

## Ordinances Passed - By Date

Ordinance Number	Date	Agenda Number
283-8-10	8/4/2010	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		
284-8-10	8/4/2010	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		
285-8-10	8/4/2010	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		
286-8-10	8/4/2010	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		
287-8-10	8/4/2010	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		
288-8-10	8/4/2010	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		
289-8-10	8/4/2010	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		
290-8-10	8/4/2010	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

- 291-8-10            8/4/2010            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
- 292-8-10            8/4/2010            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
- 293-8-10            8/4/2010            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
- 294-8-10            8/4/2010            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
- 295-8-10            8/4/2010            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
- 296-8-10            8/4/2010            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
- 297-8-10            8/4/2010            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
- 298-8-10            8/4/2010            2010-283  
AN ORDINANCE AUTHORIZING EXECUTION OF CONTRACTS FOR THE PURCHASE OF REAL ESTATE FROM SANGAMON COUNTY, AS TRUSTEE, UTILIZING THE CITY'S COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS IN AN AMOUNT NOT TO EXCEED \$50,000.00 FOR PURCHASE AND DEMOLITION COSTS, FOR EMERGENCY PASSAGE.
- RES. 021-10        8/4/2010            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

283 08 10

**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**

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**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**, Morton Spence was working as a serviceman for the Office of Public Utilities on September 16, 2009, and reported an injury to his left wrist due to repetitive work duties; and

**WHEREAS**, Mr. Spence underwent a carpal tunnel repair procedure in February 2010; and

**WHEREAS**, Mr. Spence has retired from the City of Springfield; and

**WHEREAS**, Mr. Spence filed a workers' compensation claim (case number 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 his left hand; and

**WHEREAS**, Livingstone, Mueller, O'Brien & Davlin P.C, the City's workers' compensation advisors, recommend payment of \$18,773.39 to Mr. Spence to settle his workers' compensation claim for case number 09-WC-49726; and

**WHEREAS**, Michael Williams was working as an assistant operator for the Office of Public Utilities on January 6, 2010, and reported an injury to his left shoulder while pulling fish screens; and

**WHEREAS**, Mr. Williams underwent a surgical procedure in May 2010 to repair his left shoulder; and

**WHEREAS**, Mr. Williams is no longer employed with the City of Springfield; and

**WHEREAS**, Mr. Williams filed a workers' compensation claim (case number 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; and

**WHEREAS**, Livingstone, Mueller, O'Brien & Davlin P.C, the City workers' compensation advisors recommend payment of \$37,839.19 to Mr. Williams to settle his workers' compensation claim for case number 10-WC-11894; and

**WHEREAS**, Mark Yoggerst was working as a TDL for the Office of Public Works on September 3, 2008, and reported an injury to his right shoulder while trimming tree branches; and

**WHEREAS**, Mr. Yoggerst underwent a surgical procedure in April 2009 and was able to return to work without restrictions in September 2009; and

**WHEREAS**, 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 his right arm.

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

**Section 1:** That the City Council hereby authorizes payment of \$18,773.39 to Morton Spence, a former Office of Public Utilities employee, for settlement of a workers' compensation claim for case number 09-WC-49726 representing a permanent partial disability equivalent to 17.5% loss of use of his left hand. The Mayor and City Clerk are hereby 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 the lump sum of \$18,773.39 to Morton Spence and his attorney Patrick Smith, as provided in the Settlement Agreement from Account Number 074-107-BMGT-WCMP-2205.

**Section 3:** That the Office of Public Utilities is hereby directed to pay Account Number 074-107-BMGT-WCMP-5002 the sum of \$18,773.39.

**Section 4:** That the City Council hereby authorizes payment of \$37,839.19 to Michael Williams, a former Office of Public Utilities employee, for settlement of a workers' compensation claim for case number 10-WC-11894 representing a permanent partial disability equivalent to 22.5% loss of use of his left arm. The Mayor and City Clerk are hereby authorized to execute any necessary documents on behalf of the City of Springfield.

**Section 5:** That the Office of Budget and Management is hereby authorized to pay the lump sum of \$37,839.19 to Michael Williams and his attorney Charles Delano, as provided in the Settlement Agreement from Account Number 074-107-BMGT-WCMP-2205.

**Section 6:** That the Office of Public Utilities is hereby directed to pay Account Number 074-107-BMGT-WCMP-5002 the sum of \$37,839.19.

**Section 7:** That the City Council hereby authorizes payment of \$32,968.94 to Mark Yoggerst, an Office of Public Works employee, for settlement of a workers' compensation claim for case number 10-WC-03555 representing a permanent partial disability equivalent to 32.5% loss of use of his right arm. The Mayor and City Clerk are hereby authorized to execute any necessary documents on behalf of the City of Springfield.

**Section 8:** That the Office of Budget and Management is hereby authorized to pay the lump sum of \$32,968.94 to Mark Yoggerst and his attorney Bill LaMarca, as provided in the Settlement Agreement from Account Number 074-107-BMGT-WCMP-2205.

**Section 9:** That this ordinance shall become effective immediately upon its passage and recording by the City Clerk.

PASSED: Aug. 4, 2010

RECORDED: Aug. 5, 2010

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

SIGNED: Aug. 5, 2010

Timothy J. Davlin  
Mayor Timothy J. Davlin

Approved as to legal sufficiency:

Requested by: Mayor Timothy J. Davlin

TJ 7-15-10  
Office of Corporation Counsel / Date

283 08 10

284 08 10

**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**

**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 Ord. No. 441-07-06 authorizing execution of Contract #CS07-05-37 with Lincoln Land FS, Inc. for purchase of automotive fuel for various offices and departments of the City in an amount not to exceed \$1,980,582.00; and

**WHEREAS**, provisions of Contract #CS07-05-37 authorize annual extensions by mutual agreement of the parties upon approval by the Mayor and City Council; and

**WHEREAS**, the City Council previously passed ordinance 302-06-07 authorizing a one year extension through July 31, 2008, for an additional \$2,109,418.00; and

**WHEREAS**, the City Council previously passed ordinance 348-05-08 authorizing a one year extension through July 31, 2009, for an additional \$2,600,836.00; and

**WHEREAS**, the City Council previously passed ordinance 379-07-09 authorizing a one year extension through July 31, 2010, for an additional \$2,230,278.66; and

**WHEREAS**, it is in the best interest of the City of Springfield to authorize the extension of Contract #CS07-05-37 through July 31, 2011, and authorize additional payment in the amount of \$2,500,000.00 for a total amount not to exceed \$11,421,114.66 under Contract #CS07-05-37 with Lincoln Land FS, Inc.

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

**Section 1:** That the City Council hereby authorizes execution of an agreement to extend a contract through July 31, 2011, with Lincoln Land FS, Inc. and authorizes additional payment in the amount of \$2,500,000.00 for a total not to exceed \$11,421,114.66 under Contract #CS07-05-37. The Mayor and City Clerk are authorized to execute the agreement to extend the contract on behalf of the City of Springfield.

**Section 2:** That the Office of Budget and Management is hereby authorized to make additional payment of \$2,500,000.00 to Lincoln Land FS, Inc. (OLIN 3100) for a total not to exceed \$11,421,114.66 from various account numbers in accordance with the terms of Contract #CS07-05-37.

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

PASSED: Aug. 4, 2010

RECORDED: Aug 5, 2010

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

SIGNED: Timothy J. Davlin, 2010  
Timothy J. Davlin  
Mayor Timothy J. Davlin

Approved as to legal sufficiency:

Requested by: Mayor Timothy J. Davlin

TJ / 715-10  
Office of Corporation Counsel / Date

284 08 10

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  
FOR THE OFFICE OF PUBLIC UTILITIES

WHEREAS, by previous action, the Specifications Committee approved specifications for Contract UE11-06-31 – Byproduct Hauling for the Dallman Power Plant for the City of Springfield Office of Public Utilities' Division Electric Generation Department, and

WHEREAS, as described in said specifications, advertisement for bids for Contract UE11-06-31 was placed, and

WHEREAS, Curry Ice & Coal, Inc.; Donley Trucking, Inc.; Norris Lime Service, LLC; Rex D. Evans d/b/a Evans Cartage; and Beelman Truck Co. all submitted responsive bids, and it is the utility's desire to award this contract to all such bidders, 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. UE11-06-31.

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 Curry Ice & Coal, Inc.; Donley Trucking, Inc.; Norris Lime Service, LLC; Rex D. Evans d/b/a Evans Cartage; and Beelman Truck Co. for Contract UE11-06-31 – Byproduct Hauling for the Dallman Power Plant in an amount not to exceed Five Hundred Thousand Dollars and No Cents (\$500,000.00) for the City of Springfield Office of Public Utilities' Electric Division Generation Department.

Section 2. The Mayor and the City Clerk are hereby authorized and empowered to execute said Contracts with Curry Ice & Coal, Inc.; Donley Trucking, Inc.; Norris Lime Service, LLC; Rex D. Evans d/b/a Evans Cartage; and Beelman Truck Co. on behalf of the City of Springfield Office of Public Utilities.

Section 3. The Payment to Curry Ice & Coal, Inc.; Donley Trucking, Inc.; Norris Lime Service, LLC; Rex D. Evans d/b/a Evans Cartage; and Beelman Truck Co. for the total maximum amount of Five Hundred Thousand Dollars and No Cents (\$500,000.00) from Account Nos. 102-100-CABC-7702-1201 and 101-100-BB-4392-2305 is hereby authorized, approved and directed.

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

PASSED: [Signature] 2010  
RECORDED: [Signature] 2010  
ATTEST: [Signature]

SIGNED: [Signature]  
[Signature]  
MAYOR

Approved as to legal sufficiency:  
[Signature] 7-15-10  
Office of the Corporation Counsel/Date

Requested by the Office of Public Utilities/Mayor Davlin

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 FOR THE OFFICE OF PUBLIC UTILITIES

WHEREAS, 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 Account No. 101-200-JAAC-6331-1204, and

WHEREAS, said 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, and

WHEREAS, 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, and

WHEREAS, pursuant to this Ordinance, the utility will pay the Office of Public Works up to \$120,000.00 for the cost of the materials necessary to repair this road.

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 the transfer of funds from one account to another account within the City of Springfield Office of Public Utilities' Water Division as follows:

FROM: 101-200-JAAB-6315-1103 – Boat Safety Expense (\$50,000.00)  
101-200-JAAC-6316-1103 – Public Recreation Land (\$50,000.00)  
101-200-JAAD-6318-1103 – Operation/Maintenance of Parks (\$20,000.00)

TO: 101-200-JAAC-6331-1204 – Maintenance of Roads – (\$120,000.00)

Section 2. The Council of the City of Springfield, Illinois, hereby authorizes the City of Springfield Office of Public Utilities to pay the City Office of Public Works an amount not to exceed One Hundred Twenty Thousand Dollars and No Cents (\$120,000.00) for road repairs to Long Bay Lane at Center Park.

Section 3. The Payment by the City of Springfield Office of Budget and Management to the Office of Public Works for the total maximum amount of One Hundred Twenty Thousand Dollars and No Cents (\$120,000.00) from Account No. 101-200-JAAC-6331-1204 is hereby authorized, approved and directed.

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

PASSED: Aug 4 2010  
RECORDED: [Signature] 2010  
ATTEST: [Signature]

SIGNED: Aug 8, 2010  
[Signature]  
MAYOR

Approved as to legal sufficiency:  
JS 7-15-10  
Office of the Corporation Counsel/Date  
Requested by the Office of Public Utilities/Mayor Davlin

287-08-10

**AN ORDINANCE ACCEPTING THE LOWEST RESPONSIBLE BID AND AUTHORIZING EXECUTION OF CONTRACT NUMBER PW 11-06-32 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**

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

**WHEREAS**, the Office of Public Works desires to use Central Area Tax Increment Finance funds for various streetscape projects located in the downtown area; and

**WHEREAS**, the Office of Planning and Economic Development has determined that the streetscape projects are eligible expenditures for use of the City Central Area Tax Increment Finance funds; and

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

**WHEREAS**, pursuant to the above, the City Purchasing Agent has determined that Sangamo Construction Company has submitted the lowest responsible bid in an amount not to exceed \$960,631.67; and

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

**WHEREAS**, the proposed contract documents and bid proposal are on file in the Office of the City Clerk and identified by Contract Index No. PW 11-06-32.

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

**Section 1:** That the City Council hereby accepts the bid and authorizes execution of Contract No. PW 11-06-32 with Sangamo Construction Company for certain streetscape projects in the downtown area utilizing the City's Central Area Tax Increment Finance funds in an amount not to exceed \$960,631.67. The Mayor and City Clerk are authorized to execute Contract PW 11-06-32 on behalf of the City of Springfield.

**Section 2:** That the Office of Budget and Management is hereby authorized to pay Sangamo Construction Company (OSAN 5600) an amount not to exceed \$960,631.67 from account number 084-111-DEVL-SPAL-2110 upon satisfactory performance of Contract PW 11-06-32.

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

PASSED: Aug. 4, 2010  
RECORDED: Aug. 5, 2010  
ATTEST: Cecilia K. Tumulty  
Cecilia K. Tumulty, City Clerk

SIGNED: Aug. 5, 2010  
Timothy J. Davlin  
Timothy, J. Davlin, Mayor

Approved as to legal sufficiency:  
W, 7-15-10  
Office of Corporation Counsel / Date

Requested by: Mayor Timothy J. Davlin

288-08-10.

**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**

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

**WHEREAS**, in order to facilitate the free flow of traffic and ensure safety to the motoring public, the City is desirous of improving Meadowbrook Road with construction from Iles Avenue to Greenbriar Drive (MFT Section 09-00465-00-PV, Job Number C-96-283-10 and Project Number ARA-5146(078)); and

**WHEREAS**, it is necessary for the City to enter into an Agreement with the State of Illinois Department of Transportation for division of costs associated with construction costs of the project; and

**WHEREAS**, the estimated cost to the City is \$1,068,224.00; and

**WHEREAS**, Chapter 38, Section 38.48(a) of the 1988 City of Springfield Code of Ordinances, as amended, provides any contracts entered into by the City shall read substantially as follows: "This contract does not authorize an expenditure of city funds in excess of \$100,000.00 without the prior approval of the city council. The contractor agrees and acknowledges that absent such prior approval, it proceeds at its own risk with no guarantee of payment if the amount billed to the city exceeds \$100,000.00"; and

**WHEREAS**, the State of Illinois is requesting a waiver of this provision for this Agreement; and

**WHEREAS**, a copy of the Agreement shall be on file in the Office of the City Clerk and identified as Job Number C-96-283-10, Project Number ARA-5146(078) and MFT Section No. 09-00465-00-PV.

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

**Section 1:** That the City Council hereby approves execution of an Agreement with the State of Illinois Department of Transportation for division of costs associated with the reconstruction of Meadowbrook Road from Iles Avenue to Greenbriar Drive, which agreement is on file in the Office of the City Clerk and identified as Job Number C-96-283-10, Project Number ARA-

5146(078) and MFT Section No. 09-00465-00-PV. The Mayor and the City Clerk are hereby authorized to execute said Agreement on behalf of the City.

**Section 2:** That the City Council hereby authorizes a waiver of Chapter 38, Section 38.48(a) of the 1988 City of Springfield Code of Ordinances, as amended.

**Section 3:** That the City Council hereby authorizes payment to the State of Illinois Department of Transportation in an amount not to exceed \$1,068,224.00.

**Section 4:** That the Office of Budget and Management is hereby authorized to pay the State of Illinois Department of Transportation (OSTA4950) an amount not to exceed \$1,068,224.00 from account 041-110-GAST-STRS-2307.

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

PASSED: Aug. 4, 2010

SIGNED: Aug. 5, 2010

RECORDED: Aug. 5, 2010

Timothy J. Davlin  
Mayor Timothy J. Davlin

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

Approved as to legal sufficiency:

Requested by: Mayor Timothy J. Davlin

TJ, 7-15-10  
Office of Corporation Counsel / Date

" 289 08 10

**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**

**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 376-07-09 authorizing a contract 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 (MFT Section No. 09-00465-00-PV) in an amount not to exceed \$73,948.00 for the Office of Public Works; and

**WHEREAS**, additional services were required to include preparation of permanent and temporary construction easements, coordinating and attending a public meeting and conducting a noise analysis for the project; and

**WHEREAS**, it is necessary to pay the amount of \$10,236.53 for these additional services for a total amount not to exceed \$84,184.53 for the project; and

**WHEREAS**, Chapter 38, Section 38.48(b) of the 1988 City of Springfield Code of Ordinances, as amended, provides any professional service contract in excess of \$25,000 or less entered into by the City shall include a provision that shall read substantially as follows:

"This contract does not authorize an expenditure of city funds in excess of \$25,000 without the prior approval of the city council. The contractor agrees and acknowledges that absent such prior approval, it proceeds at its own risk with no guarantee of payment if the amount billed to the city exceeds \$25,000"; and

**WHEREAS**, a waiver of this provision is requested for this Agreement; and

**WHEREAS**, the City Purchasing Agent has previously 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 38.42 pertaining to Professional Services; and

**WHEREAS**, 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 execution of a supplemental agreement with and additional payment of \$10,236.53 for a total not to exceed \$84,184.53 to 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 (MFT Section No. 09-00465-00-PV). The Mayor and City Clerk are authorized to execute the supplemental agreement on behalf of the City of Springfield.

**Section 2:** That the City Council hereby authorizes a waiver of Chapter 38, Section 38.48(b) of the 1988 City of Springfield Code of Ordinances, pursuant to contracts for professional services in excess of \$25,000.00.

**Section 3:** That the Office of Budget and Management is hereby authorized to make additional payment of \$10,236.53 for a total not to exceed \$84,184.53 to Coombe-Bloxdorf, P.C.,(0COO3000) from account number 041-110-GAST-STRS-2306 upon satisfactory performance of the agreement.

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

PASSED: July 4, 2010

RECORDED: July 5, 2010

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

Requested by: Mayor Timothy J. Davlin

SIGNED: Timothy J. Davlin, 2010  
Mayor Timothy J. Davlin

Approved as to legal sufficiency:  
W 7-15-10  
Office of Corporation Counsel / Date

289 08 10

290 08 10

**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**

**WHEREAS**, Travis Williams has voluntarily relinquished his Class AA liquor license for the business known as Folky's Pub, located at 1117 South Grand Avenue E; and

**WHEREAS**, Touch of Class Sports Bar & Grill, Inc currently holds a Class A liquor license for the business located at 1031 South 11<sup>th</sup> Street and does not wish to renew the second half of the 2010 license; and

**WHEREAS**, Kick's FEC LLC currently holds a Class D liquor license for the business located at 2744 South 6<sup>th</sup> Street and does not wish to renew the second half of the 2010 license; and

**WHEREAS**, Somsavinh Mahnee currently holds a Class E liquor license for the business known as Mekong Café located at 1308 South 2<sup>nd</sup> Street and does not wish to renew the second half of the 2010 license; and

**WHEREAS**, pursuant to Chapter 90, Section 90.17, of the 1988 City of Springfield Code of Ordinances, as amended, it is necessary to control the number of licenses authorized per classification.

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

**Section 1:** That the City Council hereby approves a decrease in the number of Class AA, A, D and E liquor licenses.

**Section 2:** That this ordinance shall take effect immediately upon its passage and recording by the City Clerk.

**PASSED:** Aug. 4, 2010

**SIGNED:** Aug. 5, 2010

**RECORDED:** Aug 5, 2010

Timothy J. Davlin  
Timothy J. Davlin, Mayor

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

Approved as legal sufficiency:  
W 7-15-10

**REQUESTED BY:** Mayor Timothy J. Davlin

**Office of Corporation Counsel / Date**

291 08 10

**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**

**WHEREAS**, 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 liquor license; and

**WHEREAS**, all phases of the application process has been met; and

**WHEREAS**, it is necessary to control the number of licenses authorized per classification pursuant to Chapter 90, Section 90.17 of the 1988 City of Springfield Code of Ordinances, as amended.

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

**Section 1:** That the City Council hereby approves a decrease in the number of Class E liquor licenses and approves an increase in the number of Class D liquor licenses.

**Section 2:** That this ordinance shall take effect immediately upon its passage and recording by the City Clerk.

**PASSED:** Aug. 4, 2010

**SIGNED:** Aug. 5, 2010

**RECORDED:** Aug. 5, 2010

Timothy J. Davlin  
Mayor Timothy J. Davlin

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

**REQUESTED BY:**

**Approved as to legal sufficiency:**

Liquor Control Commission  
Mayor Timothy J. Davlin

W, 7-15-10  
Office of Corporation Counsel / Date

292 08 10

**AN ORDINANCE AMENDING CHAPTER 90, SECTION 90.35(d) OF THE 1988 CITY OF SPRINGFIELD CODE OF ORDINANCES, AS AMENDED, BY ADDING A PROVISION FOR OUTSIDE MUSIC AND ADDING HOLDERS OF CLASS D AND E LIQUOR LICENSES TO STATE FAIR PERMITS, AS AMENDED**

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**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**, Chapter 90, Section 90.35(d) of the 1988 City of Springfield Code of Ordinances, as amended, currently authorizes holders of Class AA and A liquor licenses that are within 500 feet of the Illinois State Fairgrounds to sell alcoholic liquor outside the building normally used by the licensee during the Illinois State Fair; and

**WHEREAS**, it is desirable to add holders of Class D and E liquor licenses to this provision; and

**WHEREAS**, Section 90.35(d) currently prohibits musical entertainment of any kind outside the licensee's building; and

**WHEREAS**, it is desirable to amend Section 90.35(d) to allow outside musical entertainment until 2:00 a.m. only if the licensee obtains written permission from a majority of all property owners within 300 feet of the licensed premises.

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

**Section 1:** The City Council hereby amends Chapter 90, of the 1988 Springfield City Code of Ordinances, as amended, as follows:

**§ 90.35. Temporary permits to sell or dispense alcoholic liquor.**

Temporary permits may be granted on written application, and investigation by the commissioner to individuals, corporations, or civil, educational, benevolent, fraternal, political, religious or patriotic organizations for special events or catered functions. Issuance of permits within this section are further restricted by section 90.19 of this chapter. Proof of dram shop insurance coverage must be submitted with completed applications. No applicant may obtain a temporary permit I or II more than six times in one calendar year. No temporary permit authorized by this chapter shall be issued consecutively with any other temporary permit authorized by this chapter. Applications for all permits must be made 14 days before the first date of the permit. The 14-day deadline may be waived by the commissioner if the applicant shows good cause for the late filing; however, all applicants filing late shall be assessed a \$10 late filing fee.

(a) *Temporary permit I.* A temporary permit I shall authorize the retail sale, on the premises, for consumption on the premises, of alcoholic liquor for a period of three days or less. Notwithstanding any other section of this Code, a temporary permit I may be issued to allow sales and consumption of alcoholic beverages out-of-doors on the public right-of-way. This may be allowed only with specific approval of the commissioner and

under guidelines specifically approved by the commissioner in advance of the date of the permit. An application shall have attached a written agreement between the permit applicant and the owner of the property within which the permitted event is taking place. The fee for such permit shall be \$50, plus, \$15 for each day for which the permit is to be used.

(b) *Temporary permit II.* A temporary permit II shall authorize the retail sale, on the premises, for consumption on the premises, of beer and wine only for a period of three days or less. Notwithstanding any other section of this Code, a temporary permit II may be issued to allow sales and consumption of alcoholic beverages out-of-doors on the public right-of-way. This may be allowed only with specific approval of the commissioner and under guidelines specifically approved by the commissioner in advance of the date of the permit. The fee for such permit shall be \$30, plus, \$15 for each day for which the permit is to be used.

(c) *Special temporary permit.* A special temporary permit shall authorize the sale of alcoholic beverages by any recognized nonpolitical civic or not-for-profit organization on an intermittent basis under such conditions as the commissioner shall prescribe in the public interest. This permit shall not be issued in lieu of a regular license nor where a temporary permit I or II will apply. Such permits shall not authorize the sale of specified alcoholic liquors on more than 45 dates per year. The fee for such permit shall be \$10 per day for each day the permit is to be used. Notwithstanding any other section of this Code, a special temporary permit may be issued to allow sales and consumptions of alcoholic beverages out-of-doors on the public right-of-way. This may be allowed only with specific approval of the commissioner and under guidelines specifically approved by the commissioner not less than ten days in advance of the date of the permit.

(d) *State fair permit.* A state fair permit shall authorize the ~~holder of a class AA or class A license~~ holders of class AA, A, D and E licenses to sell alcoholic liquor, at retail, by the drink for consumption on the premises, but outside of the building normally used by the licensee for his business. All such sales must be made to persons on property owned or leased by the licensee and not inconsistent with any lease held by the licensee. It is further required that all sales be made from a tent or other temporary structure and that seating be available for patrons to consume the purchased beverages. Outside music is allowed until 2:00 a.m. only if the licensee obtains written permission from a majority of all property owners within 300 feet of the licensed premises. ~~No musical entertainment of any kind may be located outside of the licensee's building and~~ This permit may be revoked at any time if the public interest is adversely affected. This permit is only valid during the Illinois State Fair and applicant's premises must be within 500 feet of the Illinois State Fairgrounds. The fee for such permit shall be \$100 per year.

(Ord. No. 354-5-96, § 1(Exh. A), 5-21-96; Ord. No. 854-12-96, § 1 Exh. A, 12-17-97)

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

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

**PASSED:** Aug 4, 2010

**RECORDED:** Aug 5, 2010

**ATTEST:** [Signature]  
City Clerk Cecilia K. Tumulty

**Requested by: Alderman Lesko**

**SIGNED:** Aug 5, 2010

[Signature]  
Mayor Timothy J. Davlin

**Approved as to legal sufficiency:**

TJ 8-5-10  
Office of Corporation Counsel / Date

296 08 10

293 08 10

**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**

**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 Muscular Dystrophy Association (MDA) desires to hold a fundraising event from September 1-6, 2010; and

**WHEREAS**, the event will involve standing at various intersections of the City and asking for donations to "fill the boot"; and

**WHEREAS**, 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; and

**WHEREAS**, it is necessary for the City Council to exempt the MDA from this provision for MDA's annual fundraising drive.

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

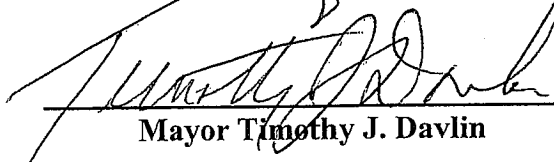
**Section 1:** That the City Council hereby authorizes an exemption of Section 80.08(c) of the 1988 City of Springfield Code of Ordinances, as amended, to allow the Muscular Dystrophy Association to hold its annual fundraising event soliciting contributions at various intersections from September 1-6, 2010.

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

**PASSED:** Aug 4, 2010

**SIGNED:** Aug 5, 2010

**RECORDED:** Aug 5, 2010

  
Mayor Timothy J. Davlin

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

Approved as to legal sufficiency:

**Requested by:** Mayor Timothy J. Davlin

W 7-15-10  
Office of Corporation Counsel / Date

"294 08 10

**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**

**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 448-08-09 authorizing execution of a Redevelopment Agreement with the Springfield Housing Authority for use of Community Development Block Grant funds in an amount not to exceed \$150,000.00 for redevelopment of the former Major Byrd Hi-Rise site to be known as Genesis Place; and

**WHEREAS**, the Springfield Housing Authority is requesting an extension of the grant period to August 18, 2011; and

**WHEREAS**, it is necessary to execute an amendment to the Redevelopment Agreement; and

**WHEREAS**, all other terms, conditions and provisions of ordinance 448-08-09 and the Redevelopment Agreement authorized pursuant to ordinance 448-08-09, not in conflict with this ordinance, shall remain in full force and effect; and

**WHEREAS**, a copy of the Amendment to the Redevelopment 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 execution of an Amendment to the Redevelopment Agreement with Springfield Housing Authority to extend the grant until August 18, 2011, for use of Community Development Block Grant funds in an amount not to exceed \$150,000.00 for construction of 41 new affordable housing units for low income persons at the former Major Byrd Hi-rise site.

**Section 2:** That the Mayor is hereby authorized to execute the Amendment to the Redevelopment Agreement.

**Section 3:** That all other terms, conditions and provisions of ordinance 448-08-09 and the Redevelopment Agreement authorized pursuant to ordinance 448-08-09, not in conflict with this ordinance, shall remain in full force and effect.

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

PASSED: Aug. 4, 2010

SIGNED: Aug 5, 2010

RECORDED: Aug 5, 2010

Timothy J. Davlin  
Mayor Timothy J. Davlin

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

Approved as to legal sufficiency:

Requested by: Mayor Timothy J. Davlin

TJ / 7-15-10  
Office of Corporation Counsel / Date

294 08 10

№295 08 10

**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**

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

**WHEREAS**, the City has adopted a program for the Redevelopment Project Area (as hereinafter defined) known as the Central Area Tax Increment Redevelopment Plan in the City of Springfield pursuant to "The Tax Increment Allocation Redevelopment Act, as amended," 65 ILCS 5/11-74.4-1, et seq. (hereinafter referred to as the "Act,"); and

**WHEREAS**, pursuant to the provisions of the Act, the City has adopted a Tax Increment Redevelopment Plan and Project (hereinafter referred to as the "Plan") pertaining to the redevelopment of the downtown area, a copy of which Plan is on file with the City Clerk of the City of Springfield; and

**WHEREAS**, Horace Mann Service Corporation ("Redeveloper") desires to rehabilitate the building and surrounding plazas located at 1 Horace Mann Plaza (the "Project"); and

**WHEREAS**, said property lies within the Central Area tax increment financing district; and

**WHEREAS**, the City proposes to provide financial assistance in the total amount not to exceed \$1,960,000.00 to the Redeveloper for the Project utilizing tax increment financing funds; and

**WHEREAS**, a copy of the Redevelopment Agreement will 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 execution of a Redevelopment Agreement with Horace Mann Service Corporation for financial assistance in a total amount not to exceed \$1,960,000.00 utilizing tax increment financing funds to rehabilitate the building and surrounding plazas at 1 Horace Mann Plaza. The Mayor and City Clerk are authorized to execute the Redevelopment Agreement and any other necessary documents on behalf of the City of Springfield.

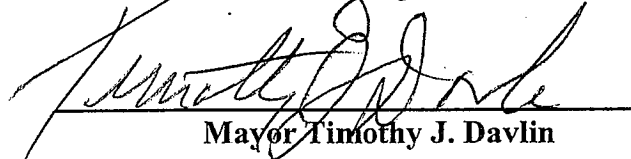
**Section 2:** That the Office of Budget and Management is authorized to make payment to Horace Mann Service Corporation (VC0000000437) in an amount not to exceed \$1,960,000.00 from account number 084-111-DEVL-SPAL-2110 upon satisfactory completion of the Project.

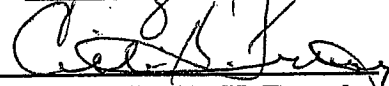
**Section 3:** That this ordinance shall become effective immediately upon its passage and recording by the City Clerk.

PASSED: Aug. 4, 2010

SIGNED: Aug. 5, 2010

RECORDED: Aug. 4, 2010

  
\_\_\_\_\_  
Mayor Timothy J. Davlin

ATTEST:   
City Clerk Cecilia K. Tumulty

Approved as to legal sufficiency:

Requested by: Mayor Davlin

TJ, 7-15-10  
Office of Corporation Counsel / Date

295 08 10

296-08-10

**AN ORDINANCE AMENDING CHAPTER 152, SECTION 152.06, OF THE  
1988 CITY OF SPRINGFIELD CODE OF ORDINANCES, AS AMENDED  
REGARDING ALTERATIONS TO SIGNS**

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**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**, Chapter 152, Section 152.06, of the 1988 City of Springfield Code of Ordinances, as amended, pertains to permit exemptions for signs; and

**WHEREAS**, currently, any alterations to an existing sign require a permit; and

**WHEREAS**, it is in the best interest of the City to amend Section 152.06 so simple text and graphic changes can be made to signs without having to obtain a permit.

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

**Section 1:** That the City Council hereby amends Chapter 152 of the 1988 City of Springfield Code of Ordinances, as amended, as follows:

**§152.06. Exemptions.**

No permit will be required under this chapter for the following signs.

(a) A sign not exceeding three square feet of display surface on a residence building stating merely the name and profession of an occupant.

(b) A ground sign advertising either the sale or rental of the premises upon which it is maintained when the sign does not exceed 25 square feet of display surface.

(c) Street, warning, and other official or non-advertising signs erected by any government or by others where required by or pursuant to legal authority.

(d) Alterations that do not include any of the following: number, size, height, weight, location, material, structural member, foundation, cabinet. ~~The exemptions permitted by this section shall apply only to the requirement of a permit and shall not be construed as relieving the owner of the sign from responsibility for its erection and maintenance in a good and safe condition.~~

(e) The exemptions permitted by this section shall apply only to the requirement of a permit and shall not be construed as relieving the owner of the sign from responsibility for its erection and maintenance in a good and safe condition.

(Ord. No. 826-12-06, § 1 (Exh. A), 12-19-06)

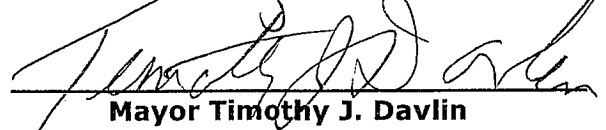
**Section 2:** That the City Clerk is hereby directed to publish this ordinance in pamphlet form.

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

PASSED: August 4, 2010

SIGNED: August 5, 2010

RECORDED: August 5, 2010

  
Mayor Timothy J. Davlin

ATTEST: Cecilia K. Tully  
City Clerk Cecilia K. Tully

Approved as to legal sufficiency:

Requested by: Mayor Davlin

TJ, 7-15-10  
Office of Corporation Counsel / Date

296-08-10.

297 08 10

**AN ORDINANCE AUTHORIZING EXECUTION OF AN AGREEMENT WITH HANSON PROFESSIONAL SERVICES INC., FOR PRELIMINARY ENGINEERING SERVICES FOR THE RECONSTRUCTION OF STANFORD AVENUE FROM 6<sup>TH</sup> 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**

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**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**, this contract involves preliminary engineering services with Hanson Professional Services Inc. for the reconstruction of Stanford Avenue from 6<sup>th</sup> Street to Fox Bridge Road and the new alignment of Stanford Avenue from Fox Bridge Road to Taylor Avenue in an amount not to exceed \$266,000.00 for the Office of Public Works; and

**WHEREAS**, the State of Illinois will reimburse the City 90% for the preliminary engineering services; and

**WHEREAS**, Chapter 38, Section 38.48(c) of the 1988 City of Springfield Code of Ordinances, as amended, provides any contract requiring city council approval shall include a provision that shall read substantially as follows: "This contract does not authorize an expenditure of City funds in excess of the amount authorized by the city council unless the city council specifically approves an additional expenditure. The contractor agrees and acknowledges that absent such prior approval it proceeds at its own risk with no guarantee of payment if the amount billed to the City exceeds the amount authorized by the city council"; and

**WHEREAS**, a waiver of this provision is sought for this Agreement; 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 38.42 pertaining to Professional Services; and

**WHEREAS**, 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 execution of an agreement with Hanson Professional Services Inc. for preliminary engineering services for the reconstruction of

Stanford Avenue from 6<sup>th</sup> 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. The Mayor and City Clerk are authorized to execute any necessary documents on behalf of the City of Springfield.

**Section 2:** That the City Council hereby authorizes a waiver of Chapter 38, Section 38.48(c) of the 1988 City of Springfield Code of Ordinances.

**Section 3:** That the Office of Budget and Management is hereby authorized to make payment to Hanson Professional Services Inc. (OHAN 1501) in the amount of \$266,000.00 from account number 041-110-GAST-STRS-2306 upon satisfactory performance of the agreement.

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

PASSED: Aug. 4, 2010

RECORDED: Aug. 5, 2010

ATTEST: [Signature]  
City Clerk Cecilia K. Tumulty

Requested by: Mayor Timothy J. Davlin

SIGNED: Aug. 5, 2010  
[Signature]  
Mayor Timothy J. Davlin

Approved as to legal sufficiency:  
J, 3-31-10  
Office of Corporation Counsel / Date

297 08 10

"298 08 10

**AN ORDINANCE AUTHORIZING EXECUTION OF CONTRACTS FOR THE PURCHASE OF REAL ESTATE FROM SANGAMON COUNTY, AS TRUSTEE, UTILIZING THE CITY'S COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS IN AN AMOUNT NOT TO EXCEED \$50,000.00 FOR PURCHASE AND DEMOLITION COSTS, FOR EMERGENCY PASSAGE**

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

**WHEREAS**, Sangamon County, as Trustee, wishes to dispose of real property described on attached Exhibit "A" through the Tax Liquidation Program; and

**WHEREAS**, the City of Springfield, through the Office of Public Works, desires to purchase said real estate with the use of the City's Community Development Block Grant Funds (CDBG) in an amount not to exceed \$50,000.00 for purchase and demolition costs; and

**WHEREAS**, the Office of Planning and Economic Development has determined that this is an eligible use of CDBG funds; and

**WHEREAS**, it is in the best interests of the City of Springfield to enter into contracts for the purchase of said properties; and

**WHEREAS**, the Contracts for Purchase 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 at least two-thirds of the City Council hereby approves and authorizes the execution of Contracts for the Purchase of Real Estate with Sangamon County, as Trustee, utilizing the City's Community Development Block Funds in an amount not to exceed \$50,000.00 for purchase and demolition of the real property described on Exhibit "A" attached hereto.

**Section 2:** That upon passage, the Office of the City Clerk is hereby directed to publish this ordinance twice in a newspaper with general circulation.

**Section 3:** That after passage and second publication, the Mayor and City Clerk are hereby authorized and directed to execute this ordinance and any documents on behalf of the City of Springfield, Illinois, which may be necessary to complete the purchase of these properties approved by this ordinance.

**Section 4:** That upon proper documentation, the Office of Budget and Management is hereby directed to make payment in an amount not to exceed \$50,000.00 to Sangamon County Trustee Payment Account (OSAN 6702) from account number 050-111-DEVL-DEVL-2110 in accordance with the Contracts to Purchase Real Estate located in the Office of the City Clerk.

**Section 5:** That this ordinance shall become effective upon its passage and after publication requirements have been met.

PASSED: Aug. 4, 2010

SIGNED: Aug. 5, 2010

RECORDED: Aug. 5, 2010

Timothy J. Davlin  
Mayor Timothy J. Davlin

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

Approved as to legal sufficiency:

Requested by: Mayor Timothy J. Davlin

TJ / 7.28.10  
Office of Corporation Counsel / Date

298 08 10

RES. 21-10

**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 6<sup>TH</sup> STREET AND FOX BRIDGE ROAD AND NEW ALIGNMENT FROM FOX BRIDGE ROAD TO TAYLOR AVENUE**

**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 desires preliminary engineering services for the reconstruction of Stanford Avenue from 6<sup>th</sup> Street to Fox Bridge Road and new alignment from Fox Bridge Road to Taylor Avenue; and

**WHEREAS**, the City is required to notify the State of Illinois when using Motor Fuel Tax funds; and

**WHEREAS**, the City may use \$266,000.00 of its allotment of Motor Fuel Tax Funds for these services.

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

**Section 1:** That improvement will be made on Stanford Avenue from 6<sup>th</sup> Street to Fox Bridge Road and from Fox Bridge Road to Taylor Avenue under the Illinois Highway Code.

**Section 2:** That the City may use \$266,000.00 for the improvement of said section from its allotment of Motor Fuel Tax Funds.

**Section 3:** That said work shall be done by contract.

**Section 4:** 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 5:** That this resolution shall become effective immediately upon its passage and recording by the City Clerk.

**PASSED:** Aug. 4, 2010

**RECORDED:** Aug. 5, 2010

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

**SIGNED:** Aug. 5, 2010  
Timothy J. Davlin  
Mayor Timothy J. Davlin

Approved as to legal sufficiency:  
W, 3-31-10  
Office of Corporation Counsel/Date

Requested by: Mayor Timothy J. Davlin