



COMMITTEE AGENDA

Tuesday, July 27, 2010

City Council Chambers

5:30 p.m.

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

- 1. Roll Call of Members**
- 2. Approval of July 13, 2010 Committee Meeting Minutes.**
- 3. 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**)

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

2009-582 An Ordinance To Place An Additional Stop Sign At The Intersection Of West And Neil Streets To Create A Three-Way Stop Intersection (**Requested By Ald. Lesko**) (**Committee Of The Whole**) (**Remains In Committee 12/8/09**)

2010-001 An Ordinance Amending Various Sections Of Chapter 50 Of The 1988 City Of Springfield Code Of Ordinances, As Amended, Regarding Temporary Services; Electric Service In Housing And Business Developments; Utility Line Extensions; Street Lighting; Security Lighting; And Removal Of Obstructing Trees Or Branches For The Office Of Public Utilities, As Amended. (**Requested By Mayor Timothy J. Davlin**) (**Committee Of The Whole**) (**Remains In Committee 1/19/10**)

2010-048 An Ordinance Modifying Resolution #1969 To Revert A Portion Of Road Known As Macarthur Boulevard Back To West Grand Avenue For The Office Of Public Works (**Requested By Mayor Timothy J. Davlin**) (**Committee Of The Whole**) (**Remains In Committee 2/9/10**)

2010-131 A Resolution Recommending Debts Owed To The City Be Collected Through The Use Of A Collection Agency (**Requested By Ald. Edwards**) (**Committee Of The Whole**) (**Remains In Committee 3/30/10**)

2010-143 A Resolution Notifying The State Of Illinois That The City May Spend \$266,000.00 Of Its Allotment Of Motor Fuel Tax Funds For Preliminary Engineering Services For The Reconstruction Of Stanford Avenue From 6th Street And Fox Bridge Road And New Alignment From Fox Bridge Road To Taylor Avenue (**Requested By Mayor Timothy J. Davlin**) (**Committee Of The Whole**) (**Remains In Committee 4/13/10**)

2010-144 An Ordinance Authorizing Execution Of An Agreement With Hanson Professional Services Inc., For Preliminary Engineering Services For The Reconstruction Of Stanford Avenue From 6th Street To Fox Bridge Road And New Alignment Of Stanford Avenue From Fox Bridge Road To Taylor Avenue, In An Amount Not To Exceed \$266,000.00 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**) (**Committee Of The Whole**) (**Remains In Committee 4/13/10**)

2010-158 An Ordinance Amending The 1988 City Of Springfield Code Of Ordinances, As Amended, By Adding Chapter 154: Erosion Control Regulations (**Requested By Mayor Timothy J. Davlin**) (**Remains In Committee 5/4/10**)

4. Ordinances for Committee Consideration:

2010-269 An Ordinance Authorizing Payments To Morton Spence And Michael Williams, Former Office Of Public Utilities Employees, And To Mark Yoggerst, An Office Of Public Works Employee, For Settlement Of Workers' Compensation Claims (**Requested By Mayor Timothy J. Davlin**) (**Committee Of The Whole**)

On September 16, 2009, Morton Spence was working as a serviceman for the Office of Public Utilities. He reported an injury to his left wrist due to repetitive work duties. Mr. Spence underwent carpal tunnel repair in February 2010 and was able to return to work full duty in March 2010. Mr. Spence filed a workers' compensation claim (09-WC-49726) and is willing to settle his claim in the amount of \$18,773.39 representing a permanent partial disability equivalent to 17.5% loss of use of the left hand. Livingstone, Mueller, O'Brien & Davlin P.C., the City's workers' compensation advisors, recommend payment of \$18,773.39 to Mr. Spence to settle claim number 09-WC-49726.

On September 3, 2008, Mark Yoggerst was employed as TDL for the Office of Public Works. He reported an injury to his right shoulder while trimming tree branches. Mr. Yoggerst underwent a subacromial decompression and rotator cuff repair in April 2009. He was able to return to work without restrictions in September 2009. Mr. Yoggerst filed a workers' compensation claim (case number 10-WC-03555) and is willing to settle his claim in the amount of \$32,968.94 representing a permanent partial disability equivalent to 32.5% loss of use of the right arm. CCMSI, the City's workers' compensation third party administrator, recommends payment in the amount of \$32,968.94 to Mark Yoggerst to settle case number 10-WC-03555.

On January 6, 2010, Michael Williams was working as an assistant operator for the Office of Public Utilities. He reported an injury to his left shoulder while pulling fish screens. Mr.

Williams underwent a surgical procedure in May 2010. Mr. Williams filed a workers' compensation claim (10-WC-11894) and is willing to settle his claim in the amount of \$37,839.19 representing a permanent partial disability equivalent to 22.5% loss of use of his left arm. Livingstone, Mueller, O'Brien & Davlin P.C., the City's workers' compensation advisors, recommend payment of \$37,839.19 to Mr. Williams to settle claim number 10-WC-11894.

2010-270 An Ordinance Authorizing Execution Of An Agreement To Extend Contract #CS07-05-37 Through July 31, 2011, With Lincoln Land FS, Inc., And Authorizing An Additional \$2,500,000.00 For A Total Not To Exceed \$11,421,114.66 For Purchase Of Automotive Fuel For Various Departments (**Requested By Mayor Timothy J. Davlin**) (**Committee Of The Whole**)

This contract provides for purchases of regular & premium unleaded gasoline, #1 low sulfur diesel fuel, #2 low sulfur 2% bio-diesel fuel, #2 low sulfur diesel fuel dyed for off-road use for all Departments that have City Vehicles. The bidders provided a mark up for each type of fuel for both transport & tank wagon deliveries. Each week our price is determined by taking the low posted rack price for each type of fuel published by DTN Energy Services and added the contractors markup and all applicable taxes. It would not be advantageous for the City to rebid this contract due to the volatility of the fuel market. This contract includes a clause which allows us to extend the contract for an additional contract year upon the mutual consent of both parties. This ordinance approves both the extended contract period and additional expenditure.

2010-271 An Ordinance Accepting Bids And Authorizing The Execution Of Contract UE11-06-31 – Byproduct Hauling For The Dallman Power Plant With Curry Ice & Coal, Inc.; Donley Trucking, Inc.; Norris Lime Service, LLC; Rex D. Evans DBA Evans Cartage; And Beelman Truck Co. In An Amount Not To Exceed \$500,000.00 (**Requested By Mayor Timothy J. Davlin**) (**Committee Of The Whole**)

This ordinance accepts Contract UE11-06-31 in an 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 Truck Co., for byproduct hauling services for the City of Springfield Office of Public Utilities' Electric Division 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.

This contract is being awarded to all Responsive Bidders. 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, 2010, through August 31, 2011.

2010-272 An Ordinance Authorizing The Transfer Of Funds In The Total Amount Of \$120,000.00 From Three Separate Water Fund Accounts To Another Water Fund Account, And Authorizing Payment In An Amount Not To Exceed \$120,000.00 To The Department Of Public Works For Repairs To Long Bay Lane At Center Park At Lake Springfield (**Requested By Mayor Timothy J. Davlin**) (**Committee Of The Whole**)

This ordinance authorizes the transfer of funds in the total amount of \$120,000.00 from three separate accounts (101-200-JAAB-6315-1103, boat safety expense; 101-200-JAAC-6316-1103, public recreation land; and 101-200-JAAD-6318-1103, operation/maintenance of parks) within the City of Springfield Office of Public Utilities' Water Fund into the Water Fund's Maintenance of Roads Accounts No. 101-200-JAAC-6331-1204. The transferred funds were appropriated for Temporary Salaries; however, monies from these Temporary Salaries line items included in the Fiscal Year 2011 budget will not be needed.

These funds will be transferred into the City Office of Public Utilities' Maintenance of Roads Account to provide funding for road repairs to Long Bay Lane at Center Park at Lake Springfield. The utility will then pay the Department of Public Works up to \$120,000.00 for the cost of the materials necessary to repair this road.

2010-273 An Ordinance Accepting The Lowest Responsible Bid And Authorizing Execution Of Contract Number PW11-06-32 With Sangamo Construction Company For Streetscape Projects Located In The Downtown Area Utilizing Central Area Tax Increment Finance Funds In An Amount Not To Exceed \$960,631.67 For The Office Of Public Works **(Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

This ordinance is for the construction of various streetscape projects located in the downtown area.

2010-274 An Ordinance Authorizing Execution Of An Agreement With The State Of Illinois Department Of Transportation For Construction On Meadowbrook Road From Iles Avenue To Greenbriar Drive At An Estimated Cost To The City Of \$1,068,224.00 (MFT Section 09-00465-00-PV, Job Number C-96-283-10 And Project Number ARA-5146(078)), 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) (Committee Of The Whole)**

This ordinance is for an agreement with the State of Illinois for the construction of Meadowbrook Road from Iles to Greenbriar. This ordinance will authorize payment to the State of Illinois for this project.

2010-275 An Ordinance Authorizing Execution Of A Supplemental Agreement With Coombe-Bloxdorf, P.C., For Preliminary Engineering (PE I And PE II) For The Design Of Meadowbrook Road From Greenbriar Drive To 200 Feet South Of Iles Avenue In An Additional Amount Of \$10,236.53 For A Total Amount Not To Exceed \$84,184.53 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) (Committee Of The Whole)**

This addendum is for additional services for Meadowbrook Road preliminary engineering services which include preparation of permanent and temporary construction easements, coordinating and attending a public meeting and conducting a noise analysis for the project.

2010-276 An Ordinance Authorizing A Decrease In The Number Of Class AA, A, D And E Liquor Licenses Due To Voluntary Relinquishment Or Non-Renewal Of Licenses **(Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

It is necessary to decrease the number of Class AA liquor licenses by one due to voluntary relinquishment by the licensee, Travis Williams d/b/a Folky's Pub, located at 1117 South Grand Avenue E. A Class AA license entitles sales at retail, for consumption either on the premises by the drink or pitcher or off premises when sold in the original package and is a 1 a.m. license.

It is necessary to decrease the number of Class A liquor licenses by one due to non-renewal of the remainder of the 2010 license by Touch of Class Sports Bar & Grill, Inc. for the business located at 1031 S. 11th Street. A Class A license is a tavern license allowing sales for onsite consumption from a glass or pitcher only and is a 1 a.m. license.

It is necessary to decrease the number of Class D liquor licenses by one due to non-renewal of the remainder of the 2010 license by Kick's FEC LLC for the business known as Kicks FEC, located at 2744 South 6th Street. A Class D license allows the sale of alcoholic liquor by the drink or pitcher, as part of a restaurant business, for consumption on the premises only and is a 1 a.m. license.

It is necessary to decrease the number of Class E liquor licenses by one due to non-renewal of the remainder of the 2010 license by Somsavinh Mahnee for the business known as Mekong Café located at 1308 South 2nd Street. A Class E liquor license allows the sale of beer and wine only, by the drink or pitcher, as part of a restaurant business and for consumption on premises only until 1 a.m.

2010-277 An Ordinance To Decrease The Number Of Class E Liquor Licenses By One And To Increase The Number Of Class D Liquor Licenses By One For Fulgenzi's Pizza & Pasta, Inc., 1168 Sangamon Avenue (**Requested By Mayor Timothy J. Davlin**) (**Committee Of The Whole**)

Fulgenzi's Pizza & Pasta, Inc. currently holds a Class E liquor license for the business located at 1168 Sangamon Avenue and desires to relinquish its Class E liquor license and has applied for a Class D license. A Class E license allows beer and wine only to be sold by the drink or pitcher as part of a restaurant business, for consumption on the premises only. A Class D license allows the sale of alcoholic liquor, by the drink or pitcher, as part of a restaurant business, for consumption on the premises only and is a 1 a.m. license.

2010-278 An Ordinance Amending Chapter 90, Section 90.35(D) Of The 1988 City Of Springfield Code Of Ordinances, As Amended, By Adding Holders Of Class D And E Liquor Licenses To State Fair Permits (**Requested By Ald. Lesko**) (**Committee Of The Whole**)

Chapter 90, Section 90.35(d) of the City Code currently authorizes holders of Class A and A liquor licenses to sell alcoholic liquor outside the building normally used by the licensee during the Illinois State Fair. This ordinance will amend Section 90.35(d) to include holders of Class D and E liquor licenses.

2010-279 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 1-6, 2010 (**Requested By Mayor Timothy J. Davlin**) (**Committee Of The Whole**)

The Muscular Dystrophy Association desires to hold a fundraising event from September 1-6, 2010, 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 a 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 this provision.

2010-280 An Ordinance Authorizing Execution Of An Amendment To Extend A Redevelopment Agreement With Springfield Housing Authority For Redevelopment Of The Former Major Byrd Hi-Rise Site (**Requested By Mayor Timothy J. Davlin**) (**Committee Of The Whole**)

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.

2010-281 An Ordinance Authorizing Execution Of An Agreement With Horace Mann Service Corporation For Redevelopment Assistance For The Property Located At 1 Horace Mann Plaza Utilizing Central Area Tax Increment Finance Funds In An Amount Not To Exceed \$1,960,000.00, For The Office Of Planning And Economic Development (**Requested By Mayor Timothy J. Davlin**) (**Committee Of The Whole**)

Central Area TIF funding for major rehabilitation of Horace Mann Corporation property located at 1 Horace Mann Plaza. Total amount of TIF assistance is \$1,960,000.00.

2010-282 An Ordinance Amending Chapter 152, Section 152.06, Of The 1988 City Of Springfield Code Of Ordinances, As Amended Regarding Alterations To Signs (**Requested By Mayor Timothy J. Davlin**) (**Committee Of The Whole**)

This ordinance is being revised so that simple text and graphic changes can be made to signs without having to obtain a permit.

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

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