

**Minutes of Springfield City
Council Meeting
Wednesday April 21, 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, April 21, 2015, in the Council Chambers of the Municipal Center West.

Deputy City Clerk Hawkins read the ordinance on the order of Emergency Passage for final action at the City Council meeting.

2015-150 AN ORDINANCE TO INCREASE THE NUMBER OF CLASS "D" LIQUOR LICENSES BY ONE FOR KEEFNER'S INC. D/B/A KEEFNER'S LOCATED AT 1941 W. ILES, **FOR EMERGENCY PASSAGE (Requested by Alderman Joe McMenamin)**

2015-151 AN ORDINANCE ACCEPTING PROPOSAL NO RFP #PD16-01 with PCN strategies for IRSA IN-CAR CAMERA SYSTEMS FOR AN AMOUNT NOT TO EXCEED \$160,000.00 FOR THE SPRINGFIELD POLICE DEPARTMENT, **FOR EMERGENCY PASSAGE (Requested by Mayor J. Michael Houston)**

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

2015-152 AN ORDINANCE AMENDING CHAPTER 90, SECTION 90.18 OF THE 1988 CITY OF SPRINGFIELD CODE OF ORDINANCES, AS AMENDED, PERTAINING TO RESTRICTIONS ON ELIGIBILITY TO OBTAIN A LICENSE TO SELL ALCOHOLIC LIQUOR AT RETAIL **(Requested by Mayor J. Michael Houston)**

2015-153 AN ORDINANCE AUTHORIZING EXTENSION OF CONTRACT #CS-12-05-40 THROUGH SEPTEMBER 13, 2017, WITH ARAMARK UNIFORM & CAREER APPAREL, INC., AND AUTHORIZING AN ADDITIONAL \$189,847.56 FOR A TOTAL NOT TO EXCEED \$569,542.68 FOR LINEN AND UNIFORM RENTAL SERVICES FOR VARIOUS CITY DEPARTMENTS **(Requested by Mayor J. Michael Houston)**

2015-154 AN ORDINANCE ACCEPTING PROPOSAL NO RFP #CS16-03 WITH HICKORY POINT BANK & TRUST, FOR MUNICIPAL PURCHASE FINANCING OF RADIOS AND EQUIPMENT FOR THE SPRINGFIELD FIRE DEPARTMENT IN THE PRINCIPLE AMOUNT NOT TO EXCEED \$450,000.00, AND AUTHORIZING A SUPPLEMENTAL APPROPRIATION OF SAID FUNDS FOR THE OFFICE OF BUDGET AND MANAGEMENT **(Requested by Mayor J. Michael Houston)**

2015-155 AN ORDINANCE AUTHORIZING PURCHASE OF RADIOS AND EQUIPMENT FROM MOTOROLA SOLUTIONS IN AN AMOUNT NOT TO EXCEED \$591,863.00 AND AUTHORIZING A SUPPLEMENTAL APPROPRIATION OF \$446,863.00 FOR THE SPRINGFIELD FIRE DEPARTMENT **(Requested by Mayor J. Michael Houston)**

2015-156 AN ORDINANCE AUTHORIZING EXECUTION OF A REDEVELOPMENT AGREEMENT WITH THE VILLAS DOWNTOWN SPRINGFIELD, LLC, FOR REDEVELOPMENT ASSISTANCE FOR THE PROPERTY LOCATED AT 300 EAST MADISON AND 227 NORTH 4TH STREET UTILIZING CENTRAL AREA TAX INCREMENT FINANCE FUNDS IN AN AMOUNT NOT TO EXCEED \$700,000.00 **(Requested by Mayor J. Michael Houston)**

2015-157 AN ORDINANCE AUTHORIZING PAYMENT TO GARTH BROWNLOW, AN OFFICE OF PUBLIC UTILITIES EMPLOYEE, FOR SETTLEMENT OF A WORKERS' COMPENSATION CLAIM FOR CASE NUMBER 13-WC-24683 **(Requested by Mayor J. Michael Houston)**

2015-158 AN ORDINANCE ACCEPTING THE BID AND AUTHORIZING THE EXECUTION OF CONTRACT UE15-02-100 – HEAVY EQUIPMENT MAINTENANCE AND REPAIRS AT DALLMAN WITH ROLAND MACHINERY COMPANY IN AN AMOUNT NOT TO EXCEED \$300,000.00 FOR THE OFFICE OF PUBLIC UTILITIES **(Requested by Mayor J. Michael Houston)**

2015-159 AN ORDINANCE AUTHORIZING PAYMENT IN THE AMOUNT OF \$3,693,000.00 TO THE ENERGY AUTHORITY, INC. FOR RESOURCE MANAGEMENT AND TRANSMISSION SCHEDULE FEES FOR FISCAL YEAR 2016 FOR THE ELECTRIC DIVISION FOR THE OFFICE OF PUBLIC UTILITIES **(Requested by Mayor J. Michael Houston)**

2015-160 AN ORDINANCE ACCEPTING BIDS AND AUTHORIZING THE EXECUTION OF CONTRACT UE15-02-97 – OVERHEAD CABLE FOR A FIVE-YEAR TERM WITH WESCO DISTRIBUTION, INC. IN AN AMOUNT NOT TO EXCEED \$500,000.00 FOR THE OFFICE OF PUBLIC UTILITIES **(Requested by Mayor J. Michael Houston)**

2015-161 AN ORDINANCE ACCEPTING BIDS AND AUTHORIZING THE EXECUTION OF CONTRACT UE15-02-105 – POLYETHYLENE PIPE FOR A FIVE-YEAR TERM WITH WESCO DISTRIBUTION, INC. IN AN AMOUNT NOT TO EXCEED \$500,000.00 FOR THE OFFICE OF PUBLIC UTILITIES **(Requested by Mayor J. Michael Houston)**

2015-162 AN ORDINANCE VACATING A PORTION OF A PUBLIC ALLEY IN THE BLOCK BOUNDED BY DODGE, FIFTH, UNION AND FOURTH STREETS TO DAVID L. VAN LIESHOUT **(Requested by Mayor J. Michael Houston)**

2015-163 AN ORDINANCE VACATING A PORTION OF A PUBLIC ALLEY IN THE BLOCK BOUNDED BY DODGE, FIFTH, UNION AND FOURTH STREETS TO THE SPRINGFIELD ART ASSOCIATION OF EDWARDS PLACE **(Requested by Mayor J. Michael Houston)**

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

2015-119 AN ORDINANCE PROVIDING FOR AND AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2015 OF THE CITY OF SPRINGFIELD, SANGAMON COUNTY, ILLINOIS, IN AN AMOUNT NOT TO EXCEED \$9,095,000 FOR THE PURPOSE OF REFUNDING THE CITY'S GENERAL OBLIGATION REFUNDING BONDS, SERIES 2005A **(Requested by J. Michael Houston)**

2015-120 AN ORDINANCE AUTHORIZING EXECUTION OF A SETTLEMENT AGREEMENT AND MUTUAL RELEASE REGARDING THE FEDERAL CENTRAL DISTRICT OF ILLINOIS CASE 08-CV-3302, *WELLS V. COKER* **(Requested by J. Michael Houston)**

2015-123 AN ORDINANCE AMENDING SECTION 10.18 OF THE 1988 CITY OF SPRINGFIELD CODE OF ORDINANCES, AS AMENDED, PERTAINING TO USE OF THE CORPORATE SEAL OF THE CITY OF SPRINGFIELD **(Requested by Ald. Kris Theilen)**

2015-124 AN ORDINANCE AUTHORIZING EXECUTION OF A MEMORANDUM OF UNDERSTANDING WITH THE U.S. DEPARTMENT OF HOMELAND SECURITY AND THE CITY OF SPRINGFIELD POLICE DEPARTMENT FOR TEMPORARY USE OF PORTABLE MOTOROLA XTS250 RADIOS **(Requested by J. Michael Houston)**

2015-125 AN ORDINANCE AUTHORIZING PAYMENT TO DONALD CLINE, A FORMER CITY OF SPRINGFIELD PUBLIC WORKS EMPLOYEE, TO SETTLE A WORKERS' COMPENSATION CLAIM FOR CASE NUMBER 14-WC-13616 **(Requested by J. Michael Houston)**

2015-126 AN ORDINANCE AUTHORIZING PAYMENT TO HAROLD BUTLER, A FORMER CITY OF SPRINGFIELD PUBLIC WORKS EMPLOYEE, TO SETTLE WORKERS' COMPENSATION CLAIM NUMBERS 1429E175276 AND 14294E092210 **(Requested by J. Michael Houston)**

2015-127 AN ORDINANCE AUTHORIZING PAYMENT TO WILLIAM WASHINGTON, AN OFFICE OF PUBLIC UTILITIES EMPLOYEE, FOR SETTLEMENT OF A WORKERS' COMPENSATION CLAIM FOR CASE NUMBER 13-WC-27077 **(Requested by J. Michael Houston)**

2015-128 AN ORDINANCE TO INCREASE THE NUMBER OF CLASS "G" LIQUOR LICENSES BY ONE FOR XTREME DREAMZ CAR CLUB LOCATED AT 1635 E. CARPENTER STREET **(Requested by J. Michael Houston)**

2015-129 AN ORDINANCE TO INCREASE THE NUMBER OF CLASS "C1" LIQUOR LICENSES BY ONE FOR SIMPLY, LLC D/B/A SIMPLY FAIR, 2357 W. MONROE STREET **(Requested by J. Michael Houston)**

2015-130 AN ORDINANCE TO INCREASE THE NUMBER OF CLASS "D" LIQUOR LICENSES BY ONE FOR MOTES OF SPRINGFIELD, INC. D/B/A THE CEDAR PUB & GRILL LOCATED AT 3186 SOUTH DIRKSEN PARKWAY **(Requested by J. Michael Houston)**

2015-131 AN ORDINANCE AUTHORIZING THE PURCHASE OF VACANT OR ABANDONED PROPERTIES ON THE TAX SALES LIST FROM SANGAMON COUNTY, AS TRUSTEE, IN AN AMOUNT NOT TO EXCEED \$32,589.00 FOR THE OFFICE OF PUBLIC WORKS **(Requested by J. Michael Houston)**

2015-132 AN ORDINANCE APPROVING THE LOCATION AND SKETCH MAP OF THE WABASH COMMERCIAL PARK SUBDIVISION FOR THE OFFICE OF PUBLIC WORKS **(Requested by J. Michael Houston)**

2015-133 AN ORDINANCE REGARDING THE VARIANCE REQUEST OF SECTION 153.158(b)(2) PERTAINING TO LOT ARRANGEMENT AT SLUMBERLAND – RESUBDIVISION OF LOT 26 OF PRAIRIE CROSSING – PLAT 2, LOCATED EAST OF FURNITURE ROW ON THE SOUTH SIDE OF CHUCKWAGON DRIVE, FOR THE OFFICE OF PUBLIC WORKS **(Requested by J. Michael Houston)**

2015-134 AN ORDINANCE APPROVING/DENYING THE PRELIMINARY PLAN OF SLUMBERLAND – RESUBDIVISION OF LOT 26 OF PRAIRIE CROSSING – PLAT 2, LOCATED EAST OF FURNITURE ROW ON THE SOUTH SIDE OF CHUCKWAGON DRIVE, FOR THE OFFICE OF PUBLIC WORKS **(Requested by J. Michael Houston)**

2015-135 AN ORDINANCE AUTHORIZING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$9,429.00 FOR THE OFFICE OF PUBLIC WORKS **(Requested by J. Michael Houston)**

2015-136 AN ORDINANCE AUTHORIZING EXECUTION OF AN AMENDMENT TO AN ANNEXATION AGREEMENT PREVIOUSLY AUTHORIZED BY ORDINANCE 663-09-05 BETWEEN THE CITY OF SPRINGFIELD, ILLINOIS, AND ABUNDANT FAITH MINISTRY, INC. FOR THE PROPERTY LOCATED AT 2525 SOUTH TAYLOR AVENUE **(Requested by J. Michael Houston)**

2015-137 AN ORDINANCE AUTHORIZING EXECUTION OF AN AGREEMENT WITH, AND PAYMENT IN THE AMOUNT OF \$46,720.00 TO, THE STATE OF ILLINOIS DEPARTMENT OF TRANSPORTATION FOR TRAFFIC SIGNAL IMPROVEMENTS ON WABASH AVENUE AT THE INTERSECTIONS OF ROBBINS ROAD AND WEST WHITE OAKS DRIVE (MFT SECTION # 15-STATE-01-TL) FOR THE OFFICE OF PUBLIC WORKS **(Requested by J. Michael Houston)**

2015-138 A RESOLUTION NOTIFYING THE STATE OF ILLINOIS DEPARTMENT OF TRANSPORTATION THAT MOTOR FUEL TAX FUNDS IN THE AMOUNT OF \$46,720.00 MAY BE USED FOR TRAFFIC SIGNAL IMPROVEMENTS ON WABASH AVENUE AT THE INTERSECTIONS OF ROBBINS ROAD AND WEST WHITE OAKS DRIVE, MFT SECTION # 15-STATE-01-TL, FOR THE OFFICE OF PUBLIC WORKS **(Requested by J. Michael Houston)**

2015-139 AN ORDINANCE ACCEPTING BIDS AND AUTHORIZING THE EXECUTION OF CONTRACT NO. PW 15-02-108 FOR AN AMOUNT NOT TO EXCEED \$1,412,422.00 WITH P.H. BROUGHTON & SONS, INC., STATE HIGHWAY CONSTRUCTION CORP., INC., BEELMAN LOGISTICS, LLC, VULCAN CONSTRUCTION MATERIALS, LP AND COMPLETE ASPHALT SERVICE CO. FOR 2016 MAINTENANCE MATERIALS **(Requested by J. Michael Houston)**

2015-140 AN ORDINANCE AUTHORIZING EXECUTION OF A TWO-YEAR MASTER AGREEMENT AND ASSOCIATED PRICING SCHEDULES WITH, AND PAYMENT IN AN AMOUNT NOT TO EXCEED \$195,000.00 TO, AT&T CORP. FOR TELEPHONE, CENTREX AND LONG DISTANCE SERVICES FOR THE CITY OF SPRINGFIELD **(Requested by J. Michael Houston)**

2015-141 AN ORDINANCE ACCEPTING BIDS AND AUTHORIZING CONTRACT UE15-02-96 – ANHYDROUS AMMONIA FOR A FIVE YEAR PERIOD WITH BRANDT CONSOLIDATED, INC. IN AN AMOUNT NOT TO EXCEED \$9,000,000.00 FOR THE OFFICE OF PUBLIC UTILITIES **(Requested by J. Michael Houston)**

2015-142 AN ORDINANCE ACCEPTING BIDS AND AUTHORIZING THE EXECUTION OF CONTRACT UE15-01-81 – MULTI-YEAR TRANSFORMER ALLIANCE WITH ERMCO INC. AND FLETCHER-REINHARDT COMPANY IN AN AMOUNT NOT TO EXCEED \$3,000,000.00 FOR THE OFFICE OF PUBLIC UTILITIES **(Requested by J. Michael Houston)**

2015-143 AN ORDINANCE AMENDING ORDINANCE NUMBER 96-03-14 REGARDING AN AGREEMENT WITH BUCKMAN LABORATORIES, INC. FOR THE PURCHASE OF OXAMINE® BY APPROVING A RESTATED AND AMENDED AGREEMENT FOR THE PURCHASE OF OXAMINE® AND BULAB® FOR A TOTAL AMOUNT NOT TO EXCEED \$720,000.00, FOR THE OFFICE OF PUBLIC UTILITIES **(Requested by J. Michael Houston)**

2015-144 AN ORDINANCE ACCEPTING BIDS AND AUTHORIZING CONTRACT UE15-02-101 – PORTABLE DEMINERALIZER SERVICES FOR THE DALLMAN POWER PLANT AND INTERSTATE COMBUSTION TURBINE WITH MPW INDUSTRIAL WATER SERVICES, INC. IN AN AMOUNT NOT TO EXCEED \$346,200.00 OVER A THREE-YEAR TERM FOR THE OFFICE OF PUBLIC UTILITIES **(Requested by J. Michael Houston)**

2015-145 AN ORDINANCE APPROVING A PROPOSAL WITH IBIDEN CERAM ENVIRONMENTAL, INC. IN THE AMOUNT OF \$341,400.00 FOR THE PURCHASE OF 36 NEW CATALYST MODULES FOR DALLMAN POWER PLANT UNIT NOS. 31, 32, AND 33 FOR THE ELECTRIC GENERATION DEPARTMENT FOR THE OFFICE OF PUBLIC UTILITIES **(Requested by J. Michael Houston)**

2015-146 AN ORDINANCE ACCEPTING BIDS AND AUTHORIZING CONTRACT UE15-02-104 – BACKFILL MATERIALS WITH P.H. BROUGHTON & SONS, INC. AND VULCAN MATERIALS COMPANY IN AN AMOUNT NOT TO EXCEED \$250,000.00 FOR THE OFFICE OF PUBLIC UTILITIES **(Requested by J. Michael Houston)**

2015-147 AN ORDINANCE APPROVING 38 SEPARATE FARM LEASES WITH VARIOUS TENANTS FOR A ONE-YEAR TERM FOR THE WATER DIVISION OF THE OFFICE OF PUBLIC UTILITIES **(Requested by J. Michael Houston)**

2015-148 AN ORDINANCE APPROVING A TELECOMMUNICATIONS CONTRACT SERVICE AGREEMENT WITH SPRINGFIELD CLINIC LLP FOR 901 S. KOKE MILL FOR THE OFFICE OF PUBLIC UTILITIES **(Requested by J. Michael Houston)**

The Pre-Council session concluded at 5:10pm.

CITY COUNCIL ZONING AGENDA

Mayor Pro Tem Lesko called the April 21, 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.

Deputy City Clerk Hawkins took the roll call of members.

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

ABSENT: Mayor Houston ☒

Mayor Pro Tem Lesko recognized City Treasurer's Office Operations Coordinator Bonnie Drew. Ms. Drew recognized representatives from the Illinois Municipal Treasurer's Association for presentation of a proclamation to City Treasurer and Mayor Elect Jim Langfelder. A copy of the proclamation is included with the record of this Council meeting.

The first item on the agenda is docket number 2014-067 for the property located at 2305 South Park. (Ward #7)

PETITIONER(S): Kimberly Higgerson & Anthony Crifasi.

PRESENT ZONING CLASSIFICATION: R-1, Single-family Residence District, Section 155.016.

REQUESTED ZONING RELIEF: Conditional Permitted Use pursuant to Section 155.016(c)(14), Family Day-care home (type-2), Conditional Permitted Use in the R-1, Single-family Residence District, to continue to operate a licensed home daycare (type 2) at the residence, with a maximum of care for 12 children, with an assistant.

SPRINGFIELD-SANGAMON COUNTY REGIONAL PLANNING COMMISSION
RECOMMENDATION IS: Denial.

PLANNING AND ZONING COMMISSION RECOMMENDATION IS:

Accept staff's recommendation to deny the petition.

Alderman McMenamin made a motion to accept the staff recommendation. His motion was seconded by Alderman Cahnman. The motion passed with a vote of 9-0-0. Alderman Edwards☒, Alderman Simpson☒, Alderman Turner☒, Alderman Cahnman☒, Alderman Jobe☒, Alderman McMenamin☒, Alderman Theilen☒, Alderman Dove☒ and Alderman McDonough☒.

The next item on the agenda is docket number 2015-007 for the property located at 4201 & 4101 Yucan Dr. (Ward #10)

PETITIONER(S): Courtney K. Joyner.

PRESENT ZONING CLASSIFICATION: B-1, Highway Business Service District.

REQUESTED ZONING RELIEF: Reclassification to S-3, Central Shopping District, Section 155.032.

PLANNING AND ZONING COMMISSION RECOMMENDATION IS:

To accept the recommendation of staff to recommend approval of Reclassification to S-3, Central Shopping District.

Alderman Jobe made a motion to accept the recommendation of the Planning and Zoning Commission for approval of the reclassification to S-3, Central Shopping District with the restrictions to limit the building height to 50 feet, have a density limit of 2,000 square feet of lot per dwelling unit and to provide two parking spots per dwelling unit. His motion was seconded by Alderman Edwards.

Alderman McMenamin stated his concern with several procedural issues that have arisen with regards to this docket item. He expressed concern that the neighborhood leaders did not get a chance to express their concerns to the Planning and Zoning Commission. He suggested remanding the matter back to the Planning and Zoning Commission so that the matter can be re-heard. He also stated that the attorney for the homeowners was not aware of the motion before it was made at the meeting.

Alderman Jobe stated that the motion that he made were the exact same limitations that were made on Lot 5, which was previously approved by the Council.

Next, Elizabeth Lehey of 2919 South Meadowbrook Road and the President of the Prairie Estates Condominium Association addressed the Council. She expressed concern with the proposed development and the potential traffic and density problems that will result.

Next to address the Council was Brad Duzan of 4108 Tarragon Court and President of the Scarborough Place Homeowners Association. He also expressed his subdivision's concern with the proposed development.

Next to address the Council was Deb Woods of 2830 Cronin Drive and the President of the Cobblestone Homeowner's Association. She also expressed her concerns with the development and the impact that it would have on the neighborhood.

Next to address the Council was John Myers, attorney for the Cobblestone homeowners association. He detailed the various issues that he has to the development, including the proposed density of the use of the property. He also pointed out that the zoning variance is contrary to the City's comprehensive plan. He urged the Council to remand the case back to the Planning and Zoning Commission.

Last to address the Council was Gordon Gates, attorney for the developer Corky Joiner. He gave a brief history of the property and the issues that Mr. Joiner continues to have with the neighborhood association. He pointed out that the motion that the Council is considering is to approve the zoning reclassification and not to remand the item back to the Planning and Zoning Commission. He urged the Council to approve the zoning reclassification.

Alderman Cahnman asked for clarification on the building plan for the property. Mr. Gates stated that the plan is for two apartment buildings on Lot 5 to be build. He stated that the same thing will be done on the additional lots, which is a mixed use. He stated that it would be dictated by the demand from the market. He also added that the plans call for a good amount of off street parking. Alderman Cahnman asked for clarification on the reference to a court challenge. Mr. Gates explained that the lawsuit that was filed was in relation to an agreement that was signed with a previous owner and the homeowner's association and the Court decided to through that previous agreement out.

Alderman McMenamin asked for details on the offers that were made to the homeowners association. Mr. Gates detailed that there were several compromise offers that were made to the homeowners associations.

Alderman McDonough stated that he has worked hard to find a solution to the issues between Mr. Joiner and the neighborhood associations. He stated that after many meetings, he was unable to come to any kind of agreement. He stated that it is his intention to vote against the zoning variance. He also called the question. His motion to call the question was seconded by Alderman Jobe. The motion to call the question on Docket 2015-007 passed with a vote of 7-3-0. Alderman Edwards☒, Alderman Simpson☒, Alderman Turner☒, Alderman Lesko☒, Alderman Jobe☒, Alderman Theilen☒ and Alderman McDonough☒ all voted yes. Alderman Cahnman☒, Alderman McMenamin☒ and Alderman Dove☒ voted no.

The main motion on Docket 2015-007 passed with a vote of 8-2-0. Alderman Edwards☒, Alderman Simpson☒, Alderman Turner☒, Alderman Lesko☒, Alderman Cahnman☒, Alderman Jobe☒, Alderman Theilen☒ and Alderman Dove☒ voted yes. Alderman McMenamin☒ and Alderman McDonough☒ voted no.

The next item on the agenda is docket number 2015-011 for the property located at 716 S. Livingston. (Ward #3)

PETITIONER(S): Abundant Faith Ministry.

PRESENT ZONING CLASSIFICATION: R-2, Single Family and Duplex Residence District, Section 155.017.

REQUESTED ZONING RELIEF: Reclassification to R-3(b), General Residence District, Section 155.018, a Conditional Permitted Use pursuant to Section 155.018(c)(6), and Section 155.211(2), Rehabilitation homes.

SPRINGFIELD-SANGAMON COUNTY REGIONAL PLANNING COMMISSION
RECOMMENDATION IS: Denial.

PLANNING AND ZONING COMMISSION RECOMMENDATION IS:

To accept the staff recommendation to deny the petition.

Alderman Turner made a motion to accept the recommendation of the Planning and Zoning Commission. Her motion was seconded by Alderman Jobe. The motion passed with a vote of 9-1-0. Alderman Edwards☒, Alderman Turner☒, Alderman Lesko☒, Alderman Cahnman☒, Alderman Jobe☒, Alderman McMenamin☒, Alderman Theilen☒, Alderman Dove☒ and Alderman McDonough☒ all voted yes. Alderman Simpson☒ voted no.

The next item on the agenda is docket number 2015-012 for the property located at 409 East Lake Shore Drive. (Ward #1)

PETITIONER(S): Elks Lodge 158.

PRESENT ZONING CLASSIFICATION: R-1, Single-family Residence District, Section 155.016.

REQUESTED ZONING RELIEF: Variance of the Lake Land Use Plan, Appendix A, Section 9, Docks, to construct floating docks for members only to store boats during boating season extending them up to 150 feet from the shoreline instead of the maximum 100 feet.

SPRINGFIELD-SANGAMON COUNTY REGIONAL PLANNING COMMISSION
RECOMMENDATION IS: Denial.

PLANNING AND ZONING COMMISSION RECOMMENDATION IS:
To concur with the staff's recommendation to deny the petition.

Alderman Edwards made a motion to accept the petition as was filed and approve the request for the variance. His motion was seconded by Alderman Theilen.

Mr. John Begue, Jr, the Treasurer of Elks Lodge 158 addressed the Council. He encouraged the Council to approve their request for a zoning variance.

The motion to accept the petition as was filed and approve the request for the variance passed with a vote of 10-0-0. Alderman Edwards☒, Alderman Simpson☒, Alderman Turner☒, Alderman Lesko☒, Alderman Cahnman☒, Alderman Jobe☒, Alderman McMenamin☒, Alderman Theilen☒, Alderman Dove☒ and Alderman McDonough☒ all voted yes.

The next item on the agenda is docket number 2015-013 for the property located at 2016 & 2016 ½ South 5th Street. (Ward #6)

PETITIONER(S): David Stowers and Christine Stowers.

PRESENT ZONING CLASSIFICATION: R-2, Single-family and Duplex Residence District, Section 155.017.

REQUESTED ZONING RELIEF: Variance of Section 155.010(c), General Provisions, to allow two residential buildings on one lot.

SPRINGFIELD-SANGAMON COUNTY REGIONAL PLANNING COMMISSION
RECOMMENDATION IS: Approval.

PLANNING AND ZONING COMMISSION RECOMMENDATION IS:
Accept the staff recommendation for approval of a Variance of Section 155.010(c), General Provisions, to allow two residential buildings on one lot.

Alderman Jobe made a motion to accept the recommendation of the Planning and Zoning Commission. His motion was seconded by Alderman Edwards. The motion passed with a vote of 10-0-0. Alderman Edwards☒, Alderman Simpson☒, Alderman Turner☒, Alderman Lesko☒, Alderman Cahnman☒, Alderman Jobe☒, Alderman McMenamin☒, Alderman Theilen☒, Alderman Dove☒ and Alderman McDonough☒ all voted yes.

The next item on the agenda is docket number 2015-014 for the property located at 1821 Black Avenue. (Ward #4)

PETITIONER(S): Rhonda and Gary Goodpasture.

PRESENT ZONING CLASSIFICATION: R-2, Single-family and Duplex Residence District, Section 155.017.

REQUESTED ZONING RELIEF: Variance of Section 155.062(c), Permitted obstructions in required (front) yard and Section 155.114, Regulations for the location of off street parking facilities, to allow for a driveway parking space to be located in the required (front) yard.

SPRINGFIELD-SANGAMON COUNTY REGIONAL PLANNING COMMISSION RECOMMENDATION IS: Approval.

PLANNING AND ZONING COMMISSION RECOMMENDATION IS:

Accept the staff recommendation for approval of a Variance of Section 155.062(c), Permitted obstructions in required (front) yard and Section 155.114, Regulations for the location of off street parking facilities, to allow for a driveway parking space to be located in the required (front) yard.

Alderman Lesko made a motion to accept the petition as has been filed. His motion was seconded by Alderman Jobe. Alderman Edwards☒, Alderman Simpson☒, Alderman Turner☒, Alderman Lesko☒, Alderman Cahnman☒, Alderman Jobe☒, Alderman McMenamin☒, Alderman Theilen☒, Alderman Dove☒ and Alderman McDonough☒ all voted yes.

The next item on the agenda is docket number 2015-016 for the property located at 720 Stanford Avenue. (Ward #6)

PETITIONER(S): Salvador Lopez.

PRESENT ZONING CLASSIFICATION: I-2, Heavy Industrial District, Section 155.041.

REQUESTED ZONING RELIEF: Variance of Section 155.157, Discontinuance of use, in the I-2, Heavy Industrial District.

SPRINGFIELD-SANGAMON COUNTY REGIONAL PLANNING COMMISSION RECOMMENDATION IS: Approval.

PLANNING AND ZONING COMMISSION RECOMMENDATION IS:

Accept the staff recommendation for approval of a Variance of Section 155.157, Discontinuance of use, in the I-2, Heavy Industrial District, permitting a continued use of the property as a duplex in an I-2 District.

Alderman Jobe made a motion to accept the staff recommendation. His motion was seconded by Alderman Edwards. The motion passed with a vote of 10-0-0. Alderman Edwards☒, Alderman Simpson☒, Alderman Turner☒, Alderman Lesko☒, Alderman Cahnman☒, Alderman Jobe☒, Alderman McMenamin☒, Alderman Theilen☒, Alderman Dove☒ and Alderman McDonough☒ all voted yes.

The next item on the agenda is docket number 2015-018 for the property located at 6512 and 6514 Hayley Court (Ward #1)

PETITIONER(S): James & Jean Wiegand and Ryan & Andrea Dillon.

PRESENT ZONING CLASSIFICATION: R-2, Single-family and Duplex Residence District, Section 155.017.

REQUESTED ZONING RELIEF: Variance of Section 155.055, Minimum lot width for residences, to allow for a zero lot line on one side yard for each half of the duplex.

SPRINGFIELD-SANGAMON COUNTY REGIONAL PLANNING COMMISSION
RECOMMENDATION IS: Approval.

PLANNING AND ZONING COMMISSION RECOMMENDATION IS:

Accept the staff recommendation for approval of a Variance of Section 155.055, Minimum lot width for residences to allow for a zero lot line on one side yard of each half of the duplex.

Alderman Edwards made a motion to accept the recommendation of the Springfield Sangamon County Regional Planning Commission. His motion was seconded by Alderman Jobe. The motion passed with a vote of 10-0-0. Alderman Edwards☒, Alderman Simpson☒, Alderman Turner☒, Alderman Lesko☒, Alderman Cahnman☒, Alderman Jobe☒, Alderman McMenamin☒, Alderman Theilen☒, Alderman Dove☒ and Alderman McDonough☒ all voted yes.

The next item on the agenda is docket number 2015-020 for the property located at 131 Chatham Road, Suite B. (Ward #8)

PETITIONER(S): Chun D. Hu.

PRESENT ZONING CLASSIFICATION: S-2, Community Shopping and Office District, Section 155.031.

REQUESTED ZONING RELIEF: CPU pursuant to Section 155.031(c)(6), Conditional Permitted Uses in the S-2, Community Shopping and Office District, Package Liquor Sales, except for drive-in or drive-up windows for the sale of alcohol and Section 155.210, Package liquor sales; and a Variance of Section 155.210, Package liquor sales within 100 feet of the nearest residential zoning lot, church, park, school, community facility or commercial daycare center.

SPRINGFIELD-SANGAMON COUNTY REGIONAL PLANNING COMMISSION
RECOMMENDATION IS: Denial.

PLANNING AND ZONING COMMISSION RECOMMENDATION IS:

To concur with staff's recommendation and deny the petition.

Alderman Theilen made a motion to accept the recommendation of the Springfield Sangamon County Regional Planning Commission. His motion was seconded by Alderman Cahnman. The motion passed with a vote of 10-0-0. Alderman Edwards☒, Alderman Simpson☒, Alderman Turner☒, Alderman Lesko☒, Alderman Cahnman☒, Alderman Jobe☒, Alderman McMenamin☒, Alderman Theilen☒, Alderman Dove☒ and Alderman McDonough☒ all voted yes.

The next item on the agenda is docket number 2015-021 for the property located at 3112 Normandy Road. (Ward #2)

PETITIONER(S): Todd Scanlan.

PRESENT ZONING CLASSIFICATION: B-1, Highway Business Service District, Section 155.033.

REQUESTED ZONING RELIEF: Reclassification to B-2, General Business Service District, Section 155.034.

SPRINGFIELD-SANGAMON COUNTY REGIONAL PLANNING COMMISSION
RECOMMENDATION IS: Approval.

PLANNING AND ZONING COMMISSION RECOMMENDATION IS:

Accept the staff recommendation for approval of Reclassification to B-2, General Business Service District, Section 155.034.

Alderman Simpson made a motion to accept the recommendation of the Springfield Sangamon County Regional Planning Commission. Her motion was seconded by Alderman Edwards. The motion passed with a vote of 10-0-0. Alderman Edwards☒, Alderman Simpson☒, Alderman Turner☒, Alderman Lesko☒, Alderman Cahnman☒, Alderman Jobe☒, Alderman McMenamin☒, Alderman Theilen☒, Alderman Dove☒ and Alderman McDonough☒ all voted yes.

CITY COUNCIL REGULAR AGENDA

Mayor Pro Tem Lesko recognized City Treasurer Langfelder for presentation of the financial report. Treasurer Langfelder reported that for the month of March, the City's corporate fund had a beginning balance of \$5,596,144.00. Receipts for the month totaled \$8,276,388.00. Disbursements for the month totaled \$7,347,831.00. This left a remaining cash balance of \$6,524,701.00 for the month of March in the City's corporate fund. Alderman Simpson made a motion to approve the financial report. Her motion was seconded by Alderman Jobe. The motion passed with a voice vote of 10-0-0.

Next, City Water Light and Power Director Eric Hobbie was recognized for a presentation. A copy of his presentation is included with the record of this Council meeting.

Alderman McMenamin asked for clarification if the Utility will be able to meet their debt coverage ratio. Director Hobbie stated that they thought that they would only barely make debt coverage based on the projections at the time. He explained that several factors contributed to the projections. He cautioned that a technical default could cause a downgrade in the Utility's credit rating. He stated that such a downgrade could be significant.

CC Greenburg stated that there will be an ordinance added to first reading at the end of the meeting. Director Hobbie explained that it would allow for a rebate of payment in lieu of taxes (PILOT) payment to the Utility.

Alderman Theilen asked about the projected savings if there is a restructuring of the bonds. Director Hobbie stated that a straight refunding could be up to \$2Million per year of savings. He stated that if there are different structures implemented, there could be additional savings. Alderman Theilen asked how many years of savings it could be. Director Hobbie stated that it could be roughly 15 years to go on the debt.

Alderman Theilen asked what the estimated amount that would be needed to avoid a technical default. Director Hobbie stated that it would be roughly \$1.7Million. He stated that with other adjustments that need to be made, the number is closer to \$3.5Million. He stated that the Council had approved a waiver of the January and February PILOT payments. Alderman Theilen stated they are aiming for a number so that they do not have to come back to the Council. Director Hobbie stated that they are looking for a way to only get what they needed.

Alderman Edwards stated that with the ordinance that will be added to first reading, there will be a lengthy conversation on the future of the Utility. He stated that there are several options to consider. He urged that the Council look at long term solutions in order to attract new businesses and people to Springfield. Director Hobbie stated that they have always looked to the future and have given the facts with regards to the financial health of CWLP. He stressed that they have not hidden anything from the Council. He stated that his advice would be to protect CWLP. He pointed out the variety of differences that exist in the power market. He stressed to the Council not to make a long term decision based on short term financials. He stated that they are working to position the Utility in a good place in the next five years. Alderman Edwards pointed to language that is included in literature that was given to members of the Council. He stated that it was the Aldermen that increased the Utility rates. Director Hobbie stated that they are working on a plan that would save the City in excess of \$2Million each year. He stressed that they have been working on solutions for the last several years.

Alderman Cahnman asked for more details about the refund of PILOT payments. He asked how long the Council has to take such action. Director Hobbie stated that it should be completed before the auditors complete their current audit. He stated that they are scheduled to write up their analysis at the end of May to early June. He stressed that the Council would need to take timely action. Alderman Cahnman asked for more details on the potential rebate. Director Hobbie stated that the money would come from the corporate fund back to the electric fund.

Alderman McMenamin urged that the Council move on with their business as this issue will be discussed at the next Committee of the Whole meeting. He also stated that there will be new leadership on the Council and at the Utility.

Alderman Edwards asked Office of Budget and Management Director Bill McCarty to provide the current fund balance of the City's corporate fund. Director McCarty stated that he would find out the exact amount. He estimated that the reserve fund is estimated to be \$20Million at the end of June.

Alderman Simpson made a motion to incorporate the pre-council first reading of ordinances into the record of this council meeting. Her motion was seconded by Alderman Jobe. The motion passed with a voice vote of 10-0-0.

Alderman Simpson made a motion to dispense with the reading and approve the minutes of the April 8, 2015 City Council meeting. Her motion was seconded by Alderman Jobe. The motion passed with a voice vote of 10-0-0.

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 10-0-0.

Alderman Simpson made a motion to place the consent agenda on final passage. Her motion was seconded by Alderman Jobe. The motion passed with a vote of 8-0-0. Alderman Edwards☒, Alderman Turner☒, Alderman Lesko☒, Alderman Cahnman☒, Alderman Jobe☒, Alderman McMenemy☒, Alderman Theilen☒ and Alderman Dove☒ all voted yes. Alderman Simpson☒ and Alderman McDonough☒ did not vote.

The next item on the agenda was Agenda Item 2015-122, An Ordinance Approving An Agreement Between The City Of Springfield And Ace Sign Company. Alderman Jobe made a motion to place Agenda Item 2015-122 on final passage. His motion was seconded by Alderman Theilen. The motion passed with a vote of 9-1-0. Alderman Edwards☒, Alderman Turner☒, Alderman Lesko☒, Alderman Cahnman☒, Alderman Jobe☒, Alderman McMenemy☒, Alderman Theilen☒, Alderman Dove☒ and Alderman McDonough☒ all voted yes. Alderman Simpson☒ voted no.

The next item on the agenda was Agenda Item 2015-149, An Ordinance Amending Chapter 79, Section 79.20 Of The 1988 City Of Springfield Code Of Ordinances, As Amended, By Increasing The Penalty To \$250.00 For Parking On Yale Boulevard Adjacent To Harvard Park School, As Amended. . Alderman Simpson made a motion to place Agenda Item 2015-149 on final passage. Her motion was seconded by Alderman Jobe.

Alderman Simpson made a motion to adopt proposed Amendment 2 to Agenda Item 2015-149, As Amended. Her motion was seconded by Alderman Jobe. The motion to adopt Amendment 2 passed with a voice vote of 9-1-0. Alderman McMenemy voted no.

Alderman Cahnman asked for clarification on the ordinance as amended. CC Greenburg stated that the amendment resolves an ambiguity that existed in the ordinance. He stated that the concern was for children that were going in between stopped cars was still there. He stated that the amendment includes language for people that stop in the boulevard as well as those that park there.

Alderman McMenemy expressed concern with the amount of the fine. He stated that the issue might be more of one with enforcement rather than to increase the fine. He also suggested implementing a graduated fine for multiple offenses as opposed to a blanket fine of \$250.

Alderman Cahnman asked what the current fine is. Alderman Simpson stated that it is \$25. Alderman Cahnman asked Alderman Simpson if she would be open to an amendment to implement a graduated fine. Alderman Simpson stressed that the fine is appropriate especially considering that it deals with the safety of children.

Alderman Edwards stated that while he understands the seriousness of the situation, but he went on to state that he agreed with Alderman McMenemy that the fine should be graduated. He stated that he sees people on a daily basis that cannot afford the steep fines that would be associated with the ticket.

Alderman Cahnman stated his agreement with the statements made by Alderman Edwards and Alderman McMenemy. He stated that he would be in favor of a graduated ticket fee structure similar to what was done with the tow ordinance. He stated that he would anticipate further amendments to the ordinance in the future.

Alderman Simpson stressed that those that follow the law will not be fined.

Alderman Theilen asked if the ticket is issued to the vehicle or the person. CC Greenburg stated that it would be issued to the vehicle. Alderman Theilen also expressed concern with the fee for the ticket. He stated that he would defer to Alderman Simpson, as this situation is in her ward. He also stated that he does not feel that it is proper to treat one area of the City different from another. He cautioned that it is a dangerous precedent to set. But, he stated that he will support the ordinance.

Alderman Edwards asked for more details on when the problems with parking occur. Alderman Jobe stated that it happens when parents are picking their children up from school. Alderman Edwards asked about situations involving caregivers that may not be aware of the restrictions. Alderman Simpson stated that there will be signs clearly posted.

Agenda Item 2015-149, As Amended passed with a vote of 9-1-0. Alderman Edwards☒, Alderman Simpson☒, Alderman Turner☒, Alderman Lesko☒, Alderman Cahnman☒, Alderman Jobe☒, Alderman Theilen☒, Alderman Dove☒ and Alderman McDonough☒ all voted yes. Alderman McMenamin☒ voted no.

The next item on the agenda was Agenda Item 2015-150, An Ordinance To Increase The Number Of Class "D" Liquor Licenses By One For Keefner's Inc. D/B/A Keefner's Located At 1941 W. Iles, For Emergency Passage. Alderman McDonough made a motion to place Agenda Item 2015-150 on emergency passage. His motion was seconded by Alderman Theilen.

Alderman Dove asked why the item has been put on emergency passage. Alderman McMenamin stated that the reason for the emergency is that the grand opening of the restaurant had already been planned and information with the date had already been published. He stated that if it is not passed, there will be additional costs incurred and a delayed opening. Alderman Dove asked if the delay was due to some fault of the City. Alderman McMenamin stated that it was a combination of factors that had occurred that caused the delay.

Agenda Item 2015-150 failed with a vote of 7-3-0. Alderman Edwards☒, Alderman Lesko☒, Alderman Cahnman☒, Alderman Jobe☒, Alderman McMenamin☒, Alderman Theilen☒ and Alderman McDonough☒ all voted yes. Alderman Simpson☒, Alderman Turner☒ and Alderman Dove☒ voted no.

Alderman Dove made a motion to reconsider the vote.

Alderman Edwards asked when the restaurant will be open. Alderman McMenamin stated that the soft opening is this week and the grand opening is set for Monday. Alderman Edwards suggested calling a special City Council meeting.

Angie Grieser, the owner and manager of Keefner's addressed the Council. She stated that she has worked to open the restaurant since November 2014. She stated that a miscommunication had occurred with her telephone number. So, when problems had arisen during her background check, Business Licensing Manager Todd Oliver was unable to get a hold of her. She stated that in that time, she had already set things in motion for the grand opening date.

Alderman McMenamin stated that the business will mostly be a restaurant and not a bar. Ms. Grieser detailed the hours of her business. Alderman McMenamin stated that the neighborhood is very

supportive of the business. He urged the Council members to support the ordinance and grant the liquor license.

Agenda Item 2015-150 passed with a vote of 10-0-0. Alderman Edwards☒, Alderman Simpson☒, Alderman Turner☒, Alderman Lesko☒, Alderman Cahnman☒, Alderman Jobe☒, Alderman McMenamin☒, Alderman Theilen☒, Alderman Dove☒ and Alderman McDonough☒ all voted yes.

The next item on the agenda was Agenda Item 2015-151, An Ordinance Accepting Proposal No RFP #Pd16-01 With PCN Strategies For IRSA In-Car Camera Systems For An Amount Not To Exceed \$160,000.00 For The Springfield Police Department, For Emergency Passage. Alderman Cahnman made a motion to place Agenda Item 2015-151 on emergency passage. His motion was seconded by Alderman Theilen.

Alderman Cahnman asked for further details of the dashboard cameras. Police Chief Ken Winslow stated that there are several different cameras from different manufacturers throughout the years. He stated that part of the reason for the delay in brining the ordinance is that they were testing this type of camera to ensure that it would fit the City's needs. He stated that the 40 new police cars are starting to arrive and the supplier is going to insert the cameras into the cars before they are delivered to the Police Department. Alderman Cahnman asked if there will be two cameras in each vehicle. Chief Winslow stated that there will be a forward facing camera and a backseat camera. Alderman Cahnman asked if this is the same company that the State Police use for their cameras. Chief Winslow stated that he was unsure on who their vendor is. Alderman Cahnman asked if there were any local bidders. Chief Winslow stated that there were not. He also stated that the price quoted was cheaper than many of the other requests for proposals that were submitted. Springfield Police Commander Ken Scarlette stated that the vendor was chosen because not only were they the low bid, but it is the unit that will work the best with the City's existing computer system.

Alderman Dove what the plan for technical support is for the system. Commander Scarlette stated that an agreement was reached that the company would provide technical support for three years. He stated that by that time, body cameras should also be implemented.

Alderman Simpson asked if the cameras are the newest technology. Commander Scarlette stated that the City is going to receive the best and latest technology. Alderman Simpson asked if it includes a wider frame for the picture. Commander Scarlette stated that he believes that the angle for the frame is 150 degrees. He added that sound will also be included with the cameras.

Alderman Cahnman asked if the cameras capture a period of time before they are activated. Commander Scarlette stated that they can control the setting. He stated that the current dash board cameras have a pre-incident setting of 30 seconds.

Agenda Item 2015-151 passed with a vote of 10-0-0. Alderman Edwards☒, Alderman Simpson☒, Alderman Turner☒, Alderman Lesko☒, Alderman Cahnman☒, Alderman Jobe☒, Alderman McMenamin☒, Alderman Theilen☒, Alderman Dove☒ and Alderman McDonough☒ all voted yes.

Alderman McMenamin made a motion to suspend the rules and place on first reading Agenda Item 2015-164, An Ordinance Authorizing The Waiver And Refund Of Payment In Lieu Of Taxes (Pilot) From The Office Of Public Utilities In An Amount Required To Establish Net Revenue For The Fy2015

In An Amount Of 125% Of The Current Debt Service Requirement, For The Office Of Public Utilities. His motion was seconded by Alderman Edwards. The motion passed with a voice vote of 10-0-0.

Alderman Theilen asked for clarification on the Springfield Police Department and Fire Department's policy on tattoos. Police Chief Winslow stated that it is the policy of the Police Department that officers cannot have tattoos on their face, head, neck or hands. He stated that tattoos on the arms need to be covered at all times. He stated that tattoo cannot be obscene in nature, nudity, offensive or gang-related. Chief Fustin stated that the Fire Department's policy is the same and was adopted in 2011.

Alderman Simpson asked who determines if a tattoo is gang-related. Chief Winslow stated that it is subjective to the Chief of Police and he relies on the gang experts on the police force. He stated that there are incidents where something can be misinterpreted.

Alderman Simpson expressed concern with the points raised by a recent editorial in the Springfield State Journal Register with regards to the advertisement of the upcoming Lincoln related events.

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 10-0-0 and the meeting was adjourned at 7:35pm.

Rianne Hawkins

Rianne Hawkins
Deputy City Clerk