

461-12-10

AN ORDINANCE AUTHORIZING THE PURCHASE OF A LETTER OF CREDIT AND EXECUTION OF A NOTE AS SECURITY FOR A PERIOD OF NO MORE THAN ONE YEAR TO FINANCE THE COURT ORDER IN THE MAULDING DEVELOPMENT CASE, 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, on July 31, 2009, a court order was entered in *Maulding Development, L.L.C. v. City of Springfield, Illinois*, circuit court case 2005-L-81, requiring the City to place \$1,038,368.55 into escrow, to be paid to Maulding Development, L.L.C. ("Maulding") only in the event that Maulding builds a 104,000 square foot warehouse on a parcel of mostly unimproved land located off of West Wabash within ten months of the money being in place; and

WHEREAS, the Plaintiff has now exhausted its appeals; and

WHEREAS, in order to comply with the court order, the City needs to obtain a letter of credit and execute a note to secure said letter of credit; and

WHEREAS, the Purchasing Agent has solicited proposals from financial institutions and evaluated which proposal offers the lowest cost and best terms to the City; and

WHEREAS, Hickory Point Bank & Trust, fsb, has proposed a letter of credit with a financing fee not to exceed 0.75% of the dollar amount, secured by a note in the amount of \$1,038,368.55 with a floating interest rate based on the Prime Rate as published in the Wall Street Journal; and

WHEREAS, it is necessary to give the Office of Budget and Management authority to repay the principal and interest loan amount if the letter of credit is drawn upon and the note becomes due, as well as any financing costs associated with this transaction.

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

Section 1: That the City Council hereby authorizes the Director of the Office of Budget and Management to take any actions necessary to obtain a letter of credit from Hickory Point Bank & Trust, fsb, in the amount of \$1,038,368.55, with a financing fee not to exceed 0.75% of said amount, to be secured by a note in the amount of \$1,038,368.55 for a period of no more than one year from its closing date and a pledge of the City's general obligation credit, with a floating interest rate based on the Prime Rate as published in the Wall Street Journal.

Section 2: The Director of the Office of Budget and Management is authorized to execute the selected proposal and all documents necessary to complete this transaction and close the loan. The City Clerk, City Treasurer, and Corporation Counsel shall be further authorized to execute all necessary documents.

Section 3: The City Council authorizes and directs the Office of Budget and Management to pay the financing fee of \$7,787.77 to Hickory Point Bank & Trust, fsb, from expenditure account 074-107-BMGT-LIAB-2220. In the event that the letter of credit is drawn upon and the note becomes due, the Office of Budget and Management is authorized and directed to pay the note from accounts it deems appropriate.

Section 4: The Office of Budget and Management is authorized and directed to pay Hickory Point Bank & Trust the amount of principal, interest and costs associated with this financing in accordance with the financing documents.

Section 5: The City Clerk is hereby directed to publish this ordinance in pamphlet form.

Section 6: That this ordinance shall become effective immediately upon its passage, recording and publication in pamphlet form.

PASSED: Dec. 21, 2010

SIGNED: Dec. 21, 2010

RECORDED: Dec. 27, 2010

Frank J. King
Mayor

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

Approved as to legal sufficiency:

Requested by: Alderman Kunz

W 1/2-16-10
Office of Corporation Counsel / Date

461-12-10

462 12 10

**AN ORDINANCE AUTHORIZING A SUPPLEMENTAL APPROPRIATION
IN THE AMOUNT OF \$3,500.00 FOR THE OFFICE OF THE MAYOR**

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

WHEREAS, the Springfield Municipal Band recently had three Governor's Mansion performances, one Township Officials of Illinois performance and one September 11th remembrance concert; and

WHEREAS, the City fronted the funds to pay the performance fees for these events; and

WHEREAS, the Office of the Mayor has since received reimbursement of performance fees from various entities to fund these performances and is requesting a supplemental appropriation of the funds.

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

Section 1: That the City Council hereby authorizes a supplemental appropriation for the Office of the Mayor, Springfield Municipal Band, in the amount of \$3,500.00.

Section 2: That the Office of Budget and Management is hereby directed to take steps necessary to effectuate this appropriation as follows:

FROM REVENUE ACCOUNT	AMOUNT
001-101-BBAN-BBAN-1651	\$3,500.00
 INTO EXPENDITURE ACCOUNT	 AMOUNT
001-101-BBAN-BBAN-1218	\$3,500.00

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

Section 4: That this ordinance shall become effective immediately after its passage, recording by the City Clerk and publication in pamphlet form.

PASSED: Dec. 21, 2010

SIGNED: Dec. 28, 2010

RECORDED: Dec. 28, 2010

Frank J. Ky
Mayor

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

Approved as to legal sufficiency:
W 12-2-10

Requested by: Mayor Timothy J. Davlin

Office of Corporation Counsel / Date

463 12 10

**AN ORDINANCE AUTHORIZING A SUPPLEMENTAL APPROPRIATION
IN THE AMOUNT OF \$27,400.00 FOR THE OFFICE OF PUBLIC WORKS**

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

WHEREAS, the Office of Public Works has received reimbursement in the amount of \$27,400.00 from Enos Park Tax Increment Finance funds; and

WHEREAS, the Office of Public Works is requesting a supplemental appropriation in the amount of \$27,400.00 to accommodate current and future demolition and asbestos abatement charges for FY11.

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

Section 1: That the City Council hereby authorizes a supplemental appropriation for the Office of Public Works in the amount of \$27,400.00 received as reimbursement from Enos Park TIF funds to be used for current and future demolition and asbestos abatement during FY11.

Section 2: That the Office of Budget and Management is hereby directed to effectuate this supplemental appropriation in the amount of \$27,400.00 from revenue account number 001-110-ZONE-ZONE-0080 into expenditure account 001-110-ZONE-ZONE-1232.

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

Section 4: That this ordinance shall become effective from and after its passage, publication and recording by the City Clerk.

PASSED: Dec. 21, 2010

SIGNED: Dec. 28, 2010

RECORDED: Dec. 28, 2010

Frank J. Py
Mayor

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

Approved as to legal sufficiency:

Requested by: Mayor Timothy J. Davlin

J 12-1-10
Office of Corporation Counsel / Date

11/26/10 12 10

AN ORDINANCE APPROVING THE LOCATION AND SKETCH MAP OF SALEM ESTATES WEST 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 Land Subdivision Committee and the Springfield/Sangamon County Regional Planning Commission have reviewed the location and sketch map of Salem Estates West; and

WHEREAS, all requirements of the 1988 City of Springfield Code of Ordinances, as amended, have been met; and

WHEREAS, the Land Subdivision Committee and the Springfield/Sangamon County Regional Planning Commission recommend that the location and sketch map be approved by the City Council.

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

Section 1: That the location and sketch map of Salem Estates West is hereby accepted and approved by the City Council.

Section 2: That the Mayor is authorized to sign and the City Clerk to attest approval of said map for and in the name of the City.

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

PASSED: Dec-21, 2010

SIGNED: Dec-28, 2010

RECORDED: Dec-28, 2010

Frank J. Ky
Mayor

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

Approved as to legal sufficiency:
WJ 11-30-10
Office of Corporation Counsel/Date

Requested by: Mayor Timothy J. Davlin

Location: Ward 9

465 12 10

AN ORDINANCE AUTHORIZING PAYMENT TO CALVIN MILLS, A FORMER OFFICE OF PUBLIC WORKS EMPLOYEE, FOR SETTLEMENT OF A WORKERS' COMPENSATION CLAIM FOR CASE NUMBER 09-WC-28176

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, Calvin Mills was a truck driver / laborer for the Office of Public Works on June 22, 2009, and reported an injury to his left knee and lower back when he fell from a dump truck; and

WHEREAS, Mr. Mills underwent a total knee replacement and was released from care without restrictions in October 2009; and

WHEREAS, Mr. Mills filed a workers' compensation claim (case no. 09-WC-28176); and

WHEREAS, the case was heard before an Arbitrator who awarded 55% loss of use of a leg and 2.5% loss of use of a man as a whole totaling \$75,232.24; and

WHEREAS, Mr. Mills is willing to settle his workers compensation claim in the amount of \$47,500.00 representing a permanent partial disability equivalent to 38.5% loss of use of his left leg; and

WHEREAS, Sorling, Northrup, Hanna, Cullen & Cochran, Ltd., the City's workers compensation advisors, recommend payment of \$47,500.00 to Calvin Mills to settle his workers compensation claim for case number 09-WC-28176.

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

Section 1: That the City Council hereby authorizes payment of \$47,500.00 to Calvin Mills, a former Office of Public Works employee, for settlement of his workers compensation claim for case number 09-WC-28176, representing a permanent partial disability equivalent to 38.5% loss of use of his left leg.

Section 2: That the Office of Budget and Management is hereby authorized to pay the lump sum of \$47,500.00 from Account Number 074-107-BMGT-WCMP-2205 as provided in the Settlement Petition and Order to Calvin Mills and his attorney Charles E. Delano.

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

PASSED: Dec. 21, 2010
RECORDED: Dec. 28, 2010
ATTEST: Cecilia K. Tumulty
City Clerk Cecilia K. Tumulty

SIGNED: Dec. 28, 2010
Frank J. Ky
Mayor

Approved as to legal sufficiency:
W 11-2-1-10
Office of Corporation Counsel / Date

Requested by: Mayor Timothy J. Davlin

466-12-10

AN ORDINANCE LEVYING AND ASSESSING TAXES FOR CORPORATE EXPENDITURES OF THE CITY OF SPRINGFIELD, ILLINOIS, FOR THE FISCAL YEAR ENDING FEBRUARY 28, 2011, AND TO MEET THE ANNUAL ACTUARIAL REQUIREMENT OF THE POLICE AND FIRE PENSION FUNDS

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, on February 2, 2010, the Council of the City of Springfield, Illinois, passed the annual appropriation ordinance of the City for the fiscal year ending February 28, 2011, and on February 3, 2010, Ordinance No. 52-02-10 was duly signed and approved by the Mayor of the City and recorded by the City Clerk thereof, and subsequent amendments and supplemental appropriations for the fiscal year ending February 28, 2011, have been passed by the City Council and duly signed and approved by the Mayor of the City and recorded by the City Clerk thereof, and the City Council now desires to levy and collect taxes for corporate purposes; and

WHEREAS, the Illinois Pension Code requires the City to annually levy a tax upon all taxable property within the City, to meet the annual actuarial requirements of the Police and Firefighters' Pension Funds, which shall be in addition to the amounts authorized to be levied for general corporate purposes under Section 8-3-1 of the Illinois Municipal Code, and the City Council now desires to levy and collect taxes for such additional purposes.

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

Section 1: For the contribution of the City of Springfield to the Illinois Municipal Retirement Fund (IMRF) and payment of Social Security contributions and Medicare taxes (FICA), pursuant to Sections 7-171 and 7-172.2 of the Illinois Pension Code, there is hereby levied the sum of two million seven hundred ninety-nine thousand four hundred twelve (\$2,799,412) dollars upon all taxable property subject to taxation within the City at the fair cash value as the same is equalized or assessed by the Department of Revenue of the State of Illinois, for State and County purposes, for the current fiscal year ending February 28, 2011, for the specific purpose specified in the aforesaid appropriation ordinance as follows:

IMRF and FICA

Retirement Contributions - Corporate Fund Agencies, Organizations, and Activities

001-(Agcy)-(Org)-(Act)-1107 Retirement - City Portion	\$1,300,000
001-(Agcy)-(Org)-(Act)-1108 FICA	\$ 1,499,412
TOTAL FOR IMRF AND FICA	\$ 2,799,412

Provided, however, the amount of such levy shall be adjusted to produce a rate which when added to the rates derived from the other levies made by this Ordinance will cause the cumulative rate to equal .9385% upon the aggregate valuation of all property within the corporate limits of the City of Springfield subject to taxation, as the property is equalized or assessed by the Illinois Department of Revenue.

Said tax shall be in addition to the several other sums herein levied and shall be in addition to all other taxes authorized by Section 8-3-1 of the Illinois Municipal Code.

Section 2: For the purpose of paying judgments, there is hereby levied pursuant to Section 9-107 of the Local Governmental and Governmental Employees Tort Immunity Act, the sum of three hundred ninety-five thousand three hundred fifty two (\$395,352) dollars upon all taxable property subject to taxation within the City at the fair cash value as the same is equalized or assessed by the Department of

Revenue of the State of Illinois, for State and County purposes, for the current fiscal year ending February 28, 2011, for the several specific purposes specified in the aforesaid appropriation ordinance as follows:

<u>City of Springfield-Judgments</u>		
074-107-BMGT-WCMP-2206	Industrial Commission Awards	\$200,000
074-107-BMGT-WCMP-2205	Lump Sum & Negotiated Settlements	195,352
TOTAL FOR JUDGMENTS		\$395,352

Said tax shall be in addition to the several other sums herein levied and shall be in addition to all other taxes authorized by Section 8-3-1 of the Illinois Municipal Code.

Section 3: The annual actuarial requirements of the Firefighters' Pension Fund, as determined by an enrolled actuary employed by the City, pursuant to Section 4-118 of the Illinois Pension Code, when added to deductions from salaries or wages of firefighters and revenues available from other sources, is nine million two hundred thirty-one thousand three hundred ninety-five (\$9,231,395) dollars.

Pursuant to Section 4-118 of the Illinois Pension Code, there is hereby levied the sum of nine million two hundred thirty-one thousand three hundred ninety-five (\$9,231,395) dollars upon all taxable property subject to taxation within the City, at the fair cash value as the same is equalized or assessed by the Department of Revenue of the State of Illinois, for State and County purposes, as follows:

<u>Firefighters' Pension Fund</u>		
001-108-FIRE-PENS-1182	Retirement-City Portion	\$9,231,395
TOTAL FOR FIREFIGHTERS' PENSION FUND		\$9,231,395

Said tax shall be in addition to the several other sums herein levied and shall be in addition to all other taxes authorized by Section 8-3-1 of the Illinois Municipal Code.

Section 4: The annual actuarial requirements of the Police Pension Fund, as determined by an enrolled actuary employed by the City, pursuant to Section 3-125 of the Illinois Pension Code, when added to deductions from salaries or wages of police officers and revenues available from other sources, is eight million five hundred fifty thousand fifty-two (\$8,550,052) dollars.

Pursuant to Section 3-125 of the Illinois Pension Code, there is hereby levied the sum of eight million five hundred fifty thousand fifty-two (\$8,550,052) dollars upon all taxable property subject to taxation within the City, at the fair cash value as the same is equalized or assessed by the Department of Revenue of the State of Illinois, for State and County purposes, as follows:

<u>Police Pension Fund</u>		
001-112-POLC-PENS-1107	Retirement-City Portion	\$8,550,052
TOTAL FOR POLICE PENSION FUND		\$8,550,052

Said tax shall be in addition to the several other sums herein levied and shall be in addition to all other taxes authorized by Section 8-3-1 of the Illinois Municipal Code.

Section 5: Whenever there is not sufficient money in the Treasury of the City to meet and defray all necessary expenses and liabilities payable therefrom, warrants against and in anticipation of the tax or taxes levied by this ordinance for the purpose or purposes for which there is not sufficient money shall be drawn by the Mayor and the Director of the Office of Budget and Management and shall be endorsed by the City Treasurer and shall be delivered by the Director of the Office of Budget and Management to the individual, partnership, corporation, group or association advancing to the City cash to the full face value and account of such warrant or warrants. Such warrant or warrants shall be issued in the amount actually required to meet and defray such expenses and liabilities but shall in no case exceed seventy-five percent (75%) of the total of the tax or taxes so anticipated.

4 6 6 - 1 2 - 1 0

The cash received by the City from the issuance and delivery of any such tax anticipation warrant or warrants shall be deposited in the City Treasury and in general or special funds thereof into which such taxes, when collected, are respectively payable. Any such warrant or warrants when issued shall show upon their face they are payable in the numerical order of their issuance solely from the taxes against which they are drawn and tax or taxes against which said warrants are drawn, when collected, shall be set apart and held for the payment of such warrants.

Section 6: The City Clerk of the City shall file with the County Clerk of the County of Sangamon, State of Illinois, a certified copy of this ordinance and the County Clerk shall ascertain the rate per cent which, upon the total value of all property subject to taxation within the City of Springfield, at the fair cash value as the same is equalized or assessed by the Department of Revenue of the State of Illinois, for State and County purposes, for the current fiscal year ending February 28, 2011, and for the current annual actuarial requirements for the Police and Firefighters' Pension Funds, will produce the net amounts levied by this ordinance and ordered certified. Provided, however, if said rate does not equal .9385%, then the adjustment provided for in **Section 1** of this ordinance shall be made. The County Clerk shall then extend the tax upon the books of the collector of State and County taxes within the City as provided by law.

Section 7: This tax levy ordinance is adopted pursuant to the procedure set forth in the Illinois Municipal Code and the City of Springfield's home rule power as set forth in Section 6 of Article VII of the Illinois Constitution of 1970. Any tax rate limitation, other substantive or procedural limitations, or provisions of state law in conflict with this ordinance shall not be applicable to this ordinance pursuant to Section 6 of Article VII of the Illinois Constitution of 1970.

Section 8: This ordinance shall become effective immediately after its passage and recording.

PASSED: Dec 21, 2010
RECORDED: Dec 28, 2010
ATTEST: Cecilia K. Tumulty
City Clerk Cecilia K. Tumulty

SIGNED: Dec 28, 2010
Frank J. Kyj
Mayor

Approved as to legal sufficiency:
W 112-1-10
Office of Corporation Counsel / Date

Requested by: Mayor Timothy J. Davlin

466-12-10

468 12 10

**AN ORDINANCE ANNEXING CERTAIN DESCRIBED REAL PROPERTY LOCATED AT
10 WEST HAZEL DELL LANE (JANE CAMILLE WEST)**

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, Jane Camille West, as executor of the Lowell F. Keiger estate, ("Petitioner") has filed a verified petition duly executed and sworn, that the City annex the following described real property:

Tract 17-A of Lakeshore Lands, West Hazel Dell Third Addition, in Section 14, Township 15 North, Range 5 West of the Third Principal Meridian, Sangamon County, Illinois, containing 0.690 acres, more or less; and

Commonly known as 10 West Hazel Dell Lane and as further described on the plat of annexation attached hereto as Exhibit "A"; and

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

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

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

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

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

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

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

PASSED: Dec. 21, 2010

RECORDED: Dec. 28, 2010

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

SIGNED: Dec. 28, 2010

Frank J. King
Mayor

Approved as to legal sufficiency:
W 12-1-10
Office of Corporation Counsel / Date

Requested by: Mayor Timothy J. Davlin

AN ORDINANCE APPROVING AND AUTHORIZING EXECUTION OF A FIRST AMENDMENT TO THE COAL COMBUSTION DISPOSAL AGREEMENT WITH ICG ILLINOIS, LLC AND AUTHORIZING AN ADDITIONAL EXPENDITURE IN AN AMOUNT NOT TO EXCEED \$180,000.00 FOR THE SALE OF UP TO 100,000 TONS OF ELECTRIC DIVISION GENERATION DEPARTMENT GYPSUM BY-PRODUCT TO ICG FOR BENEFICIAL USE AT ITS VIPER MINE FOR THE OFFICE OF PUBLIC UTILITIES

WHEREAS, under Ordinance No. 322-06-09, the Council of the City of Springfield approved and authorized execution of a Coal Combustion Disposal Agreement with ICG Illinois, LLC ("ICG") for the City of Springfield Office of Public Utilities' Electric Division Generation Department in an amount not to exceed \$1,335,000.00 for disposal of coal ash from the Dallman Power Plant Unit No. 4 from the start-up of the unit through December 31, 2011, and

WHEREAS, the City and ICG desire to amend the Agreement to allow for certain by-product material ("Gypsum By-Product") produced by the Dallman Power Plant generators to be beneficially used at ICG's Viper Mine in Elkhart, Illinois, and

WHEREAS, ICG will beneficially use up to 100,000 tons of Gypsum By-Product generated by the City through December 31, 2010, at its Viper Mine as permitted by the Illinois Department of Natural Resources and in accordance with the \$1.80 per ton pricing outlined in the First Amendment to the original Agreement, a copy of which shall be on file in the City of Springfield Office of the City Clerk, and

WHEREAS, in accordance with the provisions of Section 38.40 of the City Code, the Purchasing Agent has determined that the original Agreement with ICG, as well as this Agreement Amendment with ICG are not subject to sealed competitive bidding, and

WHEREAS, the original Coal Combustion Agreement and this First Amendment to said Agreement bring the expenditure authorization with ICG to \$1,515,000.00 for these services.

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 execution of the First Amendment to the Coal Combustion Disposal Agreement with ICG Illinois, LLC, a copy of which shall be on file with the City of Springfield Office of the City Clerk, and which authorizes an additional expenditure in an amount not to exceed One Hundred Eighty Thousand Dollars and No Cents (\$180,000.00) for the sale of up to 100,000 tons of Electric Division Generation Department Gypsum By-product to ICG Illinois for use at its Viper Mine in Elkhart, Illinois, compliant with said Agreement Amendment on behalf of the City of Springfield Office of Public Utilities.

Section 2. The Mayor and the City Clerk are hereby authorized and empowered to execute said Agreement First Amendment with ICG Illinois on behalf of the City of Springfield Office of Public Utilities.

Section 3. The Payment by the City of Springfield Office of Budget and Management to ICG Illinois, LLC for the total maximum amount of One Million Five Hundred Fifteen Thousand Dollars and No Cents (\$1,515,000.00) from Account No. 102-100-CABC-7703-1232 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: Dec. 21 2010
RECORDED: Dec. 28 2010
ATTEST: [Signature]

SIGNED: Dec 28 2010
Frank J. Perry
MAYOR

Approved as to legal sufficiency:
W 12-2-10
Office of the Corporation Counsel/Date
Requested by the Office of Public Utilities/Mayor Davlin

471-12-10

AN ORDINANCE AMENDING ORDINANCE NO. 365-10-10 "AN ORDINANCE ACCEPTING BIDS AND AUTHORIZING THE EXECUTION OF CONTRACT UW11-08-45-FLUOROSILICIC ACID WITH LUCIER CHEMICAL INDUSTRIES, LTD. IN THE AMOUNT OF \$112,545.00 FOR THE WATER PURIFICATION PLANT" BY APPROVING A VENDOR NAME CHANGE TO MOSAIC CROP NUTRITION, LLC AND APPROVING AND AUTHORIZING EXECUTION OF A CONSENT TO ASSIGNMENT FOR SAID CONTRACT

WHEREAS, Ordinance 365-10-10 authorized payment to Lucier Chemical Industries, Ltd. for the purchase of fluorosilicic acid in an amount of \$112,545.00 for the City of Springfield Office of Public Utilities' Water Purification Plant, and

WHEREAS, Fluorsilicic acid is used for chemical treatment at the City of Springfield Office of Public Utilities' Water Purification Plant to meet State of Illinois standards for fluoridation of Springfield's water supply, and

WHEREAS, this amending Ordinance approves and authorizes execution of a Consent to the Assignment of Contract No. UW11-08-45 with Lucier Chemical Industries, Ltd. to Mosaic Crop Nutrition, LLC effective January 1, 2011, and

WHEREAS, this action is necessary due to Lucier Chemical Industries, Ltd. selling its business, the entity supplying the above-referenced chemicals to the City, to Mosaic Crop Nutrition, LLC, effective December 30, 2010, and

WHEREAS, as some payments were already made to Lucier Chemical Industries, Ltd., this amending ordinance sanctions the new vendor name, Mosaic Crop Nutrition, LLC, so that payments henceforth can be made to Mosaic Crop Nutrition, LLC, and

WHEREAS, all other terms and conditions under the original Ordinance and contract, including the previously authorized expenditure authorization by the City Council, will remain the same.

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

Section 1. The Council of the City of Springfield, Illinois, hereby amends Ordinance No. 365-10-10, with Lucier Chemical Industries, Ltd. for the purchase of fluorosilicic acid on behalf of the City of Springfield Office Public Utilities' Water Purification Plant in the amount of One Hundred Twelve Thousand Five Hundred Forty-Five Dollars and No Cents (\$112,545.00), by authorizing a vendor name change from Lucier Chemical Industries, Ltd. to Mosaic Crop Nutrition, LLC and approving and authorizing execution of the Consent to Assignment of Contract No. UW11-08-45 regarding the same.

Section 2. The Mayor and the City Clerk are hereby authorized and empowered to execute Consent to Assignment with Mosaic Crop Nutrition, LLC on behalf of the City of Springfield Office of Public Utilities.

Section 3. The Payment by the City of Springfield Office of Budget and Management to Lucier Chemical Industries, Ltd. and Mosaic Crop Nutrition, LLC for the total maximum amount of One Hundred Twelve Thousand Five Hundred Forty-Five Dollars and No Cents (\$112,545.00) from Account No. 101-100-BB-5180-1418 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: Dec. 21, 2010

SIGNED: Dec. 28 2010

RECORDED: Dec. 28, 2010

Frank J. Davlin
MAYOR

ATTEST: [Signature]

Approved as to legal sufficiency:

J 12-1-10

Office of the Corporation Counsel/Date
Requested by the Office of Public Utilities/Mayor Davlin

7.1 12 10

AN ORDINANCE ACCEPTING BIDS AND AUTHORIZING THE EXECUTION OF CONTRACT UW11-10-68 – QUICKLIME FOR THE WATER PURIFICATION PLANT FOR A TWO (2) YEAR TERM WITH MISSISSIPPI LIME COMPANY IN THE AMOUNT OF \$1,302,120.00 FOR THE OFFICE OF PUBLIC UTILITIES

WHEREAS, by previous action, the Specifications Committee approved specifications for Contract UW11-10-68 – Quicklime for the City of Springfield Office of Public Utilities Water Purification Plant for a Two (2) Year Term, and

WHEREAS, as described in said specifications, advertisement for bids for Contract UW11-10-68 was placed, and

WHEREAS, Mississippi Lime Company submitted the low bid for said product, 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. UW11-10-68.

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

Section 1. The Council of the City of Springfield, Illinois, hereby approves and accepts the bid from Mississippi Lime Company for Contract UW11-10-68 – Quicklime for a Two (2) Year Term for the total maximum amount of One Million Three Hundred Two Thousand One Hundred Twenty Dollars and No Cents (\$1,302,120.00) for the City of Springfield Office of Public Utilities' Water Purification Plant.

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

Section 3. The Payment to Mississippi Lime Company for the total maximum amount of One Million Three Hundred Two Thousand One Hundred Twenty Dollars and No Cents (\$1,302,120.00) from Account No. 101-100-BB-5180-1418 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: Dec. 21, 2010

SIGNED: Dec. 28, 2010

RECORDED: Dec 28, 2010

Frank J. King
MAYOR

ATTEST: [Signature]

Approved as to legal sufficiency:

W 12-1-10
Office of the Corporation Counsel/Date

11/27 73 12 10

AN ORDINANCE ACCEPTING BIDS AND AUTHORIZING THE EXECUTION OF CONTRACT UW11-10-69 – FERRIC SULFATE WITH GENERAL CHEMICAL PERFORMANCE PRODUCTS LLC IN THE AMOUNT OF \$329,000.00 FOR THE WATER PURIFICATION PLANT FOR THE OFFICE OF PUBLIC UTILITIES

WHEREAS, by previous action, the Specifications Committee approved specifications for Contract UW11-10-69 – Ferric Sulfate with General Chemical Performance Products LLC for the City of Springfield Office of Public Utilities' Water Purification Plant, and

WHEREAS, as described in said specifications, advertisement for bids for Contract UW11-10-69 was placed, and

WHEREAS, General Chemical Performance Products LLC submitted the low bid for the purchase and delivery of approximately 3,500,000 pounds of liquid ferric sulfate , 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. UW11-10-69.

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

Section 1. The Council of the City of Springfield, Illinois, hereby approves and accepts the bid from General Chemical Performance Products LLC for Contract UW11-10-69 – Ferric Sulfate in the amount of Three Hundred Twenty-Nine Thousand Dollars and No Cents (\$329,000.00) for the purchase and delivery of approximately 3,500,000 pounds of liquid ferric sulfate for the City of Springfield Office of Public Utilities' Water Purification Plant.

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

Section 3. The Payment to General Chemical Performance Products LLC for the total maximum amount of Three Hundred Twenty-Nine Thousand Dollars and No Cents (\$329,000.00) from Account No. 101-100-BB-5180-1418 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 SIGNED: [Signature] 2010
RECORDED: [Signature] 2010 [Signature]
ATTEST: [Signature] MAYOR

Approved as to legal sufficiency:
[Signature] 12-1-10
Office of the Corporation Counsel/Date
Requested by the Office of Public Utilities/Mayor Davlin

475 12 10

**AN ORDINANCE APPROVING THE FINAL PLAT OF LEGACY
POINTE TOWN CENTER, PHASE 3, 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 Land Subdivision Committee and the Springfield/Sangamon County Regional Planning Commission have reviewed the final plat of Legacy Pointe Town Center, Phase 3, as prepared by Martin Engineering Company, Springfield, Illinois; and

WHEREAS, all requirements of the 1988 City of Springfield Code of Ordinances, as amended, have been met; and

WHEREAS, the Land Subdivision Committee and the Springfield/Sangamon County Regional Planning Commission recommend the final plat of Legacy Pointe Town Center, Phase 3, be approved by the City Council.

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

Section 1: That the final plat of Legacy Pointe Town Center, Phase 3, is hereby accepted and approved by the City Council.

Section 2: That the Mayor is authorized to sign and the City Clerk to attest approval of said plat for and in the name of the City.

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

PASSED: Dec. 21, 2010

SIGNED: Dec. 28, 2010

RECORDED: Dec. 28, 2010

Frank J. King
Mayor

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

Approved as to legal sufficiency:

Requested by: Public Works/Mayor Davlin

WJ 11-30-10
Office of Corporation Counsel/Date

Location: Ward 10

476 12 10

AN ORDINANCE APPROVING THE PARTIAL PLAT OF VACATION OF LOT 1000 OF BUCKLEY RIDGE ESTATES, FIRST ADDITION, 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 has received a request to vacate a portion of Lot 1000 in Buckley Ridge Estates, First Addition, as shown on Exhibit A; and

WHEREAS, the Land Subdivision Committee and the Springfield/Sangamon County Regional Planning Commission recommend that the request for vacation be granted; and

WHEREAS, it is necessary for the City of Springfield to vacate part of the final plat over and across the following described property in the County of Sangamon and State of Illinois:

Lot 1000 in Buckley Ridge Estates, First Addition Springfield, Illinois, as shown in the partial plat of vacation attached hereto as Exhibit A.

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

Section 1: That the partial plat of vacation attached hereto as Exhibit A over the above-described real property is approved by the City Council.

Section 2: That the City Clerk is directed to record said partial plat of vacation with the Sangamon County Recorder of Deeds.

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

PASSED: Dec. 21, 2010
RECORDED: Dec. 28, 2010
ATTEST: [Signature]
City Clerk Cecilia K. Tumulty

SIGNED: Dec. 28, 2010
[Signature]
Mayor
Approved as to legal sufficiency: [Signature]

Requested by: Public Works/Mayor Davlin

W, 11-30-10
Office of Corporation Counsel / Date

Location: Ward 9

"477 12 10

AN ORDINANCE APPROVING THE FINAL PLAT OF THE REDIVISION OF LOT 1000 OF BUCKLEY RIDGE ESTATES, FIRST ADDITION, 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 Land Subdivision Committee and the Springfield/Sangamon County Regional Planning Commission have reviewed the final plat of the Redivision of Lot 1000 of Buckley Ridge Estates, First Addition, as prepared by Raynolds, Higginbotham and Jacobs, L.L.C., Springfield, Illinois; and

WHEREAS, all requirements of the 1988 City of Springfield Code of Ordinances, as amended, have been met; and

WHEREAS, the Land Subdivision Committee and the Springfield/Sangamon County Regional Planning Commission recommend the final plat of the Redivision of Lot 1000 of Buckley Ridge Estates, First Addition, be approved by the City Council.

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

Section 1: That the final plat of the Redivision of Lot 1000 of Buckley Ridge Estates, First Addition, is hereby accepted and approved by the City Council.

Section 2: That the Mayor is authorized to sign and the City Clerk to attest approval of said plat for and in the name of the City.

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

PASSED: Dec. 21, 2010

SIGNED: Dec. 28, 2010

RECORDED: Dec. 28, 2010

Frank J. Kelly
Mayor

ATTEST: [Signature]
City Clerk Cecilia K. Tumulty

Approved as to legal sufficiency:
W, 12-1-10
Office of Corporation Counsel/Date

Requested by: Public Works/Mayor Davlin

Location: Ward 9

478 12 10

AN ORDINANCE TO DECREASE THE NUMBER OF CLASS "F" LIQUOR LICENSES BY ONE DUE TO CLOSURE OF BUSINESS BY ATMG, INC. D/B/A BROADWAY NITES, 210 BROADWAY

WHEREAS, ATMG, Inc. currently holds a Class "F" liquor license for the business known as Broadway Nites located at 210 Broadway; and

WHEREAS, the business has closed; 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 authorizes a decrease in the number of Class "F" liquor licenses.

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

PASSED: Dec. 21, 2010

SIGNED: Dec. 28, 2010

RECORDED: Dec. 27, 2010

Frank J. King
Mayor

ATTEST: [Signature]
City Clerk Cecilia K. Tumulty

REQUESTED BY:

Approved as to legal sufficiency:

Liquor Control Commission
Mayor Timothy J. Davlin

W, 11-30-10
Office of Corporation Counsel / Date

479 12 10

AN ORDINANCE TO DECREASE THE NUMBER OF CLASS "D" LIQUOR LICENSES BY ONE DUE TO CLOSURE OF BUSINESS BY MAYA FUSION INC., 1640 W. JEFFERSON STREET

WHEREAS, Maya Fusion Inc. currently holds a Class "D" liquor license for the business located at 1640 W. Jefferson Street; and

WHEREAS, the business has been closed; 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 "D" liquor licenses.

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

PASSED: Dec. 21, 2010

SIGNED: Dec. 28, 2010

RECORDED: Dec. 28, 2010

Frank J. King
Mayor

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

REQUESTED BY:
Liquor Control Commission
Mayor Timothy J. Davlin

Approved as to legal sufficiency:
W 11-30-10
Office of Corporation Counsel / Date

AN ORDINANCE AUTHORIZING EXECUTION OF A REDEVELOPMENT AGREEMENT WITH LEWIS HOUSE, L.L.C., FOR USE OF CENTRAL AREA TAX INCREMENT FINANCE FUNDS IN AN AMOUNT NOT TO EXCEED \$151,300.00 FOR THE PROJECT LOCATED AT 503 S. SEVENTH STREET, FOR THE OFFICE OF PLANNING AND ECONOMIC DEVELOPMENT

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, Lewis House, L.L.C. ("Redeveloper") has acquired certain real property located at 503 S. Seventh Street and desires the use of the City's tax increment finance funds; and

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

WHEREAS, in order to enable the City to achieve the objectives of the Plan in accordance with the uses set forth therein, the City intends to assist the Redeveloper with rehabilitation of the aforesaid property; and

WHEREAS, the City believes that the project is in the best interest of the City and the health, safety, morals and welfare of its residents, and in accordance with the public purposes and provisions of the applicable federal, state, and local laws; and

WHEREAS, the Redeveloper has represented that it possesses the experience and qualifications to undertake this project and the City, therefore, deems it appropriate to enter into this Agreement with Redeveloper; and

WHEREAS, it is contemplated that pursuant to this Agreement, the City shall provide the Redeveloper financial assistance in a total amount not to exceed \$151,300.00 to assist the Redeveloper with the purchase of a façade easement on the external north and east facades of the building (\$134,595.00) and a façade renovation grant for the external south façade (\$16,715.00); and

WHEREAS, the Redeveloper is willing to redevelop the Site upon the terms of a Redevelopment Agreement; 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 Lewis House, L.L.C., for use of the City's tax increment finance funds in the amount of \$151,300.00 for assistance with the project located at 503 S. Seventh Street. The Mayor and City Clerk are hereby authorized to execute the Redevelopment Agreement and any other necessary documents on behalf of the City.

Section 2: That the Office of Budget and Management is authorized to make payment to Lewis House, L.L.C. (0LEW 5000) in an amount not to exceed \$151,300.00 from account number 084-111-DEVL-SPAL-2110 upon satisfactory completion of the Redevelopment Agreement.

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

PASSED: Dec-21, 2010

SIGNED: Dec-28, 2010

RECORDED: Dec-28, 2010

Frank J. King
Mayor

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

Approved as to legal sufficiency:

Requested by: Mayor Timothy J. Davlin

TJ 11-2-1-10
Office of Corporation Counsel / Date

480 12 10

481 12 10

**AN ORDINANCE AUTHORIZING THE EXECUTION OF AN
ANNEXATION AGREEMENT FOR THE PROPERTY LOCATED AT
HAZEL DELL ROAD (CALVARY TEMPLE OF SPRINGFIELD)**

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

WHEREAS, Calvary Temple of Springfield, the Owner of record, has filed a verified petition duly executed and sworn, that the City annex the following described property:

Part of the Southwest Quarter of the Southeast Quarter of Section 16, Township 15 North, Range 5 West of the Third Principal Meridian, Sangamon County, Illinois, described as follows:

Commencing at the Southwest corner of said Section 16; thence North 88 degrees 17 minutes 54 seconds East on the South line of said Section 16, a distance of 217.01 feet to a point on the easterly right of way line of the SPCSL Corporation Railroad; thence North 23 degrees 14 minutes 13 seconds East on said easterly right of way line, a distance of 1,466.09 feet to a point on the Quarter Quarter Section line; thence North 88 degrees 14 minutes 57 seconds East on said Quarter Quarter Section line, a distance of 2,597.59 feet to the point of beginning;

From said point of beginning; thence continuing North 88 degrees 14 minutes 57 seconds East, a distance of 168.33 feet; thence South 01 degrees 45 minutes 03 seconds East, a distance of 812.54 feet to a point on the northerly right of way line of FA 196 Frontage Road, said point being on a curve concave to the left, having a radius of 334.51 feet; thence southwesterly on said curve, a chord bearing of South 56 degrees 06 minutes 50 seconds West, a chord distance of 72.45 feet to the end of said curve; thence South 48 degrees 11 minutes 40 seconds West, a distance of 139.76 feet; thence North 01 degrees 45 minutes 03 seconds West, a distance of 941.02 feet to the point of beginning, containing 3.370 acres, more or less.

WHEREAS, said property is contiguous to the City of Springfield; and

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

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

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

Section 1: That the City Council hereby approves and authorizes the execution of an annexation agreement with the Owner of record for annexation of the property located at Hazel Dell Road, tax identification number 22-16-400-038. The Mayor and City Clerk are hereby authorized to execute the agreement, which shall be located in the Office of the City Clerk, on behalf of the City of Springfield.

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

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

PASSED: Dec. 21, 2010

SIGNED: Dec. 28, 2010

RECORDED: Dec. 28, 2010

Timothy J. Davlin
Mayor

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

Approved as to legal sufficiency:

Requested by: Mayor Timothy J. Davlin

TJ 11-26-10
Office of Corporation Counsel / Date

11/28 11 2 10

482 12 10

**AN ORDINANCE ANNEXING CERTAIN DESCRIBED REAL PROPERTY
LOCATED AT HAZEL DELL ROAD (CALVARY TEMPLE OF
SPRINGFIELD)**

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

WHEREAS, Calvary Temple of Springfield ("Owner") has filed a verified petition duly executed and sworn, that the City annex the following described real property:

Part of the Southwest Quarter of the Southeast Quarter of Section 16, Township 15 North, Range 5 West of the Third Principal Meridian, Sangamon County, Illinois, described as follows:

Commencing at the Southwest corner of said Section 16; thence North 88 degrees 17 minutes 54 seconds East on the South line of said Section 16, a distance of 217.01 feet to a point on the easterly right of way line of the SPCSL Corporation Railroad; thence North 23 degrees 14 minutes 13 seconds East on said easterly right of way line, a distance of 1,466.09 feet to a point on the Quarter Quarter Section line; thence North 88 degrees 14 minutes 57 seconds East on said Quarter Quarter Section line, a distance of 2,597.59 feet to the point of beginning;

From said point of beginning; thence continuing North 88 degrees 14 minutes 57 seconds East, a distance of 168.33 feet; thence South 01 degrees 45 minutes 03 seconds East, a distance of 812.54 feet to a point on the northerly right of way line of FA 196 Frontage Road, said point being on a curve concave to the left, having a radius of 334.51 feet; thence southwesterly on said curve, a chord bearing of South 56 degrees 06 minutes 50 seconds West, a chord distance of 72.45 feet to the end of said curve; thence South 48 degrees 11 minutes 40 seconds West, a distance of 139.76 feet; thence North 01 degrees 45 minutes 03 seconds West, a distance of 941.02 feet to the point of beginning, containing 3.370 acres, more or less.

AND

All that part of Hazel Dell Road lying adjacent to the above described parcel;

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

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

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

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

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

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

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

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

PASSED: Dec. 21, 2010

SIGNED: Dec. 28, 2010

RECORDED: Dec. 28, 2010

Frank J. King
Mayor

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

Approved as to legal sufficiency:

Requested by: Mayor Timothy J. Davlin

TJ 12-6-10
Office of Corporation Counsel / Date

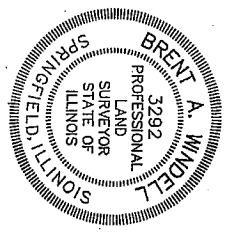
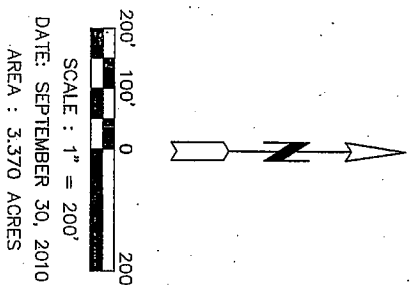
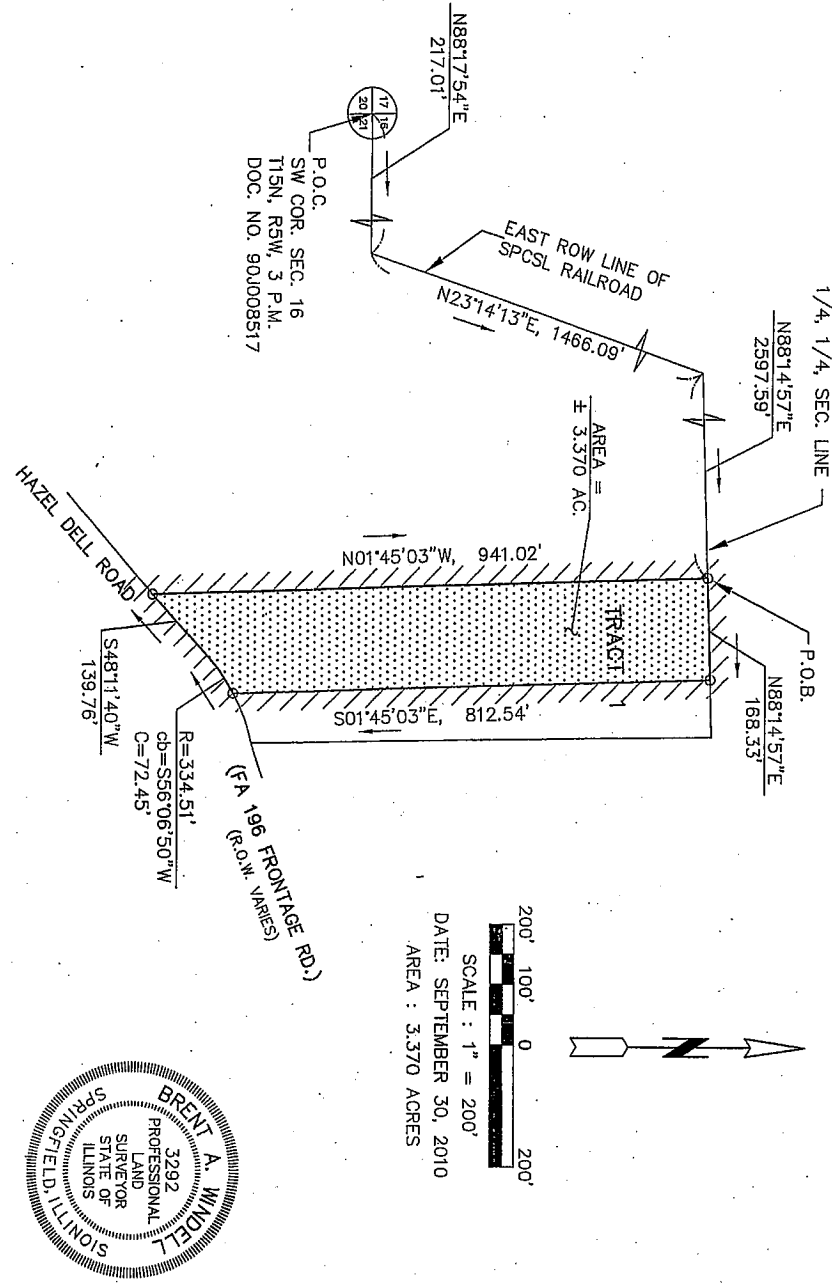
482 12 10

482 12 10

OWNER: CALVARY TEMPLE
 1730 W. JEFFERSON ST.
 SPRINGFIELD, IL 62702
 CAPITAL TOWNSHIP
 P.L.N. 22-16-400-038

ANNEXATION PLAT

Part of the Southwest Quarter of the Southeast Quarter of Section 16, Township 15 North, Range 5 West of the Third Principal Meridian, Sangamon County, Illinois, described as follows:
 Commencing at the South line of said Section 16; thence North 88 degrees 17 minutes 54 seconds East on the South line of said Section 16, a distance of 217.01 feet to a point on the Easterly right of way line of the SPCSL Corporation Railroad; thence North 23 degrees 14 minutes 13 seconds East on said Easterly right of way line, a distance of 1,466.09 feet to a point on the Quarter Section line; thence North 88 degrees 14 minutes 57 seconds East on said Quarter Section line, a distance of 2,597.59 feet to the point of beginning.
 From said point of beginning; thence continuing North 88 degrees 14 minutes 57 seconds East, a distance of 168.33 feet; thence South 01 degrees 45 minutes 03 seconds East, a distance of 812.54 feet to a point on the Northerly right of way line of FA 196 Frontage Road, said point being on a curve concave to the left, having a radius of 334.51 feet; thence Southwesterly on said curve, a chord bearing of South 56 degrees 06 minutes 50 seconds West, a chord distance of 72.45 feet to the end of said curve; thence South 48 degrees 11 minutes 40 seconds West, a distance of 139.76 feet; thence North 01 degrees 45 minutes 03 seconds West, a distance of 941.02 feet to the point of beginning, containing 3.370 acres, more or less.



- LEGEND
- INDICATES EXISTING LIMITS
 - - - INDICATES AREA TO BE ANNEXED
 - o - IRON PIN SET

FIELD WORK COMPLETED SEPTEMBER, 2010.

BASIS OF BEARING IS N 88-14'-57" E ON THE QUARTER SECTION LINE OF SECTION 16. (ASSUMED)

NO PART OF THIS PLAT IS LOCATED WITHIN A SPECIAL FLOOD HAZARD AREA AS IDENTIFIED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY. PER MAP NUMBER 17167C0244F. (EFFECTIVE DATE: AUGUST 2, 2007).

"THIS PROFESSIONAL SERVICE CONFORMS TO THE CURRENT ILLINOIS MINIMUM STANDARDS FOR A BOUNDARY SURVEY."

SURVEYOR HAS MADE NO INVESTIGATION OR INDEPENDENT SEARCH FOR EASEMENTS OF RECORD, ENCUMBRANCES, RESTRICTIVE COVENANTS, OWNERSHIP, TITLE EVIDENCE, OR ANY OTHER FACTS WHICH AN ACCURATE AND CURRENT TITLE SEARCH MAY DISCLOSE.

I HEREBY CERTIFY THAT, IN THE MONTH OF SEPTEMBER, 2010, I MADE A SURVEY OF THE ABOVE DESCRIBED PROPERTY AND THE FOREGOING PLAT REPRESENTS THE RESULTS OF SAID SURVEY.

Brent A. Windell
 BRENT A. WINDELL
 3292
 PROFESSIONAL
 LAND
 SURVEYOR
 STATE OF
 ILLINOIS
 SPRINGFIELD, ILLINOIS

ILLINOIS PROFESSIONAL LAND SURVEYOR NO. 3292
 DATE SIGNED: 10/14/2010
 LICENSE EXP. DATE: NOV. 30, 2012

MPEC
 MARTIN ENGINEERING COMPANY
 of Illinois
 CONSULTING ENGINEERS AND SURVEYORS
 ILLINOIS PROFESSIONAL DESIGN FIRM NO. 184-004563
 3233 S. MEADOWBROOK RD., SPRINGFIELD, ILLINOIS 62711
 Phone: (217) 698-8900, Fax: (217) 698-8922, E-Mail: mspecmail@martinengineeringco.com

REVISED 10/14/2010

Exhibit A

483 12 10

No. GFO-0176

AN ORDINANCE AUTHORIZING THE EXECUTION OF A THREE-YEAR AGREEMENT WITH ASCEND PERFORMANCE MATERIALS LLC FOR THE PURCHASE AND DELIVERY OF DIBASIC ACID AND ADIPIC ACID IN AN AMOUNT NOT TO EXCEED \$2,848,800.00 FOR THE OFFICE OF PUBLIC UTILITIES FOR EMERGENCY PASSAGE

WHEREAS, this Ordinance authorizes the execution of a three-year agreement with Ascend Performance Materials LLC for the purchase and delivery of Dibasic Acid and Adipic Acid in an amount not to exceed \$2,848,800.00 for the City of Springfield Office of Public Utilities' Dallman Power Plant Unit No. 31/32, Unit 33 and Unit 4 Scrubbers, and

WHEREAS, the Scrubbers use limestone and water to neutralize sulfur dioxide in the flue gas emissions and these products enhance the use of limestone in this capacity, and

WHEREAS, the utility anticipates using approximately 2,620,00 pounds of Dibasic Acid and 150,000 pounds of Adipic Acid over the course of three years, and

WHEREAS, the initial price for Dibasic Acid is \$0.86 per pound and the initial price for Adipic Acid is \$1.70 per pound, and compliant with this agreement, the product unit prices will be adjusted annually based upon the Producer Price for Chemicals and Allied Products indices, and

WHEREAS, transportation fuel prices for these products also will change quarterly beginning in March 2011, and the above product prices exclude freight, which will be prepaid by Ascend and added onto orders, and

WHEREAS, Ascend Performance Materials LLC is the only known source for said products, and

WHEREAS, in accordance with the provisions of Section 38.40 of the City Code, the Purchasing Agent has determined that this contract is not subject to sealed competitive bidding.

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

Section 1. The Council of the City of Springfield, Illinois, hereby approves and authorizes execution of a three-year Sole Source Agreement with Ascend Performance Materials LLC for the purchase and delivery of Dibasic Acid and Adipic Acid in an amount not to exceed Two Million Eight Hundred Forty-Eight Thousand Eight Hundred Dollars and No Cents (\$2,848,800.00) for the City of Springfield Office of Public Utilities.

Section 2. The Mayor and the City Clerk are hereby authorized and empowered to execute said Agreement, a copy of which shall be on file with the Office of the City Clerk, on behalf of the City of Springfield Office of Public Utilities.

Section 3. The Payment by the City of Springfield Office of Budget and Management to Ascend Performance Materials LLC in an amount not to exceed Two Million Eight Hundred Forty-Eight Thousand Eight Hundred Dollars and No Cents (\$2,848,800.00) from Account No. 102-100-CABS-7707-1418 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] Dec. 21, 2011
RECORDED: [Signature] Dec. 28, 2011
ATTEST: [Signature]

SIGNED: [Signature] Dec. 28, 2011
MAYOR

Approved as to legal sufficiency: [Signature] 12.16.10
Office of the Corporation Counsel/Date
Requested by the Office of Public Utilities/Alderman Frank Kunz

11/18/10 484 12 10

AN ORDINANCE APPROVING THE PLAT OF VACATION OF LOTS 5 AND 2000 OF HILLTOP PLACE, FOR THE OFFICE OF PUBLIC WORKS, FOR EMERGENCY PASSAGE

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

WHEREAS, the City has received a request to vacate Lots 5 and 2000 in Hilltop Place, as shown on Exhibit A; and

WHEREAS, the Land Subdivision Committee and the Springfield/Sangamon County Regional Planning Commission recommend that the request for vacation be granted; and

WHEREAS, it is necessary for the City of Springfield to vacate part of the final plat over and across the following described property in the County of Sangamon and State of Illinois:

Lot 5 and 2000 in Hilltop Place in Springfield, Illinois, as shown in the plat of vacation attached hereto as Exhibit A.

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

Section 1: That the plat of vacation attached hereto as Exhibit A over the above-described real property is approved by the City Council.

Section 2: That the City Clerk is directed to record said partial plat of vacation with the Sangamon County Recorder of Deeds.

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

PASSED: Dec 21, 2010
RECORDED: Dec 28, 2010
ATTEST: Cecilia K. Tumulty
City Clerk Cecilia K. Tumulty

SIGNED: Dec 28, 2010
Frank J. King
Mayor
Approved as to legal sufficiency:

Requested by: Alderman Edwards

JAP / 12.15.10
Office of Corporation Counsel / Date

Location: Ward 1

485 12 10

AN ORDINANCE APPROVING THE FINAL PLAT OF THE REDIVISION OF LOTS 5 AND 2000 OF HILLTOP PLACE, FOR THE OFFICE OF PUBLIC WORKS, FOR EMERGENCY PASSAGE

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

WHEREAS, the Land Subdivision Committee and the Springfield/Sangamon County Regional Planning Commission have reviewed the final plat of the Redivision of Lots 5 and 2000 of Hilltop Place, as prepared by Martin Engineering Company, Springfield, Illinois; and

WHEREAS, all requirements of the 1988 City of Springfield Code of Ordinances, as amended, have been met; and

WHEREAS, the Land Subdivision Committee and the Springfield/Sangamon County Regional Planning Commission recommend the final plat of the Redivision of Lots 5 and 2000 of Hilltop Place, be approved by the City Council.

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

Section 1: That the final plat of the Redivision of Lots 5 and 2000 of Hilltop Place, is hereby accepted and approved by the City Council.

Section 2: That the Mayor is authorized to sign and the City Clerk to attest approval of said plat for and in the name of the City.

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

PASSED: Dec. 21, 2010

SIGNED: Dec. 28, 2010

RECORDED: Dec. 28, 2010

Frank J. King
Mayor

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

Approved as to legal sufficiency:

TAP / 12.15.10
Office of Corporation Counsel/Date

Requested by: Alderman Edwards

Location: Ward 1

A RESOLUTION AUTHORIZING THE CITY OF SPRINGFIELD TO TRANSFER ITS 2010 PRIVATE ACTIVITY BOND CAP IN THE AMOUNT OF \$10,561,680.00 TO THE CITY OF AURORA FOR ISSUANCE DURING CALENDAR YEAR 2011 IN CONNECTION WITH THE ASSIST 2011 BONDS

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

WHEREAS, the City of Aurora will be the lead issuer of the Assist 2011 Bonds; and

WHEREAS, it is in the best interest of the City of Springfield to transfer its 2010 Private Activity Bond Cap in the amount of \$10,561,680.00 to the City of Aurora for issuance during calendar year 2011 in connection with the Assist 2011 Bonds to finance a low interest mortgage program for first-time homebuyers; and

WHEREAS, the funds will be available for mortgages within the City of Springfield.

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

Section 1: That the City of Springfield hereby cedes its 2010 Private Activity Bond Cap in the amount of \$10,561,680.00 to the City of Aurora in connection with the Assist 2011 Bonds to finance a low interest mortgage program for first-time homebuyers.

Section 2: That the Mayor is authorized to execute a letter of Agreement with the 2011 First-Time Home Buyer Down Payment Assistance Program consenting to such reallocation on behalf of the City of Springfield.

Section 3: That this Resolution shall be effective from and after its passage and recording by the City Clerk.

PASSED: Dec. 21, 2010

SIGNED: Dec. 28, 2010

RECORDED: Dec. 29, 2010

Frank J. King
Mayor

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

Approved as to legal sufficiency:

Requested by: Mayor Timothy J. Davlin

W 112-2-10
Office of Corporation Counsel / Date