



COMMITTEE AGENDA

Tuesday, August 11, 2009

City Council Chambers

5:30 p.m.

Ward 1	Frank Edwards	Ward 6	Mark Mahoney
Ward 2	Gail Simpson (Chair)	Ward 7	Debbie Cimarossa
Ward 3	Frank Kunz (Vice Chair)	Ward 8	Kris Theilen
Ward 4	Frank Lesko	Ward 9	Steven Dove
Ward 5	Sam Cahnman	Ward 10	Tim Griffin

- 1. Approval of July 28, 2009 Committee Meeting Minutes.**
- 2. Ordinances Tabled or Remaining In Committee:**

2008-337 A Resolution To Abandon The Construction Of Hunter Lake (**Requested By Ald. Edwards**) (**Utilities**) (**Remains In Committee 12/10/08**)

2009-190 An Ordinance To Increase The Number Of Subclass 1 Liquor Licenses By One For Capitol City Lodge 1160 Elks D/B/A Capitol City Lodge 1160, 1800 E. Brown Street (**Requested By Ald. Dove**) (**Public Affairs And Safety**) (**Remains In Committee 4/20/09**)

2009-281 An Ordinance Annexing Certain Described Property On Hazel Lane Located In North Hazel Dell Subdivision. (**Requested By Ald. Griffin**) (**Public Works**) (**Remains In Committee 6/2/09**)

2009-387 An Ordinance Prohibiting The Appointment Of New Employees For All City Offices (**Requested By Ald. Edwards**) (**Remains In Committee 8/5/09**)

- 3. Ordinances for Committee Consideration:**

2009-405 An Ordinance Authorizing Extension Of Contract #CS06-08-45 Through September 30, 2010, With, And Payment In An Amount Not To Exceed \$100,000.00 To, Watts Copy Systems, Inc. For The Lease Of Digital Copy Machines And Auxiliary Equipment For The Office Of Budget And Management (**Requested By Mayor Timothy J. Davlin**)

This contract extends the existing contract for another year for lease of all digital copy machines and auxiliary equipment used by all City Departments. The contract was awarded to Watts who submitted the low bid. Upon the mutual consent of both parties this contract can be extended for additional contract periods. The vendor has made an offer to extend the contract at the same cost. Based upon the first 3 years use of this contract we will need an additional

expenditure of \$100,000.00 to reach the end of this contract with this extension for 1 year. This ordinance extends the contract through September 30, 2010 and allows for the additional expenditure of \$100,000.00.

2009-406 An Ordinance Authorizing Payment To Greg Furkin, An Office Of Public Works Employee, To Settle Workers' Compensation Claims For Case Numbers 08-WC-29147 And 09-WC-022308 **(Requested By Mayor Timothy J. Davlin)**

Greg Furkin was working as a TDL on October 16, 2007 and reported an injury to his right shoulder while pulling a tailgate on his truck. Mr. Furkin underwent tendon repair and returned to work. On June 2, 2008, Mr. Furkin reported he re-injured his right shoulder while mowing grass. He underwent a diagnostic arthroscopy and was able to return to work full duty. Mr. Furkin filed workers' compensation claims (case numbers 08-WC- 29147 and 09-WC-022308) and is willing to settle both claims in the amount of \$40,752.48 representing a permanent partial disability equivalent to 35% loss of use of his right arm. Livingstone, Mueller, O'Brien and Davlin, P.C., the City's workers' compensation advisors, recommend payment in the amount of \$40,752.48 to Greg Furkin to settle case numbers 08-WC-29147 and 09-WC-022308.

2009-407 An Ordinance Authorizing Payment To Leroy Jett, A Springfield Police Patrol Officer, For Settlement Of A Workers' Compensation Claim For Case Number 06-WC-48736 **(Requested By Mayor Timothy J. Davlin)**

Leroy Jeff was working as a Police Officer on October 17, 2006 and reported an injury to his left shoulder while attempting to secure a suspect. Mr. Jett underwent an arthroscopic repair to correct left shoulder instability and was able to return to work full duty. He later filed a workers' compensation claim (case number 06-WC-48736) and is willing to settle this claim in the amount of \$27,808.50 representing a permanent partial disability equivalent to 25% loss of use of his left arm. Sorling, Northrup, Hanna, Cullen & Cochran, Ltd., the City's workers' compensation advisors, recommend payment in the amount of \$27,808.50 to Leroy Jeff to settle case number 06-WC-48736

2009-408 An Ordinance Authorizing Payment To Robert Nunes, An Office Of Public Utilities Employee, For Settlement Of A Workers' Compensation Claim For Case Number 08-WC-15973 **(Requested By Mayor Timothy J. Davlin)**

Robert Nunes was working as a mechanic for the Office of Public Utilities on February 14, 2008 and reported an injury to his right arm while lifting the bed out of a pickup truck. Mr. Nunes underwent surgery for a submuscular transposition of the ulnar nerve has returned to work full duty. Mr. Nunes filed a workers' compensation claim (case number 08-WC-15973) and is willing to settle this claim in the amount of \$28,146.50 representing a permanent partial disability equivalent to 17.5% loss of use of his right arm. Livingstone, Mueller, O'Brien & Davlin, P.C., the City's workers' compensation advisors, recommend payment in the amount of \$28,146.50 to Robert Nunes to settle case number 08-WC-15973.

2009-409 An Ordinance Accepting Bids And Authorizing The Execution Of Contract UE10-05-31 – E And C-2 Coal Conveyor Belting Replacement For The Electric Generation Department With The Belcon/Regis Group, Inc. In The Amount Of \$110,597.00 **(Requested By Ald. Simpson)**

This ordinance accepts Contract UE10-05-31 in the amount of \$110,597.00 with The

Belcon/Regis Group, Inc., the only bidder, for the Dallman Power Plant Coal Handling Conveyors E and C-2 Belting Replacement for the City of Springfield Office of Public Utilities' Electric Generation Department. Under this Contract, The Belcon/Regis Group, Inc. will provide engineering, supervision, equipment, tools, skilled/experienced craftsmen, and materials to remove existing and install new conveyor belts for the coal handling system. The E belt is the main coal feed for the Dallman Unit Nos. 31, 32, 33, and 4 boiler. The C-2 belt is located in the tripper car room and feeds the Dallman Unit Nos. 31, 32, and 33 coal bunkers. Both belts are showing extreme signs of wear and are in need of replacement.

2009-410 An Ordinance Accepting Bids And Authorizing The Execution Of Contract UE10-06-42 – Backfill Materials With P.H. Broughton & Sons, Inc. And Buckhart Sand And Gravel Co. Inc. In An Amount Not To Exceed \$250,000.00 (**Requested By Ald. Simpson**)

This ordinance accepts Contract UE10-06-42 with P.H. Broughton & Sons, Inc. and Buckhart Sand and Gravel Co. Inc. for the purchase of an annual supply of CA-1 (two-inch) aggregate; CA-3 (one-to 1 ½ -inch) aggregate; CA-6 (base course) aggregate; selected granular backfill; and blotter sand in an amount not to exceed \$250,000.00 for the City of Springfield Office of Public Utilities. The materials will be used to backfill trenches dug for the installation of water mains and/or underground electric facilities, as well as in and around electric poles and street light standards. In addition, the materials are needed for maintenance of Lake Springfield area roadways and parking lots.

P.H. Broughton & Sons, Inc. submitted the lowest bid for CA-1 (two-inch) aggregate; CA-3 (one-to 1 ½ -inch) aggregate; CA-6 (base course) aggregate and dump trailer delivery for blotter sand. Buckhart Sand and Gravel Co. Inc. submitted the lowest bid for selected granular backfill and tandem dump delivery for blotter sand. Materials will be purchased as needed under this unit price contract. The contract becomes effective on the date of execution by both parties and remains in effect for a period of one-year thereafter.

2009-411 An Ordinance Accepting Bids And Authorizing The Execution Of Contract UE10-06-43 – Byproduct Hauling For The Electric Generation Department With Curry Ice & Coal, Inc.; Donley Trucking, Inc.; Norris Lime Service, LLC; Rex D. Evans D/B/A Evans Cartage; And Beelman Logistics LLC In An Amount Not To Exceed \$500,000.00 (**Requested By Ald. Simpson**)

This ordinance accepts Contract UE10-06-43 in the amount Not to Exceed \$500,000.00 with Curry Ice & Coal, Inc.; Donley Trucking, Inc.; Norris Lime Service, LLC; Rex D. Evans d/b/a Evans Cartage; and Beelman Logistics LLC, all Responsive Bidders, for byproduct hauling services for the City of Springfield Office of Public Utilities' Electric Generation Department. This Contract authorizes the utility to hire licensed hauling contractors to haul byproducts from the Dallman Power Plant Complex to various locations in and around Central Illinois. These byproducts include, but are not limited to, coal ash, synthetic gypsum and Water Purification Plant lime sludge.

When trucks are needed to haul the product, the lowest price hauler is given the opportunity to do the work first. If that hauler is unable to provide the trucks, then the other vendors, based upon their bid pricing, are contacted until the necessary trucks are secured. No specific quantities are guaranteed under this unit price contract, the hauling rate for which includes a monthly adjustment based on the cost of No. 2 fuel oil. This contract is effective September 1, 2009, through August 31, 2010.

2009-412 An Ordinance Accepting Bids And Authorizing The Execution Of Contract UE10-06-44 – Rental Of Heavy Equipment For The Electric Generation Department With Altorfer, Inc.; Roland Machinery Company; Machine Maintenance, Inc. D/B/A Luby Equipment Services; And Martin Equipment Of Illinois, Inc. In An Amount Not To Exceed \$125,000.00 (**Requested By Ald. Simpson**)

This ordinance accepts Contract UE10-06-44 in an amount Not to Exceed \$125,000.00 with Altorfer, Inc., Roland Machinery Company, Machine Maintenance, Inc. d/b/a Luby Equipment Services and Martin Equipment of Illinois, Inc., all Responsive Bidders, for the Rental of Heavy Equipment for the City of Springfield Office of Public Utilities' Electric Generation Department. Under this Contract, the Office of Public Utilities will rent specialized equipment, as needed, for such excavation work as cleaning out the coal pile runoff ponds, Scrubber surge pond and Wastewater Treatment Plant pond. This equipment includes excavators, endloaders, crawlers, track loaders, and articulated dump trucks. This equipment is rented based upon availability and the lowest prices, with prices remaining firm for the one-year contract duration.

2009-413 An Ordinance Accepting And Authorizing The Execution Of Proposal Esc-10109.1 With Environmental Systems Corporation In The Amount Of \$187,570.62 For A Five-Year Term For The Upgrade And Maintenance Of The Continuous Emissions Monitoring System (**Requested By Ald. Simpson**)

This Ordinance accepts and authorizes the execution of Proposal ESC-10109.1 with Environmental Systems Corporation, the sole source vendor, in the amount of \$187,570.62 for a five-year term for the upgrade and maintenance of the Continuous Emissions Monitoring System (CEMS) at the City of Springfield Office of Public Utilities Dallman Power Plant Complex and Interstate Plants. CEMS's are used to continuously monitor sulfur dioxide, nitrogen oxide and carbon dioxide emissions. The utility is required by law to provide CEMS's that collect emissions data from each generating unit's smokestacks. The system will be upgraded from its present Data Acquisition System (DAS) Protect Sentry to DAS Protect Fortress. Protect Fortress will enable the utility to take advantage of support for new stack emissions regulatory programs and next generation DAS software products, which would not be covered under the current plan. The prorated cost to upgrade this equipment is \$9,070.62. Maintenance fees to be paid annually in FY10 through FY14 are \$35,700.00.

2009-414 An Ordinance Approving And Authorizing The Execution Of A Telecommunications Contract Service Agreement Between The City Of Springfield And Springfield Clinic LLP (3180 Adloff Lane) (**Requested By Ald. Simpson**)

This ordinance authorizes the execution of a Telecommunications Contract Service Agreement between Springfield Clinic LLP and the City of Springfield. Under the agreement, Springfield Clinic LLP will be provided with fiber optic connections from its facility located at 1025 South Sixth Street to its facility at 3180 Adloff Lane in Springfield. The City's existing fiber optic system and communications infrastructure will be used along with new fiber built into Springfield Clinic LLP's facilities to provide these services. Springfield Clinic LLP will pay the City an installation charge of \$2,995.00 plus \$1,295.00 per month for a 100 Mbps (megabits per second) Ethernet connection for the initial term of the contract.

The initial agreement will take effect upon approval by the City Council and Springfield Clinic LLP and remain in effect for a term of five years from the date of the provision of service.

Springfield Clinic LLP may elect to terminate the contract before the end of the five years, provided Springfield Clinic LLP pays the remaining monthly charges for the rest of the initial contract term. At the end of the initial contract term, either party may cancel the contract with 90 days written notice and unless either party does so this contract shall automatically continue under mutually agreeable terms and conditions. This contract is entered into pursuant to the City's Contract Service Tariff filed with the Illinois Commerce Commission.

2009-415 An Ordinance Approving And Authorizing The Execution Of A Telecommunications Contract Service Agreement Between The City Of Springfield And Springfield Clinic LLP (800 North First Street) **(Requested By Ald. Simpson)**

This ordinance authorizes the execution of a Telecommunications Contract Service Agreement between Springfield Clinic LLP and the City of Springfield. Under the agreement, Springfield Clinic LLP will be provided with fiber optic connections from its facility located at 1025 South Sixth Street to its facility at 800 North First Street in Springfield. The City's existing fiber optic system and communications infrastructure will be used to provide these services. Springfield Clinic LLP will pay the City \$995.00 per month for a 100 Mbps (megabits per second) Ethernet connection for the initial contract term.

The initial agreement will take effect upon approval by the City Council and Springfield Clinic LLP and remain in effect for a term of five years from the date of the provision of service. Springfield Clinic LLP may elect to terminate the contract before the end of the five years, provided Springfield Clinic LLP pays the remaining monthly charges for the rest of the initial contract term. At the end of the initial contract term, either party may cancel the contract with 90 days written notice and unless either party does so this contract shall automatically continue under mutually agreeable terms and conditions. This contract is entered into pursuant to the City's Contract Service Tariff filed with the Illinois Commerce Commission.

2009-416 An Ordinance Approving And Authorizing Execution Of A Residential Lease Agreement With Steven J. Copp And Colleen M. Copp For A One-Year Term For The Administrative Services Division **(Requested By Ald. Simpson)**

This ordinance authorizes the execution of a residential property lease agreement with Steven J. Copp and Colleen M. Copp for a one-year term for the Administrative Services Division for the City of Springfield Office of Public Utilities. The leased property commonly known as 4120 KOA Road (Site No. 100) is located in Rochester, Illinois, and comprises approximately 24 acres with a single family residence and detached three car garage on the premises. The tenant will pay rent monthly in the amount of \$850.00. The one-year lease term begins August 1, 2009, and expires July 31, 2010. The lease may be cancelled with 30 days written notice or extended by mutual agreement in accordance with the lease provisions.

2009-417 An Ordinance Authorizing Execution Of Amendment No. 1 To An Agreement With The State Of Illinois Department Of Transportation To Reduce The Amount From \$245,000.00 To \$110,000.00 For Oak Ridge Cemetery Overlay (Section Number 08-00462-00-Rs, Job Number C-96-249-08, Project Number HD-5146(074)) And Authorizing Execution Of An Agreement With The State Of Illinois Department Of Transportation To Allocate The Remaining \$135,000.00 For Oak Ridge Cemetery Overlay (Section 08-000462-01-RS, Job Number C-96-251-09, Project Number HD-5146(077)), For The Office Of Public Works **(Requested By Mayor Timothy J. Davlin)**

This ordinance is for an amendment reducing the \$245,000.00 to \$110,000.00. This will then allow a second agreement to allocate the remaining \$135,000.00.

2009-418 An Ordinance Authorizing Execution Of A Supplemental Agreement With, And Additional Payment Of \$11,400.00 To, Hoelscher Engineering, P.C. For A Total Amount Not To Exceed \$29,600.00 For Installation Of Traffic Signals At 8th Street And Sangamon Avenue (MFT Section 07-00451-00-T1) And Authorizing A Waiver Of The Requirements Of Section 38.48 Of The City's Purchasing Code For The Office Of Public Works (**Requested By Mayor Timothy J. Davlin**)

This addendum is for additional traffic study and IDS for the 8th & Sangamon Traffic Signals.

2009-419 An Ordinance Authorizing The Purchase Of Rock Salt From Cargill, Incorporated, Salt Division, Under State Contract PSD 4015784 In An Amount Not To Exceed \$417,410.00 For The Office Of Public Works (**Requested By Mayor Timothy J. Davlin**)

This ordinance will authorize the purchase of up to 7000 tons of rock salt at \$59.63 per ton which is an increase of \$3.08 per ton over the 2008 bid price.

2009-420 An Ordinance Accepting The Low Bid And Authorizing The Execution Of Contract Number PW 10-06-36 With Kinney Contractors, Inc. For The 2009 Concrete Patching Program In An Amount Not To Exceed \$646,005.00 For The Office Of Public Works (**Requested By Mayor Timothy J. Davlin**)

This ordinance is for our annual Concrete Patching Program.

2009-421 An Ordinance Approving The Plan For The Large Scale Development Of Dairy Queen Grill And Chill In The Chatham Square Shopping Center For The Office Of Public Works (**Requested By Mayor Timothy J. Davlin**)

A resolution approving the large scale development of Dairy Queen Grill and Chill in the Chatham Square Shopping Center for the Office of Public Works. The large scale is located south of Wabash Avenue and east of Chatham Road.

2009-422 An Ordinance To Decrease The Number Of Class "M" Liquor Licenses By One For Limey's Inc. D/B/A Charles & Limey's, 620 South First Street (**Requested By Mayor Timothy J. Davlin**)

Limey's Inc. d/b/a Charles & Limey's currently holds a class "M" liquor license for the business located at 620 S. 1st Street and has not renewed its license for the second half of the year. This ordinance is to decrease the number of Class "M" liquor licenses from two (2) TO ONE (1). A Class "M" license entitles the licensee to sell alcoholic liquor, at retail, for consumption on the premises by the drink or pitcher, as part of a supper club restaurant business. In addition to other requirements, in order to qualify for a Class "M" license, a licensee shall provide an establishment, the gross building area of which is not less than 5,000 square feet. The establishment must be open to the public not less than five nights a week. Class "M" licenses are only issued to nonresidential areas.

2009-423 An Ordinance To Decrease The Number Of Class "AA" Liquor Licenses By One Due To Voluntary Relinquishment By MNA Inc. D/B/A Ellis Your Out Inn, 1008 E. Ash Street (**Requested By Mayor Timothy J. Davlin**)

MNA Inc. d/b/a Ellis Your Out Inn (“Licensee”) currently holds a Class “AA” liquor license for the business at 1008 E. Ash Street and the Licensee has voluntarily relinquished its Class “AA” liquor license. This ordinance will decrease the number of Class “AA” licenses from 43 to 42. A Class “AA” license entitles the licensee to sell alcoholic liquor, at retail, for consumption either on the premises by the drink or pitcher or off of the premises when sold in the original package and is a 1 a.m. license.

2009-424 An Ordinance To Decrease The Number Of Class “AA” Liquor Licenses By One For Patricia Erwin D/B/A Paddy’s Place, 1930 E. Clear Lake Avenue (**Requested By Mayor Timothy J. Davlin**)

Patricia Erwin d/b/a Paddy’s Place (“Licensee”) currently holds a Class “AA” liquor license for the business at 1930 E. Clear Lake Avenue. The licensee has failed to pay the 2nd half of the 2009 license so this ordinance will decrease the number of Class “AA” liquor licenses from 42 to 41. A Class “AA” license entitles the licensee to sell alcoholic liquor, at retail, for consumption either on the premises by the drink or pitcher or off of the premises when sold in the original package and is a 1 a.m. license.

2009-425 An Ordinance Providing An Exemption Of Section 80.08(C) Of The 1988 City Of Springfield Code Of Ordinances, As Amended, To Allow The Muscular Dystrophy Association To Solicit Contributions At Various Intersections From September 2-7, 2009 (**Requested By Mayor Timothy J. Davlin**)

The Muscular Dystrophy Association desires to hold a fundraiser event September 2-7, 2009, that will involve standing at various intersections of the City and asking for donations to “fill the boot”. Section 80.08(c) of the 1988 City of Springfield Code of Ordinances, as amended, prohibits persons standing on the highway or roadway for the purpose of soliciting contributions of any kind from the occupant of any vehicle. This ordinance will exempt the MDA from the provision.

2009-426 An Ordinance Authorizing Execution Of A Redevelopment Development Agreement With Springfield Housing Authority Utilizing The City’s Community Development Block Grant Funds In An Amount Not To Exceed \$150,000.00. (**Requested By Mayor Timothy J. Davlin**)

The City is an entitlement city under the regulations of the U.S. Dept. of HUD’s CDBG/HOME Programs and redevelopment of the former Major Byrd Hi-rise site with 41 new construction affordable housing units for low income persons is an eligible activity for CDBG/HOME program dollars and consistent with the FFY 2005-2009 Consolidated Plan. This Activity is eligible for the use of the City’s CDBG funds under 24 CFR 570.201(m), Construction of Housing, and meets HUD’s broad national objective of benefit to low-moderate income persons under 570.208(1)(i), Area Benefit.

2009-427 An Ordinance Authorizing Execution Of An Intergovernmental Agreement With The Board Of Education Of Springfield School District No. 186 Regarding School Safety Officers For The 2009-2010 And 2010-2011 School Years (**Requested By Mayor Timothy J. Davlin**)

Eight Police Officers and 1 Supervisor to be assigned to Springfield Public Schools, Dist. 186 for School Years 2009-2010 and 2010-2011, as per agreement. Budgeting only to increase FY10 revenue. Sept. thru Feb. on this ordinance. Expenditure are in the current budget.

2009-428 An Ordinance Authorizing The Execution Of A Redevelopment Agreement With The City Of Springfield Office Of Public Utilities For Purchase And Installation Of Decorative Pedestrian And Streetscape Lighting In The Enos Park TIF Area Using Enos Park Neighborhood Tax Increment Finance Funds In An Amount Not To Exceed \$850,000.00, For The Office Of Planning And Economic Development. **(Requested By Mayor Timothy J. Davlin)**

Authorizes a redevelopment agreement between the Office of Planning & Economic Development and the Office of Public Utilities to purchase and install decorative pedestrian and streetscape lighting in the Enos Park Neighborhood Tax Increment District in an amount not to exceed \$850,000.00. The agreement is for the time period of August 1, 2009 to July 31, 2011.

4. **Unfinished Business**
5. **New Business**
6. **Citizen Requests to Address Committee**
7. **Adjournment**

Cecilia K. Tumulty
Cecilia K. Tumulty, C.M.C.
City Clerk