



COMMITTEE AGENDA

Tuesday, February 24, 2015

City Council Chambers

5:30 p.m.

Ward 1 Frank Edwards

Ward 2 Gail Simpson

Ward 3 Doris Turner

Ward 4 Frank Lesko (**Vice Chair**)

Ward 5 Sam Cahnman (**Chair**)

Ward 6 Cory Jobe

Ward 7 Joe McMenamin

Ward 8 Kris Theilen

Ward 9 Steve Dove

Ward 10 Jim McDonough

- 1. Pledge of Allegiance**
- 2 Roll Call of Members**
- 3. Approval of February 10, 2015 Committee Meeting Minutes**
- 4. Presentations**
- 5. Ordinances Tabled or Remaining In Committee:**

2012-123 AN ORDINANCE AMENDING CHAPTER 90, SECTION 90.44 OF THE 1988 CITY OF SPRINGFIELD CODE OF ORDINANCES, AS AMENDED, PERTAINING TO WRITTEN EVIDENCE OF AGE AND IDENTITY (**Requested By Alderman Sam Cahnman**) (**Remains In Committee 3/12/13**)

2013-174 AN ORDINANCE AMENDING CHAPTER 33, SECTION 33.002, AND CHAPTER 36, SECTION 36.05(C) OF THE 1988 CITY OF SPRINGFIELD, CODE OF ORDINANCES, AS AMENDED, PERTAINING TO RESIDENCY REQUIREMENTS FOR APPOINTMENTS TO BOARDS AND COMMISSIONS (**Requested by Alderman Gail Simpson**) (**Remains in Committee 5/14/13**)

2013-376 AN ORDINANCE AMENDING CHAPTER 32, SECTION 32.06 OF THE 1988 SPRINGFIELD CITY CODE OF ORDINANCES, AS AMENDED, PERTAINING TO POWERS AND DUTIES OF THE MAYOR REGARDING EXECUTIVE ORDERS (**Requested by Alderman Sam Cahnman and Alderman Joe McMenamin**) (**Remains in Committee 10/15/13**)

2013-397 AN ORDINANCE AMENDING CHAPTER 36 OF THE 1988 CITY OF SPRINGFIELD CODE OF ORDINANCES, AS AMENDED, REGARDING WHISTLEBLOWING FOR THE OFFICE OF HUMAN RESOURCES (**Requested by Mayor J. Michael Houston**) (**Tabled 10/29/13**)

2014-085 AN ORDINANCE AMENDING THE SPRINGFIELD CITY CODE OF ORDINANCES, 1988, AS AMENDED, PERTAINING TO APPOINTMENT OF PERSONS SUBORDINATE TO THE DIRECTOR OF A DEPARTMENT OR OTHER BODY **(Requested by Alderman Sam Cahnman) (Remains in Committee 2/25/14)**

2014-293 AN ORDINANCE ESTABLISHING A MACARTHUR BOULEVARD CORRIDOR TAX INCREMENT FINANCE ADVISORY GROUP **(Requested by Alderman Joe McMenamin) (Remains in Committee 8/12/14)**

2015-044 AN ORDINANCE REGARDING THE VARIANCE REQUEST OF SECTION 153.157(l) PERTAINING TO RESTRICTION OF ACCESS IN 487 KOKE MILL ROAD CITY MINOR SUBDIVISION LOCATED NORTH OF WASHINGTON STREET, SOUTH OF JEFFERSON STREET AND NEAR THE INTERSECTION OF NORTH KOKE MILL AND BLUFF ROAD, FOR THE OFFICE OF PUBLIC WORKS **(Requested by Mayor J. Michael Houston) (Remains in Committee 2/10/15)**

2015-051 A RESOLUTION REFERRING A PETITION TO THE SPRINGFIELD PLANNING AND ZONING COMMISSION FOR PUBLIC HEARING AND CONSIDERATION PROPOSING AN AMENDMENT TO SECTION 155.188 IN CHAPTER 155 REGARDING REVOCATION OF CONDITIONAL PERMITTED USES **(Requested by Alderman Sam Cahnman) (Remains in Committee 2/10/15)**

6. Ordinances for Committee Consideration:

2015-054 AN ORDINANCE AUTHORIZING PAYMENT OF \$60,000.00 TO SETTLE CIRCUIT COURT CASE 2014-L-0058, *BILLIE JO FRIDAY v. CITY OF SPRINGFIELD and TERRI A. RUSH* **(Requested by Mayor J. Michael Houston)**

On June 20, 2013, was driving a 2004 Ford Explorer and Terri Rush was driving a City of Springfield 2005 Jeep Liberty and collided at the intersection of Madison Street and 11th Street. Ms. Friday filed a lawsuit in the Circuit Court, Case No. 2014-L-0058 and the parties are willing to settle the lawsuit in the amount not to exceed \$60,000.00. Medicals bills are being paid to Dr. Trudeau (\$2,548.00), Medicaid/IDHFS (\$1,595.06), and a payment to Billie Jo Friday and Becker, Schroader & Chapman, P.C. (\$55,856.94) for total amount not to exceed \$60,000.00. It is in the best interest of the City to authorize payment in this case.

2015-055 AN ORDINANCE AUTHORIZING EXTENSION OF CONTRACT CS13-10-51 THROUGH APRIL 1, 2016, WITH ALLIED WASTE SERVICES OF SANGAMON COUNTY D/B/A REPUBLIC SERVICES AND AUTHORIZING AN ADDITIONAL \$143,554.00 FOR A TOTAL AMOUNT NOT TO EXCEED \$430,662.00 FOR WASTE HAULING SERVICES USING SINGLE STREAM RECYCLING FOR THE OFFICE OF BUDGET AND MANAGEMENT **(Requested by Mayor J. Michael Houston)**

Allied Waste Services of Sangamon County d/b/a Republic Services submitted the low bid for Waste Hauling using single stream recycling.

This contract provides trash hauling, using single stream recycling. The vendor will provide dumpsters, roll off boxes & totes that are spotted at various locations and pulled on a regular basis or per call basis. This contract was for one year, and allows contract extensions on an annual basis upon mutual consent by both parties under the same terms, conditions and pricing.

2015-056 AN ORDINANCE AUTHORIZING PAYMENT TO BRIAN KRAMP, AN OFFICE OF PUBLIC UTILITIES EMPLOYEE, TO SETTLE WORKERS' COMPENSATION CLAIMS FOR CASE NUMBERS 13-WC-26594, 13-WC-26598 AND 13-WC-26650 (Requested by Mayor J. Michael Houston)

Brian Kramp was a lineman for the Office of Public Utilities, and on April 11, 2013 reported an injury to his right knee when he stepped down from his work truck and fell. He was initially seen in ER for a knee strain. Due to continued complaints his primary physician ordered an MRI which revealed a torn meniscus; surgery was recommended. The surgery was performed in May of 2013 and he was able to return to work in July of 2013.

He filed claims for May 11, 2013 and August 1, 2013 regarding pain in his bilateral shoulders from repetitive use of crutches. He was sent for an IME with Dr. Rotman who was of the opinion the crutches were not the cause of the symptoms; based on the report treatment for the shoulders was denied. He filed workers compensation claims (case numbers 13-WC-26594, 13-WC-26598 and 13-WC-26650) and is willing to settle his claims in the amount of \$64,470.89 representing a permanent partial disability equivalent to 22.5% of the leg and 6.32% MAW. Livingstone, Mueller, O'Brien and Davlin, P.E. the city's legal advisors, recommend payment of \$64,470.89 to Mr. Kramp to settle workers' compensation claims for case numbers 13-WC-26594, 13-WC-26598 and 13-WC-26650.

2015-057 AN ORDINANCE AUTHORIZING PAYMENT TO STEVEN BERGAIE, AN OFFICE OF PUBLIC UTILITIES EMPLOYEE, TO SETTLE A WORKERS' COMPENSATION CLAIM FOR CASE NUMBER 13-WC-11607 (Requested by Mayor J. Michael Houston)

Steven Bergae was a material handler for the Office of Public Utilities, and on January 8, 2013, reported pain in his neck, shoulder, elbow, hand and leg after he stepped into a trench while washing a street sweeper. He treated conservatively for neck, shoulder and elbow pain and after continued complaints was sent for an MRI which revealed a cervical bulge and an EMG that revealed ulnar neuropathy in the left wrist; surgery was recommended. An IME did not agree with the need for surgery. Mr. Bergae underwent surgical repair of the wrist in July of 2013 and was released to return to work in August of 2013.

He filed a worker's compensation claim (case number 13-WC-11607) and is willing to settle his claim in the amount of \$39,902.80 representing a permanent partial disability equivalent to 20% of a hand and 3% MAW. Livingstone, Mueller, O'Brien and Davlin, P.E. the city's legal advisors, recommend payment of \$39,902.80 to Mr. Bergae to settle workers' compensation claim for case number 13-WC-11607.

2015-058 AN ORDINANCE AUTHORIZING CHANGE ORDER #1 WITH PLOCHER CONSTRUCTION COMPANY, INC. FOR UW14-06-33 – CLARIFIER NUMBER 3 UPGRADE, FOR A DECREASE IN CONTRACT PRICE AND INCREASE IN TIME FOR PERFORMANCE FOR THE OFFICE OF PUBLIC UTILITIES **(Requested by Mayor J. Michael Houston)**

This is a standard change order ordinance for the Clarifier Number 3 Upgrade Contract.

This Ordinance authorizes Change Order #1 for a reduction in price and contract time extension with Plocher Construction Company, Inc. (“Plocher”). This change order decreases the amount due to Plocher under Ord. No. 304-09-13 from \$4,985,500.00 to \$4,956,190.00, resulting in a net total decrease in the contract price of \$29,310.00. Change Order #1 also grants a time extension of 63 days for substantial completion and 94 days for final contract completion. The time extension is due to a delay in the equipment manufacturer’s schedule and a delay in delivery of the equipment.

Plocher is not a local vendor.

2015-059 AN ORDINANCE AMENDING ORDINANCE NUMBER 409-12-14 REGARDING AN AGREEMENT WITH EMERSON PROCESS MANAGEMENT POWER & WATER SOLUTIONS, INC. FOR WESTINGHOUSE DISTRIBUTIVE PROCESS FAMILY AND OVATION CONTROL SUPPORT, BY REDUCING THE AMOUNT TO \$450,387.00 AND RE-ALLOCATING THE SPLIT BETWEEN THE ELECTRIC AND WATER FUNDS FOR THE OFFICE OF PUBLIC UTILITIES **(Requested by Mayor J. Michael Houston)**

This is a new ordinance amending Ordinance Number 409-12-14 & our existing contract with Emerson Process Management Power & Water Solutions, Inc. (“Emerson”) for Westinghouse Distributive Process Family & Ovation Control Support.

Ordinance 409-12-14 approved a 5-year contract with Emerson in an amount not to exceed \$479,040.00, with 80% coming from the Electric Fund and 20% coming from the Water Fund. Upon further discussions with Emerson, they have reduced the contract price to \$450,387.00. The costs between Electric & Water have also been re-allocated to approximately 73% from Electric and 27% from Water.

This ordinance amends 409-12-14 by reducing the total dollar amount to \$450,387.00, & re-allocating the costs between Electric & Water.

2015-060 AN ORDINANCE APPROVING A TELECOMMUNICATIONS CONTRACT SERVICE AGREEMENT WITH BUNN-O-MATIC CORPORATION FOR 5020 ASH GROVE DRIVE FOR THE OFFICE OF PUBLIC UTILITIES **(Requested by Mayor J. Michael Houston)**

This is a standard ordinance for ethernet service from the City’s fiber optic telecommunications system.

This ordinance authorizes the City to provide telecommunications service to Bunn-O-Matic Corporation (“Bunn”), in exchange for payment by Bunn to the City in an estimated amount of \$71,820.00 over 3 years.

The Office of Public Utilities has a fiber optic telecommunications system and has been granted certificates of service authority with the Illinois Commerce Commission to provide facilities-based exchange telecommunications services in Sangamon County and interexchange telecommunications services within Illinois. The City's network has the ability to provide WAN (wide area network) services across the system. This allows computers to pass data between remote facilities at speeds that are as fast as in the local buildings. This technology allows for consolidation of computers, servers and the required network equipment along with enhancing the capabilities of the facilities.

Bunn has requested a 1000 Mbps connection from their facility at 1400 Stevenson Drive to their facility at 5020 Ash Grove Drive. For this service, Bunn will pay \$1,995 per month for the two sites for the term of the contract over a 3 year period. Bunn will also pay a \$2,995 installation charge.

Bunn may elect to terminate this agreement at any time without cause, provided that Bunn shall thereupon pay the remaining monthly charges for the remainder of the 3 year contract.

2015-061 AN ORDINANCE AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE STATE OF ILLINOIS DEPARTMENT OF NATURAL RESOURCES FOR FINANCIAL ASSISTANCE IN THE AMOUNT OF \$78,122.50 FOR THE SILVER ROD DRIVE SEWER REPAIR PROJECT AND SURFACE DRAINAGE IMPROVEMENTS, FOR THE OFFICE OF PUBLIC WORKS **(Requested by Mayor J. Michael Houston)**

This agreement accepts financial assistance in the amount not to exceed \$78,122.50 from the Illinois Department of Natural Resources for sewer main repairs along Silver Rod Drive and surface drainage improvements which are related to subsidence caused by previous mining activities in the area.

2015-062 AN ORDINANCE AUTHORIZING AN AGREEMENT WITH F.O.S. INDUSTRIAL FILTER TECHNOLOGY, INC. FOR FILTER BAG CLEANING ON UNIT 4 IN AN AMOUNT NOT TO EXCEED \$157,040.00 FOR THE OFFICE OF PUBLIC UTILITIES **(Requested By Mayor J. Michael Houston)**

This is a new contract for technical cleaning of the filter bags in unit 4.

This ordinance approves a contract with F.O.S. industrial filter technology, inc. ("FOS") in an amount not to exceed \$157,040.00, for filter bag cleaning. Unit 4 is currently experiencing a 36 mw derate due to high differential pressure across the pulse jet fabricate filter.

FOS is the only known company capable of on-line bag cleaning, with no further loss of generation, to regain the 36 MWs.

7. **Unfinished Business**
8. **New Business**
9. **Citizen Requests to Address Committee**
10. **Executive Session**
11. **Adjournment**

Cecilia K. Tumulty

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City Clerk