

**Minutes of Springfield City
Council Meeting
Tuesday, March 3, 2015
City Council Chambers**

PRE-COUNCIL SESSION

Deputy City Clerk Rianne Hawkins called the Pre Council Session of the Springfield City Council to Order at 5:00 p.m., Tuesday, March 3, 2015, in the Council Chambers of the Municipal Center West.

Deputy City Clerk Hawkins read the ordinances on the order of First Reading and assigned to the Committee of the Whole.

2015-063 A RESOLUTION AUTHORIZING THE RELEASE OF THE MINUTES AND AUDIO RECORDING OF THE MAY 7, 2013, EXECUTIVE SESSION OF THE SPRINGFIELD CITY COUNCIL **(Requested by the Members of the City Council)**

2015-064 AN ORDINANCE AUTHORIZING AN AGREEMENT WITH NOLL LAW OFFICE, LLC, FOR LEGAL SERVICES REGARDING U.S. DISTRICT COURT CASE NO. 2008-CV-3302, *JAMES WELLS v. JEFF COKER, et al.*, AND AUTHORIZING PAYMENT OF AN AMOUNT NOT TO EXCEED \$50,000.00 **(Requested by Mayor J. Michael Houston)**

2015-065 AN ORDINANCE AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH NOLL LAW OFFICE, LLC TO REPRESENT THE CITY OF SPRINGFIELD IN THE CASE OF *CALVIN CHRISTIAN III v. CITY OF SPRINGFIELD* (2013 MR-341) IN AN AMOUNT NOT TO EXCEED \$42,000.00 **(Requested by Mayor J. Michael Houston)**

2015-066 AN ORDINANCE AUTHORIZING EXECUTION OF AN AGREEMENT WITH LIVINGSTONE, MUELLER, O'BRIEN & DAVLIN, P.C. TO DEFEND WORKERS' COMPENSATION CLAIMS FOR THE CITY OF SPRINGFIELD FROM MARCH 1, 2015, THROUGH FEBRUARY 29, 2016, FOR A TOTAL AMOUNT NOT TO EXCEED \$150,000.00 **(Requested by Mayor J. Michael Houston)**

2015-067 AN ORDINANCE AUTHORIZING PAYMENT TO MICHAEL DOZIER, A CITY OF SPRINGFIELD FIREFIGHTER, TO SETTLE A WORKERS' COMPENSATION CLAIM FOR CASE NUMBER 13-WC-26848 **(Requested by Mayor J. Michael Houston)**

2015-068 AN ORDINANCE AUTHORIZING PAYMENT TO DONALD RICHARDSON, A CITY OF SPRINGFIELD FIREFIGHTER, TO SETTLE A WORKERS' COMPENSATION CLAIM FOR CASE NUMBER 14-WC-000907 **(Requested by Mayor J. Michael Houston)**

2015-069 AN ORDINANCE ACCEPTING BIDS AND AUTHORIZING THE EXECUTION OF CONTRACT UE15-08-47 – STORAGE AREA AND VIRTUAL INFRASTRUCTURE WITH SENTINEL TECHNOLOGIES, INC. IN AN AMOUNT NOT TO EXCEED \$277,625.00 FOR THE OFFICE OF PUBLIC UTILITIES **(Requested by Mayor J. Michael Houston)**

2015-070 AN ORDINANCE AUTHORIZING CHANGE ORDER #1 AND ADDITIONAL FUNDING IN AN AMOUNT NOT TO EXCEED \$185,000.00 UNDER CONTRACT NO. UE13-10-58 WITH GRAYCOR BLASTING COMPANY INC. FOR EXPLOSIVE DESLAGGING AT DALLMAN GENERATING FACILITIES FOR A TOTAL AMOUNT PAYABLE OF \$635,000.00 FOR THE OFFICE OF PUBLIC UTILITIES **(Requested by Mayor J. Michael Houston)**

2015-071 AN ORDINANCE AUTHORIZING A ONE-YEAR CONTRACT EXTENSION AND ADDITIONAL FUNDING IN THE AMOUNT OF \$200,000.00 UNDER CONTRACT NO. UW14-02-92 – DUCTILE IRON WITH AMERICAN CAST IRON PIPE COMPANY IN A TOTAL AMOUNT NOT TO EXCEED \$1,060,273.28 FOR THE OFFICE OF PUBLIC UTILITIES **(Requested by Mayor J. Michael Houston)**

2015-072 AN ORDINANCE APPROVING A ONE-YEAR CONTRACT EXTENSION UNDER CONTRACT NO. UW10-01-92 WITH HD SUPPLY WATERWORKS, LTD. FOR THE PURCHASE OF FIRE HYDRANTS FOR A TOTAL AMOUNT NOT TO EXCEED \$1,743,110.00 FOR THE OFFICE OF PUBLIC UTILITIES **(Requested by Mayor J. Michael Houston)**

2015-073 AN ORDINANCE APPROVING AN AMENDMENT TO AN AGREEMENT FOR ADMINISTRATION OF FUNDS WITH THE UNIVERSITY OF ILLINOIS AT SPRINGFIELD REGARDING WATER MAIN INSTALLATION FOR THE OFFICE OF PUBLIC UTILITIES **(Requested by Mayor J. Michael Houston)**

2015-074 AN ORDINANCE APPROVING AND AUTHORIZING EXECUTION OF A LEASE AGREEMENT FOR 4121 GREENBERRY ROAD (SITE 95) FOR THE CITY OF SPRINGFIELD OFFICE OF PUBLIC UTILITIES **(Requested by Mayor J. Michael Houston)**

2015-075 AN ORDINANCE AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH, AND PAYMENT OF AN AMOUNT NOT TO EXCEED \$75,000.00 TO, RAYMOND L. BROCCARDO FOR CONSULTING SERVICES AND DIRECT SALES EFFORTS PERTAINING TO INTERMENT RIGHTS FOR CEMETERY SPACES OFFERED BY OAK RIDGE CEMETERY, FOR THE OFFICE OF PUBLIC WORKS **(Requested by Mayor J. Michael Houston)**

2015-076 AN ORDINANCE AMENDING ORDINANCE 430-12-13 TO CORRECT AN ACCOUNT LINE FOR PAYMENT TO CRAWFORD, MURPHY & TILLY, INC., FOR A SANITARY SEWER SYSTEM ALTERNATIVES ANALYSIS AND DRAINAGE INVESTIGATION IN THE NORTHEAST AREA OF SPRINGFIELD **(Requested by Mayor J. Michael Houston)**

2015-077 AN ORDINANCE ACCEPTING THE LOWEST RESPONSIBLE BID AND AUTHORIZING THE EXECUTION OF CONTRACT NUMBER PW 15-01-82 WITH TRUMAN L. FLATT & SONS CO., INC. TO FURNISH CONSTRUCTION ON THE 2016 BITUMINOUS OVERLAY PROGRAM IN AN AMOUNT NOT TO EXCEED \$9,743,788.07, FOR THE OFFICE OF PUBLIC WORKS **(Requested by Mayor J. Michael Houston)**

2015-078 AN ORDINANCE ACCEPTING THE LOWEST RESPONSIBLE BID AND AUTHORIZING THE EXECUTION OF CONTRACT NUMBER PW 15-01-82 WITH P.H. BROUGHTON & SONS, INC. TO FURNISH CONSTRUCTION ON THE 2016 BITUMINOUS OVERLAY PROGRAM IN AN AMOUNT NOT TO EXCEED \$10,104,698.37, FOR THE OFFICE OF PUBLIC WORKS **(Requested by Mayor J. Michael Houston)**

2015-079 AN ORDINANCE ACCEPTING THE LOWEST BID AND AUTHORIZING EXECUTION OF CONTRACT NUMBER PW 15-01-83 WITH WAS CONSTRUCTION COMPANY FOR THE 2016 SIDEWALK PROGRAM IN AN AMOUNT NOT TO EXCEED \$1,204,846.55 FOR THE OFFICE OF PUBLIC WORKS **(Requested by Mayor J. Michael Houston)**

2015-080 AN ORDINANCE ACCEPTING THE LOWEST RESPONSIBLE BID AND AUTHORIZING EXECUTION OF CONTRACT NUMBER PW 15-01-83 WITH OTTO BAUM COMPANY, INC. FOR THE 2016 SIDEWALK PROGRAM IN AN AMOUNT NOT TO EXCEED \$1,396,499.25, FOR THE OFFICE OF PUBLIC WORKS **(Requested by Mayor J. Michael Houston)**

2015-081 AN ORDINANCE ACCEPTING THE LOWEST RESPONSIBLE BID AND AUTHORIZING EXECUTION OF CONTRACT NUMBER PW 15-01-84 WITH SANGAMO CONSTRUCTION COMPANY FOR THE SOUTH STATE STREET ROADWAY IMPROVEMENTS IN AN AMOUNT NOT TO EXCEED \$299,395.27 FOR THE OFFICE OF PUBLIC WORKS **(Requested by Mayor J. Michael Houston)**

2015-082 AN ORDINANCE ACCEPTING THE LOWEST RESPONSIBLE BID AND AUTHORIZING EXECUTION OF CONTRACT NUMBER PW 15-01-91 WITH OTTO BAUM COMPANY, INC. FOR THE 2016 BRICK STREET MAINTENANCE PROGRAM IN AN AMOUNT NOT TO EXCEED \$2,162,770.75, FOR THE OFFICE OF PUBLIC WORKS **(Requested by Mayor J. Michael Houston)**

2015-083 AN ORDINANCE ACCEPTING THE LOWEST RESPONSIBLE BID AND AUTHORIZING THE EXECUTION OF CONTRACT PW 15-12-73 WITH PETERSBURG PLUMBING & EXCAVATING, LLC FOR THE CONSTRUCTION OF THE WILLIAMS PLACE SEWER PROJECT, IN AN AMOUNT NOT TO EXCEED \$224,660.00, FOR THE OFFICE OF PUBLIC WORKS **(Requested by Mayor J. Michael Houston)**

2015-084 AN ORDINANCE ACCEPTING THE LOWEST RESPONSIBLE BID AND AUTHORIZING THE EXECUTION OF CONTRACT PW 15-01-86 WITH INSTITUFORM TECHNOLOGIES, INC. FOR THE CONSTRUCTION OF SEWER REPAIR AND CIPP PROJECT IN AN AMOUNT NOT TO EXCEED \$2,742,309.50, FOR THE OFFICE OF PUBLIC WORKS **(Requested by Mayor J. Michael Houston)**

Next, Deputy Clerk Hawkins read the ordinances on the order of the consent agenda.

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)**

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)**

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)**

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

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)**

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)**

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)**

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)**

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)**

The Pre-Council session concluded at 5:08pm.

CITY COUNCIL REGULAR AGENDA

Mayor Houston called the March 3, 2015 meeting of the Springfield City Council to order at 5:30pm. He invited everyone to join with him in reciting the pledge of allegiance.

Mayor Houston invited Bishop Tomas Paprocki to offer a prayer before the start of the meeting.

Clerk Tumulty took the roll call of members.

PRESENT: Alderman Edwards☒, Alderman Simpson☒, Alderman Turner☒, Alderman Lesko☒, Alderman Cahnman☒, Alderman Jobe☒, Alderman McMenamin☒, Alderman Dove☒ and Alderman McDonough☒.

Alderman Theilen☒ arrived at 5:45pm.

ABSENT: None

Next, Mayor Houston presented proclamations to the Sacred Heart Griffin Football team and Gabe Green in recognition of their achievements in the previous high school football season and their state championship. Football Coach Ken Leonard thanked Mayor Houston and the City Council for the honor.

Alderman Simpson made a motion to dispense with the reading of the minutes from the February 17th City Council and approve the minutes. Her motion was seconded by Alderman Jobe. The motion passed with a voice vote of 9-0-0.

Alderman Simpson made a motion to incorporate the pre-council first reading of ordinances into the record of the Council meeting. Her motion was seconded by Alderman Jobe. The motion passed with a voice vote of 9-0-0.

Alderman Simpson made a motion to incorporate the pre-council reading of the consent agenda into the record of the council meeting. Her motion was seconded by Alderman Jobe. The motion passed with a voice vote of 9-0-0.

Alderman Simpson made a motion to place the consent agenda on final passage. Her motion was seconded by Alderman Lesko. The consent agenda passed with a vote of 9-0-0. Alderman Edwards☒, Alderman Simpson☒, Alderman Turner☒, Alderman Lesko☒, Alderman Cahnman☒, Alderman Jobe☒, Alderman McMenamin☒, Alderman Dove☒ and Alderman McDonough☒ all voted yes.

The next item on the agenda was Agenda Item 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. Alderman Cahnman made a motion to place Agenda Item 2013-376 on final passage. His motion was seconded by Alderman Jobe.

Alderman Cahnman stated that the ordinance creates more transparency and he urged his colleagues to vote in favor of the ordinance.

Agenda Item 2013-376 passed with a vote of 9-0-0. Alderman Edwards☒, Alderman Simpson☒, Alderman Turner☒, Alderman Lesko☒, Alderman Cahnman☒, Alderman Jobe☒, Alderman McMenamin☒, Alderman Dove☒ and Alderman McDonough☒ all voted yes.

Alderman Simpson made a motion to suspend the rules and place on first reading Agenda Item 2015-085, An Ordinance Authorizing An Intergovernmental Agreement With The Illinois State Police For Use Of The Academy By The Springfield Police Department To Administer The Physical Fitness Power Test From April 10, 2015, Through April 12, 2015. Her motion was seconded by Alderman Jobe. The motion passed with a voice vote of 9-0-0.

Alderman Jobe made a motion to suspend the rules and place on first reading Agenda Item 2015-086, An Ordinance Accepting Proposal RFP #FM15-28 With Rilco, Inc. To Provide Oil And Lubricants To The Fleet Maintenance Facility In An Amount Not To Exceed \$175,000.00 From March 1, 2015, Through February 28, 2017, For The Office Of Budget And Management. His motion was seconded by Alderman McDonough. The motion passed with a voice vote of 9-0-0.

Alderman McMenamin made a motion to suspend the rules and place on first reading Agenda Item 2015-087, An Ordinance Approving A Supplemental Appropriation In The Amount Of \$24,400.00 From FY15 Unappropriated Fund Balance For The Office Of Human Resources. His motion was seconded by Alderman Jobe. The motion passed with a voice vote of 9-0-0.

Alderman Simpson expressed her long standing desire to be a part of the North Mansion Block Advisory Committee. She stated that she would like to get involved with the Committee. She stated that the Committee is still working and that there is a draft proposal that has not gone out as of yet. She stated that she will be participating with the Committee and she would like the next Ward 2 Alderman to continue working on the Committee after the election.

Alderman Simpson also asked the City Purchasing Agent Jay Wavering to provide her with details of a contract award dealing with digital magazine services to Lincoln Library.

Alderman Edwards expressed concern over some confusion that arose over the responsibilities of snow plowing around the lake area.

Alderman Edwards also suggested setting up a subcommittee to look into the costs for putting on events in Springfield. He expressed concern that a recent proposal to do boat races at the Lake had to be scratched because it was becoming too costly to put on the event.

Alderman Cahnman congratulated newly sworn in State Representative Tim Butler who is taking over from Former State Representative Rich Brauer.

Next, Bill Legge of the Boys and Girls Club at 300 South 15th Street, addressed the Council. He expressed concern at the pace in which streets are cleaned of snow in Springfield. He stressed that in the neighborhood where the Boys and Girls Club is located is one of the last neighborhoods in the City that is cleared. He pointed out the hazards to the children in the neighborhood and the hardship that it creates for the working families in the neighborhood.

Public Works Director Mark Mahoney stated that he shares the frustration of the public with the timeliness of snow removal. He stated that they do everything that they can in order to remove the snow in a timely fashion. He stated that the only other way to speed up snow removal is to have more resources, including more trucks and people to do the work.

Alderman Cahnman asked how many trucks working on clearing the streets were Public Works vehicles versus contractual workers. Director Mahoney stated that when everything is operational, there are 45 pieces of equipment that are on the streets.

Alderman McDonough thanked Public Works for the work that they did with snow removal during the weekend snowstorm.

Next, Joan Walters, Julie Dirksen and Dawn Mobley all addressed the Council and urged them to get involved with clean up efforts in advance of major events coming to Springfield. These include the 10th Anniversary of the Abraham Lincoln Presidential Library and Museum and the Lincoln Funeral Processional. They encouraged the Council to get involved with a City-wide cleanup effort set for April 25th and encouraged everyone to be a greeter in their neighborhood for the out of town guests that will also be coming.

Mayor Houston thanked the members of the Public Works Department for their work in clearing the streets over the weekend.

Alderman Jobe made a motion to recess the regular session of the City Council for purposed of going into executive session to discuss pending litigation pursuant 5 ILCS 120/2(c)(11) of the Illinois Open Meetings Act. His motion was seconded by Alderman Simpson. The motion passed with a voice vote of 9-0-0 and the regular session of the City Council was recessed at 6:08pm.

Alderman Simpson made a motion to adjourn the executive session and reconvene the regular session of the Springfield City Council. Her motion was seconded by Alderman Jobe. The motion passed with a voice vote of 9-0-0 and the executive session was adjourned at 6:37pm.

With no further business to come before the City Council, Alderman Jobe made a motion for adjournment. His motion was seconded by Alderman Simpson. The motion passed with a voice vote of 9-0-0 and the meeting was adjourned at 6:38pm.

Cecilia Tumulty

Cecilia Tumulty
City Clerk