

076-03-15

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

WHEREAS, the City of Springfield is a home rule unit as defined in Article VII, Section 6(a) of the 1970 Illinois Constitution and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, it is in the best interest of the City of Springfield to obtain legal services for U.S. District Court Case 2008-CV-3302, *James Wells v. Officer Jeff Coker, et al.* a civil rights lawsuit regarding a shooting on 2007/2008 New Years Eve; and

WHEREAS, Noll Law Office, LLC is willing and able to provide legal services for this case; and

WHEREAS, the City Purchasing Agent has made a determination that this service is exempt from sealed competitive bidding pursuant to exceptions contained in Section 38.42 pertaining to Professional Services; and

WHEREAS, a copy of the contract with Noll Law Office, LLC shall be located in the Office of the City Clerk.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1: That the City Council hereby authorizes an agreement with, and payment in an amount not to exceed \$50,000.00 to, Noll Law Office, LLC to provide legal services in U.S. District Court Case 2008-CV-3302, *James Wells v. Jeff Coker, et al.* The Mayor and City Clerk are authorized to execute any documents which may be necessary on behalf of the City of Springfield.

Section 2: That the Office of Budget and Management is hereby authorized to make payment to Noll Law Office, LLC (VC#1430) in an amount not to exceed \$50,000.00 from account number 074-107-BMGT-LIAB-1217 in accordance with the terms of the agreement.

Section 3: That this ordinance shall become effective immediately upon its passage and recording by the Office of the City Clerk.

PASSED: March 17, 2015

SIGNED: March 18, 2015

RECORDED: March 18, 2015

Michael Houston^{T6}
Mayor J. Michael Houston

ATTEST: Cecilia K. Tumulty
City Clerk Cecilia K. Tumulty

Approved as to legal sufficiency:

Requested by: Mayor J. Michael Houston

Todd Sundry, 2/27/15
Office of Corporation Counsel / Date

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

WHEREAS, the City of Springfield is a home rule unit as defined in Article VII, Section 6(a) of the 1970 Illinois Constitution and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, in May of 2013 the City staff hired the law firm of Noll Law Office, LLC, to represent the City in the case of *Calvin Christian III v. City of Springfield* (2013-MR-341); and

WHEREAS, although the aforesaid case has been settled, the expense to the City of using the Noll Law Office LLC exceeded \$25,000.00, the actual amount being \$42,000.00; and

WHEREAS, pursuant to City ordinances, the City staff does not have the authority to enter into professional service contracts in excess of \$25,000.00, and City Council authority is necessary to approve contracts in excess of that amount;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1: That the City Council hereby authorizes the City of Springfield to enter into a professional services agreement with the Noll Law Office, LLC to represent the City of Springfield in Sangamon County Case No. 2013-MR-341, *Calvin Christian III v. City of Springfield*, and authorizes payment in the total amount of \$42,000.00 for said services. \$25,000.00 has previously been paid to Noll Law Offices, LLC, so this Ordinance authorizes an additional payment of \$17,000.00. The Mayor and City Clerk are authorized to execute any documents which may be necessary to retain these services on behalf of the City of Springfield.

Section 2: That this ordinance shall become effective immediately upon its passage and recording by the City Clerk.

PASSED: March 17, 2015

RECORDED: March 18, 2015

ATTEST: Cecilia K. Tumulty

City Clerk Cecilia K. Tumulty

Requested by: Mayor J. Michael Houston

SIGNED: March 18, 2015

Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

John D. Smith / 2/26/15
Office of Corporation Counsel / Date

078-03-15
**AN ORDINANCE AUTHORIZING PAYMENT TO MICHAEL DOZIER, A CITY OF
SPRINGFIELD FIREFIGHTER, TO SETTLE A WORKERS' COMPENSATION
CLAIM FOR CASE NUMBER 13-WC-26848**

WHEREAS, the City of Springfield is a home rule unit as defined in Article VII, Section 6(a) of the 1970 Illinois Constitution and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, Michael Dozier was employed as a firefighter with the City of Springfield on March 18, 2013, and reported an injury to his right wrist from placing equipment back into the fire truck; and

WHEREAS, Mr. Dozier was diagnosed with a TFCC tear and given a recommendation for surgical repair, however an IME opined the procedure was not necessary; and

WHEREAS, Mr. Dozier proceeded with the surgery in August of 2013 and was able to return to work full duty in October of 2013; and

WHEREAS, Mr. Dozier filed suit with the Commission and is willing to settle his claim in the amount of \$25,652.73 representing a permanent partial disability equivalent to 17.5% loss of use of the hand; and

WHEREAS, Livingstone, Mueller, O'Brien and Davlin, P.C., the City's workers compensation legal advisors, recommend payment of \$25,562.73 to Michael Dozier to settle his workers compensation claim for case number 13-WC-26848.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1: That the City Council hereby authorizes payment of \$25,562.73 to Michael Dozier, a Springfield Firefighter, to settle a workers' compensation claim for case number 13-WC-26848, representing a permanent partial disability equivalent to 17.5% loss of use of a hand. The Mayor and the City Clerk are hereby authorized to sign the Settlement Agreement on behalf of the City of Springfield.

Section 2: That the Office of Budget and Management is hereby authorized to pay the lump sum of \$25,562.73 from Account Number 074-107-BMGT-WCMP-2205 as provided in the Settlement Agreement to Michael Dozier and his attorney Alex Rabin.

Section 3: That this ordinance shall become effective immediately upon its passage and recording by the City Clerk.

PASSED: March 17, 2015

RECORDED: March 18, 2015

ATTEST: Cecilia K. Tumulty
City Clerk Cecilia K. Tumulty

Requested by: Mayor J. Michael Houston

SIGNED: March 18, 2015

Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

Todd S. [Signature] / 2/26/15
Office of Corporation Counsel / Date

079-03-15

**AN ORDINANCE AUTHORIZING PAYMENT TO DONALD RICHARDSON, A
CITY OF SPRINGFIELD FIREFIGHTER, TO SETTLE A WORKERS'
COMPENSATION CLAIM FOR CASE NUMBER 14-WC-000907**

WHEREAS, the City of Springfield is a home rule unit as defined in Article VII, Section 6(a) of the 1970 Illinois Constitution and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, Donald Richardson was employed as a firefighter with the City of Springfield on August 28, 2013, and reported an injury to his right knee while fighting a fire; and

WHEREAS, Mr. Richardson was diagnosed with an ACL and meniscus tear and given a recommendation for surgical repair; and

WHEREAS, Mr. Richardson underwent surgical repair in September of 2013 and was able to return to work full duty in January of 2014; and

WHEREAS, Mr. Richardson filed suit with the Commission and is willing to settle his claim in the amount of \$46,547.07 representing a permanent partial disability equivalent to 30% loss of use of the leg; and

WHEREAS, CCMSI, the City's third party administrator, recommends payment of \$46,547.07 to Donald Richardson to settle his workers compensation claim for case number 14-WC-000907.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1: That the City Council hereby authorizes payment of \$46,547.07 TO Donald Richardson, a Springfield Firefighter, to settle a workers' compensation claim for case number 14-WC-000907, representing a permanent partial disability equivalent to 30% loss of use of a leg. The Mayor and the City Clerk are hereby authorized to sign the Settlement Agreement on behalf of the City of Springfield.

Section 2: That the Office of Budget and Management is hereby authorized to pay the lump sum of \$46,547.07 from Account Number 074-107-BMGT-WCMP-2205 as provided in the Settlement Agreement to Donald Richardson and his attorney Thomas Duda.

Section 3: That this ordinance shall become effective immediately upon its passage and recording by the City Clerk.

PASSED: March 17, 2015

RECORDED: March 18, 2015

ATTEST: Cecilia K. Tumulty
City Clerk Cecilia K. Tumulty

Requested by: Mayor J. Michael Houston

SIGNED: March 18, 2015
J. Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

Todd Greenberg / 2/26/15
Office of Corporation Counsel / Date

080-03-15

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

WHEREAS, by previous action, the Specifications Committee approved specifications for Contract UE15-08-47 – Storage Area and Virtual Infrastructure with Sentinel Technologies, Inc. ("Sentinel"), in an amount not to exceed \$277,625.00, and

WHEREAS, as described in said specifications, advertisement for bids for Contract UE15-08-47 was placed, and

WHEREAS, Sentinel submitted the high bid but because of the local vendor preference they are being recommended for award, and

WHEREAS, the proposed contract documents and bid proposals are on file in the Office of the City Clerk and identified by Contract Index No. UE15-08-47.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1. The Council of the City of Springfield, Illinois, hereby approves and accepts the bid from Sentinel for Contract UE15-08-47 – Storage Area and Virtual Infrastructure in an amount not to exceed Two Hundred Seventy-Seven Thousand Six Hundred Twenty-Five Dollars and No Cents (\$277,625.00) for the Office of Public Utilities.

Section 2. The Mayor and the City Clerk are hereby authorized and empowered to execute said Contract with Sentinel on behalf of the City of Springfield Office of Public Utilities.

Section 3. The Payment to Sentinel for the total maximum amount of Two Hundred Seventy-Seven Thousand Six Hundred Twenty-Five Dollars and No Cents (\$277,625.00) from Account Nos. 102-100-CBCA-1604 and 102-100-CBCA-7778-1606 is hereby authorized, approved and directed.

Section 4. This Ordinance shall become effective immediately upon its passage and recording with the City Clerk.

PASSED: March 17, 2015
RECORDED: March 18, 2015
ATTEST: [Signature]

SIGNED: March 18
[Signature] ⁷⁶
MAYOR

Approved as to legal sufficiency: [Signature] 2/26/15
Office of the Corporation Counsel/Date

Requested by the Office of Public Utilities/Mayor Houston

081-03-15

No. GFM-0256

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

WHEREAS, Ordinance No. 5-1-13 awarded Contract No. UE13-10-58 to Graycor Blasting Company Inc. ("Graycor") for a three-year term in the total amount of \$450,000.00 for explosive deslagging at the Dallman Generating Facilities, and

WHEREAS, this Ordinance authorizes Change Order #1 and additional funding in an amount not to exceed \$185,000.00 with Graycor, and

WHEREAS, due to extra work involved in the Unit 33 outage and emergency outages at Unit 4, services under this contract were required more than initially anticipated, and

WHEREAS, an increase is necessary to continue the remainder of the contract term, January 2016, and

WHEREAS, the circumstances necessitating the Change Order were not reasonably foreseeable at the beginning of the Contract and were not within the contemplation of the parties at that time, and

WHEREAS, this Change Order is in the best interest of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1. The Council of the City of Springfield, Illinois, hereby approves Change Order #1 and an additional expenditure in an amount not to exceed One Hundred Eighty-Five Thousand Dollars and No Cents (\$185,000.00) for explosive deslagging with Graycor, under Contract No. UE13-10-58.

Section 2. The Mayor and the City Clerk are hereby authorized and empowered to execute all necessary documents with regard to said change order and funding increase with Graycor, on behalf of the City of Springfield Office of Public Utilities.

Section 3. The payment to Graycor, for the total maximum amount of Six Hundred Thirty-Five Thousand Dollars and No Cents (\$635,000.00) under Contract No. UE13-10-58 from Account No. 102-100-CAM-7711-1205 is hereby authorized, approved and directed.

Section 4. This Ordinance shall become effective immediately upon its passage and recording with the City of Springfield Office of the City Clerk.

PASSED: March 17, 2015

RECORDED: March 18, 2015

ATTEST: [Signature]

SIGNED: March 18, 2015

[Signature]
MAYOR

Approved as to legal sufficiency:

Joel Smith / 2/26/15
Office of the Corporation Counsel/Date

Requested by the Office of Public Utilities/Mayor Houston

082 - 03 - 15

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

WHEREAS, Ordinance No. 136-4-14 awarded Contract No. UW14-02-92 to American Cast Iron Pipe Company for one year, in the total amount of \$860,273.28 for purchase of ductile iron, and

WHEREAS, said contract provides for extensions in addition to the original contract term, and

WHEREAS, this ordinance extends said contract to April 1 2016, and accepts the vendors' Letter Offer for Extension, a copy of which shall be on file with the City Clerk, and authorizes an additional \$200,000.00 payable under the contract, and

WHEREAS, this is the first extension of said contract.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1. The Council of the City of Springfield, Illinois, hereby approves an additional expenditure in an amount not to exceed Two Hundred Thousand Dollars and No Cents (\$200,000.00) for the purchase of ductile iron, under Contract No. UW14-02-92, and authorizes a One-Year Contract Extension to April 1, 2016.

Section 2. The Mayor and the City Clerk are hereby authorized and empowered to execute all necessary documents with regard to said funding increase and contract extension.

Section 3. The payment to American Cast Iron Pipe Company for the total maximum amount of One Million Sixty Thousand Two Hundred Seventy-Three Dollars and Twenty-Eight Cents (\$1,060,273.28) under Contract No. UW14-02-92 from Account Nos. 101-100-BA-5161-1403 and 101-100-BE-5161-2313 is hereby authorized, approved and directed.

Section 4. This Ordinance shall become effective immediately upon its passage and recording with the City Clerk.

PASSED: March 17, 2015

RECORDED: March 18, 2015

ATTEST: Cecil [Signature]

SIGNED: March 18, 2015

Frederick Houston Jr
MAYOR

Approved as to legal sufficiency:

Todd L. Smith / 2/26/15

Office of the Corporation Counsel/Date

Requested by the Office of Public Utilities/Mayor Houston

083 - 03 - 15

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

WHEREAS, under Ordinance No. 121-03-10, the Council of the City of Springfield, Illinois, approved Contract No. UW10-01-92 – Fire Hydrants for the City of Springfield Office of Public Utilities' Water Division Field Services Center, and

WHEREAS, said ordinance authorized the utility to spend up to \$348,622.00 for the purchase of fire hydrants and extension kits during said initial one-year contract term, and

WHEREAS, Ordinance No. 61-2-11 authorized a one-year extension to said contract with HD Supply Waterworks, Ltd. and a funding increase in the amount of \$348,622.00, and

WHEREAS, Ordinance No. 41-2-12 authorized a one-year extension to said contract with HD Supply Waterworks, Ltd. and a funding increase in the amount of \$348,622.00, and

WHEREAS, Ordinance No. 54-2-13 authorized a one-year extension to said contract with HD Supply Waterworks, Ltd. and a funding increase in the amount of \$348,622.00, and

WHEREAS, Ordinance 81-3-14 authorized a one-year extension to said contract with HD Supply Waterworks, Ltd. and a funding increase in the amount of \$348,622.00, and

WHEREAS, in accordance with the contract specifications, the Office of Public Utilities wishes to extend Contract No. UW10-01-92 for the purchase of fire hydrants and extension kits with the vendor for an additional one-year period, and

WHEREAS, this ordinance will extend said contract term to April 1, 2016, per the vendor's Letter Offer for Extension, a copy of which shall be on file with the City of Springfield Office of the City Clerk, and

WHEREAS, a Change Order is not necessary because this action does not alter any of the terms or conditions as previously agreed to by the vendor.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1. The Council of the City of Springfield, Illinois, hereby approves a One-Year Contract Extension to April 1, 2016, by accepting the Letter Offer for Extension with HD Supply Waterworks, Ltd.

Section 2. The Mayor and the City Clerk are hereby authorized and empowered to execute all necessary documents with regard to said contract extension with HD Supply Waterworks, Ltd. on behalf of the City of Springfield Office of Public Utilities.

Section 3. This Ordinance shall become effective immediately upon its passage and recording with the City of Springfield Office of the City Clerk.

PASSED: March 17, 2015

RECORDED: March 18, 2015

ATTEST: [Signature]

SIGNED: March 18

[Signature]
MAYOR

Approved as to legal sufficiency:

Tad L. Smith / 2/26/15
Office of the Corporation Counsel/Date

Requested by the Office of Public Utilities/Mayor Houston

084 - 03 - 15

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

WHEREAS, this ordinance amends our existing contract with the University of Illinois at Springfield ("UIS") for the administration of funds related to a water installation project, and

WHEREAS, Ordinance 400-11-13 approved an agreement with UIS, whereby the Office of Public Utilities ("CWLP") would install water lines on the UIS campus to support the Public Safety Building and UIS Sports Complex, and

WHEREAS, installation is complete, however \$18,474.21 in additional expenses were incurred, and

WHEREAS, UIS has requested this amendment so that they may reimburse CWLP for the additional expenses, and

WHEREAS, a copy of the Amendment shall be on file with the Office of the City Clerk.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1. The Council of the City of Springfield, Illinois, hereby approves and authorizes execution of the Amendment to the Administration of Funds Agreement with UIS.

Section 2. The Mayor and the City Clerk are hereby authorized and empowered to execute the Amendment on behalf of CWLP.

Section 3. This Ordinance is being adopted pursuant to the City's home rule authority and shall be in full force and effect from and after its passage and recording with the City Clerk.

PASSED: March 17, 2015

RECORDED: March 18, 2015

ATTEST: [Signature]

SIGNED: March 18, 2015

[Signature]
MAYOR

Approved as to legal sufficiency:
[Signature] / 2/26/15
Office of the Corporation Counsel/Date

Requested by the Office of Public Utilities/Mayor Houston

085-03-15

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

WHEREAS, this ordinance approves and authorizes execution of a lease agreement, a copy of which shall be on file with the Office of the City Clerk, and

WHEREAS, the leased property consists of 5 acres and a mobile home pad located at 4121 Greenberry Road, Pawnee, Illinois (Site 95), and

WHEREAS, the lease for Site 95 provides that the tenant will pay \$250.00/month in rent for one year, and

WHEREAS, there is no security deposit because the City does not own any structures on the leased premises, and

WHEREAS, the lease contains a provision that allows the City to terminate the lease for purposes of inundation or sale of the land, and

WHEREAS, the City also retains the right to enter upon the land for purposes of conducting inspections, investigations, surveys and studies, and

WHEREAS, the lease agreement is effective for a one-year term.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1. The Council of the City of Springfield, Illinois, hereby approves the lease agreement, for the property commonly known as 4121 Greenberry Road, Pawnee (Site 95) from March 1, 2015, through February 29, 2016, unless cancelled or extended in accordance with the lease provisions.

Section 2. The Mayor and the City Clerk are hereby authorized and empowered to execute said lease agreement on behalf of the City of Springfield Office of Public Utilities.

Section 3. This Ordinance shall become effective immediately upon its passage and recording with the City of Springfield Office of the City Clerk.

PASSED: March 17, 2015

RECORDED: March 18, 2015

ATTEST: Chris

SIGNED: March 18, 2015

Michael Hoes
MAYOR

Approved as to legal sufficiency:

1000 2/26/15
Office of the Corporation Counsel/Date

Requested by the Office of Public Utilities/Mayor Houston

086 - 03 - 15

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

WHEREAS, the City of Springfield is a home rule unit as defined in Article VII, Section 6(a) of the 1970 Illinois Constitution and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, the Office of Public Works desires the services of a consultant and provider of direct sales efforts pertaining to interment rights offered by Oak Ridge Cemetery; and

WHEREAS, Raymond L. Broccardo is willing and able to perform these services in an amount not to exceed \$75,000.00 from February 4, 2015, through February 3, 2016; and

WHEREAS, it is in the best interest of the City to execute a contractual services agreement with Raymond L. Broccardo; and

WHEREAS, the City Purchasing Agent has made a determination that this contract is exempt from the provisions of the City Purchasing Code requiring sealed competitive bidding pursuant to the exceptions contained in Section 38.40 pertaining to sealed competitive bids; and

WHEREAS, the contractual services agreement shall be located in the Office of the City Clerk.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1: That the City Council hereby authorizes the execution of a contractual services agreement with Raymond L. Broccardo for consultant services and direct sales efforts pertaining to interment rights offered by Oak Ridge Cemetery for an amount not to exceed \$75,000.00 from February 4, 2015, through February 3, 2016. The Mayor and the City Clerk are hereby authorized to execute the agreement on behalf of the City.

Section 2: That the Office of Budget and Management is hereby directed to pay Raymond L. Broccardo (OVC*3865) an amount not to exceed \$75,000.00 from February 4, 2015, through February 3, 2016, from account number 004-110-CEMT-CEMT-1218.

Section 3: That this ordinance shall become effective upon its passage and recording by the City Clerk.

PASSED: March 17, 2015

RECORDED: March 18, 2015

ATTEST: Cecilia K. Tumulty
City Clerk Cecilia K. Tumulty

Requested by: Mayor J. Michael Houston

SIGNED: March 18, 2015

J. Michael Houston ⁷⁶
Mayor J. Michael Houston

Approved as to legal sufficiency:

Todd Sweeney ^{2/26/15}
Office of Corporation Counsel / Date

087 - 03 - 15

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

WHEREAS, the City of Springfield is a home rule unit as defined in Article VII, Section 6(a) of the 1970 Illinois Constitution and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, the City Council previously passed ordinance 430-12-13 authorizing an agreement with Crawford, Murphy and Tilly, Inc. to find alternatives to eliminate sanitary sewer overflows in the northeast area of the City in an amount not to exceed \$366,000.00; and

WHEREAS, an incorrect account for payment of \$27,000.00 was inadvertently listed on the ordinance fact sheet request form; and

WHEREAS, it is necessary to correct the account authorized per ordinance 430-12-13 in the amount of \$27,000.00 from 095-107-GENC-INFR-2306 to 095-107-BMGT-14GO-2306; and

WHEREAS, all other terms and conditions of the ordinance and agreement authorized by ordinance 430-12-13 and not in conflict with this ordinance shall remain in full force and effect.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1: That the City Council hereby approves an amendment to ordinance 430-12-13 to correct an account line for payment of \$27,000.00 to Crawford, Murphy & Tilly, Inc. for preparation of an alternative analysis to eliminate sanitary sewer overflows and investigate drainage conditions in the northeast area of the City.

Section 2: That the Office of Budget and Management is hereby authorized to make payment to Crawford, Murphy & Tilly, Inc. (OCRA 4901) in the amount of \$27,000.00 from account 095-107-BMGT-14GO-2306 upon satisfactory performance of the agreement.

Section 3: That all other terms and conditions of the ordinance and agreement authorized by ordinance 430-12-13 not in conflict with this ordinance shall remain in full force and effect.

Section 4: That this ordinance shall become effectively immediately after its passage and recording by the City Clerk.

PASSED: March 17, 2015

RECORDED: March 18, 2015

ATTEST: Cecilia K. Tumulty
City Clerk Cecilia K. Tumulty

Requested by: Mayor J. Michael Houston

SIGNED: March 18, 2015

Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

Todd Seemling 2/26/15
Office of Corporation Counsel/ Date

088-03-15

**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**

WHEREAS, the City of Springfield is a home rule unit as defined in Article VII, Section 6(a) of the 1970 Illinois Constitution and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, the Purchasing Code of the City of Springfield requires that this contract be let by sealed competitive bidding to the lowest responsible bidder; and

WHEREAS, pursuant to the above, Truman L. Flatt & Sons Co., Inc. has submitted the lowest responsible bid meeting specifications to furnish construction on the 2016 Bituminous Overlay Program which consists of various streets throughout the City being milled, patched and resurfaced and concrete curbing and ADA ramp improvements are also included where necessary, for the Office of Public Works in an amount not to exceed \$9,743,788.07; and

WHEREAS, the proposed contract documents and bid proposal are on file in the Office of the City Clerk and identified by Contract Index No. PW 15-01-82.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1: That the City Council hereby accepts the bid from Truman L. Flatt & Sons Co., Inc. to furnish construction on the 2016 Bituminous Overlay Program for the Office of Public Works in an amount not to exceed \$9,743,788.07. The Mayor and City Clerk are authorized to execute contract no. PW 15-01-82 on behalf of the City of Springfield.

Section 2: The Office of Budget and Management is hereby authorized to make payment to Truman L. Flatt & Sons Co., Inc. (0FLA2800) in the amount of \$9,743,788.07 in accordance with the terms of Contract PW 15-01-82 from account number 095-107-GENC-15GO-1204.

Section 3: That this ordinance shall become effective immediately upon its passage and recording by the City Clerk

PASSED: March 17, 2015

RECORDED: March 18, 2015

ATTEST: Cecilia K. Tumulty
City Clerk Cecilia K. Tumulty

Requested by: Mayor J. Michael Houston

SIGNED: March 18, 2015
Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

Todd Greenberg, 2/26/15
Office of Corporation Counsel Date

089-03-15

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

WHEREAS, the City of Springfield is a home rule unit as defined in Article VII, Section 6(a) of the 1970 Illinois Constitution and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, the Purchasing Code of the City of Springfield requires that this contract be let by sealed competitive bidding to the lowest responsible bidder; and

WHEREAS, pursuant to the above, P.H. Broughton & Sons, Inc. has submitted the lowest responsible bid meeting specifications to furnish construction on the 2016 Bituminous Overlay Program which consists of various streets throughout the City being milled, patched and resurfaced and concrete curbing and ADA ramp improvements are also included where necessary, for the Office of Public Works in an amount not to exceed \$10,104,698.37; and

WHEREAS, the proposed contract documents and bid proposal are on file in the Office of the City Clerk and identified by Contract Index No. PW 15-01-82.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1: That the City Council hereby accepts the bid from P.H. Broughton & Sons, Inc. to furnish construction on the 2016 Bituminous Overlay Program for the Office of Public Works in an amount not to exceed \$10,104,698.37. The Mayor and City Clerk are authorized to execute contract no. PW 15-01-82 on behalf of the City of Springfield.

Section 2: The Office of Budget and Management is hereby authorized to make payment to P.H. Broughton & Sons, Inc. (0BRO2800) in the amount of \$10,104,698.37 in accordance with the terms of Contract PW 15-01-82 from account number 095-107-GENC-15GO-1204.

Section 3: That this ordinance shall become effective immediately upon its passage and recording by the City Clerk

PASSED: March 17, 2015

RECORDED: March 18, 2015

ATTEST: Cecilia K. Tumulty
City Clerk Cecilia K. Tumulty

Requested by: Mayor J. Michael Houston

SIGNED: March 18, 2015

Justin Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

Todd Sheehy, 2/26/15
Office of Corporation Counsel / Date

090-03-15

**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**

WHEREAS, the City of Springfield is a home rule unit as defined in Article VII, Section 6(a) of the 1970 Illinois Constitution and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, the Purchasing Code of the City of Springfield requires that this contract be let by sealed competitive bidding to the lowest bidder; and

WHEREAS, pursuant to the above, the City Purchasing Agent has determined that WAS Construction Company has submitted the lowest bid meeting specifications to furnish construction on the 2016 Sidewalk Program for the Office of Public Works in an amount not to exceed \$1,204,846.55; and

WHEREAS, the proposed contract documents and bid proposal are on file in the Office of the City Clerk and identified by Contract Index No. PW 15-01-83; and

WHEREAS, the Purchasing Agent recommends accepting this bid and awarding the contract to WAS Construction Company

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
SPRINGFIELD, ILLINOIS:**

Section 1: That the City Council hereby accepts the bid from WAS Construction Company to furnish construction on the 2016 Sidewalk Program for the Office of Public Works in an amount not to exceed \$1,204,846.55. The Mayor and City Clerk are authorized to execute Contract No. PW 15-01-83 on behalf of the City of Springfield.

Section 2: That the Office of Budget and Management is hereby authorized to pay WAS Construction Company (OSCH 4400) an amount not to exceed \$1,204,846.55 from account number 095-107-GENC-15GO-1204.

Section 3: That this ordinance shall become effective immediately upon its passage and recording by the City Clerk.

PASSED: March 17, 2015

RECORDED: March 18, 2015

ATTEST: Cecilia K. Tumulty
City Clerk Cecilia K. Tumulty

Requested by: Major J. Michael Houston

SIGNED: March 18, 2015

Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

Todd S. [Signature] 2/26/15
Office of Corporation Counsel Date

091-03-15

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

WHEREAS, the City of Springfield is a home rule unit as defined in Article VII, Section 6(a) of the 1970 Illinois Constitution and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, the Purchasing Code of the City of Springfield requires that this contract be let by sealed competitive bidding to the lowest responsible bidder; and

WHEREAS, pursuant to the above, the City Purchasing Agent has determined that Otto Baum Company, Inc. has submitted the lowest responsible bid meeting specifications to furnish construction on the 2016 Sidewalk Program for the Office of Public Works in an amount not to exceed \$1,396,499.25; and

WHEREAS, the proposed contract documents and bid proposal are on file in the Office of the City Clerk and identified by Contract Index No. PW 15-01-83; and

WHEREAS, the Purchasing Agent recommends accepting this bid and awarding the contract to Otto Baum Company, Inc.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1: That the City Council hereby accepts the bid of Otto Baum Company, Inc. to furnish construction on the 2016 Sidewalk Program for the Office of Public Works in an amount not to exceed \$1,396,499.25. The Mayor and City Clerk are authorized to execute a contract on behalf of the City of Springfield.

Section 2: That the Office of Budget and Management is hereby authorized to make payment to Otto Baum Company, Inc. (00TT 5650) in an amount not to exceed \$1,396,499.25 from account number 095-107-GENC-15GO-1204 in accordance with the terms of contract PW 15-01-83.

Section 3: That this ordinance shall become effective immediately upon passage and recording by the City Clerk.

PASSED: March 17, 2015

RECORDED: March 18, 2015

ATTEST: Cecilia K. Tumulty
City Clerk Cecilia K. Tumulty

Requested by: Mayor J. Michael Houston

SIGNED: March 18, 2015

J. Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

Tad Shenberg 2/26/15
Office of Corporation Counsel Date

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

WHEREAS, the City of Springfield is a home rule unit as defined in Article VII, Section 6(a) of the 1970 Illinois Constitution and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, the Purchasing Code of the City of Springfield requires that this contract be let by sealed competitive bidding to the lowest responsible bidder; and

WHEREAS, pursuant to the above, the City Purchasing Agent has determined that Sangamo Construction Company has submitted the lowest responsible bid meeting specifications to furnish roadway improvements to south State Street between Laurel and Ash Streets to eliminate the recurring ponding and flooding along this section for the Office of Public Works in an amount not to exceed \$299,395.27; and

WHEREAS, the proposed contract documents and bid proposal are on file in the Office of the City Clerk and identified by Contract Index No. PW 15-01-84; and

WHEREAS, the Purchasing Agent recommends accepting this bid and awarding the contract to Sangamo Construction Company.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1: That the City Council hereby accepts the bid of Sangamo Construction Company to furnish roadway improvements to south State Street between Laurel and Ash Streets to eliminate recurring flooding along this section for the Office of Public Works in an amount not to exceed \$299,395.27. The Mayor and City Clerk are authorized to execute contract number PW 15-01-84 on behalf of the City of Springfield.

Section 2: That the Office of Budget and Management is hereby authorized to make payment to Sangamo Construction Company(OSAN 5600) in an amount not to exceed \$299,395.27 from account number 095-107-GENC-15GO-1204 in accordance with the terms of contract number PW 15-01-84.

Section 3: That this ordinance shall become effective upon its passage and recording by the City Clerk.

PASSED March 17, 2015

SIGNED: March 18, 2015

RECORDED: March 18, 2015

Michael Houston
Mayor J. Michael Houston

ATTEST: Cecilia K. Tumulty
City Clerk Cecilia K. Tumulty

Approved as to legal sufficiency:

Requested by: Mayor J. Michael Houston

Todd Greenberg, 2/26/15
Office of Corporation Counsel / Date

093 - 03 - 15

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

WHEREAS, the City of Springfield is a home rule unit as defined in Article VII, Section 6(a) of the 1970 Illinois Constitution and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, the Purchasing Code of the City of Springfield requires that this contract be let by sealed competitive bidding to the lowest evaluated bidder; and

WHEREAS, pursuant to the above, the City Purchasing Agent has determined that Otto Baum Company, Inc. has submitted the lowest responsible bid meeting specifications to furnish construction on the 2016 Brick Street Maintenance Program for the Office of Public Works in an amount not to exceed \$2,162,770.75; and

WHEREAS, the proposed contract documents and bid proposal are on file in the Office of the City Clerk and identified by Contract Index No. PW 15-01-91; and

WHEREAS, the Purchasing Agent recommends accepting this bid and awarding the contract to Otto Baum Company, Inc.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1: That the City Council hereby accepts the bid of Otto Baum Company, Inc. to furnish construction on the 2016 Brick Street Maintenance Program for the Office of Public Works in an amount not to exceed \$2,162,770.75. The Mayor and City Clerk are authorized to execute a contract on behalf of the City of Springfield.

Section 2: That the Office of Budget and Management is hereby authorized to make payment to Otto Baum Company, Inc. (00TT 5650) in an amount not to exceed \$2,162,770.75 from account number 095-107-GENC-15GO-1204 in accordance with the terms of contract PW 15-01-91.

Section 3: That this ordinance shall become effective immediately upon passage and recording by the City Clerk.

PASSED: March 17, 2015

RECORDED: March 18, 2015

ATTEST: Cecilia K. Tumulty
City Clerk Cecilia K. Tumulty

Requested by: Mayor J. Michael Houston

SIGNED: March 18, 2015

Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

Todd Seemba, 2/26/15
Office of Corporation Counsel Date

094 - 03 - 15

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

WHEREAS, the City of Springfield is a home rule unit as defined in Article VII, Section 6(a) of the 1970 Illinois Constitution and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, the Purchasing Code of the City of Springfield requires that this contract be let by sealed competitive bidding to the lowest responsible bidder; and

WHEREAS, pursuant to the above, the City Purchasing Agent has determined that Petersburg Plumbing & Excavating, LLC has submitted the lowest responsible bid meeting specifications for improvement to the Williams Place Sewer Project along Walnut Avenue between Vine and Allen Streets consisting of abandonment and refill of an existing sewer located on private property and underneath existing buildings and redirection of sewer services to existing and proposed sewer mains in an amount not to exceed \$224,660.00; and

WHEREAS, the proposed contract documents and bid proposal are on file in the Office of the City Clerk and identified by Contract Index No. PW 15-12-73; and

WHEREAS, the Purchasing Agent recommends accepting this bid and awarding the contract to Petersburg Plumbing & Excavating, LLC.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1: That the City Council hereby authorizes acceptance and execution of a contract with Petersburg Plumbing & Excavating, LLC for improvement to the Williams Place Sewer Project along Walnut Avenue between Vine and Allen Streets consisting of abandonment and refill of an existing sewer located on private property and underneath existing buildings and redirection of sewer services to existing and proposed sewer mains in an amount not to exceed \$224,660.00 for the Office of Public Works. The Mayor and City Clerk are authorized to execute Contract No. PW 15-12-73 on behalf of the City of Springfield.

Section 2: That the Office of Budget and Management is hereby authorized to make payment to Petersburg Plumbing & Excavating, LLC (VC*1675) in the amount of \$224,660.00 from account number 015-110-SEWR-OSUR-2304 upon satisfactory performance of Contract No. PW 15-12-73.

Section 3: That this ordinance shall become effective immediately upon its passage and recording by the City Clerk.

PASSED: [Signature], 2015

RECORDED: [Signature], 2015

ATTEST: [Signature]
City Clerk Cecilia K. Tumulty

Requested by: Mayor J. Michael Houston

SIGNED: [Signature], 2015

[Signature]
Mayor J. Michael Houston

Approved as to legal sufficiency:

[Signature], 2/26/15
Office of Corporation Counsel / Date

095-03-15

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

WHEREAS, the City of Springfield is a home rule unit as defined in Article VII, Section 6(a) of the 1970 Illinois Constitution and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, the Purchasing Code of the City of Springfield requires that this contract be let by sealed competitive bidding to the lowest responsible bidder; and

WHEREAS, pursuant to the above, the City Purchasing Agent has determined that Instituform Technologies, Inc. has submitted the lowest responsible bid meeting specifications for rehabilitation of sewers along Reynolds, Jefferson, Monroe and Carpenter Streets as well as in Franklin Park Estates Subdivision in an amount not to exceed \$2,742,309.50; and

WHEREAS, the proposed contract documents and bid proposal are on file in the Office of the City Clerk and identified by Contract Index No. PW 15-01-86; and

WHEREAS, the Purchasing Agent recommends accepting this bid and awarding the contract to Instituform Technologies, Inc.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1: That the City Council hereby authorizes acceptance and execution of a contract with Instituform Technologies, Inc. for rehabilitation of sewers along Reynolds, Jefferson, Monroe and Carpenter Streets as well as in Franklin Park Estates Subdivision in an amount not to exceed \$2,742,309.50 for the Office of Public Works. The Mayor and City Clerk are authorized to execute Contract No. PW 15-01-86 on behalf of the City of Springfield.

Section 2: That the Office of Budget and Management is hereby authorized to make payment to Instituform Technologies, Inc. (0INS2000) in the amount of \$2,742,309.50 from account number 015-110-SEWR-OSUR-2305 upon satisfactory performance of Contract No. PW 15-01-86.

Section 3: That this ordinance shall become effective immediately upon its passage and recording by the City Clerk.

PASSED: [Signature], 2015

RECORDED: [Signature], 2015

ATTEST: [Signature]
City Clerk Cecilia K. Tumulty

Requested by: Mayor J. Michael Houston

SIGNED: [Signature], 2015

[Signature]
Mayor J. Michael Houston

Approved as to legal sufficiency:

[Signature], 2/26/15
Office of Corporation Counsel / Date

096 - 03 - 15

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

WHEREAS, the City of Springfield is a home rule unit as defined in Article VII, Section 6(a) of the 1970 Illinois Constitution and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, it is in the best interest of the City of Springfield to enter into an Intergovernmental Cooperation Agreement with the Illinois State Police for use of the Academy to administer the physical fitness Power Test to applicants from April 10, 2015, through April 12, 2015; and

WHEREAS, the City is authorized to enter into Intergovernmental Cooperation Agreements pursuant to the Intergovernmental Cooperation Act (5 ILCS 220/1 *et seq.*); and

WHEREAS, a copy of the Intergovernmental Agreement shall be located in the Office of the City Clerk.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1: That the City Council hereby authorizes an Intergovernmental with the Illinois State Police for use of the Academy by the Springfield Police Department to administer the physical fitness Power Test to applicants from April 10, 2015, through April 12, 2015. The Mayor and City Clerk are hereby authorized to execute the agreement on behalf of the City of Springfield.

Section 2: That this ordinance shall become effective immediately upon its passage and recording by the City Clerk.

PASSED: March 17, 2015

RECORDED: March 18, 2015

ATTEST: Cecilia K. Tumulty
City Clerk Cecilia K. Tumulty

Requested by: Mayor J. Michael Houston

SIGNED: March 18, 2015

Michael J. Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

John Sumby / 3/8/15
Office of Corporation Counsel / Date

097 - 03 - 15

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

WHEREAS, the City of Springfield is a home rule unit as defined in Article VII, Section 6(a) of the 1970 Illinois Constitution and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, the City requested proposals pursuant to RFP #FM15-28 for oil and lubricants for the Fleet Maintenance Facility; and

WHEREAS, the City Purchasing Agent has made a determination that these services are exempt from the provisions of the City Purchasing Code requiring sealed competitive bidding because it is neither practicable nor advantageous pursuant to Section 38.38 regarding Competitive Sealed Proposals and has also determined that requirements of 38.38(a) have been satisfied; and

WHEREAS, RILCO, Inc. submitted a proposal RFP #FM15-28 to provide these services in an amount not to exceed \$175,000.00 from March 1, 2015, through February 28, 2017; and

WHEREAS, it is in the best interest of the City to accept proposal RFP #FM15-28 with RILCO, Inc.; and

WHEREAS, a copy of RFP #FM15-28 shall be located in the Office of the City Clerk.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1: That the City Council hereby accepts RFP #FM15-28 with RILCO, Inc. to provide oil and lubricants to the Fleet Maintenance Facility for an amount not to exceed \$175,000.00 from March 1, 2015, through February 28, 2017. The Mayor and City Clerk are authorized to execute the agreement and any necessary documents on behalf of the City.

Section 2: That the Office of Budget and Management is hereby authorized to make payment in the amount not to exceed \$175,000.00 to RILCO, Inc.. from account number 017-107-GENC-FLTM-1803.

Section 3: That this ordinance, shall become effective immediately upon its passage and recording by the City Clerk.

PASSED: March 17, 2015

RECORDED: March 18, 2015

ATTEST: Cecilia K. Tumulty
City Clerk Cecilia K. Tumulty

Requested by: Mayor J. Michael Houston

SIGNED: March 18, 2015

J. Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

Todd Shumby / 3/3/15
Office of Corporation Counsel / Date

098 - 03 - 15

**AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION IN
THE AMOUNT OF \$24,400.00 FROM FY15 UNAPPROPRIATED FUND
BALANCE FOR THE OFFICE OF HUMAN RESOURCES**

WHEREAS, the City of Springfield is a home rule unit as defined in Article VII, Section 6(a) of the 1970 Illinois Constitution and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, the Office of Human Resources finds it necessary to request a supplemental appropriation in the amount of \$24,400.00 from FY15 unbudgeted, unappropriated fund balance to cover the cost of statutory pension obligations associated with IMRF accelerated payments regarding the retirement of former Labor Relations Manager Jim Gates.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
SPRINGFIELD, ILLINOIS:**

Section 1: That the City Council hereby authorizes a supplemental appropriation of \$24,400.00 from FY15 unbudgeted, unappropriated fund balance to cover the cost of statutory pension obligations associated with IMRF accelerated payments regarding the retirement of former Labor Relations Manager Jim Gates for the Office of Human Resources.

Section 2: That the Office of Budget and Management is hereby directed to effectuate this supplemental appropriation in the amount of \$24,400.00 from FY15 unbudgeted, unappropriated fund balance into expenditure line 001-106-HUMN-LABR-1107.

Section 3: That the City Clerk is hereby directed to publish this ordinance in pamphlet form.

Section 4: This ordinance shall become effective immediately after its passage and publication in pamphlet form.

PASSED: March 17, 2015

RECORDED: March 18, 2015

ATTEST: Cecilia K. Tumulty
City Clerk Cecilia K. Tumulty

Requested by: Mayor J. Michael Houston

SIGNED: March 18, 2015

James Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

Todd Seashy / 3/3/15
Office of Corporation Counsel / Date

099 - 03 - 15

AN ORDINANCE REGARDING THE VARIANCE REQUEST OF SECTION 153.157(I) 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

WHEREAS, the City of Springfield is a home rule unit as defined in Article VII, Section 6(a) of the 1970 Illinois Constitution and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, the developers of 487 Koke Mill Road City Minor Subdivision have requested a variance of Section 153.157(I) of the 1988 City of Springfield Code of Ordinances, as amended ("Land Subdivision Ordinance"), to allow one additional access to North Koke Mill Road; and

WHEREAS, the Land Subdivision Committee and the Regional Planning Commission have reviewed the request and recommend the variance be approved by the City Council; and

WHEREAS, the criteria for granting a variance of the Land Subdivision Ordinance are set forth at Section 153.201(c) of the Land Subdivision Ordinance as follows:

- (c) A variation from the requirements of this chapter may be granted if the planning commission finds that the subdivision substantially complies with the following requirements:
 - (1) The intent of the chapter is maintained;
 - (2) Extraordinary circumstances of topography, land ownership, adjacent development or other circumstances not provided for in the chapter exist;
 - (3) The extraordinary circumstances will result in a hardship, not merely an inconvenience;
 - (4) The circumstances upon which the request for variance is based are not common to most other tracts of land;
 - (5) The circumstances upon which the request for variance is based are not the result of the subdivider's affirmative act or failure to act; and
 - (6) The purpose of a variation is not based exclusively on the desire to eliminate development costs at the expense of the public improvement standards as outlined in this chapter.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1: (The City Clerk shall check the following based upon the outcome of the vote.)

- (x) The City Council agrees with the recommendation of the Land Subdivision Committee and the Regional Planning Commission. In addition, the City Council makes the following findings:
 - (1) The intent of the chapter is maintained;
 - (2) Extraordinary circumstances of topography, land ownership, adjacent development or other circumstances not provided for in the chapter exist;
 - (3) The extraordinary circumstances will result in a hardship, not merely an inconvenience;
 - (4) The circumstances upon which the request for variance is based are not common to most other tracts of land;

- (5) The circumstances upon which the request for variance is based are not the result of the subdivider's affirmative act or failure to act; and
- (6) The purpose of a variation is not based exclusively on the desire to eliminate development costs at the expense of the public improvement standards as outlined in this chapter.

() That the City Council disagrees with the recommendation of the Land Subdivision Committee and disagrees with the recommendation of the Land Subdivision Committee and the Regional Planning Commission, and finds that the requirements for a variance are not met.

Section 2: That the application for a variance of Section 153.157(l) of the Springfield Subdivision Ordinance is: (The City Clerk shall check the following based upon the outcome of the vote.)

(x) Approved to allow one additional access to North Koke Mill Road. This approval is conditioned on compliance with the recommendation of the City Traffic Engineer that access to the second lot of this subdivision shall be placed halfway between the existing access to 487 North Koke Mill Road and the access to the south on the east side of the roadway and that the existing access to the property will be moved to access Bluff Road.

() Denied.

Section 3: That this ordinance shall become effective immediately upon its passage and recording by the City Clerk.

PASSED: March 17, 2015

RECORDED: March 18, 2015

ATTEST: Cecilia K. Tumulty
City Clerk Cecilia K. Tumulty

SIGNED: March 18, 2015

Michael J. Houston TC
Mayor J. Michael Houston

Approved as to legal sufficiency:

Todd Luning / 3/18/15
Office of Corporation Counsel / Date

Requested by: Public Works/Mayor Houston

Location: Within 1-1/2 mile subdivision jurisdiction

099 - 03 - 15

100-03-15

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

WHEREAS, the City of Springfield is a home rule unit as defined in Article VII, Section 6(a) of the 1970 Illinois Constitution and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, it is in the best interest of the City of Springfield to obtain outside legal counsel to defend Workers' Compensation Claims for the City of Springfield; and

WHEREAS, Livingstone, Mueller, O'Brien & Davlin, P.C. ("Livingstone") are willing and able to provide this service from March 1, 2015, through February 29, 2016, for an amount not to exceed \$150,000.00; and

WHEREAS, it is necessary to execute an agreement with Livingstone for legal counsel to defend Workers' Compensation Claims for the City of Springfield from March 1, 2015, through February 29, 2016; and

WHEREAS, the City Purchasing Agent has made a determination that this service is exempt from sealed competitive bidding pursuant to exceptions contained in Section 38.42 pertaining to Professional Services; and

WHEREAS, a copy of the agreement shall be on file in the Office of the City Clerk.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1: That the City Council hereby authorizes 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. The Mayor and City Clerk are authorized to execute any documents which may be necessary on behalf of the City of Springfield.

Section 2: That the Office of Budget and Management is hereby authorized to make payments to Livingstone, Mueller, O'Brien & Davlin, P.C. (0LIV2100) for a total amount not to exceed \$150,000.00 from account number 074-107-BMGT-WCMP-1217.

Section 3: That this ordinance shall become effective immediately upon its passage and recording by the City Clerk.

PASSED: March 17, 2015

RECORDED: March 17, 2015

ATTEST: Cecilia K. Tumulty
Cecilia K. Tumulty, City Clerk

Requested by: Mayor J. Michael Houston

SIGNED: March 18, 2015

Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

Tal Greenberg 2/26/15
Office of Corporation Counsel Date

101-03-15

AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$300,000.00 FROM UNBUDGETED, UNAPPROPRIATED FY15 FUND BALANCE IN THE CENTRAL AREA TIF FUND FOR THE OFFICE OF PLANNING AND ECONOMIC DEVELOPMENT, FOR EMERGENCY PASSAGE

WHEREAS, the City of Springfield is a home rule unit as defined in Article VII, Section 6(a) of the 1970 Illinois Constitution and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, the City has adopted a program for the Redevelopment Project Area known as the Central Area Tax Increment Redevelopment Plan, in the City of Springfield, pursuant to Chapter 65, Section 5/11-74.4-1, *et. seq.* of the Illinois Compiled Statutes, "The Tax Increment Allocation Redevelopment Act, as amended"; and

WHEREAS, the Office of Planning and Economic Development finds it necessary to request a supplemental appropriation in the amount of \$300,000.00 from FY15 unbudgeted, unappropriated 084 fund balance to cover multiple project reimbursements.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1: That the City Council hereby authorizes a supplemental appropriation of \$300,000.00 from FY15 unbudgeted, unappropriated 084 fund balance to cover multiple reimbursements for projects in the Central Area TIF District for the Office of Planning and Economic Development for FY15.

Section 2: That the Office of Budget and Management is hereby directed to effectuate this supplemental appropriation in the amount of \$300,000.00 from the FY15 unbudgeted, unappropriated Central Area TIF fund into expenditure line 084-111-DEVL-SPAL-2110.

Section 3: That the City Clerk is hereby directed to publish this ordinance in pamphlet form.

Section 4: This ordinance shall become effective immediately after its passage and publication in pamphlet form.

PASSED: March 17, 2015

RECORDED: March 18, 2015

ATTEST: Cecilia K. Tumulty

City Clerk Cecilia K. Tumulty

Requested by: Mayor J. Michael Houston

SIGNED: March 18, 2015

Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

Todd Sweeney / 3/17/15
Office of Corporation Counsel / Date

**A RESOLUTION AUTHORIZING THE RELEASE OF THE MINUTES AND
AUDIO RECORDING OF THE MAY 7, 2013, EXECUTIVE SESSION OF THE
SPRINGFIELD CITY COUNCIL**

WHEREAS, on May 7, 2013, the City Council of the City of Springfield met in executive session and discussed with City staff members and the Mayor of Springfield the events surrounding the negotiation of a Memorandum of Understanding with the union representing Springfield police officers and the destruction of Internal Affairs documents of the Springfield Police Department; and

WHEREAS, an investigation of the destruction of documents was subsequently the subject of an investigation by the Division of Internal Investigation of the Illinois State Police and the State's Attorney's Appellate Prosecutor's Office; and

WHEREAS, the investigation of those incidents is completed with the announcement by the State's Attorney's Appellate Prosecutor's Office that no criminal prosecutions will result from those incidents; and

WHEREAS, pursuant to requests filed pursuant to the Illinois Freedom of Information Act, the Illinois State Police have released 859 pages of documents and numerous audio recordings of interviews of persons having knowledge of the aforesaid incidents; and

WHEREAS, the Illinois State Police are in possession of the audio recording and a verbatim transcript of the May 7, 2013, executive session of the Springfield City Council, and have deferred to the Springfield City Council on whether to release such transcript and the audio recording because, pursuant to Section 7(1)(l) of the Freedom of Information Act (5 ILCS 140/7(1)(l)), minutes of meetings of public bodies closed to the public as provided in the Open Meetings Act are exempt from production and copying until the public body makes the minutes available to the public under Section 2.06 of the Open Meetings Act; and

WHEREAS, it is the determination of the Springfield City Council that the verbatim transcript and audio recording of the May 7, 2013, executive session of the Springfield City Council no longer require confidential treatment and should be available for public disclosure.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1: That the verbatim transcript and the audio recording of the May 7, 2013, executive session of the Springfield City Council no longer require confidential treatment and should be available for public disclosure.

Section 2: That this resolution shall become effective immediately upon its passage and recording by the City Clerk.

PASSED: March 17, 2015

RECORDED: March 17, 2015

ATTEST: Cecilia K. Tumulty
City Clerk Cecilia K. Tumulty

SIGNED: March 17, 2015

Michael J. Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

Todd Smith, 2/26/15
Office of Corporation Counsel / Date

Requested by: Corporation Counsel at the
direction of the City Council