

102 - 04 - 15

**AN ORDINANCE AUTHORIZING A SUPPLEMENTAL APPROPRIATION OF
FY15 UNAPPROPRIATED FUND BALANCE IN THE AMOUNT OF \$25,100.00 FOR
THE OFFICE OF COUNCIL COORDINATOR**

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 Council Coordinator finds it necessary to request additional funding for personal service expenditures for FY15; and

WHEREAS, the Council Coordinator's office is requesting a supplemental appropriation of FY15 unappropriated fund balance in the amount of \$25,100.00.

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 in the amount of \$15,100.00 from FY15 unappropriated fund balance for the Office of Council Coordinator for FY15 personal service expenditures.

Section 2: That the Office of Budget and Management is hereby directed to effectuate this supplemental appropriation in the amount of \$25,100.00 from FY15 unappropriated fund balance into expenditure account 001-102-CITY-CITY-1102.

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

Section 4: That this ordinance shall be in full force and effect from and after its passage, recording by the City Clerk and publication in pamphlet form.

PASSED: April 9, 2015

RECORDED: April 9, 2015

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

SIGNED: April 9, 2015

Michael Houston TC
Mayor J. Michael Houston

Approved as to legal sufficiency:

Requested by: Mayor J. Michael Houston

To, 3-13-15
Office of Corporation Counsel / Date

103-04-15

AN ORDINANCE AUTHORIZING A PAYMENT TO VERIZON WIRELESS FOR MONTHLY DATA SERVICES FOR MDC AND VIDEO UNITS IN AN AMOUNT NOT TO EXCEED \$108,900.00 UNDER STATE MASTER CONTRACT CSM#033559P, FOR THE OFFICE OF HOMELAND SECURITY BUREAU OF EMERGENCY COMMUNICATIONS

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 entered into a contract with Verizon Wireless for monthly MDC and Video Unit services in an amount not to exceed \$108,900.00 under State Master Contract CSM#033559P; 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 38.50 pertaining to Joint Purchases; and

WHEREAS, the State Contract 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 a payment of \$108,900.00 to Verizon Wireless under the State Master Contract CSM#033559P for monthly data services for MDC and Video Units. The Mayor and City Clerk are authorized to execute any necessary documents on behalf of the City of Springfield.

Section 2: That the Office of Budget and Management is hereby authorized to pay Verizon Wireless (OVER 4700) an amount not to exceed \$108,900.00 from account number 001-112-POLC-EMRG-1703.

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

PASSED: Agree 9, 2015

SIGNED: Agree 9, 2015

RECORDED: Agree 9 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

Jo 3-13-15
Office of Corporation Counsel / Date

104-04-15

AN ORDINANCE AUTHORIZING A PAYMENT TO MOTOROLA SOLUTIONS INC. FOR MONTHLY STARCOM RADIO SERVICES USED BY THE SPRINGFIELD POLICE DEPARTMENT AND HOMELAND SECURITY IN AN AMOUNT NOT TO EXCEED \$108,120.00 UNDER STATE MASTER CONTRACT CSM#3618850, FOR THE OFFICE OF HOMELAND SECURITY BUREAU OF EMERGENCY COMMUNICATIONS

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 Springfield Police Department and the Office of Homeland Security Bureau of Emergency Communications have entered into a contract with Motorola Solutions Inc. for monthly radio services in an amount not to exceed \$108,120.00 under State Master Contract CSM#3618850; 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 38.50 pertaining to Joint Purchases; and

WHEREAS, the State Contract 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 a payment of \$108,120.00 to Motorola Solutions Inc. under the State Master Contract CSM#3618850 for monthly radio services used by the Springfield Police Department and Office of Homeland Security Bureau of Emergency Communications. The Mayor and City Clerk are authorized to execute any necessary documents on behalf of the City of Springfield.

Section 2: That the Office of Budget and Management is hereby authorized to pay Motorola Solutions Inc. (0MOT2800) an amount not to exceed \$108,120.00 from account number 001-112-POLC-EMRG-1703.

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

PASSED: April 8, 2015

SIGNED: April 9, 2015

RECORDED: April 9, 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

to 3-13-15
Office of Corporation Counsel / Date

AN ORDINANCE APPROVING ADDITIONAL PAYMENT OF \$15,000.00 FOR A TOTAL AMOUNT NOT TO EXCEED \$65,000.00 TO DRAKE, NARUP & MEAD, P.C. FOR RANDALL A. MEAD TO PROVIDE LEGAL SERVICES REGARDING SANGAMON COUNTY COURT CASE NO. 2008-L-176, *MARY YARBOROUGH, INDIVIDUALLY AND AS SPECIAL ADMINISTRATOR OF THE ESTATE OF ERIC JONES v. CITY WATER LIGHT & POWER AND CITY 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 004-01-15 approving an agreement in an amount not to exceed \$50,000.00 with Randall Mead, of Drake, Narup & Mead, P.C. to provide legal services in Sangamon County Court Case No. 2008-L-176, *Mary Yarborough, Individually and as Special Administrator of the Estate of Eric Jones v. City Water Light Power and City of Springfield*; and

WHEREAS, the case went to trial and the jury awarded an amount in favor of the Plaintiff and due to the necessary expenses of obtaining evidentiary depositions for former lifeguards in out-of-state locations just prior to the trial and for additional legal services being rendered after the verdict, it is necessary to increase the amount by \$15,000.00 for a total amount not to exceed \$65,000.00 to Drake, Narup & Mead P.C.; and

WHEREAS, the 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, all other terms and conditions authorized by ordinance 004-01-15 not in conflict with 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 authorizes additional payment of \$15,000.00 for a total amount not to exceed \$65,000.00 to, Drake, Narup & Mead, P.C. for legal services regarding Sangamon County Court Case No. 2008-L-176, *Mary Yarborough, Individually and as Special Administrator of the Estate of Eric Jones v. City Water Light & Power and City of Springfield*. 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 additional payment of \$15,000.00 for a total amount not to exceed \$65,000.00 to Drake, Narup & Mead, P.C. (0DRA2624) from account number 074-107-BMGT-LIAB-1217 in accordance with the terms of the agreement.

Section 3: That all other terms and conditions authorized by ordinance 004-01-15 not in conflict with ordinance shall remain in full force and effect.

Section 4: That his ordinance shall become effective immediately upon its passage and recording by the Office of the City Clerk.

PASSED: April 8, 2015
RECORDED: April 9, 2015
ATTEST: [Signature]
City Clerk Cecilia K. Tumulty

Requested by: Mayor J. Michael Houston

SIGNED: April 9, 2015
[Signature]
Mayor J. Michael Houston

Approved as to legal sufficiency:

[Signature] 1 3-13-15
Office of Corporation Counsel / Date

105-04-15

106-04-15

AN ORDINANCE ACCEPTING BIDS AND AUTHORIZING THE EXECUTION OF CONTRACT
UW15-01-95 – RESIDENTIAL WATER SERVICE MATERIALS WITH HD SUPPLY WATERWORKS,
LTD. IN THE AMOUNT OF \$341,744.50, ILLINOIS METER, INC. IN THE AMOUNT OF \$45,275.00, AND
MIDWEST METER, INC. IN THE AMOUNT OF \$5,253.65, FOR THE WATER DIVISION
FOR THE OFFICE OF PUBLIC UTILITIES

WHEREAS, by previous action, the Specifications Committee approved specifications for Contract UW15-01-95 – Residential Water Service Materials for the City of Springfield Office of Public Utilities' Water Division, and

WHEREAS, as described in said specifications, advertisement for bids for Contract UW15-01-95 was placed, and

WHEREAS, HD Supply Waterworks, Ltd. submitted the low bid for Sections 1, 2, 5, 7, 8 and 10, and

WHEREAS, Illinois Meter, Inc. submitted the low evaluated bid for Section 3, 4 and 6, and

WHEREAS, Midwest Meter, Inc. submitted the low bid for Section 9, 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. UW15-01-95.

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 bids from HD Supply Waterworks, Ltd., Midwest Meter, Inc., and Illinois Meter, Inc. for Contract UW15-01-95 – Residential Water Service Materials in a total amount not to exceed Three Hundred Ninety-Two Thousand Two Hundred Seventy-Three Dollars and Fifteen Cents (\$392,273.15) for the City of Springfield Office of Public Utilities' Water Division.

Section 2. The Mayor and the City Clerk are hereby authorized and empowered to execute said Contracts with HD Supply Waterworks, Ltd., Midwest Meter, Inc. and Illinois Meter, Inc. on behalf of the City of Springfield Office of Public Utilities.

Section 3. The Payments by the City of Springfield Office of Budget and Management to HD Supply Waterworks, Ltd. in the amount of \$341,744.50, Illinois Meter, Inc. in the amount of \$45,275.00, and Midwest Meter, Inc. in the amount of \$5,253.65 from Account Nos. 101-100-BA-5161-1403 and 101-100-BE-5161-2313 are 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: April 8 2015

RECORDED: April 9 2015

ATTEST: April 9

SIGNED: April 9, 2015

Michael Houston
MAYOR

Approved as to legal sufficiency: 3/13/15

Paula Greenberg
Office of the Corporation Counsel/Date

Requested by the Office of Public Utilities/Mayor Houston

107-04-15

AN ORDINANCE ACCEPTING BIDS AND AUTHORIZING THE EXECUTION OF CONTRACT
UW15-01-89 – WATER MAIN GATE AND TAPPING VALVES WITH AMERICAN FLOW
CONTROL, A DIVISION OF AMERICAN CAST IRON PIPE CO. FOR A ONE-YEAR TERM IN
AN AMOUNT NOT TO EXCEED \$360,000.00
FOR THE OFFICE OF PUBLIC UTILITIES

WHEREAS, by previous action, the Specifications Committee approved specifications for Contract UW15-01-89 – Water Main Gate and Tapping Valves with American Flow Control, a division of American Cast Iron Pipe Co. ("American Flow"), for a one-year term for the Water Division of the Office of Public Utilities, and

WHEREAS, as described in said specifications, advertisement for bids for Contract UW15-01-89 was placed, and

WHEREAS, American Flow submitted the low bid, 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. UW15-01-89.

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 American Flow for Contract UW15-01-89 – Water Main Gate and Tapping Valves for a one-year term in an amount not to exceed Three Hundred Sixty Thousand Dollars and No Cents (\$360,000.00) for the Water Division of the Office of Public Utilities.

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

Section 3. The Payment to American Flow for the total maximum amount of Three Hundred Sixty Thousand Dollars and No Cents (\$360,000.00) 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: [Signature], 2015

RECORDED: [Signature], 2015

ATTEST: [Signature]

SIGNED: [Signature], 2015

[Signature]
MAYOR

Approved as to legal sufficiency: [Signature] / 3/13/15
Office of the Corporation Counsel/Date

Requested by the Office of Public Utilities/Mayor Houston

108-04-15

AN ORDINANCE ACCEPTING BIDS AND AUTHORIZING THE EXECUTION
OF CONTRACT UW15-01-90 – IRON FITTINGS IN AN AMOUNT NOT TO EXCEED \$149,936.50
WITH HD SUPPLY WATERWORKS, LTD., \$105,565.90 WITH ILLINOIS METER, INC., AND
\$74,650.00 WITH SCHULTE SUPPLY, INC.
FOR THE OFFICE OF PUBLIC UTILITIES

WHEREAS, by previous action, the Specifications Committee approved specifications for Contract UW15-01-90 – Iron Fittings for the City of Springfield Office of Public Utilities Water Division Field Services Center, and

WHEREAS, as described in said specifications, advertisement for bids for Contract UW15-01-90 was placed, and

WHEREAS, Illinois Meter, Inc. ("Illinois Meter") submitted the low evaluated bid for Sections A, B & F, and

WHEREAS, HD Supply Waterworks, Ltd. ("HD Supply") submitted the low evaluated bid for Sections C, D, and E, and

WHEREAS, Schulte Supply, Inc. ("Schulte") submitted the low bid for Section G, 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. UW15-01-90.

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 bids from HD Supply in an amount not to exceed \$149,936.50, and Illinois Meter in an amount not to exceed \$105,565.90, and Schulte in an amount not to exceed \$74,650.00, for Contract UW15-01-90 – Iron Fittings for the City of Springfield Office of Public Utilities Water Division Field Services Center.

Section 2. The Mayor and the City Clerk are hereby authorized and empowered to execute said Contract with HD Supply, Illinois Meter and Schulte on behalf of the City of Springfield Office of Public Utilities.

Section 3. The Payment to HD Supply, Illinois Meter and Schulte for the total maximum amount of Three Hundred Thirty Thousand One Hundred Fifty-Two Dollars and Forty Cents (\$330,152.40) 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: [Signature], 2015

RECORDED: [Signature], 2015

ATTEST: [Signature]

SIGNED: [Signature], 2015

[Signature]
MAYOR

Approved as to legal sufficiency:

[Signature] / 3/13/15
Office of the Corporation Counsel/Date

Requested by the Office of Public Utilities/Mayor Houston

109-04-15

AN ORDINANCE APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH CRAWFORD,
MURPHY & TILLY, INC. IN AN AMOUNT NOT TO EXCEED \$326,200.00 FOR ENGINEERING
SERVICES FOR THE NEW FEED SYSTEMS AT THE WATER PURIFICATION PLANT
FOR THE OFFICE OF PUBLIC UTILITIES

WHEREAS, this Ordinance approves a professional services agreement with Crawford, Murphy & Tilly, Inc. ("CM&T") in an amount not to exceed \$326,200.00, to perform engineering services for the new lime feed system, and the upgrade of the existing carbon dioxide and ammonia storage and feed systems at the Water Purification Plant, and

WHEREAS, CM&T will prepare plans and specifications for installation of the systems, and will also perform engineering services during the construction phase, and

WHEREAS, in accordance with the provisions of Section 38.42 of the City Code, the Purchasing Agent has determined that this contract is not subject to sealed competitive bidding, and

WHEREAS, a copy of the agreement 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 a professional services agreement with CM&T in an amount not to exceed Three Hundred Twenty-Six Thousand Two Hundred Dollars and No Cents (\$326,200.00) for engineering services.

Section 2. The Mayor and the City Clerk are hereby authorized and empowered to execute the above-referenced Professional Services Agreement with CM&T on behalf of the City of Springfield Office of Public Utilities.

Section 3. The City of Springfield Office of Budget and Management is hereby authorized and directed to pay CM&T in the total amount of Three Hundred Twenty-Six Thousand Two Hundred Dollars and No Cents (\$326,200.00) from 101-100-BB-4332-2306.

Section 4. 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 Office of the City Clerk.

PASSED: Oprie 8, 2015

SIGNED: Oprie 9, 2015

RECORDED: Oprie 9, 2015

Michael Houston TC
MAYOR

ATTEST: Cecilia

Approved as to legal sufficiency:

Paula Sweeney / 3/13/15
Office of the Corporation Counsel/Date

Requested by the Office of Public Utilities Mayor Houston

110-04-15

AN ORDINANCE AMENDING ORDINANCE NUMBER 22-01-14 REGARDING AN AGREEMENT WITH
ASCEND PERFORMANCE MATERIALS INC. FOR THE PURCHASE OF 50% DIBASIC ACID AND
ADIPIIC ACID, BY REDUCING THE AMOUNT TO \$1,376,000.00
FOR THE OFFICE OF PUBLIC UTILITIES

WHEREAS, Ordinance 22-01-14 approved a 3-year contract with Ascend Performance Materials Inc. ("Ascend") for the purchase of 50% dibasic acid and adipic acid in an amount not to exceed \$1,479,000.00, and

WHEREAS, upon further discussions with Ascend, they have agreed to reduce the contract pricing for 2015 and 2016 as shown on Addendum A, and

WHEREAS, the amendment will result in a savings of \$103,000.00, and

WHEREAS, this ordinance amends Ordinance Number 22-01-14 by reducing the total dollar amount to \$1,376,000.00, and adopting the new pricing schedule set forth in Addendum A, and

WHEREAS, a copy of Addendum A 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 amends Ordinance Number 22-01-14, to reduce the amount to \$1,376,000.00, and accepts the new pricing schedule set forth in Addendum A. All other terms of Ordinance Number 22-01-14 and the contract not in conflict herewith remain in full force and effect.

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

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: Oprie 8, 2015

RECORDED: Oprie 9, 2015

ATTEST: Oprie 9

SIGNED: Oprie 9, 2015

Michael Houston
MAYOR

Approved as to legal sufficiency.

Todd Seemly / 11/3/15
Office of the Corporation Counsel / Date

Requested by the Office of Public Utilities/Mayor Houston

111-04-15

AN ORDINANCE AUTHORIZING ADDITIONAL PURCHASE OF ROCK SALT FROM CARGILL, INCORPORATED, SALT DIVISION, UNDER STATE CONTRACT PSD 4017550 AND AUTHORIZING ADDITIONAL PAYMENT IN THE AMOUNT OF \$66,012.00 FOR A TOTAL AMOUNT NOT TO EXCEED \$396,072 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 City previously passed ordinance 379-11-14 authorizing the purchase of rock salt from Cargill, Incorporated, Salt Division, under State Contract PSD 4017550 for an amount not to exceed \$330,060.00; and

WHEREAS, the Office of Public Works anticipates a need for an additional 1200 tons of rock salt or 20% increase; 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 38.50 pertaining to Joint Purchases; and

WHEREAS, the state contract shall be located in the Office of the City Clerk and identified as State Contract #PSD 4017550.

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

Section 1: That the City Council hereby authorizes the additional purchase of 1200 tons of rock salt at the cost of \$55.01 per ton and authorizes additional payment of \$66,012.00 for the Office of Public Works for a total amount not to exceed \$396,072.00 from Cargill, Incorporated, Salt Division. The Mayor and City Clerk are authorized to execute any necessary documents on behalf of the City of Springfield.

Section 2: That the Office of Budget and Management is hereby authorized to make additional payment of \$66,012.00 for a total not to exceed \$396,072.00 to Cargill, Incorporated, Salt Division, (OCAR 4900) from Account number 041-110-GAST-STRS-1407 in accordance with the terms of State Contract #PSD 4017550.

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

PASSED: April 8, 2015

RECORDED: April 9, 2015

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

Requested by: Mayor J. Michael Houston

SIGNED: April 9, 2015

Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

LO, 3-13-15
Office of Corporation Counsel / Date

112-04-15
**AN ORDINANCE AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT
WITH, AND PAYMENT OF \$90,000.00 TO, HERITAGE ENVIRONMENTAL
SERVICES FOR THE 2015 HOUSEHOLD HAZARDOUS WASTE COLLECTION
EVENT 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 City desired collection and disposal services for household hazardous waste; and

WHEREAS, Heritage Environmental Services was willing and able to provide these services and did so on April 11, 2015; and

WHEREAS, the City Purchasing Agent made a determination that Heritage Environmental Services possesses a high degree of professional skill and the required EPA permits and therefore the project was exempt from the provisions of the City Purchasing Code requiring sealed competitive bidding pursuant to the exceptions contained in Section 38.42 pertaining to Professional Services; and

WHEREAS, it is in the best interests of the City to enter into an agreement with, and authorize payment of \$90,000.00 to, Heritage Environmental Services for the collection and disposal of household hazardous waste; and

WHEREAS, a copy of the 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 an agreement with, and payment of \$90,000.00 to, Heritage Environmental Services for collection and disposal services for household hazardous waste. The Mayor and City Clerk are authorized to execute the agreement on behalf of the City of Springfield.

Section 2: That the Office of Budget and Management is hereby authorized to make payment to Heritage Environmental Services in an amount not to exceed \$90,000.00 from account number 049-110-WAST-RECY-1232 upon satisfactory performance of the terms of the Agreement.

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

PASSED: April 8, 2015

RECORDED: April 9, 2015

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

SIGNED: April 9, 2015

Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

Requested by: Mayor J. Michael Houston

10 3-13-15
Office of Corporation Counsel / Date

AN ORDINANCE AUTHORIZING APPROVAL OF A STIPULATION AND SETTLEMENT AGREEMENT REGARDING SANGAMON COUNTY CIRCUIT COURT CASE, 13-ED-01, CONTECH ENGINEERED SOLUTIONS, LLC; WELLS FARGO BANK, NATIONAL ASSOCIATION; WELLS FARGO CAPITAL FINANCE, LLC; AND UNKNOWN OWNERS AND NON-RECORD CLAIMANT, FOR AN AMOUNT NOT TO EXCEED \$1,837,000.00 FOR THE ELEVENTH STREET EXTENSION 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 City of Springfield has a condemnation action (13-ED-01) against *Contech Engineered Solutions, LLC; Wells Fargo Bank, National Association; Wells Fargo Capital Finance, LLC; and Unknown Owners and Non-record Claimant* for property located at 1110 Adlai Stevenson Drive legally described in attached Exhibit A; and

WHEREAS, the Parties have reached a Stipulation and Settlement Agreement on the full and final just compensation for the full fee simple taking of the Parcel of \$1,837,000.00, (Exhibit B); and

WHEREAS, the City is willing to lease the parcel back to Contech at \$1.00 a year per the attached sample lease agreement (Exhibit C); and

WHEREAS, the Partial Mortgage Release attached as Exhibit D will be executed by the proper parties; and

WHEREAS, it is in the best interest of the City to enter into the Stipulation and Settlement Agreement and the lease agreement with Contech Engineered Solutions, LLC; and

WHEREAS, copies of the Stipulation and Settlement Agreement as well as the Lease 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 approves a Stipulation and Settlement Agreement for a condemnation action (13-ED-01) against *Contech Engineered Solutions, LLC; Wells Fargo Bank, National Association; Wells Fargo Capital Finance, LLC; and Unknown Owners and Non-record Claimant* for property located at 1110 Adlai Stevenson Drive legally described in attached Exhibit and payment of \$1,837,000.00 for acquisition of the property.

Section 2: That the City Council hereby approves the City entering into a lease agreement with Contech for the property located at 1110 Adlai Stevenson Drive for \$1.00 a year.

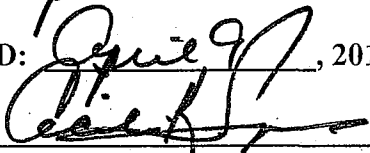
Section 3: That the Mayor and City Clerk are hereby authorized to execute any documents on behalf of the City which may be necessary to complete the transaction.

Section 4: That upon proper documentation, the Office of Budget and Management is hereby authorized to make payment to the Sangamon County Treasurer (OSAN 6701) in the amount of \$1,837,000.00 from account number 033-110-STRS-ELEV-2301.

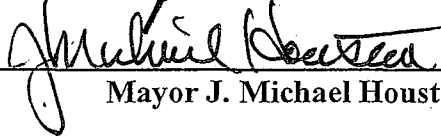
Section 5: That this ordinance shall become effective upon its passage and recording by the City Clerk.

PASSED: April 8, 2015

RECORDED: April 9, 2015

ATTEST: 
City Clerk Cecilia K. Tumulty

SIGNED: April 9, 2015


Mayor J. Michael Houston

Approved as to legal sufficiency:

For 3-13-15
Office of Corporation Counsel / Date

Requested by: Mayor J. Michael Houston

**AN ORDINANCE AUTHORIZING EXECUTION OF AMENDMENT #2
TO AN AGREEMENT WITH THE STATE OF ILLINOIS, DEPARTMENT
OF TRANSPORTATION, FOR CONSTRUCTION OF THE CARPENTER
STREET UNDERPASS FROM 9TH TO 11TH STREETS, MFT SECTION 13-
00475-00-BR, 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 City previously passed ordinance 231-6-14 authorizing an agreement with the State of Illinois, Department of Transportation, for construction of the Carpenter Street Underpass from 9th to 11th Street, MFT Section #13-00475-00-BR; and

WHEREAS, by separate ordinance the City entered into an agreement with State of Illinois and Norfolk Southern Railway Company for acceptance of the Transportation Investment Generating Economic Recovery (TIGER) grant from the Federal Railroad Administration to be used for the Project including construction engineering and utility costs; and

WHEREAS, the City previously passed ordinance 354-10-14 to amend the agreement previously authorized by ordinance 231-6-14 to simplify the accounting and to allow the City to be fully reimbursed for the project; and

WHEREAS, the State of Illinois has agreed to reimburse the City an additional \$372,000 for unforeseen archaeological work for the project; and

WHEREAS, it is necessary to execute Amendment #2 to the Agreement previously authorized by ordinance 231-6-14 and as amended by ordinance 354-10-14 to accept the additional \$372,000 reimbursement for the unforeseen archaeological work; and

WHEREAS, the Office of Public Works is requesting a supplemental appropriation in the amount of \$372,000.00; and

WHEREAS, all other terms of the ordinance and agreement previously authorized by ordinance 231-6-14 and amended by ordinance 354-10-14 and not in conflict with this ordinance and amendment shall remain in full force and effect; and

WHEREAS, a copy of Amendment #2 to the agreement with the State of Illinois 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 Amendment #2 to an agreement previously authorized by ordinance 231-6-14 and as amended by ordinance 354-10-14 with the State of Illinois, acting by and through its Department of Transportation, to accept an additional \$372,000.00 for unforeseen archaeological work associated with the Carpenter Street Underpass from 9th to 11th Streets (MFT Section #13-00475-00-BR and Job Number C-96-206-14). The Mayor and City Clerk are hereby authorized to execute the Amendment #2 to the Agreement on behalf of the City.

Section 2: That the Office of Budget and Management is hereby directed to effectuate this supplemental appropriation in the amount of \$372,000.00 into expenditure account 041-110-GAST-STRS-1176 for the Office of Public Works.

Section 3: That all other terms and conditions authorized by ordinance 231-6-14 and as amended by ordinance 354-10-14, not in conflict with this ordinance and amended agreement shall remain in full force and effect.

Section 4: That the City Clerk is hereby directed to publish this ordinance in pamphlet form.

Section 5: That this ordinance shall become effective from and after its passage, publication and recording by the City Clerk.

PASSED: April 8, 2015
RECORDED: April 9, 2015
ATTEST: Cecilia K. Tumulty
City Clerk Cecilia K. Tumulty

Requested by: Mayor J. Michael Houston

SIGNED: April 9, 2015
Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

to 3-13-15
Office of Corporation Counsel / Date

114-04-15

115-04-15

Please return to:
City Clerk
Municipal Center West
300 South Seventh Street
Springfield, Illinois 62701

**AN ORDINANCE VACATING A PORTION OF THE ALLEY IN THE BLOCK
BOUNDED BY HENRIETTA, WILLIAMS, PASFIELD AND ALLEN STREETS TO
THE SPRINGFIELD HOUSING AUTHORITY**

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 Springfield Housing Authority ("Petitioner") has petitioned the City Council requesting vacation of a portion of an alley in the block bounded by Henrietta, Williams, Pasfield and Allen Streets, in the City of Springfield, Sangamon County, State of Illinois, being more particularly described as:

Part of the 16 foot wide alley located in Block 1 in Alexander Starne's Addition to the City of Springfield, situated in the West Half of the Southeast Quarter of Section 33, Township 16 North, Range 5 West of the Third Principal Meridian, Sangamon County, Illinois, being more particularly described as follows:

Beginning at the southeast corner of the said 16 foot wide alley in Block 1, and said point also being the northeast corner of Lot 30 in said Block 1; thence on the southerly line of the said alley, South 89 degrees 02 minutes 51 seconds West, 255.07 feet to a point also being on the northerly line of Lot 24 in said Block 1; thence North 1 degree 05 minutes 30 seconds West, 16.00 feet to a point on the northerly line of the said alley, said point also being on the southerly line of Lot 7 in said Block 1; thence on the northerly line of the said alley, North 89 degrees 02 minutes 51 seconds East, 255.11 feet to the northeast corner of the said alley, said point also being the southeast corner of Lot 1 in said Block 1; thence on the easterly line of the said alley, South 0 degrees 56 minutes 44 seconds East, 16.00 feet to the point of beginning, containing 0.094 acre or 4,081 square feet, more or less.

WHEREAS, said public alley is located in the block that is bounded on the south by Allen Street on the west by Henrietta Street on the north by Williams Street and on the east by Pasfield Street. The portion of the public alley that Petitioner seeks to vacate is sixteen feet in width and consists of approximately the west one hundred sixty four feet of the alley; and

WHEREAS, attached hereto as Exhibit A is a plat of vacation depicting the area that Petitioner seeks to vacate; and

WHEREAS, it is necessary that there be retained a permanent easement for the maintenance and renewal of the utility facilities lying in the area of this vacation in order to continue public service; and

WHEREAS, all adjacent property owners consent to or waive participation in said vacation to the Petitioner; and

WHEREAS, it is in the public interest that the Petitioner retain ownership of the entire vacated portion of the alleys described above for the purpose of constructing a new senior living center; and

WHEREAS, it is in the public interest that said property be vacated and that the public use will be subserved by said vacation.

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

Section 1: That the public area legally described above and in the Vacation Plat attached hereto as Exhibit A is hereby vacated by the City of Springfield, Illinois, and conveyed to Springfield Housing Authority, an Illinois municipal corporation, subject to and upon the conditions that there shall be, and there hereby are, reserved to the City of Springfield, Illinois all present rights of ownership and use of the public service facilities of said city now located in said vacated area, with the right to use, remove, repair, relocate, change or modify the same as the continuing public service by means thereof may require, and upon the further condition that all present rights of ownership and use of all public service facilities now located in said vacated area and which are not owned and operated by the City of Springfield shall be, and they are, reserved to the municipality or public utility presently owning the same, with the right to use, remove, repair, relocate, change or modify the same as the continuing public service by means thereof may require, and upon the further condition that there shall be reserved to the City and any such other municipality or public utility the necessary easements and rights of way for the maintenance, renewal and reconstruction of said public service facilities presently located in said vacated area, so that any and all of such public service facilities, whether publicly or privately owned, may continue to be used in the public service.

Section 2: That it is determined that the nature and extent of the public use to be subserved thereby and the public interest therein, is such as to warrant vacation of said area.

Section 3: That any and all costs incurred in the future relocation or removal of public facilities within the area to be vacated shall be borne by the adjoining property owners.

Section 4: That it is determined that the Deed of Dedication of an alley right of way as laid out on the Alley of Right of Way Dedication Plat attached as Exhibit "B" is an appropriate trade for the value of the vacated premises which has been delivered by Petitioner to the City of Springfield, and the City Council finds to be equal to the benefits that will accrue to the abutting owner of said area by reason of the vacation thereof.

Section 5: The City Clerk is directed to record a copy of this ordinance together with the plats in the Office of the Sangamon County Recorder of Deeds.

Section 6: This ordinance shall become effective upon affirmation vote of $\frac{3}{4}$ of the City Council now holding office.

PASSED: April 8, 2015

RECORDED: April 9, 2015

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

SIGNED: April 9, 2015

Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

Lo / 3-13-15
Office of Corporation Counsel/ Date

Requested by: Mayor J. Michael Houston

115-04-15

116 - 04 - 15

**AN ORDINANCE AUTHORIZING PURCHASE OF REAL PROPERTY
FROM JACOB J. NOEL LOCATED AT 1609, 1617, 1623 S. 10 ½ STREET
AND 1027 N. 10TH STREET IN AN AMOUNT NOT TO EXCEED \$60,500.00**

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, the Jacob J. Noel owns the real property located at 1609, 1617, 1623 S. 10 ½ Street and 1027 N. 10th Street legally described on Exhibit A attached hereto; and

WHEREAS, Mr. Noel has presented a Contract for the Sale of Real Estate to the City that accepts the City's offer to acquire the property owned by Mr. Noel in the amount of \$60,500.00; and

WHEREAS, the City desires to use MFT funds in the amount of \$60,500.00 for acquisition of the property from the Jacob J. Noel; and

WHEREAS, Mr. Noel will provide documents necessary to complete the transfer to the City; and

WHEREAS, it is in the best interest of the City to enter into an agreement for the purchase and acquisition of the property; and

WHEREAS, copies 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 approves a Contract for the Sale of Real Estate for acquisition of property from Jacob J. Noel, located at 1609, 1617, 1623 S. 10 ½ Street and 1027 N. 10th Street legally described on Exhibit A attached hereto in an amount not to exceed \$60,500.00 using Motor Tax Fuel funds.

Section 2: That after passage the Mayor and City Clerk are hereby authorized and directed to execute any documents on behalf of the City which may be necessary to complete the purchase of the property approved by this ordinance, provided that all contingencies and other terms and conditions of the purchase contract are fulfilled.

Section 3: That upon proper documentation, the Office of Budget and Management is hereby authorized to make payment to Jacob J. Noel in the amount of \$60,500.00 from account number 041-110-GAST-STRS-2301 in accordance with the Contract to Purchase Real Estate located in the Office of the City Clerk.

Section 4: That this ordinance shall become effective upon its passage and recording by the City Clerk.

PASSED: April 8, 2015

RECORDED: April 9, 2015

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

SIGNED: April 9, 2015

Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

W, 3-13-15
Office of Corporation Counsel / Date

Requested by: Mayor J. Michael Houston

116-04-15

117-04-15

AN ORDINANCE AUTHORIZING AN ADDITIONAL PAYMENT OF \$25,000.00 FOR A TOTAL AMOUNT NOT TO EXCEED \$150,000.00 TO LIVINGSTONE, MUELLER, O'BRIEN & DAVLIN, P.C. FOR DEFENSE OF WORKERS' COMPENSATION CLAIMS FROM MARCH 1, 2014, THROUGH FEBRUARY 28, 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, the City Council previously passed ordinance 202-5-14 authorizing a contract with Livingstone, Mueller, O'Brien & Davlin, P.C. ("Livingstone") in the amount of \$125,000.00 to defend workers' compensation claims for the City; and

WHEREAS, it is necessary to pay an additional \$25,000.00 to Livingstone, Mueller, O'Brien & Davlin, P.C. for a total amount not to exceed \$150,000.00 from March 1, 2014, through February 28, 2015.

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

Section 1: That the City Council hereby authorizes an additional \$25,000.00 for a total amount not to exceed \$150,000.00 to Livingstone, Mueller, O'Brien, & Davlin, P.C., for defense of workers' compensation claims from March 1, 2014, through February 28, 2015. The Mayor and City Clerk are authorized to execute any necessary documents on behalf of the City.

Section 2: That the Office of Budget and Management is hereby authorized to pay an additional \$25,000.00 to Livingstone, Mueller, O'Brien & Davlin, P.C. (OLIV2100) for a total amount not to exceed \$150,000.00 from account number 074-107-BMGT-WCMP-1217.

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

PASSED: April 8, 2015

RECORDED: April 9, 2015

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

Requested by: Mayor J. Michael Houston

SIGNED: April 9, 2015

Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

Frank D. Smith 3/17/15
Office of Corporation Counsel / Date

118 - 04 - 15

AN ORDINANCE AUTHORIZING EXECUTION OF A TENTATIVE COLLECTIVE BARGAINING AGREEMENT WITH THE INTERNATIONAL ASSOCIATION OF MACHINISTS AND AEROSPACE WORKERS, DISTRICT NO. 9, FROM OCTOBER 1, 2014, THROUGH SEPTEMBER 30, 2017

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 of Springfield has been negotiating over the past several months with the International Association of Machinists and Aerospace Workers, District No. 9, regarding a collective bargaining agreement recognizing the consolidation of the four separate fleet garages comprising of five separate bargaining units into one consolidated Fleet Maintenance Facility and into one collective bargaining unit; and

WHEREAS, the International Association of Machinists and Aerospace Workers, District No. 9, have agreed to terms of a tentative collective bargaining contract effective October 1, 2014, through September 30, 2017, a copy of which 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 approves the tentative collective bargaining agreement with the International Association of Machinists and Aerospace Workers, District No. 9, effective October 1, 2014, through September 30, 2017, recognizing one consolidated Fleet Maintenance Facility into one collective bargaining unit. The Mayor and City Clerk are hereby authorized to execute said 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: April 8, 2015

RECORDED: April 9, 2015

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

Requested by: Mayor J. Michael Houston

SIGNED: April 9, 2015

Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

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

119 - 04 - 15

**AN ORDINANCE AMENDING CHAPTER 90 OF THE 1988 CITY OF
SPRINGFIELD CODE OF ORDINANCES, AS AMENDED, BY ADDING
SECTION 90.64, PROHIBITING THE SALE, DELIVERY, RECEIPT OR
PURCHASE FOR RESALE OF POWDERED ALCOHOL**

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 interests of the health, safety and welfare of the citizens of the City of Springfield to prohibit the sale, delivery, receipt or purchase for resale of powdered alcohol.

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

Section 1: That the City Council hereby amends Chapter 90 of the 1988 Springfield City Code of Ordinances, as amended, by adding the following Section 90.64:

§ 90.64. Powdered alcohol.

(a) For the purposes of this Section, "powdered alcohol" means any powder or crystalline substance containing alcohol, as defined in Section 90.02 of this chapter, produced for human consumption.

(b) No person shall sell, offer for sale, or deliver, receive, or purchase for resale in this City any product consisting of or containing powdered alcohol.

Section 2: That the City Clerk is hereby directed to publish this ordinance in pamphlet form.

Section 3: That this ordinance shall become effective ten days after its passage, recording and publication in pamphlet form.

PASSED: April 8, 2015

RECORDED: April 9, 2015

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

Requested by: Alderman Gail Simpson

SIGNED: April 9, 2015

Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

Teddy Smith / 3/17/15
Office of Corporation Counsel / Date

120-04-15

AN ORDINANCE APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH TALLEY & ASSOCIATES, INC. IN AN AMOUNT NOT TO EXCEED \$60,000.00 FOR LOBBYING SERVICES
FOR THE OFFICE OF PUBLIC UTILITIES

WHEREAS, this Ordinance approves a professional services agreement with Talley & Associates, Inc. ("Talley") in an amount not to exceed \$60,000.00, to perform lobbying services on federal regulatory issues, and

WHEREAS, through the OBM approval and small dollar process, the Office of Public Utilities contracted with Talley in the amount of \$25,000 to provide lobbying assistance and compliance development on USEPA's Clean Power Plan, and

WHEREAS, Talley has proven beneficial and the Office of Public Utilities would like to continue its existing relationship, as well as expand it further on regulatory issues to ensure our citizens' investment in our Units are protected in the regulations of the USEPA, and

WHEREAS, in accordance with the provisions of Section 38.42 of the City Code, the Purchasing Agent has determined that this contract is not subject to sealed competitive bidding, and

WHEREAS, a copy of the agreement 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 a professional services agreement with Talley in an amount not to exceed Sixty Thousand Dollars and No Cents (\$60,000.00) for professional services.

Section 2. The Mayor and the City Clerk are hereby authorized and empowered to execute the above-referenced Professional Services Agreement with Talley on behalf of the City of Springfield Office of Public Utilities.

Section 3. The City of Springfield Office of Budget and Management is hereby authorized and directed to pay Talley in the total amount of Sixty Thousand Dollars and No Cents (\$60,000.00) from 102-100-H-7882-1217.

Section 4. 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 Office of the City Clerk.

PASSED: April 8, 2015

RECORDED: April 9, 2015

ATTEST: [Signature]

SIGNED: April 9, 2015

[Signature]
MAYOR

Approved as to legal sufficiency:

[Signature] / 3/13/15
Office of the Corporation Counsel Date

Requested by the Office of Public Utilities Mayor Houston

121-04-15

**AN ORDINANCE AUTHORIZING EXECUTION OF AN AGREEMENT WITH
PHILLIP P. FERGUSON, SR. FOR ANNEXATION OF PROPERTY LOCATED
AT 3212 LIGHTFOOT DRIVE**

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, Phillip P. Ferguson, Sr. ("Petitioner") is the owner of record of property located at 3212 Lightfoot Drive; and

WHEREAS, the Petitioner has filed a verified petition duly executed and sworn, that the City annex the following described property:

The North 6.39 acres of the Southeast Quarter of the Southeast Quarter of Section 9, Township 16 North, Range 5 West of the Third Principal Meridian, Sangamon County, Illinois; and

Commonly known as 3212 Lightfoot Drive; and

WHEREAS, it is in the best interest of the City of Springfield to enter into an annexation agreement with the owner of record; and

WHEREAS, said annexation 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 approves and authorizes the execution of an agreement with Phillip P. Ferguson, Sr., for annexation of property located at 3212 Lightfoot Drive. The Mayor and City Clerk are hereby authorized to execute the annexation agreement, which shall be located in the Office of the City Clerk, on behalf of the City of Springfield.

Section 2: That the Office of the City Clerk is hereby directed to record this ordinance, agreement and any easement, if applicable, with the Sangamon County Recorder of Deeds.

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

PASSED: April 5, 2015

RECORDED: April 9, 2015

ATTEST: Cecilia K. Tumulty

City Clerk Cecilia K. Tumulty

Requested by: Mayor J. Michael Houston

SIGNED: April 9, 2015

Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

to 3-13-15
Office of Corporation Counsel / Date

1 2 2 - 0 4 - 1 5

**AN ORDINANCE AUTHORIZING EXECUTION OF AN AGREEMENT
WITH CHERRY HILLS BAPTIST CHURCH, AN ILLINOIS NOT FOR
PROFIT RELIGIOUS CORPORATION OF SPRINGFIELD, ILLINOIS,
FOR ANNEXATION OF PROPERTY LOCATED AT 5212 OLD
CHATHAM ROAD**

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, Cherry Hills Baptist Church, an Illinois not for profit religious corporation of Springfield, Illinois, ("Petitioner") is the owner of record of property located at 5212 Old Chatham Road; and

WHEREAS, the Petitioner has filed a verified petition duly executed and sworn, that the City annex the following described property:

A part of the Northeast Quarter of Section 30, Township 15 North, Range 5 West of the Third Principal Meridian in Sangamon County Illinois, more particularly described as follows:

Commencing at the East quarter corner of Section 30, Township 15 North, Range 5 West of the Third Principal Meridian, said point being a P.K. Nail; thence North 00 Degrees 39 Minutes 46 Seconds West along the East line of Section 30 to an iron pin, a distance of 1332.46 feet; thence continuing along said East line North 00 Degrees 41 Minutes 44 Seconds West, to an iron pin, a distance of 329.71 feet to the point of beginning; thence South 88 Degrees 56 Minutes 49 Seconds West, towards the East Right of Way line of Chatham Road, to an iron pin, a distance of 1312.64 feet; thence along said East Right of Way line the following eight courses and distances: 1) North 01 Degrees 08 Minutes 20 Seconds West, to an iron pin, a distance of 60.94 feet; 2) thence North 01 Degrees 30 Minutes 07 Seconds East, to an iron pin, a distance of 164.19 feet; 3) thence North 03 Degrees 15 Minutes 44 Seconds West, to an iron pin, a distance of 82.09 feet; 4) thence North 00 Degrees 58 Minutes 18 Seconds West, to an iron pin, a distance of 196.78 feet; 5) thence North 89 Degrees 01 Minutes 42 Seconds East, to an iron pin, a distance of 72.18 feet; 6) thence North 00 Degrees 58 Minutes 18 Seconds West, to an iron pin, a distance of 131.23 feet; 7) thence South 89 Degrees 01 Minutes 42 Seconds West, to an iron pin, a distance of 72.18 feet; 8) thence North 00 Degrees 58 Minutes 18 Seconds West, to an iron pin, a distance of 54.42 feet; thence North 88 Degrees 55 Minutes 35 Seconds East to an iron pin, a distance of 456.83 feet; thence North 00 Degrees 53 Minutes 06 Seconds West, to an iron pin, a distance of 114.87 feet; thence North 88 Degrees 55 Minutes 35 Seconds East, to an iron pin on the East line of Section 30, a distance of 856.29 feet; thence South 00 Degrees 39 Minutes 59 Seconds East along said East line, a distance of 804.78 feet, to the point of beginning.

Said parcel contains 993,040 square feet or 22.7971 acres more or less; and

Commonly known as 5212 Old Chatham Road; and

WHEREAS, it is in the best interest of the City of Springfield to enter into an annexation agreement with the owner of record; and

WHEREAS, said annexation 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 approves and authorizes the execution of an agreement with Cherry Hills Baptist Church, an Illinois not for profit religious corporation of Springfield, IL, for annexation of property located at 5212 Old Chatham Road. The Mayor and City Clerk are hereby authorized to execute the annexation agreement, which shall be located in the Office of the City Clerk, on behalf of the City of Springfield.

Section 2: That the Office of the City Clerk is hereby directed to record this ordinance, agreement and any easement, if applicable, with the Sangamon County Recorder of Deeds.

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

PASSED: April 8, 2015

RECORDED: April 9, 2015

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

Requested by: Mayor J. Michael Houston

SIGNED: April 9, 2015

J. Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

ZS 3-13-15
Office of Corporation Counsel / Date

122 - 04 - 15

123 - 04 - 15

**AN ORDINANCE AUTHORIZING EXECUTION OF AN AGREEMENT WITH
KNIGHT'S ACTION PARK, INC. FOR ANNEXATION OF PROPERTY
LOCATED AT 1700 KNIGHT'S RECREATION DRIVE**

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, Knight's Action Park, Inc. ("Petitioner") is the owner of record of property located at 1700 Knight's Recreation Drive; and

WHEREAS, the Petitioner has filed a verified petition duly executed and sworn, that the City annex the following described property:

PART OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 19, TOWNSHIP 15 NORTH, RANGE 5 WEST OF THE THIRD PRINCIPAL MERIDIAN LYING SOUTH AND EAST OF KNIGHTS RECREATION DRIVE; ALSO THE NORTH HALF OF THE NORTHWEST QUARTER OF SECTION 20 LYING SOUTH OF KNIGHTS RECREATION DRIVE; EXCEPT THE FOLLOWING: PART OF THE NORTH HALF OF THE NORTHWEST QUARTER OF SECTION 20, TOWNSHIP 15 NORTH, RANGE 5 WEST OF THE THIRD PRINCIPAL MERIDIAN, BOUNDED AND DESCRIBED AS FOLLOWS: BEGINNING AT A STONE AT THE NORTHWEST CORNER OF SAID HALF QUARTER SECTION, THENCE NORTH 89 DEGREES 30 MINUTES EAST ALONG THE NORTH LINE OF SAID HALF QUARTER SECTION, 2645.9 FEET, MORE OR LESS, TO THE NORTHEAST CORNER OF SAID HALF QUARTER SECTION, THENCE SOUTH 0 DEGREES 33 MINUTES EAST ALONG THE EAST LINE OF SAID QUARTER SECTION, 337.7 FEET, MORE OR LESS, TO THE INTERSECTION OF THE SOUTH RIGHT OF WAY LINE OF U.S. ROUTE 36 AND 54, THENCE NORTH 86 DEGREES 18 MINUTES WEST A DISTANCE OF 50.2 FEET TO THE ACTUAL POINT OF BEGINNING; THENCE SOUTH 0 DEGREES 33 MINUTES EAST A DISTANCE OF 257.3 FEET TO A POINT, THENCE SOUTH 89 DEGREES 27 MINUTES WEST A DISTANCE OF 350.0 FEET; THENCE SOUTH 54 DEGREES 46 MINUTES WEST A DISTANCE OF 50.6 FEET; THENCE NORTH 00 DEGREES 33 MINUTES WEST A DISTANCE OF 314.6 FEET; THENCE SOUTH 86 DEGREES 18 MINUTES EAST A DISTANCE OF 392.5 FEET TO THE ACTUAL POINT OF BEGINNING.

Commonly known as 1700 Knight's Recreation Drive; and

WHEREAS, it is in the best interest of the City of Springfield to enter into an annexation agreement with the owner of record; and

WHEREAS, said annexation 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 approves and authorizes the execution of an agreement with Knight's Action Park, Inc., for annexation of property located at 1700 Knight's Recreation Drive. The Mayor and City Clerk are hereby authorized to execute the annexation agreement, which shall be located in the Office of the City Clerk, on behalf of the City of Springfield.

Section 2: That the Office of the City Clerk is hereby directed to record this ordinance, agreement and any easement, if applicable, with the Sangamon County Recorder of Deeds.

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

PASSED: April 8, 2015

SIGNED: April 9, 2015

RECORDED: April 9, 2015

Michael Houston
Mayor J. Michael Houston

ATTEST: [Signature]
City Clerk Cecilia K. Tumulty

Approved as to legal sufficiency:

Requested by: Mayor J. Michael Houston

[Signature], 3-13-15
Office of Corporation Counsel / Date

123 - 04 - 15

1 2 4 - 0 4 - 1 5

**AN ORDINANCE ANNEXING CERTAIN DESCRIBED REAL PROPERTY
LOCATED AT 1700 KNIGHT'S RECREATION DRIVE TO THE CITY 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, Knight's Action Park, Inc. ("Owner") has filed a verified petition duly executed and sworn, that the City annex the following described real property:

PART OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 19, TOWNSHIP 15 NORTH, RANGE 5 WEST OF THE THIRD PRINCIPAL MERIDIAN LYING SOUTH AND EAST OF KNIGHTS RECREATION DRIVE; ALSO THE NORTH HALF OF THE NORTHWEST QUARTER OF SECTION 20 LYING SOUTH OF KNIGHTS RECREATION DRIVE; EXCEPT THE FOLLOWING: PART OF THE NORTH HALF OF THE NORTHWEST QUARTER OF SECTION 20, TOWNSHIP 15 NORTH, RANGE 5 WEST OF THE THIRD PRINCIPAL MERIDIAN, BOUNDED AND DESCRIBED AS FOLLOWS: BEGINNING AT A STONE AT THE NORTHWEST CORNER OF SAID HALF QUARTER SECTION, THENCE NORTH 89 DEGREES 30 MINUTES EAST ALONG THE NORTH LINE OF SAID HALF QUARTER SECTION, 2645.9 FEET, MORE OR LESS, TO THE NORTHEAST CORNER OF SAID HALF QUARTER SECTION, THENCE SOUTH 0 DEGREES 33 MINUTES EAST ALONG THE EAST LINE OF SAID QUARTER SECTION, 337.7 FEET, MORE OR LESS, TO THE INTERSECTION OF THE SOUTH RIGHT OF WAY LINE OF U.S. ROUTE 36 AND 54, THENCE NORTH 86 DEGREES 18 MINUTES WEST A DISTANCE OF 50.2 FEET TO THE ACTUAL POINT OF BEGINNING; THENCE SOUTH 0 DEGREES 33 MINUTES EAST A DISTANCE OF 257.3 FEET TO A POINT, THENCE SOUTH 89 DEGREES 27 MINUTES WEST A DISTANCE OF 350.0 FEET; THENCE SOUTH 54 DEGREES 46 MINUTES WEST A DISTANCE OF 50.6 FEET; THENCE NORTH 00 DEGREES 33 MINUTES WEST A DISTANCE OF 314.6 FEET; THENCE SOUTH 86 DEGREES 18 MINUTES EAST A DISTANCE OF 392.5 FEET TO THE ACTUAL POINT OF BEGINNING.

Commonly known as 1700 Knight's Recreation Drive and as further described on the plat of annexation attached hereto as Exhibit "A"; and

WHEREAS, said property is contiguous to the City of Springfield; that no part thereof is included in the corporate limits of any municipality; that said Petitioner is the owner of said property and no electors reside upon or occupies any territory within the above-described property; and

WHEREAS, trustees of the Chatham Public Library District, trustees of the Chatham Fire Protection District, the Woodside Township Board of Trustees and the Woodside Township Commissioner of Highways have been given notice of this annexation in accordance with 65 ILCS 5/7-1-1.

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

Section 1: That the above-described real property be and the same is hereby annexed to the City of Springfield, Illinois, pursuant to the provisions of 65 ILCS 5/7-1-8.

Section 2: A certified copy of this Ordinance together with the plat attached hereto as Exhibit "A" shall be filed for recordation in the Sangamon County Recorder of Deeds office, filed with the Sangamon County Clerk and sent by certified or registered mail to the election authorities having jurisdiction in the territory annexed, the post office branches serving the territory annexed, and the Clerk of the Township from which said territory has been annexed.

Section 3: That the City Clerk is hereby directed to send a copy of this ordinance to Comcast.

Section 4: That this ordinance shall become effective immediately upon its passage and proper recording.

PASSED: April 8, 2015

RECORDED: April 9, 2015

ATTEST: [Signature]
City Clerk Cecilia K. Tumulty

Requested by: Mayor J. Michael Houston

SIGNED: April 9, 2015

[Signature]
Mayor J. Michael Houston

Approved as to legal sufficiency:

W, 3-13-15
Office of Corporation Counsel / Date

124-04-15

125-04-15

**AN ORDINANCE ANNEXING CERTAIN DESCRIBED PROPERTIES
LOCATED IN PLATEAU PARK**

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 following described property is unincorporated territory wholly surrounded by the City of Springfield and the surrounded parcel contains less than 60 acres:

Part of Plateau Park in the Northwest Quarter of Section 17, Township 16 North, Range 4 West of the Third Principal Meridian, Sangamon County, Illinois, more particularly described as follows:

PIN: 15-17.0-177.009

The North 100.00 feet of the North 225.00 feet of the South 675.00 feet of Lot 6 in Plateau Park;

PIN: 15-17.0-177-010

The North 225.00 feet of the South 675.00 feet of Lot 6 in Plateau Park, Except the North 100.00 feet thereof;

PIN: 15-17.0-177-011

The North 225.00 feet of the South 450.00 feet of Lot 6 in Plateau Park;

PIN: 15-17.0-178-004

Part of Lot 5 in Plateau Park described as follows: beginning at the Southeast corner of said Lot 5; thence West 201.00 feet to the East Street line in Plateau Park, thence northwesterly on said Street line a chord distance of 110.63 feet; thence northeasterly a distance of 281.48 feet; thence East 23.00 feet to the East line of said Lot 5; thence South 269.20 feet to the place of beginning;

PIN: 15-17.0-178-006

The South 225.00 feet of the North 450.00 feet of Lot 4 in Plateau Park;

PIN: 15-17.0-178-017

The North 225.00 feet of Lot 4 in Plateau Park, Except the North 100.00 feet thereof.

The above described parcels contain a total of 4.888 acres, more or less; and

as further described on the plat of annexation attached hereto as Exhibit "A"; and

WHEREAS, said property is unincorporated and wholly surrounded by the City of Springfield; that no part thereof is included in the corporate limits of any municipality; that 12 electors reside upon or occupy the territory within the above-described property; and

WHEREAS, notice of this annexation was duly published in a newspaper of general circulation within the territory to be annexed not less than 10 days before the passage of this ordinance in conformity with Chapter 65, Act 5, Section 7-1-13 of the Illinois Compiled Statutes; and

WHEREAS, trustees of the Riverton Fire Protection District, the Clear Lake Township Board of Trustees and Commissioner of Highways have been given notice of this annexation in accordance with Chapter 65, Act 5, Section 7-1-13 of the Illinois Compiled Statutes; and

WHEREAS, the owners of the property have been provided written notice of this annexation.

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

Section 1: That the area described on the annexation plat attached as Exhibit "A" is, hereby annexed to the City of Springfield, Illinois, pursuant to the provisions of Chapter 65, Act 5, Section 7-1-13 of the Illinois Compiled Statutes.

Section 2: That a certified copy of this ordinance and annexation plat together with an accurate map of the annexed territory shall be filed for recordation in the Sangamon County Recorder of Deeds Office, filed with the Sangamon County Clerk, and filed with the County Election Authorities having jurisdiction in the territory annexed.

Section 3: That the City Clerk is hereby directed to send a copy of this ordinance to Comcast.

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

PASSED: April 8, 2015

SIGNED: April 9, 2015

RECORDED: April 9, 2015

J. 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 Seerley / 3/13/15
Office of Corporation Counsel / Date

125 - 04 - 15

126-04-15

**AN ORDINANCE AMENDING CHAPTER 110 OF THE 1988 CITY OF
SPRINGFIELD CODE OF ORDINANCES, AS AMENDED, BY AMENDING
ARTICLE XXXV REGARDING TEMPORARY OR MOBILE FOOD SERVICE
ESTABLISHMENTS ON PRIVATE PROPERTY, AS AMENDED**

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 interests of the health, safety and welfare of the citizens of Springfield to regulate temporary or mobile food service establishment on private property.

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

Section 1: That the City Council hereby amends Chapter 110 of the 1988 City of Springfield Code of Ordinances, as amended, by amending Article XXXV, Sections 110.355.01 through 110.357.04 as shown on Exhibit A attached hereto.

Section 2: That the City Clerk is hereby directed to publish this ordinance in pamphlet form.

Section 3: That this ordinance shall become effective after its passage, recording and publication in pamphlet form.

PASSED: April 8, 2015

RECORDED: April 9, 2015

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

SIGNED: April 9, 2015

Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:
John Greenburg / 4/8/15
Office of Corporation Counsel / Date

Requested by: Alderman Cory Jobe,
Alderman Doris Turner

EXHIBIT A

DIVISION 3. - TEMPORARY AND MOBILE FOOD SERVICE VENDOR—PERMIT TO OPERATE ON CITY RIGHTS-OF-WAY; PERMIT TO OPERATE ON PRIVATE PROPERTY; EVENT

§ 110.355.01. - Permit required—Vending on city property; rights-of way; or private property

- (a) No person shall operate a temporary or mobile food service establishment on a city right-of-way or other property owned or controlled by the city or on private property without first having obtained a temporary or mobile food service vendor permit.
- (b) No temporary or mobile food service vendor permit shall be issued until a certificate to operate and a temporary or mobile food service establishment license has been issued. The approving authority for the permit shall be the Director of the Office of Public Works or his designee. ~~superintendent of motor vehicle parking.~~
- (c) No person shall operate a temporary or mobile food service establishment on private property unless the applicant provides proof that he or she is the owner of the private property or provides a notarized statement from the owner or manager of the private property that the applicant has the consent of the owner or manager to operate a temporary or mobile food service establishment on the private property. The consent must include a starting and ending date.
- (d) Permits for private property locations must be reviewed by building and zoning to ensure all applicable permits are pulled, parking plans are reviewed, and code requirements are met.
- (e) Division 3 and Division 4 of this Chapter shall not apply to food sales from structures which are permanently anchored to the ground or a permanent foundation properly permitted pursuant to City Code.

§ 110.355.02. - Permit fees.

- (a) The fee for an annual mobile food service vendor permit shall be \$250.00 ~~for each location~~. The annual permit shall expire on December 31 of the year for which the permit was issued. Applications for annual permits shall be submitted on or before November 1 for the following year. At the time of application, the applicant must list all the locations for which the vendor seeks to operate. Notwithstanding the forgoing mobile food service vendors holding an annual permit may apply for a permit renewal with preference for the permitted location during the month of October.
- (b) The fee for a temporary food service vendor permit shall be \$50 for each location. Temporary permits shall expire on the fourteenth day following the date of issue. The application for a temporary permit shall be submitted at least ten working days prior to the date on which the permit will be required.
- (c) Except as provided for renewal of annual permits, locations shall be assigned on a first come, first assigned basis. When more than one application for the same location is received on the same day, a lottery shall be held pursuant to procedures adopted by the city clerk.
- (d) In addition to information required in the general licensing provisions of this chapter, the application for a permit to vend or sell on city property or rights-of-way shall include:
 - (1) A signed statement that the applicant shall hold harmless the city, its officers and employees and shall indemnify the city, its officers and employees for any claims for damage to property or injury to persons which may be occasioned by any activity carried on under the terms of the permit. Applicant shall furnish and maintain public liability and property damage insurance as will protect applicant, property owner, the city from all claims from damage to property or bodily

injury, including death which may arise from operations under the permit or in connection therewith. The insurance shall provide coverage of not less than \$100,000 for bodily injury for each person, \$300,000 for each occurrence and not less than \$50,000 for property damage per occurrence. The insurance shall be without prejudice to coverage otherwise existing, and shall have as additional insured the city, its officers and employees, and shall further provide that the policy shall not terminate or be canceled prior to the expiration of the permit without 30 days' written notice to the city clerk. In the event the temporary or mobile food service vendor is required to obtain a permit for an obstruction of any street, alley, sidewalk, or other public ground or a portion thereof pursuant to Chapter 99 of this Code, the insurance requirements of section 99.12 of this Code shall satisfy the insurance requirements of this section.

- (2) A certificate of insurance as provided in this section and proof of registration with the sales tax division of the office of the city comptroller and the tax ID number of the applicant.

DIVISION 4. - GENERAL CONDITIONS AND RESTRICTIONS

§ 110.356.01. - Conditions and restrictions.

Temporary and mobile food service vendors desiring a permit to operate on a city right-of-way, on other city property or on private property as well as Old State Capitol Mall vendors, Old State Capitol Mall farmers market vendors shall be subject to the following general conditions and restrictions in addition to those enumerated in divisions 1, 2 and 3 of the article:

- (1) Vendors shall be assigned specific locations by the Director of Public Works or his designee superintendent of motor vehicle parking. No temporary or mobile food service permit shall be issued a vendor to operate on city right-of-way, other city property, or private property which is within 300 feet of the lot line of an existing restaurant building. The 300 feet prohibition shall not apply to Old State Capitol Mall vendors, Old State Capitol Mall farmers market vendors, or temporary or mobile food service vendors on Capitol Avenue between 2nd and 11th Streets. For other locations in the downtown area (defined as the area within 2nd Street on the west, 11th Street on the east, Lawrence Street on the south, and Carpenter Street on the north), no temporary or mobile food service permit shall be issued for any location within 50 feet of the frontage of an existing restaurant building.
- (2) Push carts, vendor stands, etc. shall conform to design specifications provided by the Director of Public Works or his designee superintendent of motor vehicle parking and shall not exceed ten feet in length, ten feet in width and 11 feet in height. Temporary and mobile food service vendor sales will not be permitted from pickup trucks, pickup truck toppers, camper shells attached to pickup trucks or box trucks (defined as a single-framed truck with an attached cubed cargo area).
- (3) Push carts, vendor stands, mobile food vendor vehicles, etc., shall be portable, may not be set up or put in place before 6:30 a.m. each day and must be removed by 11:30 8:30 p.m. each day.
- (4) No canopy, awning, tent tops or other vertical extension of the cart, stand, etc., shall be allowed unless it is a fixture of the cart, stand, etc., which does not require attachment to any other object.
- (5) Vendors may sell or vend only between the hours of 8:00 a.m. and ~~8:00 p.m.~~ 10:00 p.m.. Extended hours for this subsection (5) and subsection (3) may be approved by the Director of Public Works or his designee for special occasions.
- (6) Vendors shall provide adequate waste disposal receptacles on or within their pushcart, vendor stand, etc.
- (7) Vendors shall pick up, remove and dispose of all trash or refuse within 25 feet of their vendor's assigned location.

- (8) No vendor shall dispose of trash or refuse in the public receptacles.
- (9) No advertising, except the posting of prices, shall be permitted on any cart, stand, etc., except to identify the vendor or product.
- (10) No vendor shall sell to any person who is standing in a street, highway or roadway.
- (11) No vendor shall sell at a location other than that designated on the permit.
- (12) No vending shall be conducted while loading or unloading any vehicle used for storage, while transporting food or produce between the assigned location and the vehicle or from the vehicle while parked.
- (13) No vendor shall leave his pushcart, vendor stand, etc., unattended.
- (14) No vendor shall utilize extension cords outside of the cart, stand, etc., in areas used as pedestrian walkways.
- (15) No vendor shall park a vehicle on the curb, parkway or sidewalk at any time; provided, however, vendors who have been issued permits by the Director of Public Works or his designee superintendent of motor vehicle parking may drive vehicles on the curb, parkway or sidewalk under the following conditions:
 - a. While loading or unloading.
 - b. Attaching or detaching carts, stands, etc., to the vehicle.
- (16) No vendor may assemble or disassemble his cart, stand, etc., or pack, unpack, arrange, display, vend or sell items while his vehicle is on the curb, parkway or sidewalk.
- (17) Vendors authorized to drive vehicles upon the curb, parkway or sidewalk shall be subject to such other conditions as the Director of Public Works or his designee superintendent of motor vehicle parking deems necessary to protect the curb, parkway or sidewalk and persons using it.
- (18) Vending otherwise permitted hereunder shall be discontinued during the following:
 - a. Construction or maintenance necessitating use of the location occupied by the vendor when notified by the superintendent of motor vehicle parking or his designee.
 - b. Special event as defined in this chapter when notified by the superintendent of motor vehicle parking.
- (19) No vendor shall park, locate, or operate on private property without following the applicable parking plan.
- ~~(20)~~(19) A temporary or mobile food service vendor may sell only food or beverages as defined in this chapter.
- (21) ~~(20)~~ A mobile food service vendor who fails to operate for ten consecutive days or seven consecutive days twice in a calendar year may be subject to loss of the permit.
- (22) ~~(24)~~ No heat generating devices shall be located under a tree or within five feet horizontally of any tree limbs.

DIVISION 5. ICE CREAM TRUCK VENDORS

110.357.01 License required.

No person shall vend from an ice cream truck without first obtaining an ice cream truck vendor license. Ice cream truck means any vehicle from which ice cream, frozen milk, frozen dairy or ice confection products are sold or offered for sale.

110.357.02 License fees.

The fee to operate as an ice cream vendor shall be \$250.00 annually. The annual license shall expire on December 31 of the year for which the license was issued. In addition to information required in the general licensing provisions of this chapter, the application for a license to operate as an ice cream truck vendor shall include proof of registration with the sales tax division of the office of the city comptroller, the tax ID number of the applicant and the proper health department certificates.

110.357.03 Proof of Registration required.

It is unlawful for any person to offer for sale ice cream, frozen milk, frozen dairy or ice confection products on the streets, alleys or other public places in the city except as authorized by this chapter without proof of City of Springfield registration to vend from an ice cream truck. The required registration shall be prominently displayed on the customer window of the truck.

110.357.04 Conditions and restrictions.

A. Ice cream trucks shall not:

1. Stop within twenty (20) feet of an intersection or double park when attempting a sale or when making a sale;

2. Sell or attempt to sell any item from an ice cream truck on any arterial street, collector street or laned highway;

3. Sell or offer to sell between sunset and 8:00 a.m.

B. No sale or offer for sale of ice cream, frozen milk, frozen dairy or ice confection products shall be made from a mobile unit unless each side of the vehicle is marked, in letters and numbers at least three (3) inches in height, with the name and address of the registered ice cream vendor or his or her principal.

**RESOLUTION URGING THE GOVERNOR AND GENERAL ASSEMBLY
TO PROTECT FULL FUNDING OF LOCAL GOVERNMENT
DISTRIBUTIVE FUND REVENUES**

WHEREAS, municipalities are front-line providers of government services to citizens, and these services include police and fire protection, parks, infrastructure, water, sewer and utility services, and snow removal; and

WHEREAS, the State of Illinois established a long-standing tradition of collecting tax revenues when it implemented the state income tax on behalf of municipal governments and municipalities have relied on shared income tax revenue to provide basic services to taxpayers; and

WHEREAS, municipalities were not allowed to establish city income taxes when other states allowed it when they established state income taxes, and municipalities have fewer options to raise significant revenue and rely on the full amount of revenue that the State collects on their behalf in order to fund the basic services expected and relied upon by community residents such as police and fire protection; and

WHEREAS, the Governor proposed a 50 percent reduction in the local share of the income tax during his FY2016 Budget Address, reducing local revenues by over \$600 million; and

WHEREAS, the loss of this state-shared income tax revenue would result in elimination of countless jobs, local tax increases, program and service cuts, and could increase debt burdens that would be felt by all citizens; and

WHEREAS, the City of Springfield would lose \$5,791,797.00, which would reduce our general fund revenue by approximately \$3,800,000 for fiscal year 2016 which began March 1, 2015 and would reduce the entire \$5,791,797.00 in fiscal year 2017; and

WHEREAS, approximately 70% of the general fund is used for the police and fire departments, and those departments' combined budgets are approximately 90% personnel and fringe benefits; and

WHEREAS, a 50% reduction in Springfield's Local Government Distribution Fund would have a significant reduction in police and fire personnel or an increase in tax revenue to replace it, or some combination of reduction in police and fire personnel and increased tax revenue; and

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

Section 1: That the City of Springfield urges the Governor and the General Assembly to protect full funding of the Local Government Distributive Fund and other revenue sources that allow Springfield and local governments to provide for the health, safety and general welfare of their residents.

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

PASSED: April 8, 2015 SIGNED: April 9, 2015

RECORDED: April 9, 2015

J. Michael Houston
J. Michael Houston

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

Requested by: Mayor J. Michael Houston

Approved as to legal sufficiency:

To 3-13-15
Office of Corporation Counsel/Date

A RESOLUTION NOTIFYING THE STATE OF ILLINOIS THAT MOTOR FUEL TAX FUNDS IN THE AMOUNT OF \$60,500.00 MAY BE USED TO PURCHASE REAL ESTATE FOR THE CARPENTER STREET UNDERPASS PROJECT, PURSUANT TO THE ILLINOIS HIGHWAY CODE, MFT SECTION #13-00475-00-BR, 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 City anticipates using Motor Fuel Tax funds in the amount of \$60,500.00 to purchase real property from Jacob J. Noel, located at 1609, 1617, 1623 S. 10 ½ Street and 1027 N. 10th Street for the Carpenter Street Underpass Project, MFT Section #13-00475-00-BR; and

WHEREAS, the City is required to notify the State regarding the expenditure of Motor Fuel Tax funds.

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

Section 1: That improvements under the Illinois Highway Code will be made consisting of the purchase of real property from Jacob J. Noel, located at 1609, 1617, 1623 S. 10 ½ Street and 1027 N. 10th Street for the Carpenter Street Underpass Project, from 9th to 11th Streets, MFT Section #13-00475-00-BR.

Section 2: That the improvement has been designated as City Section 13-00475-00-BR.

Section 3: That the City may use \$60,500.00 for the project from the City's allotment of Motor Fuel Tax Funds.

Section 4: That said work will be done by contract.

Section 5: That the City Clerk is hereby directed to transmit two (2) certified copies of this resolution to the Illinois Department of Transportation, Division of Highways, through its District Engineer.

Section 6: That this resolution shall become effective immediately upon its passage and recording by the City Clerk.

PASSED: April 8, 2015

RECORDED: April 9, 2015

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

Requested by: Mayor J. Michael Houston

SIGNED: April 9, 2015

Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

to 3-13-15
Office of Corporation Counsel / Date