement (NDA) and Vehicle Modification Agreement for SWATMOD.
- (C) Motion to authorize the purchase of four (4) Motorola Starcom 21 APX 4000 7/800 MHZ Model 2 Portable Radios and required ancillary equipment for a total cost of \$16,223.20 using funds budgeted in the Equipment Line Item #01-5-210-8200 for the purchase of portable radios.
- (D) Motion to authorize the purchase of 7 – five-year warranties from Tru Vehicle Service Contracts in the amount of 24,003.00 to be paid from the sale of three surplus police department vehicles: 1) 2016 Dodge Charger VIN:2C3CDXKT5GH273124; 2) 2013 Dodge Durango, VIN:1C4RDJFODC683389, and 3)2016 Dodge Charger, VIN2C3CDXKT3GH273125.
- (E) Motion to authorize the purchase of two (2) Daniel Defense DDM4 V7 SLW 5.56MM Rifles not to exceed \$2,662.00 from Kiesler Police Supply.

(11) Adjournment:

State of Illinois) SS  
Belvidere, Illinois)

BELVIDERE CITY COUNCIL  
REGULAR MEETING  
MINUTES

Date: August 16, 2021

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

Call to order by Mayor Clinton Morris.

(1) Roll Call: Present: M. Fleury, W. Frank, M. Freeman,  
M. McGee, N. Mulhall, T. Porter, S. Prather  
D. Snow and C. Stevens.

Absent: R. Brereton.

Other staff members in attendance:

Public Works Director Brent Anderson, Fire Chief Al Hyser, Police Chief Shane Woody,  
Budget and Finance Officer Shannon Hansen, Director of Buildings Kip Countryman,  
Community Development Planner Gina DelRose, City Attorney Mike Drella and City  
Clerk Sarah Turnipseed.

(2) Pledge of Allegiance:

Invocation: Mayor Clinton Morris.

(3) Public Comment: None.

(4) Approval of Minutes:

(A) Approval of minutes of the regular meeting of the Belvidere City Council of  
August 2, 2021; as presented.

Motion by Ald. Snow, 2<sup>nd</sup> by Ald. Prather to approve the minutes of the regular meeting  
of the Belvidere City Council of August 2, 2021. Aye voice vote carried. Motion  
carried.

(5) Public Hearing: None.

(6) Special Messages and Proclamations:

(A) Report of Growth Dimensions by Executive Director Pam Lopez-Fettes.

(B) Report of IDA Public Library by Director Mindy Long. Discussion took  
place.

Belvidere City Council  
August 16, 2021

(7) Approval of Expenditures: General & Special Fund Expenditures: \$1,564,068.12  
Water & Sewer Fund Expenditures: \$ 513,017.22

Motion by Ald. McGee, 2<sup>nd</sup> by Ald. Stevens to approve the General & Special Fund Expenditures in the amount of \$1,564,068.12. Roll Call Vote: 9/0 in favor. Ayes: Fleury, Frank, Freeman, McGee, Mulhall, Porter, Prather, Snow and Stevens. Nays: None. Motion carried.

Motion by Ald. Fleury, 2<sup>nd</sup> by Ald. Porter to approve the Water & Sewer Fund Expenditures in the amount of \$513,017.22. Roll Call Vote: 9/0 in favor. Ayes: Frank, Freeman, McGee, Mulhall, Porter, Prather, Snow, Stevens and Fleury. Nays: None. Motion carried.

(8) Committee Reports and Minutes of City Officers:

- (A) Monthly Report of Belvidere Police Department Overtime Pay for July 2021.
- (B) Monthly Report of Belvidere Fire Department Overtime Pay for July 2021.
- (C) Monthly Report of Community Development Department/Planning Department for July 2021.
- (D) Monthly Report of Building Department Revenues, Residential Building Permits, Commercial Permits and Case Reports for July 2021.
- (E) Monthly General Fund Report July 2021.
- (F) Monthly Water/Sewer Fund Report April, May, June and July 2021.
- (G) Minutes of Planning and Zoning Commission August 10, 2021.

Let the record show these reports where placed on file.

- (H) Minutes of Committee of the Whole – Building, Planning and Zoning and Public Works of August 9, 2021.

Motion by Ald. Snow, 2<sup>nd</sup> by Ald. Stevens to approve the minutes of Committee of the Whole – Building, Planning and Zoning and Public Works of August 9, 2021. Aye voice vote carried. Motion carried.

(9) Unfinished Business: None.

(10) New Business:

- (A) Ord. #545H – 1<sup>st</sup> Reading: An Ordinance Granting Special Uses to Allow In-Vehicle Sales or Service (Drive -Through) and Indoor Commercial Entertainment (Video Gaming) Within the GB, General Business District (2061-2115 North State Street)

Belvidere City Council  
August 16, 2021

- (B) Ord. #546H – 1<sup>st</sup> Reading: An Ordinance Granting A Special Use to Allow An 80-Foot Tall Flag Pole within the GB, General Business District (1855 North State Street).

Let the record show that Ordinances #545H - #546H were placed on file for first reading.

- (C) Res. #2021-14 – A Resolution Authorizing the Execution of an Intergovernmental Agreement with Rock Valley College Establishing Law Enforcement Primary Responsibilities.

Motion by Ald. Snow, 2<sup>nd</sup> by Ald. Prather to adopt Res.# 2021-14. Roll Call Vote: 9/0 in favor. Ayes: Freeman, McGee, Mulhall, Prather, Snow, Stevens, Fleury and Frank. Nays: None. Abstain: Porter. Motion carried.

Motions forwarded from Committee of the Whole – Building, Planning and Zoning and Public Works of August 9, 2021.

- (A) Motion to approve the expenditure to SWATMOD for the necessary modifications, equipment, and upfitting in the amount of \$76,219.00. This expenditure will be taken from the Belvidere Police Department Federal Asset Forfeiture account. Discussion took place. Roll Call Vote: 9/0 in favor. Ayes: McGee, Mulhall, Porter, Prather, Snow, Stevens, Fleury, Frank and Freeman. Nays: None. Motion carried.
- (B) Motion to authorize the acceptance of the Illinois Training and Standards Board Camera Grant Award in the amount of \$33,325.00. Roll Call Vote: 9/0 in favor. Ayes: Mulhall, Porter, Prather, Snow, Stevens, Fleury, Frank, Freeman and McGee. Nays: None. Motion carried.

(11) Adjournment:

Motion by Ald. Snow, 2<sup>nd</sup> by Ald. Fleury to adjourn meeting at 7:38p.m. Aye voice vote carried. Motion carried.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
City Clerk



## Proclamation

Whereas, the Constitution of the United States of America, the guardian of our liberties, embodies the principles of limited government in a Republic dedicated to rule by law; and

Whereas, September 17, 2021, marks the two hundred and thirty-fourth anniversary of the framing of the Constitution of the United States of America by the Constitutional Convention; and

Whereas, it is fitting and proper to accord official recognition to this magnificent document and its memorable anniversary, and to the patriotic celebrations which will commemorate it; and

Whereas, Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17-23 as Constitution Week,

Now, therefore, I, Clinton Morris, by virtue of the authority vested in me as Mayor, Belvidere, Illinois, do hereby proclaim September 17 through 23, 2021, as

### CONSTITUTION WEEK

and ask our citizens to reaffirm the ideals the Framers of the Constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties.

In witness whereof, I have hereunto set my hand and caused to be affixed the Great Seal of Belvidere, Illinois on this seventh day of September in the year of our Lord two thousand twenty-one.

Clinton Morris, Mayor  
City of Belvidere



Minutes  
Committee of the Whole  
Public Safety and Finance and Personnel  
August 23, 2021  
6:00 p.m.

Call to Order – Mayor Clinton Morris:

Aldermen Present:

R. Brereton, M. Fleury, W. Frank, M. Freeman, N. Mulhall, T. Porter,  
S. Prather, D. Snow and C. Stevens.

Alderman Absent: M. McGee.

Other staff members in attendance:

Public Works Director Brent Anderson, Police Chief Shane Woody, Fire Chief Al Hyser,  
Budget and Finance Director Shannon Hansen, City Attorney Mike Drella and City Clerk  
Sarah Turnipseed.

Public Comment: Kelly Kennedy spoke as an opponent on archery in the city limits.

Public Forum: None.

Reports of Officers, Boards, and Special Committees:

Certificate of Appreciation presented to Paramedic Jeremy Radloff by Police Chief Shane Woody and Fire Chief Al Hyser for his efforts in saving a life on July 16, 2021.

Police Chief Shane Woody presented Life Saving Awards to Sgt. David Bird and Police Officer Michelle Bogdonas for their team efforts in saving a life on July 16, 2021.

Fire Chief Al Hyser presented Life Saving Awards to Firefighter Adam Ellwanger, Firefighter Todd Winnie and Firefighter Zachary Bullard for their team efforts in saving a life on July 16, 2021.

Sydney Turner with Region 1 Planning updated council members on status of passenger rail service in the City of Belvidere. Motion by Ald. Snow, 2<sup>nd</sup> by Ald. Porter to forward to City Council a Resolution relating to the location of a passenger train station to the downtown area of the City of Belvidere generally located in the vicinity of East Pleasant Street and Whitney Blvd. Discussion took place. Aye voice vote carried. Motion carried.

1. Public Safety, Unfinished Business: None.

2. Public Safety, New Business:

(A) Archery within City Limits.

Discussion took place.

(B) Fire Department – Update.

Fire Chief Al Hyser presented an update.

(C) Fire Department – New Engine Proposal.

Motion by Ald. Snow, 2<sup>nd</sup> by Ald. Prather for the Belvidere Fire Department to seek quotes for the purchase of a new engine to replace Engine 102. Discussion took place. Aye voice vote carried. Motion carried.

(D) Fire Department – Apparatus Replacement Plan.

For information only.

(E) Police Department – Update.

Police Chief Shane Woody presented an update.

(F) Police Department – SWATMOD Non-Disclosure and Vehicle Modification Agreement.

Motion by Ald. Snow, 2<sup>nd</sup> by Ald. Mulhall to approve signing of the Non-disclosure Agreement (NDA) and vehicle modification agreement for SWATMOD. Discussion took place. Aye voice vote carried. Motion carried.

(G) Police Department – Purchase 4 Motorola Starcom Portable Radios.

Motion by Ald. Porter, 2<sup>nd</sup> by Ald. Fleury to authorize the purchase of four (4) Motorola Starcom 21 APX 4000 7/800 MHZ Model 2 Portable Radios and required ancillary equipment for a total cost of \$16,223.20 using funds budgeted in the Equipment Line Item #01-5-210-8200 for the purchase of portable radios. Discussion took place. Aye voice vote carried. Motion carried.

(H) Police Department – Request to sell surplus vehicles.

Motion by Ald. Stevens, 2<sup>nd</sup> by Ald. Mulhall to authorize the sale of three surplus police department vehicles: 1) 2016 Dodge Charger VIN:2C3CDXKT5GH273124; 2) 2013 Dodge Durango, VIN:1C4RDJFODC683389, and 3) 2016 Dodge Charger, VIN:2C3CDXKT3GH273125, to Manley's Ford of Belvidere for the total sale price of \$35,000.00. Discussion took place. Aye voice vote carried. Motion carried.

(I) Police Department – Request to purchase Squad Car Warranties.



Motion by Ald. Snow, 2<sup>nd</sup> by Ald. Porter to authorize the purchase of 7 – five-year warranties from Tru Vehicle Service Contracts in the amount of 24,003.00 to be paid from the sale of three surplus police department vehicles: 1) 2016 Dodge Charger VIN:2C3CDXKT5GH273124; 2) 2013 Dodge Durango, VIN:1C4RDJFODC683389, and 3) 2016 Dodge Charger, VIN:2C3CDXKT3GH273125. Discussion took place. Aye voice vote carried. Motion carried.

(J) Police Department – Request to purchase 2 Daniels Defense rifles.

Motion by Ald. Porter, 2<sup>nd</sup> by Ald. Snow to authorize the purchase of two (2) Daniel Defense DDM4 V7 SLW 5.56MM Rifles not to exceed \$2,662.00 from Kiesler Police Supply. Discussion took place. Aye voice vote carried. Nays: M. Freeman. Motion carried.

3. Finance & Personnel, Unfinished Business: None.
4. Finance & Personnel, New Business:

(A) Finance Department – Update.

Budget and Finance Director Shannon Hansen presented an update.

5. Other:  
(A) 74-205 Begging.

Motion by Ald. Porter, 2<sup>nd</sup> by Ald. Prather to repeal Section 74-205 of the City of Belvidere Municipal Code. Discussion took place. Aye voice vote carried. Motion carried.

6. Adjournment:

Motion by Ald. Fleury, 2<sup>nd</sup> by Ald. Snow to adjourn meeting at 8:20p.m. Aye voice vote carried. Motion carried.

\_\_\_\_\_ Mayor

Attest: \_\_\_\_\_ City Clerk

**ORDINANCE NO. 545H**

**AN ORDINANCE GRANTING SPECIAL USES  
TO ALLOW IN-VEHICLE SALES OR SERVICE  
(DRIVE-THROUGH) AND  
INDOOR COMMERCIAL ENTERTAINMENT  
(VIDEO GAMING)  
WITHIN THE GB, GENERAL BUSINESS DISTRICT  
(2061-2115 North State Street)**

**WHEREAS**, The City of Belvidere has adopted Chapter 150, Zoning Ordinance in accordance with the provisions of Illinois Compiled Statutes to regulate the use of land and to specify the minimum requirements for improvements on land in the City of Belvidere; and

**WHEREAS**, Special Uses are certain municipal or private uses that due to their physical or operational characteristics may pose a threat to the value, use and enjoyment of adjoining property; are reviewed on a case by case basis; and are permitted only by permission of the Belvidere City Council; and,

**WHEREAS**, The applicant and property owner, Miguel Zepeda, 2026 North State Street, Belvidere, IL 61008 is requesting two special uses to permit in-vehicle sales or service and indoor commercial entertainment to permit a drive-through lane and video gaming at 2061-2115 North State Street; and

**WHEREAS**, after due notice by publication pursuant to the Illinois State Statutes, the City of Belvidere Planning and Zoning Commission held a public hearing on August 10, 2021 concerning the proposed Special Uses; and,

**WHEREAS**, the City of Belvidere Planning and Zoning Commission having examined the application and having considered the evidence, both oral and documentary and being fully advised about the premises did make findings of fact and a recommendation; and,

**WHEREAS**, the corporate authorities of the City considered the findings of fact and concur with the recommendation of the Planning and Zoning Commission,

**NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BELVIDERE, BOONE COUNTY, ILLINOIS, AS FOLLOWS:**

**Section 1.** The foregoing recitals are incorporated herein by this reference.

**Section 2.** That Special Uses in the GB, General Business District for in-vehicle sales or service (drive-through) and indoor commercial entertainment (video gaming) on the property depicted in Attachment A and legally described as:

Lot One (1) as designated upon the Plat of GCZ Corner Subdivision, being a Subdivision of part of Section 22 Township 44 North, Range 3 East of the Third Principal Meridian, according to the Plat thereof recorded March 24, 2021 as Document No. 2021R02287 in the Recorder's Office of Boone County, Illinois; situated in the County of Boone and the State of Illinois. (PIN: 05-22-426-067)

are hereby approved, subject to the following conditions:

1. Substantial compliance with the site plan dated 6/2021. (Attachment B)
2. Indoor commercial entertainment is only approved for one tenant space.
3. Cars shall not wait past the drive-through window (adjacent to North State Street). Any cars experiencing an extended wait time shall park in an approved parking space.
4. A striped crosswalk shall be provided creating a designated path of travel for pedestrians entering the building from the commercial property to the west.
5. Open alcohol is prohibited outside the premises unless otherwise permitted.
6. The Illinois Department of Transportation shall approve access onto North State Street.
7. A drainage plan, including detention and controlled release of stormwater shall be submitted during the building permit review process.

**Section 3.** That the premises shall be used in accordance with and subject to the applicable provisions of the Zoning Ordinance of the City of Belvidere and shall not be used except as may otherwise be expressly authorized by the applicable law and the special use.

**Section 4.** That acceptance of any of the benefits of these Special Uses shall be deemed acceptance of all the terms and conditions set forth herein.

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

**Section 6.** 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 7.** This ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

**PASSED** by the City Council of the City of Belvidere this \_\_\_\_ day of \_\_\_\_\_, 2021.

**APPROVED** by the Mayor of the City of Belvidere this \_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Clint Morris, Mayor

**ATTEST:**

\_\_\_\_\_  
Sarah Turnipseed, City Clerk

Ayes: \_\_\_\_ Nays: \_\_\_\_ Absent: \_\_\_\_

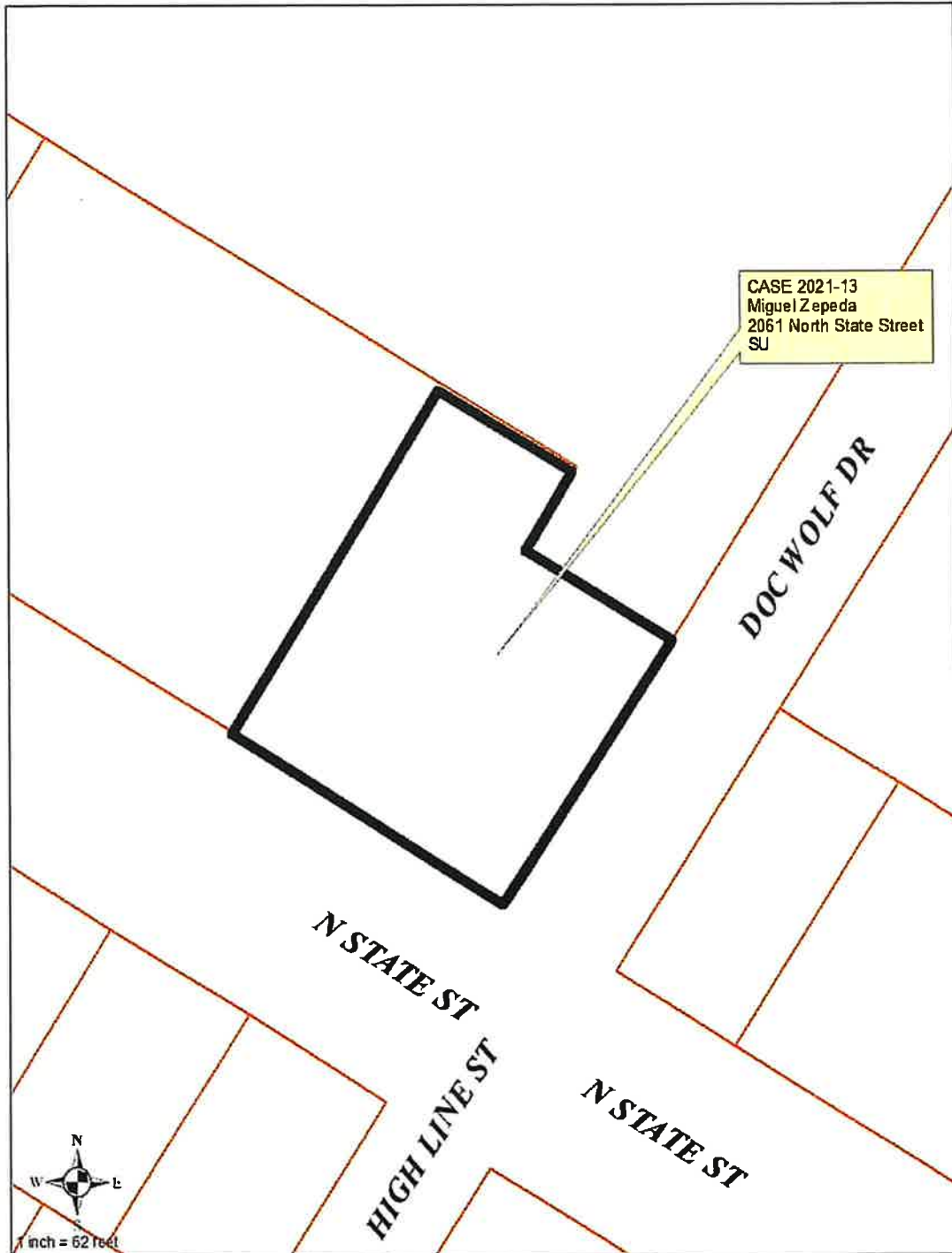
City Council Members Voting Aye: \_\_\_\_

City Council Members Voting Nay: \_\_\_\_

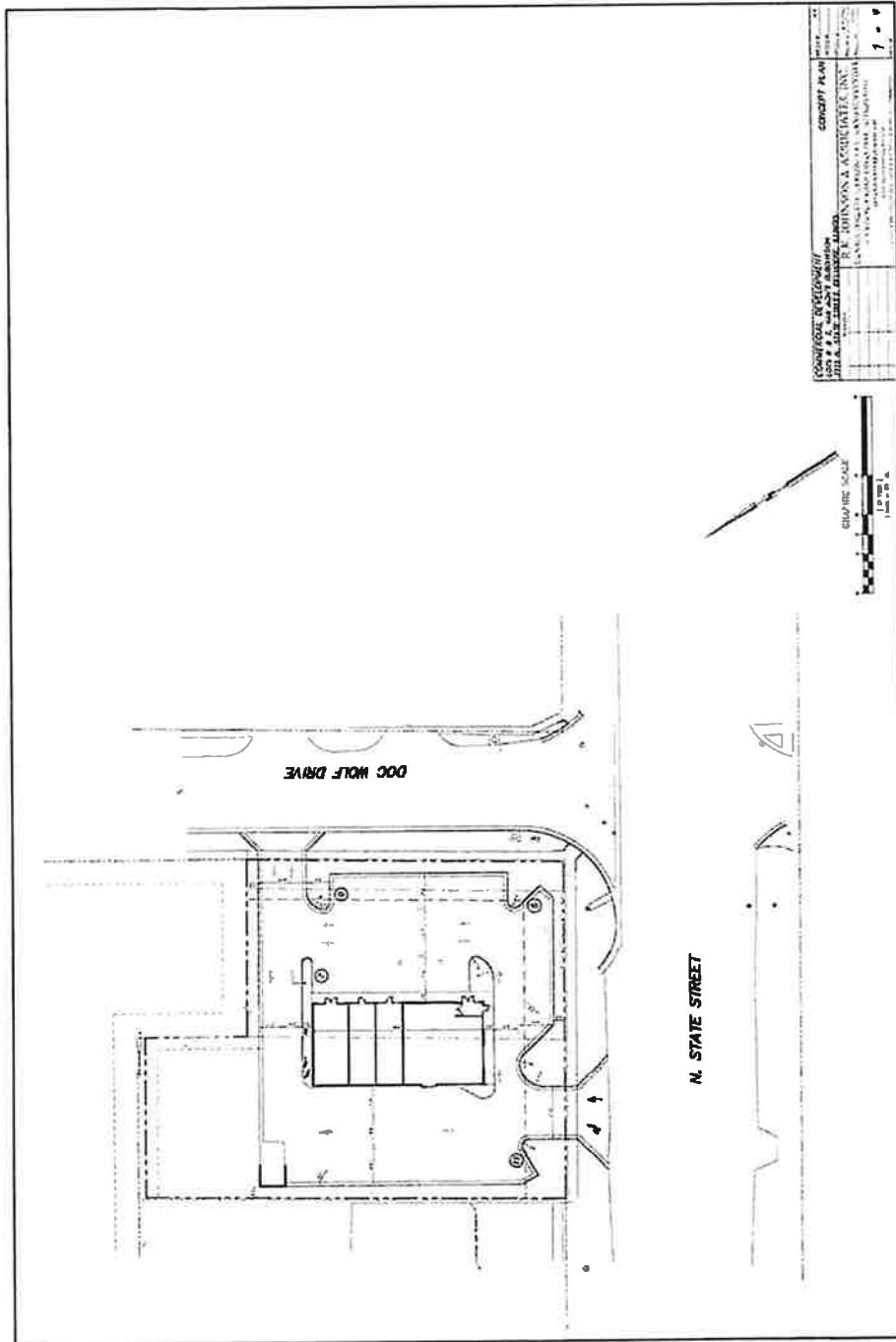
Date Published:

Sponsor: \_\_\_\_\_

ATTACHMENT A



ATTACHMENT B



**ORDINANCE NO. 546H**

**AN ORDINANCE GRANTING A SPECIAL USE  
TO ALLOW AN 80-FOOT TALL FLAG POLE  
WITHIN THE GB, GENERAL BUSINESS DISTRICT  
(1855 North State Street)**

**WHEREAS**, The City of Belvidere has adopted Chapter 150, Zoning Ordinance in accordance with the provisions of Illinois Compiled Statutes to regulate the use of land and to specify the minimum requirements for improvements on land in the City of Belvidere; and

**WHEREAS**, Special Uses are certain municipal or private uses that due to their physical or operational characteristics may pose a threat to the value, use and enjoyment of adjoining property; are reviewed on a case by case basis; and are permitted only by permission of the Belvidere City Council; and,

**WHEREAS**, The applicant, Kunes of Belvidere, Inc. 1855 North State Street, Belvidere, IL 61008 on behalf of the property owner, Kunes Belvidere Property, LLC, PO Box 546, Delavan, WI 53115 is requesting a special use to allow an 80-foot tall flag pole at 1855 North State Street; and

**WHEREAS**, after due notice by publication pursuant to the Illinois State Statutes, the City of Belvidere Planning and Zoning Commission held a public hearing on August 10, 2021 concerning the proposed Special Use; and,

**WHEREAS**, the City of Belvidere Planning and Zoning Commission having examined the application and having considered the evidence, both oral and documentary and being fully advised about the premises did make findings of fact and a recommendation; and,

**WHEREAS**, the corporate authorities of the City considered the findings of fact and concur with the recommendation of the Planning and Zoning Commission,

**NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BELVIDERE, BOONE COUNTY, ILLINOIS, AS FOLLOWS:**

**Section 1.** The foregoing recitals are incorporated herein by this reference.

**Section 2.** That a Special Use in the GB, General Business District to allow for an 80-foot tall flag pole on the property depicted in Attachment A and legally described as:

Part of the Southwest Quarter (1/4) of Section Twenty-three (23) Township Forty-four (44) North, Range Three (3), East of the Third Principal Meridian and Lot Seven (7) as designated upon Plat No. 2 of Big Thunder being part of the Southwest Quarter (1/4) of Section 23, Township 44 North, Range 3 East of the Third Principal Meridian, the Plat of which Subdivision being recorded as Document No. 96-6091 in the Recorder's Office of Boone County, Illinois, bounded and described as follows, to-wit: Beginning at the Northwest corner of said Lot 7 as aforesaid; thence South 28 degrees 36'-03" West, along the West line of said Lot 7 and along the East line of premises conveyed by Wolf to the State of Illinois by Quit Claim Deed recorded as Document No. 85-2712 in said Recorder's Office, 477.33 feet; thence South 00 degrees 24'-50" East, along the East line of U.S. Business Route 20 Bypass, 207.73 feet to the North line of North State Street, 230.41 feet to the West line of Wolf Road as designated upon Plat 1 Appleton Park, the Plat of which being recorded as Document 87-3132 in said Recorder's Office; thence Northeasterly, along a circular curve to the left having a radius of 87.00 feet and whose center lies to the North and along the West line of said Wolf Road to a point (the chord across the last described circular curve course bears North 72 degrees-38'-28" East, 49.40 feet); thence North 31 degrees-23'-00" East, along the West line of said Wolf Road, 232.86 feet to a point in the West line of said Wolf Road dedicated by Plat of Big Thunder, the Plat of which being recorded as Document 94-7489 in said Recorder's Office; thence North 31 degrees-23'-00" East, along the West line of said Wolf Road, 295.09 feet; thence Northeasterly, along a circular curve to the left having a radius of 439.25 feet and whose center lies to the West to the Northeast corner of said Lot 7, Plat No. 2 of Big Thunder (the chord across the last described circular curve course bears North 26 degrees-06'-42" East, 80.72 feet); thence North 61 degrees-32'-40" West, 198.66 feet; thence North 51 degrees-41'-36" West, 65.69 feet; thence North 53 degrees-59'-08" West, 125.00 feet to the point of beginning (the last 3 previously described courses being along the North line of said Lot 7 as aforesaid). Situated in the City of Belvidere, County of Boone and the State of Illinois. PINS: 05-23-354-002 and 05-23-354-003

is hereby approved, subject to the following conditions:



1. The flag pole shall be setback 80 feet from the overhead utility lines and pedestrian sidewalk.
2. Signage shall not be placed on the flag pole.

**Section 3.** That the premises shall be used in accordance with and subject to the applicable provisions of the Zoning Ordinance of the City of Belvidere and shall not be used except as may otherwise be expressly authorized by the applicable law and the special use.

**Section 4.** That acceptance of any of the benefits of this Special Use shall be deemed acceptance of all the terms and conditions set forth herein.

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

**Section 6.** 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 7.** This ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

**PASSED** by the City Council of the City of Belvidere this \_\_\_\_ day of \_\_\_\_\_, 2021.

**APPROVED** by the Mayor of the City of Belvidere this \_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Clint Morris, Mayor

**ATTEST:**

\_\_\_\_\_  
Sarah Turnipseed, City Clerk

Ayes: \_\_\_\_ Nays: \_\_\_\_ Absent: \_\_\_\_

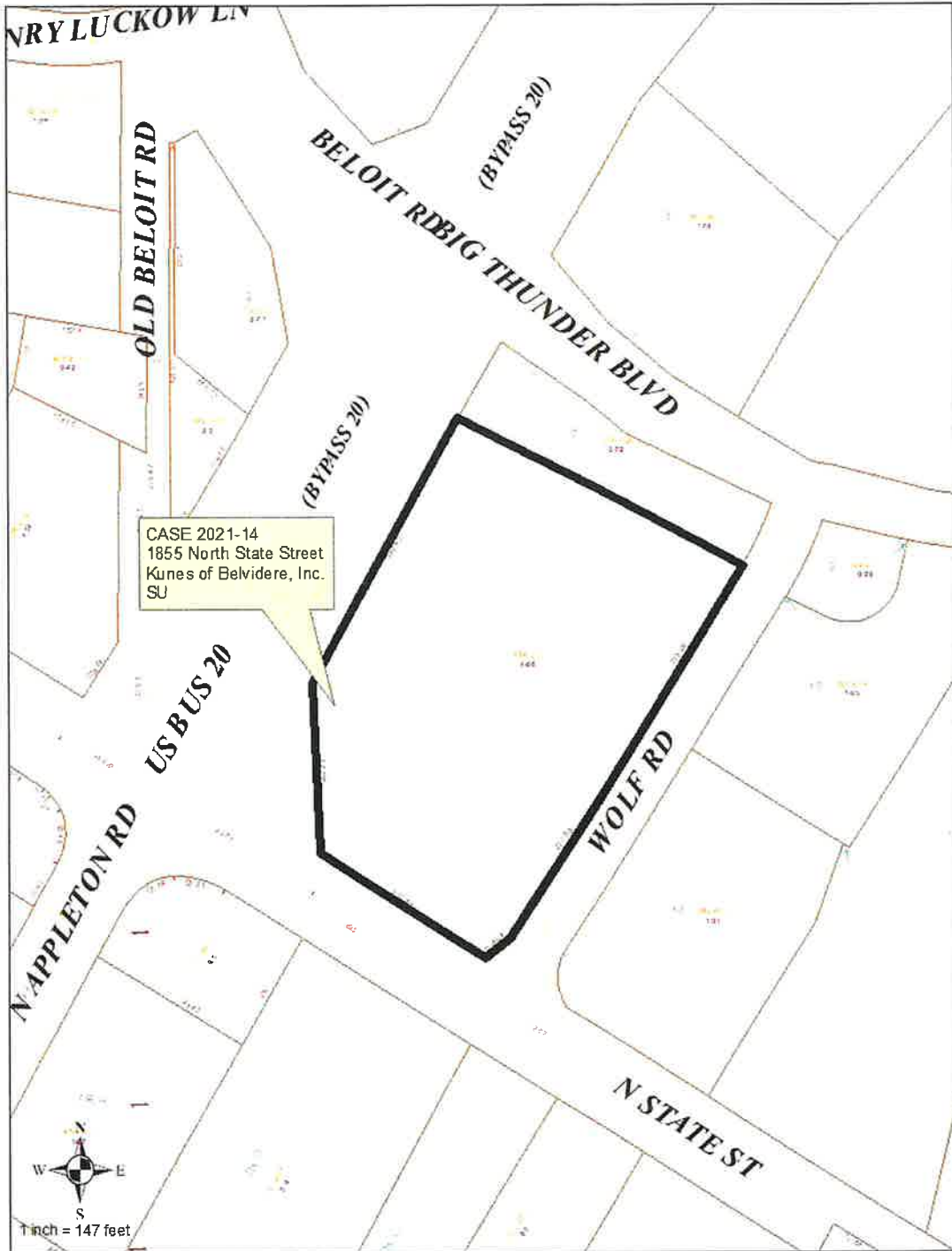
City Council Members Voting Aye: \_\_\_\_

City Council Members Voting Nay: \_\_\_\_\_

Date Published:

Sponsor: \_\_\_\_\_

ATTACHMENT A



ORDINANCE #547H

AN ORDINANCE AUTHORIZING THE SALE OF CERTAIN PERSONAL PROPERTY  
(POLICE DEPARTMENT VEHICLES)

WHEREAS, the City of Belvidere Police Department is in possession of certain used vehicles, described in Exhibit A that are no longer needed or useful; and

WHEREAS, the Vehicles constitutes surplus personal property within the meaning of 65 ILCS 5/11-76-4; and

WHEREAS, the Corporate Authorities of the City find that the previously referenced Vehicles are no longer necessary or useful to or in the best interest of the City; and

WHEREAS, the Corporate Authorities find that the Surplus Vehicles should be traded in for the purchase of new vehicles.

NOW THEREFORE IT IS 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.

**SECTION 2:** The Mayor, or his designee, is authorized and directed to sell the Vehicles identified in Exhibit A by any means authorized by State Statute, including but not limited to sale of the vehicles to Manley Motors of Belvidere pursuant to the Memorandum dated August 21, 2021 from Chief Shane Woody, an internet auction site or trade in for new vehicles.

**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 in full force and effect from and after its passage and publication in pamphlet form as required by law which publication is hereby authorized.

Ayes:  
Nays:  
Absent:

APPROVED:

Mayor Clinton Morris

(SEAL)

ATTEST: City Clerk Sarah Turnipseed

Passed:  
Approved:  
Published:

EXHIBIT A

- 1) 2016 Dodge Charger (VIN: 2C3CDXKT5GH273124)
- 2) 2013 Dodge Durango (VIN: 1C4RDJF0DC683389)
- 3) 2016 Dodge Charger (VIN: 2C3CDXKT3GH273125)

ORDINANCE #548H  
AN ORDINANCE REPEALING SECTION  
74-205, BEGGING, OF THE  
CITY OF BELVIDERE MUNICIPAL CODE

WHEREAS, the United States Court of Appeals for the Seventh Circuit ruled, in Norton v Springfield, 806 F.3d 411, that begging and panhandling is speech protected by the First Amendment; and

WHEREAS, the United States District Court for the Northern District of Illinois in Dumiak v Downers Grove, 475 F.Supp.3d 851, found that Downers Grove's enforcement of its begging or panhandling ordinance violated the First Amendment.

NOW, THEREFORE, be it ordained by the City Council of the City of Belvidere, Boone County, Illinois, as follows:

- Section 1: Section 74-205, Begging, of the City of Belvidere Municipal Code is hereby repealed and reserved.
- 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: This Ordinance shall be in full force and effect from and after its passage and publication in pamphlet form as required by law.

Ayes:  
Nays:  
Absent:

Approved:

\_\_\_\_\_  
Clinton Morris, Mayor

Attest:

\_\_\_\_\_  
Sarah Turnipseed, City Clerk

Passed:  
Approved:  
Published:

RESOLUTION # 2021-15  
A RESOLUTION RELATING TO  
THE LOCATION OF A PASSENGER  
TRAIN STATION WITHIN THE CITY OF  
BELVIDERE

WHEREAS, the State of Illinois, in cooperation with local partners, is studying the possibility of daily passenger train service from Chicago to Rockford through the City of Belvidere; and

WHEREAS, the Illinois Department of Transportation, in cooperation with the Region 1 Planning Council, the City of Rockford, the City of Belvidere and the Rockford Mass Transit District are engaged in the Rockford Region Passenger Rail Conceptual Siting Analysis; and

WHEREAS, a possible location for a passenger rail station is in downtown Belvidere, an alternative location has been identified in the vicinity of Hawkey Drive and Irene Road.

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

- 1) The foregoing recitals are incorporated herein as if fully set forth.
- 2) The Corporate Authorities of the City of Belvidere formally support locating any future passenger rail station within the downtown area of the City of Belvidere generally located in the vicinity of East Pleasant Street and Whitney Blvd.

Approved: \_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
City Clerk

Ayes:

Nays:

Absent:

Date Approved: