

## Ordinances Passed - By Date

Ordinance Number	Date	Agenda Number
47-2-10	2/2/2010	2010-008
		AN ORDINANCE AUTHORIZING PAYMENT TO ROBERT C. BAKER, AN OFFICE OF PUBLIC UTILITIES EMPLOYEE, FOR SETTLEMENT OF A WORKERS COMPENSATION CLAIM FOR CASE NUMBER 09-WC-07897.
48-2-10	2/2/2010	2010-009
		AN ORDINANCE AUTHORIZING SETTLEMENT OF SANGAMON COUNTY CIRCUIT COURT CASE NO. 2008-L-138, LYNN SLAYTON V. ARTHUR LAWSON AND THE CITY OF SPRINGFIELD.
49-2-10	2/2/2010	2010-011
		AN ORDINANCE AUTHORIZING ADDITIONAL FUNDING IN THE AMOUNT OF \$600,000.00 FOR THE PURCHASE OF NATURAL GAS FOR THE ELECTRIC GENERATION DEPARTMENT DALLMAN POWER PLANT UNIT NO. 4 WITH THE CENTRAL ILLINOIS LIGHT COMPANY D/B/A AMERENCILCO UNDER AN EXISTING RATE SCHEDULE FOR A TOTAL AMOUNT PAYABLE OF \$1,747,500.00 TO SAID VENDOR.
50-2-10	2/2/2010	2010-012
		AN ORDINANCE APPROVING THE PARTIAL PLAT OF VACATION OF WANLESS' LINCOLNWOOD, FIRST ADDITION, FOR THE OFFICE OF PUBLIC WORKS.
51-2-10	2/2/2010	2010-013
		AN ORDINANCE APPROVING THE FINAL PLAT OF THE REDIVISION OF LOTS 21, 22, 23 AND 26 OF WANLESS' LINCOLNWOOD, FIRST ADDITION FOR THE OFFICE OF PUBLIC WORKS.
52-2-10	2/2/2010	2010-014
		AN ORDINANCE AUTHORIZING EXECUTION OF AN AGREEMENT WITH HDR ENGINEERING, INC. FOR STRUCTURAL ENGINEERING SERVICES FOR THE 4TH AND WASHINGTON STREET PARKING RAMP IN AN AMOUNT NOT TO EXCEED \$26,400.00 FOR THE OFFICE OF PUBLIC WORKS.
53-2-10	2/2/2010	2010-015
		AN ORDINANCE DECLARING 16 UNCLAIMED BICYCLES BEING HELD IN THE SPRINGFIELD POLICE DEPARTMENT'S EVIDENCE ROOM TO BE SURPLUS PROPERTY AND AUTHORIZING THE SPRINGFIELD POLICE DEPARTMENT TO DONATE SAID BICYCLES TO THE CAPITAL AREA CAREER CENTER.
54-2-10	2/2/2010	2010-017
		AN ORDINANCE TO INCREASE THE NUMBER OF CLASS 'D' LIQUOR LICENSES BY ONE FOR FAIRVIEW RESTARANTE, LLC, 1530 SANGAMON AVENUE.
55-2-10	2/2/2010	2010-019
		AN ORDINANCE AUTHORIZING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$753.00 FOR THE SPRINGFIELD POLICE DEPARTMENT
56-2-10	2/2/2010	2010-022
		AN ORDINANCE DECLARING CERTAIN AUDIO AND VISUAL EQUIPMENT ACQUIRED FROM COMCAST OF ILLINOIS/INDIANA/OHIO, LLC TO BE SURPLUS PROPERTY AND AUTHORIZING

DONATION OF AN ORDINANCE DECLARING CERTAIN AUDIO AND VISUAL EQUIPMENT ACQUIRED FROM COMCAST OF ILLINOIS/INDIANA/OHIO, LLC TO BE SURPLUS PROPERTY AND AUTHORIZING DONATION OF SAID PROPERTY TO THE CAPITAL AREA CAREER CENTER ( SAID PROPERTY TO THE CAPITAL AREA CAREER CENTER

- 57-2-10                    2/2/2010                    2010-007  
ANNUAL APPROPRIATION ORDINANCE OF THE CITY OF SPRINGFIELD, ILLINOIS, FOR THE FISCAL YEAR BEGINNING MARCH 1, 2010, AND ENDING FEBRUARY 28, 2011. AS AMENDED
- 58-2-10                    2/2/2010                    2010-020  
AN ORDINANCE AUTHORIZING THE ESTABLISHMENT OF INCENTIVE PROGRAMS FOR THE RETIREMENT AND RESIGNATION OF CERTAIN CITY EMPLOYEES
- 59-2-10                    2/2/2010                    2010-021  
AN ORDINANCE AMENDING ORDINANCE NUMBER 409-07-09 TO CHANGE THE DATE OF REIMBURSEMENT TO THE CAPITAL IMPROVEMENT FUND FROM FEBRUARY 28, 2011, TO FEBRUARY 28, 2012, AND AUTHORIZING A WAIVER OF SECTION 37.06 OF THE 1988 CITY OF SPRINGFIELD CODE OF ORDINANCES, AS AMENDED, RELATING TO FUND 094 FOR FISCAL YEAR 2011
- 60-2-10                    2/2/2010                    2010-023  
AN ORDINANCE AUTHORIZING PAYMENT TO JORDAN TRANSFORMER, LLC, ABB, INC. AND/OR MTC TRANSFORMERS, INC. IN AN AMOUNT NOT TO EXCEED \$300,000.00 IN TOTAL FOR THE INSPECTION AND REPAIR OF TWO SUBSTATION TRANSFORMERS FOR THE ELECTRIC DIVISION FOR EMERGENCY PASSAGE
- 61-2-10                    2/2/2010                    2010-024  
AN ORDINANCE ACCEPTING BIDS AND AUTHORIZING THE EXECUTION OF CONTRACT UW10-12-82 - COLD WATER METERS WITH MIDWEST METER, INC. IN AN AMOUNT NOT TO EXCEED \$316,683.00 FOR THE WATER DIVISION FOR EMERGENCY PASSAGE
- 62-2-10                    2/2/2010                    2010-025  
AN ORDINANCE ACCEPTING BIDS AND AUTHORIZING THE EXECUTION OF CONTRACT UW10-12-83 - INSTALLATION OF COLD WATER METERS WITH VANGUARD UTILITY SERVICE, INC. IN AN AMOUNT NOT TO EXCEED \$328,633.47 FOR THE WATER DIVISION FOR EMERGENCY PASSAGE
- 63-2-10                    2/2/2010                    2010-026  
AN ORDINANCE AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE STATE OF ILLINOIS DEPARTMENT OF TRANSPORTATION FOR THE CAPITOL AVENUE PROJECT FROM 5TH TO 7TH STREETS (MFT SECTION #09-00447-03-PV) AND AUTHORIZING A WAIVER OF THE REQUIREMENTS OF SECTION 38.48 OF THE CITY'S PURCHASING CODE FOR THE OFFICE OF PUBLIC WORKS, FOR EMERGENCY PASSAGE
- 64-2-10                    2/2/2010                    2010-028  
AN ORDINANCE AMENDING AN 'ORDINANCE DESIGNATING ENTERPRISE ZONES WITHIN THE TERRITORIAL BOUNDARIES OF THE CITY OF SPRINGFIELD, ILLINOIS, A MUNICIPAL CORPORATION, AND PROVIDING FOR CERTAIN TAX INCENTIVES AND REIMBURSEMENTS THEREIN" FOR EMERGENCY PASSAGE
- 65-2-10                    2/2/2010                    2010-029  
AN ORDINANCE AUTHORIZING THE EXECUTION OF A ONE-YEAR AGREEMENT WITH R.W.

TROXELL AND COMPANY FOR COVERAGE OF CERTAIN REAL AND PERSONAL PROPERTY FROM AUGUST 12, 2009, THROUGH AUGUST 12, 2010, AND AUTHORIZING PAYMENT OF THE FIRST YEAR'S PREMIUM IN THE AMOUNT OF \$44,298.00, FOR EMERGENCY PASSAGE

RES. 04-10            2/2/2010            2010-010

A RESOLUTION ALLOCATING 2010 BOND VOLUME CAP.

RES. 05-10            2/2/2010            2010-027

A RESOLUTION NOTIFYING THE STATE OF ILLINOIS THAT THE CITY MAY SPEND \$25,476.00 OF ITS ALLOTMENT OF MOTOR FUEL TAX FUNDS FOR IMPROVEMENTS TO CAPITOL AVENUE FROM 5TH TO 7TH STREETS (SECTION NO. 09-00447-03-PV; ABRAHAM LINCOLN PRESIDENTIAL LIBRARY AND MUSEUM CORRIDOR GRANT NO. JN605-006) FOR THE OFFICE OF PUBLIC WORKS, FOR EMERGENCY PASSAGE

47 02 10

**AN ORDINANCE AUTHORIZING PAYMENT TO ROBERT C. BAKER, AN OFFICE OF PUBLIC UTILITIES EMPLOYEE, FOR SETTLEMENT OF A WORKERS COMPENSATION CLAIM FOR CASE NUMBER 09-WC-07897**

**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**, Robert C. Baker was working as a lineman for the Office of Public Utilities on March 14, 2006, and reported an injury to his right hip due to repetitive climbing and descending utility poles; and

**WHEREAS**, after unsuccessful conservative treatment, Mr. Baker underwent a total hip replacement and was able to return to work full duty in September 2009;

**WHEREAS**, Mr. Baker filed a workers' compensation claim (claim number 09-WC-07897); and

**WHEREAS**, Mr. Baker is willing to settle his workers' compensation claim in the amount of \$50,892.22 for claim number 09-WC-07897 representing a permanent partial disability equivalent to 40% loss of use of his right leg; and

**WHEREAS**, it is in the best interest of the City to authorize payment of \$50,892.22 to Robert C. Baker to settle workers' compensation claim number 09-WC-07897.

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

**Section 1:** That the City Council hereby authorizes payment of \$50,892.22 to Robert C. Baker, an Office of Public Utilities employee, to settle workers' compensation claim number 09-WC-07897 representing a permanent partial disability equivalent to 40% loss of use of his right leg. 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 \$50,892.22 as provided in the Settlement Agreement to Robert C. Baker, and his attorney Tim Shay, 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 \$50,892.22.

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

PASSED: Feb. 2, 2010  
RECORDED: Feb 3, 2010  
ATTEST: Cecilia K. Tumulty  
City Clerk Cecilia K. Tumulty

SIGNED: Feb 3, 2010  
Timothy J. Davlin  
Mayor Timothy J. Davlin

Approved as to legal sufficiency:  
W 1-13-10  
Office of Corporation Counsel / Date

Requested by: Mayor Timothy J. Davlin

48 02 10

**AN ORDINANCE AUTHORIZING SETTLEMENT OF SANGAMON COUNTY  
CIRCUIT COURT CASE NO. 2008-L-138, LYNN SLAYTON v. ARTHUR LAWSON  
AND THE CITY OF SPRINGFIELD**

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

**WHEREAS**, on May 31, 2007, Arthur Lawson, a former employee with the Office of Public Works, was driving a 1995 City-owned pickup truck southbound on 7<sup>th</sup> Street, ran a red light and collided with Ms. Lynn Slayton at the intersection of 7<sup>th</sup> and Monroe Streets resulting in bodily injuries and property damage; and

**WHEREAS**, Ms. Slayton filed a lawsuit in Sangamon County Circuit Court for case number 2008-L-138, *Lynn Slayton v. Arthur Lawson and the City of Springfield*, for alleged injuries arising out of the collision; and

**WHEREAS**, Ms. Slayton is willing to settle this lawsuit in the total amount of \$17,500.00; and

**WHEREAS**, it is in the best interest of the City to approve settlement of this case.

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

**Section 1:** That the City Council hereby authorizes settlement of Sangamon County Circuit Court case no. 2008-L-138, *Lynn Slayton v. Arthur Lawson and the City of Springfield* for personal injuries sustained on May 31, 2007. The Mayor and City Clerk are authorized to execute any necessary documents on behalf of the City.

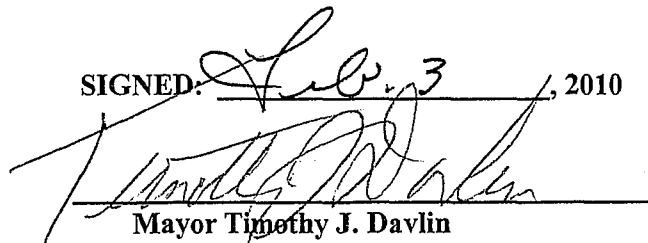
**Section 2:** That the Office of Budget and Management is hereby authorized to make payments in an amount not to exceed \$17,500.00 to Lynn Slayton and the law office of Wolter, Beeman & Lynch from account number 074-107-BMGT-LIAB-2220 in accordance with the terms of the agreed settlement order for Sangamon County Circuit Court case no. 2008-L-138.

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

PASSED: Feb. 2, 2010

SIGNED: Feb. 3, 2010

RECORDED: Feb. 3, 2010

  
Mayor Timothy J. Davlin

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

Approved as to legal sufficiency:

Requested by: Mayor Timothy J. Davlin

     1-13-10  
Office of Corporation Counsel / Date

AN ORDINANCE AUTHORIZING ADDITIONAL FUNDING IN THE AMOUNT OF \$600,000.00 FOR THE PURCHASE OF NATURAL GAS FOR THE ELECTRIC GENERATION DEPARTMENT DALLMAN POWER PLANT UNIT NO. 4 WITH THE CENTRAL ILLINOIS LIGHT COMPANY D/B/A AMERENCILCO UNDER AN EXISTING RATE SCHEDULE FOR A TOTAL AMOUNT PAYABLE OF \$1,747,500.00 TO SAID VENDOR FOR THE OFFICE OF PUBLIC UTILITIES

WHEREAS, Ordinance No. 284-05-09 approved payment in an amount not to exceed \$1,147,500.00 to Central Illinois Light Company d/b/a AmerenCILCO under an existing rate schedule for the purchase of natural gas for Dallman Power Plant Unit No. 4 for a one-year period, ending in May 2010, for the Electric Generation Department for the Office of Public Utilities, and

WHEREAS, the original expenditure authorization was estimated based upon anticipated natural gas usage during unit startup and commissioning, and

WHEREAS, additional funding is now required to cover additional natural gas usage for said unit, thereby necessitating an increase in the amount payable to Central Illinois Light Company d/b/a AmerenCILCO by \$600,000.00 for the Electric Generation Department, and

WHEREAS, the original ordinance and this funding increase authorize the expenditure of \$1,747,500.00 in total with Central Illinois Light Company d/b/a AmerenCILCO for this procurement.

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 authorizes the expenditure of an additional Six Hundred Thousand Dollars and No Cents (\$600,000.00) under an existing rate schedule with Central Illinois Light Company d/b/a AmerenCILCO for the purchase of natural gas for the Dallman Power Plant Unit No. 4 for the City of Springfield Office of Public Utilities' Electric Generation Department.

Section 2. The Mayor and the City Clerk are hereby authorized and empowered to execute all necessary documents with regard to said funding increase with Central Illinois Light Company d/b/a AmerenCILCO 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 Central Illinois Light Company d/b/a AmerenCILCO for the total maximum amount of One Million Seven Hundred Forty-Seven Thousand Five Hundred Dollars and No Cents (\$1,747,500.00) from Account No. 102-100-CABC-7749-1422 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: Feb. 2, 2010  
RECORDED: Feb. 3, 2010  
ATTEST: [Signature]

SIGNED: Feb. 3, 2010  
[Signature]  
MAYOR

Approved as to legal sufficiency:  
[Signature] 1-13-10  
Office of the Corporation Counsel/Date  
Requested by the Office of Public Utilities/Mayor Davlin

50 02 10

**AN ORDINANCE APPROVING THE PARTIAL PLAT OF VACATION OF WANLESS' LINCOLNWOOD, 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 Wanless' Lincolnwood, First Addition, consisting of Lots 21, 22, 23 and 26 as shown on attached 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:

Wanless' Lincolnwood, 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 of Springfield.

**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: Feb. 2, 2010

SIGNED: Feb. 3, 2010

RECORDED: Feb. 3, 2010

Timothy J. Davlin  
Mayor Timothy J. Davlin

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

Approved as to legal sufficiency:

Requested by: Public Works/  
Mayor Timothy J. Davlin

WI 1-13-10  
Office of Corporation Counsel / Date

Location: Ward 1

51 02 10

**AN ORDINANCE APPROVING THE FINAL PLAT OF THE REDIVISION OF LOTS 21, 22, 23 AND 26 OF WANLESS' LINCOLNWOOD, 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 lots 21, 22, 23 and 26 of Wanless' Lincolnwood, First Addition, as prepared by Martin Engineering Company, Springfield, Illinois; and

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

**WHEREAS**, the Land Subdivision Committee and the Springfield/Sangamon County Regional Planning Commission recommended the final plat of the redivision of lots 21, 22, 23 and 26 of Wanless' Lincolnwood, 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 lots 21, 22, 23 and 26 of Wanless' Lincolnwood, First Addition, is hereby accepted and approved by the City Council of the City of Springfield.

**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: Feb. 2, 2010

RECORDED: Feb. 3, 2010

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

SIGNED: Feb. 3, 2010

Timothy J. Davlin  
Mayor Timothy J. Davlin

Approved as to legal sufficiency:

JI 1-13-10  
Office of Corporation Counsel / Date

Requested by: Public Works /  
Mayor Timothy J. Davlin

Location: Ward 1

52 02 10

**AN ORDINANCE AUTHORIZING EXECUTION OF AN AGREEMENT WITH HDR ENGINEERING, INC. FOR STRUCTURAL ENGINEERING SERVICES FOR THE 4<sup>TH</sup> AND WASHINGTON STREET PARKING RAMP IN AN AMOUNT NOT TO EXCEED \$26,400.00 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 desires evaluation of existing conditions and recommendation for structural repairs of the parking ramp at 4<sup>th</sup> and Washington Street; and

**WHEREAS**, HDR Engineering, Inc. has submitted a proposal to provide these services in an amount not to exceed \$26,400.00; and

**WHEREAS**, the City Purchasing Agent has made a determination that this agreement 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**, it is in the best interest of the City to execute an agreement and authorize payment to HDR Engineering, Inc. in an amount not to exceed \$26,400.00 for these services; and

**WHEREAS**, a copy of the agreement shall be located in the Office of the City Clerk.

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

**Section 1:** That the City Council hereby authorizes the execution of an agreement with, and payment in an amount not to exceed \$26,400.00 to, HDR Engineering, Inc. for structural engineering services for the 4<sup>th</sup> and Washington Street parking ramp for the Office of Public Works. The Mayor and City Clerk are authorized to execute the Agreement on behalf of the City of Springfield.

**Section 2:** That the Office of Budget and Management is hereby authorized to make payment to HDR Engineering, Inc. (0HDR5000) for a total amount not to exceed \$26,400.00 from account number 084-111-DEVL-SPAL-2110 in accordance with the terms of the agreement.

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

PASSED: Feb. 2, 2010

RECORDED: Feb 3, 2010

ATTEST: [Signature]  
City Clerk Cecilia K. Tumulty

Requested by: Mayor Timothy J. Davlin

SIGNED: Feb. 3, 2010  
[Signature]  
Mayor Timothy J. Davlin

Approved as to legal sufficiency:  
W 1-13-10  
Office of Corporation Counsel / Date

IN 53 02 10

**AN ORDINANCE DECLARING 16 UNCLAIMED BICYCLES BEING HELD IN THE SPRINGFIELD POLICE DEPARTMENT'S EVIDENCE ROOM TO BE SURPLUS PROPERTY AND AUTHORIZING THE SPRINGFIELD POLICE DEPARTMENT TO DONATE SAID BICYCLES TO THE CAPITAL AREA CAREER CENTER**

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

**WHEREAS**, the Springfield Police Department has identified certain property consisting of 16 unclaimed bicycles to be surplus property and useful for donation to eligible organizations; and

**WHEREAS**, The Capital Area Career Center, a not-for-profit organization, has expressed a desire to obtain said unclaimed surplus property.

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

**Section 1:** That the City Council hereby declares the 16 unclaimed bicycles currently being held in the Springfield Police Department's Evidence Room to be surplus property and authorizes the Springfield Police Department to donate the bicycles to The Capital Area Career Center.

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

PASSED: Feb. 2, 2010

SIGNED: Feb. 3, 2010

RECORDED: Feb. 3, 2010

Timothy J. Davlin  
Timothy J. Davlin, Mayor

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

Approved as to legal sufficiency:

Requested by: Mayor Timothy J. Davlin

W 1 1-13-10  
Office of Corporation Counsel / Date

54 02 10

**AN ORDINANCE TO INCREASE THE NUMBER OF CLASS "D" LIQUOR LICENSES BY ONE FOR FAIRVIEW RESTARANTE, LLC, 1530 SANGAMON AVENUE**

WHEREAS, Fairview Restarante, LLC, has applied for a Class "D" liquor license for the business known as The Fairview Restaurant, 1530 Sangamon Avenue; and

WHEREAS, all phases of the application process have been satisfactorily 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 an increase in the number of Class "D" liquor licenses from 81 to 82.

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

PASSED: Feb. 2, 2010

SIGNED: Feb. 3, 2010

RECORDED: Feb. 3 2010

Timothy J. Davlin  
Mayor Timothy J. Davlin

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

REQUESTED BY:  
Liquor Control Commission  
Mayor Timothy J. Davlin

Approved as to legal sufficiency:  
W / 1-13-10  
Office of Corporation Counsel / Date

55-02-10

**AN ORDINANCE AUTHORIZING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$753.00 FOR THE SPRINGFIELD POLICE DEPARTMENT**

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

**WHEREAS**, the Springfield Police Department (SPD) has received \$753.00 from the Fraternal Order of Police, Lodge 40, for per diem and air fare reimbursement for the Springfield Police Department Honor Guard's travel to Tacoma, Washington; and

**WHEREAS**, the SPD is requesting a supplemental appropriation of these unbudgeted, unappropriated funds in the amount of \$753.00 to be expended in FY10.

**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 of \$753.00 from unbudgeted, unappropriated interest funds received from the Fraternal Order of Police, Lodge 40, for reimbursement of per diem and air fare for the Springfield Police Department Honor Guard's travel to Tacoma, Washington.

**Section 2:** That the Office of Budget and Management is hereby directed to effectuate a supplemental appropriation in the amount of \$753.00 from unbudgeted, unappropriated fund balance into expenditure accounts as follows:

INTO ACCOUNTS	AMOUNTS
001-112-POLC-POPR-2603	\$329.00
001-112-POLC-POPR-2604	\$424.00
<b>TOTAL</b>	<b>\$753.00</b>

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

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

PASSED: July 2, 2010

SIGNED: July 3, 2010

RECORDED: July 3, 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

JT 1-19-10  
Office of Corporation Counsel / Date

56 02 10

**AN ORDINANCE DECLARING CERTAIN AUDIO AND VISUAL EQUIPMENT ACQUIRED FROM COMCAST OF ILLINOIS / INDIANA / OHIO, LLC TO BE SURPLUS PROPERTY AND AUTHORIZING DONATION OF SAID PROPERTY TO THE CAPITAL AREA CAREER CENTER**

**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 number 587-12-09 authorizing an amendment to the cable franchise agreement with Comcast of Illinois / Indiana / Ohio, LLC; and

**WHEREAS**, provisions in the agreement authorized the transfer of audio and visual equipment used for the Public Access Channel to the City of Springfield; and

**WHEREAS**, the City has determined that some of the acquired equipment is not useful for City purposes; and

**WHEREAS**, Capital Area Career Center has expressed a desire to obtain the unneeded equipment.

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

**Section 1:** That the City Council hereby declares certain audio and visual equipment acquired from Comcast of Illinois / Indiana / Ohio, LLC, as set forth in Exhibit A, to be surplus property and authorizes the City of Springfield to donate the surplus equipment to The Capital Area Career Center.

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

PASSED: Feb. 2, 2010

SIGNED: Feb. 3, 2010

RECORDED: Feb. 3, 2010

Timothy J. Davlin  
Timothy J. Davlin, Mayor

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

Approved as to legal sufficiency:

Requested by: Mayor Timothy J. Davlin

W, 1-19-10  
Office of Corporation Counsel / Date

CITY OF SPRINGFIELD

ORDINANCE NO. ~~1111~~ 57 02 10

ANNUAL APPROPRIATION ORDINANCE OF THE CITY  
OF SPRINGFIELD, ILLINOIS, FOR THE FISCAL YEAR BEGINNING  
MARCH 1, 2010, AND ENDING FEBRUARY 28, 2011

PASSED BY THE CITY COUNCIL OF THE CITY OF  
SPRINGFIELD, ILLINOIS, ON and, 2010.

Published in pamphlet form  
by authority of the City  
Council of the City of  
Springfield, Illinois, this  
30 day of February, 2010

**ANNUAL APPROPRIATION ORDINANCE OF THE CITY  
OF SPRINGFIELD, ILLINOIS, FOR THE FISCAL YEAR  
BEGINNING MARCH 1, 2010, AND ENDING FEBRUARY 28, 2011**

**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**, pursuant to section 65 ILCS 5/8-2-9 of the Illinois Municipal Code and section 37.01 of the 1988 City of Springfield Code of Ordinances, as amended, an annual appropriation ordinance shall be adopted by the city council before the beginning of the fiscal year to which it applies; and

**WHEREAS**, a public hearing, notice of which was duly published at least ten days in advance of the hearing, was held on February 2, 2010.

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

**Section 1:** The sums of money shown in the "Major Object" lines in Exhibit 2 entitled "City of Springfield FY11 Appropriations" are hereby appropriated for the purposes stated therein and for the Organizational Divisions set forth in Exhibit 2 entitled "City of Springfield FY11 Appropriations" to defray necessary expenses and liabilities of the City of Springfield, to be paid or incurred during the fiscal year beginning March 1, 2010 and ending on February 28, 2011.

**Section 2:** The Director of the Office of Budget and Management shall allocate, from time to time, monies received by the City to the credit of respective funds designated in Exhibit 1 entitled "City of Springfield FY11 Total Resources" in such proportion as may be required for the best interest of the City and to meet the financial requirements of the City for the fiscal year beginning March 1, 2010, and ending on February 28, 2011. Such allocations shall be reflected on the books, records and accounts of the City, which shall be subject to public inspection. Taxes collected in calendar year 2010 from those taxes levied in calendar year 2009 upon all taxable property subject to taxation within the City pursuant to Ordinance No. 588-12-09, passed by the City Council on December 18, 2009, for the purposes set forth in Ordinance No. 588-12-09 are included in the FY11 Total Resources attached hereto as Exhibit 1.

**Section 3:** No expenditure exceeding the appropriation for any major object or purpose stated in Exhibit 2 shall be made except as authorized by the City Council through a supplemental appropriation.

**Section 4:** Proceeds received by the City as a result of any financing or refinancing of bonds or loans shall be used only for completion of improvements and equipment acquisitions for public buildings or infrastructure owned by the City of Springfield and shall not be used for any other purpose unless approved by the City Council.

**Section 5:** In order to balance the City's appropriation with anticipated revenues and provide adequate cash flow, the Director of the Office of Budget and Management is hereby authorized and directed to make loans between the various accounts and funds of the City, to the extent not otherwise restricted, at the applicable interest rate, if any, required by law. The Office of Budget and Management is authorized to sequester any appropriation when revenues are less than projected.

**Section 6:** All existing multi-year contracts which were previously approved by ordinances of the City Council or by applicable provisions of the City's Purchasing Code are expressly included by reference and approved to be charged against appropriations authorized by this ordinance.

**Section 7:** This appropriation ordinance is adopted pursuant to procedures set forth in the Illinois Municipal Code, provided any provisions in the Illinois Municipal Code in conflict with this ordinance shall not be applicable to this ordinance pursuant to the City's home rule authority.

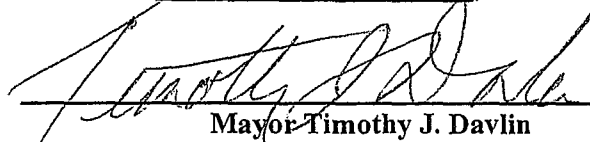
**Section 8:** The City Clerk is hereby directed to publish this ordinance in pamphlet form and to file a certified copy of this ordinance with the county clerk within 30 days after adoption.


**Section 9:** This ordinance shall become effective immediately upon its passage, recording by the City Clerk and publication in pamphlet form.

PASSED: Feb. 2, 2010

SIGNED: Feb. 3, 2010

RECORDED: Feb. 3, 2010

  
Mayor Timothy J. Davlin

ATTEST:   
City Clerk Cecilia K. Tumulty

Approved as to legal sufficiency:

Requested by: Mayor Timothy J. Davlin

W, 1-14-10  
Office of Corporation Counsel / Date

58 02 10

**AN ORDINANCE AUTHORIZING THE ESTABLISHMENT OF INCENTIVE PROGRAMS FOR THE RETIREMENT AND RESIGNATION OF CERTAIN CITY EMPLOYEES**

**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**, due to anticipated revenue shortfalls in the City's FY11 budget, the City is exploring ways to cut expenses; and

**WHEREAS**, the majority of the City's expenses in the corporate fund are directed toward personnel costs; and

**WHEREAS**, there are numerous City employees who have been employed at least 20 years, some of whom are eligible to retire pursuant to section 36.61 of the 1988 City of Springfield Code of Ordinances, as amended, and others of whom have not yet met the required age for retirement; and

**WHEREAS**, while these veteran employees have provided and continue to provide valuable services to the City, it is in the best interest of the City to offer retirement and resignation incentives to these employees in order to reduce personnel expenses in FY11.

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

**Section 1:** That the City Council hereby authorizes the Mayor to establish programs for FY11 to provide incentives for City employees who have been employed by the City for a minimum of 20 years to retire or voluntarily resign. The Mayor is authorized to execute all documents necessary, including individual settlement agreements with employees, to achieve this purpose.

**Section 2:** The Office of Budget and Management is authorized and directed to pay employees covered under these programs in accordance with the settlement agreements.

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

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

PASSED: Feb. 2, 2010

SIGNED: Feb. 3, 2010

RECORDED: Feb. 3, 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

W 1-19-10  
Office of Corporation Counsel / Date

59 02 10

**AN ORDINANCE AMENDING ORDINANCE NUMBER 409-07-09 TO CHANGE THE DATE OF REIMBURSEMENT TO THE CAPITAL IMPROVEMENT FUND FROM FEBRUARY 28, 2011, TO FEBRUARY 28, 2012, AND AUTHORIZING A WAIVER OF SECTION 37.06 OF THE 1988 CITY OF SPRINGFIELD CODE OF ORDINANCES, AS AMENDED, RELATING TO FUND 094 FOR FISCAL YEAR 2011**

**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 number 409-07-09 authorizing a waiver of the requirements of Section 100.30(f) of the 1988 City of Springfield Code of Ordinances, as amended, to reclassify existing revenues received from the hotel/motel tax by both reducing the revenues budgeted for the capital improvement fund and increasing the revenues budgeted for the corporate fund for Fiscal Year 2010 in the amount of \$1,130,000; and

**WHEREAS**, ordinance number 409-07-09 provided that revenues in the amount of \$1,130,000 would be deposited into the capital improvement fund (095) on or before February 28, 2011; and

**WHEREAS**, the City continues experiencing a shortfall of anticipated revenues that are needed to avoid layoffs and reduction of City services; and

**WHEREAS**, it is in the best interest of the City to change the date of reimbursement of \$1,130,000 to the capital improvement fund from February 28, 2011, to February 28, 2012; and

**WHEREAS**, Section 37.06 of the 1988 City of Springfield Code of Ordinances, as amended, provides that 1% of the annual corporate fund revenues be deposited annually in a "capital equipment fund" to be used solely for the purchasing and leasing of capital equipment unless otherwise approved by the city council; and

**WHEREAS**, in order to avoid further layoffs and reduction of City services during the shortfall, it is in the best interest of the City to waive the requirements of Section 37.06 as it relates to Fund 094 for fiscal year 2011.

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

**Section 1:** That the City Council hereby amends ordinance number 409-07-09 to change the date of reimbursement of \$1,130,000 to the capital improvement fund (095) from February 28, 2011, to February 28, 2012. That all other terms and conditions of ordinance number 409-07-09, not in conflict with this ordinance, shall remain in full force and effect.

**Section 2:** That the City Council hereby authorizes a waiver of Section 37.06 of the 1988 City of Springfield, Code of Ordinances, as amended, for fiscal year 2011.

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

PASSED: Feb. 2, 2010

SIGNED: Feb. 3, 2010

RECORDED: Feb. 3, 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

W 11-19-10  
Office of Corporation Counsel / Date

59 02 10

60 02 10

No.3683

AN ORDINANCE AUTHORIZING PAYMENT TO JORDAN TRANSFORMER, LLC, ABB, INC. AND/OR MTC TRANSFORMERS, INC. IN AN AMOUNT NOT TO EXCEED \$300,000.00 IN TOTAL FOR THE INSPECTION AND REPAIR OF TWO SUBSTATION TRANSFORMERS FOR THE ELECTRIC DIVISION FOR THE OFFICE OF PUBLIC UTILITIES  
**FOR EMERGENCY PASSAGE**

WHEREAS, due to recent electrical failures or damages to transformers at the Westchester, MacArthur and Lake Park substations, the City of Springfield Office of Public Utilities needs immediate authorization to inspect and repair two utility substation transformers, located at Westchester and the retired Franklin Park substations, and

WHEREAS, pursuant to this Ordinance, the retired Franklin Park substation transformer will be repaired and placed into service at the Lake Park substation and the Westchester transformer also will be repaired for return to service at that substation, and

WHEREAS, said transformers will be untanked and inspected to determine the actual cause of failure and the required repairs, and

WHEREAS, one quotation will be received for inspection of the transformers to include transporting the units to the vendor's facility, after which an additional quotation for repair work will be received once the units have been inspected, and

WHEREAS, the estimated repair for both transformers is \$300,000.00, and this ordinance authorizes payment in an amount not to exceed \$300,000.00 in total to Jordan Transformer, LLC, ABB Inc. and/or MTC Transformers, Inc. for the inspection and repair of these two Office of Public Utilities Electric Division substation transformers, and

WHEREAS, it is vital that these units be rebuilt as quickly as possible to ensure that the transformers are installed and ready for the Electric Division's summer load, and

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

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 authorizes payment in an amount not to exceed Three Hundred Thousand Dollars and No Cents (\$300,000.00) in total to Jordan Transformer, LLC, ABB Inc. and/or MTC Transformers, Inc. for the inspection and repair of two substation transformers on behalf of the City of Springfield Office of Public Utilities Electric Division.

Section 2. The Mayor and the City Clerk are hereby authorized and empowered to execute all necessary documents with regard to said procurement and services 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 Jordan Transformer, LLC, ABB Inc. and/or MTC Transformers, Inc. for the total maximum amount of Three Hundred Thousand Dollars and No Cents (\$300,000.00) from Account No. 102-100-CBAA-7793-1205 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: Feb. 2, 2010

SIGNED: Feb. 3

RECORDED: Feb. 3, 2010

[Signature]  
MAYOR

ATTEST: [Signature]

Approved as to legal sufficiency:  
[Signature] 1-29-10

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

60 02 10

61-02-10

No.3680

AN ORDINANCE ACCEPTING BIDS AND AUTHORIZING THE EXECUTION OF CONTRACT UW10-12-82 -COLD WATER METERS WITH MIDWEST METER, INC. IN AN AMOUNT NOT TO EXCEED \$316,683.00 FOR THE WATER DIVISION FOR THE OFFICE OF PUBLIC UTILITIES FOR EMERGENCY PASSAGE

WHEREAS, by previous action, the Specifications Committee approved specifications for Contract UW10-12-82 - Cold Water Meters with Midwest Meter, Inc. in an amount not to exceed \$316,683.00 for the City of Springfield Office of Public Utilities' Water Division Field Services Center, and

WHEREAS, as described in said specifications, advertisement for bids for Contract UW10-12-82 was placed, and

WHEREAS, Midwest Meter, Inc. submitted the only bid for the purchase and delivery of 215 AMR capability (automatic reading) cold water meters ranging from three- to eight-inches in size and up to 162 associated control valves for the Office of Public Utilities' Water Division Field Services Center, 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. UW10-12-82.

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 Midwest Meter, Inc. for Contract UW10-12-82 - Cold Water Meters in an amount not to exceed Three Hundred Sixteen Thousand Six Hundred Eighty-Three Dollars and No Cents (\$316,683.00) for the City of Springfield Office of Public Utilities' Water Division Field Services Center.

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

Section 3. The Payment to Midwest Meter, Inc. for the total maximum amount of Three Hundred Sixteen Thousand Six Hundred Eighty-Three Dollars and No Cents (\$316,683.00) from Account No. 101-100-BA-5100-2304 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]
(MAYOR)

Approved as to legal sufficiency:
[Signature] 1-28-10
Office of the Corporation Counsel/Date

Requested by the Office of Public Utilities/Mayor Davlin

62-02-10

AN ORDINANCE ACCEPTING BIDS AND AUTHORIZING THE EXECUTION OF CONTRACT UW10-12-83 – INSTALLATION OF COLD WATER METERS WITH VANGUARD UTILITY SERVICE, INC. IN AN AMOUNT NOT TO EXCEED \$328,633.47 FOR THE WATER DIVISION FOR THE OFFICE OF PUBLIC UTILITIES FOR EMERGENCY PASSAGE

WHEREAS, by previous action, the Specifications Committee approved specifications for Contract UW10-12-83 – Installation of Cold Water Meters with Vanguard Utility Service, Inc. in an amount not to exceed \$328,633.47 for the City of Springfield Office of Public Utilities' Water Division Field Services Center, and

WHEREAS, as described in said specifications, advertisement for bids for Contract UW10-12-83 was placed, and

WHEREAS, Vanguard Utility Service, Inc. submitted the low bid for the removal and installation of 215 cold water meters ranging from three to eight inches in size to include related fittings for the Office of Public Utilities' Water Division Field Services Center, 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. UW10-12-83.

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 Vanguard Utility Service, Inc. for Contract UW10-12-83 – Installation of Cold Water Meters in an amount not to exceed Three Hundred Twenty-Eight Thousand Six Hundred Thirty-Three Dollars and Forty-Seven Cents (\$328,633.47) for the City of Springfield Office of Public Utilities' Water Division Field Services Center.

Section 2. The Mayor and the City Clerk are hereby authorized and empowered to execute said Contract with Vanguard Utility Service, Inc. on behalf of the City of Springfield Office of Public Utilities.

Section 3. The Payment to Vanguard Utility Service, Inc. for the total maximum amount of Three Hundred Twenty-Eight Thousand Six Hundred Thirty-Three Dollars and Forty-Seven Cents (\$328,633.47) from Account No. 101-100-BA-5100-2304 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: Feb. 2, 2010  
RECORDED: Feb. 3, 2010  
ATTEST: [Signature]

SIGNED: Feb. 3, 2010  
[Signature]  
MAYOR

Approved as to legal sufficiency:  
[Signature] 1-28-10

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

63-02-10  
**AN ORDINANCE AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE STATE OF ILLINOIS DEPARTMENT OF TRANSPORTATION FOR THE CAPITOL AVENUE PROJECT FROM 5th TO 7th STREETS (MFT SECTION #09-00447-03-PV) AND AUTHORIZING A WAIVER OF THE REQUIREMENTS OF SECTION 38.48 OF THE CITY'S PURCHASING CODE FOR THE OFFICE OF PUBLIC WORKS, FOR EMERGENCY PASSAGE**

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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 is in the process of beautifying Capitol Avenue; and

**WHEREAS**, it is necessary to execute an agreement with the State of Illinois for improvements to Capitol Avenue from 5th to 7th Streets to include reconstruction, sidewalk replacement, lighting and other streetscape items (MFT Section 09-00447-03-PV); and

**WHEREAS**, the agreement provides that the City is responsible for \$25,476.00 for this portion of the beautification; 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 No. C-96-222-10 and MFT Section 09-00447-03-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 for Job No. C-96-222-10 and MFT Section 09-00447-03-PV with the State of Illinois Department of Transportation for beautification of Capitol Avenue from 5th to 7th Streets. 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 this ordinance shall become effective immediately upon its passage and recording by the City Clerk.

PASSED: Feb. 2, 2010

SIGNED: Feb. 3, 2010

RECORDED: Feb. 3, 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

W 11-28-10  
Office of Corporation Counsel / Date

63-02-10

**Return to:**

Cecilia K. Tumulty, City Clerk  
City of Springfield  
Room 108 Municipal Center West  
300 South Seventh Street  
Springfield, IL 62701

64 02 10

**AN ORDINANCE AMENDING AN "ORDINANCE DESIGNATING ENTERPRISE ZONES WITHIN THE TERRITORIAL BOUNDARIES OF THE CITY OF SPRINGFIELD, ILLINOIS, A MUNICIPAL CORPORATION, AND PROVIDING FOR CERTAIN TAX INCENTIVES AND REIMBURSEMENTS THEREIN" 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**, pursuant to Ordinance No. 956-12-83, the City Council approved an Ordinance designating enterprise zones within the territorial boundaries of the City of Springfield, Illinois, and providing for certain tax incentives and reimbursements therein which was further amended by Ordinance No. 107-02-03; and

**WHEREAS**, the Illinois Department of Commerce and Economic Opportunity ("DCEO") approved the City's application and designated the area referred to in Ordinance No. 956-12-83, as an enterprise zone on July 1, 1984, and further expanded pursuant to various ordinances; and

**WHEREAS**, pursuant to Section 5.4(a)(i) of the Illinois Enterprise Zone Act (20 ILCS 655/1, et seq.) the City desires to alter the boundaries of the City's enterprise zone; and

**WHEREAS**, the area to be added to the boundaries of the Enterprise Zone is contiguous to the existing Enterprise Zone; and

**WHEREAS**, upon due notice, a public hearing was held on January 25, 2010, as required by the provisions of the Illinois Enterprise Zone Act.

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

**Section 1:** That Ordinance No. 956-12-83, as amended, is further amended so as to alter the boundaries of the enterprise zone by adding the following described territory:

**PARCEL 54**

Part of the Southwest Quarter of Section 11 and Part of the Southeast Quarter of Section 11 in Township 15 North, Range 5 West of the Third Principal Meridian, Sangamon County, Illinois, more particularly described as follows:

Beginning at the Southeast corner of said Southwest Quarter; thence West 1598.00 feet along the South line of said Southwest Quarter to the intersection with the centerline of Stanton Street; thence northerly and easterly 4,477.08 feet along the centerline of Stanton Street to the intersection with Taylor Avenue; thence southerly 2,302.84 feet along the centerline of Taylor Avenue to the South line of said Southeast Quarter; thence West 1,300.42 feet along the South line of said Southeast Quarter to the point of beginning, containing 136.304 acres, more or less.

**CONNECTOR**

Beginning at the Southeast corner of Enterprise Zone Parcel 47, being in the westerly Right-of-Way line of Taylor Avenue; thence East 80.54 feet to the centerline of Taylor Avenue; thence southerly 2,014.81 feet along the centerline of Taylor Avenue to the Northeast corner of Enterprise Zone Parcel 54.

**Section 2:** A copy of a map depicting the area to be added to the enterprise zone is attached hereto as Exhibit "A."

**Section 3:** That the Director of the Office of Planning and Economic Development of the City of Springfield is hereby authorized and directed to cause an Enterprise Zone amendment application to be made to DCEO pursuant to the terms of the Illinois Enterprise Zone Act and the rules and regulations promulgated under that Act. The Director is authorized and directed to cooperate with DCEO to ensure that all necessary information is provided to DCEO.

**Section 4:** This Ordinance shall become effective upon the approval of the application and this Ordinance by DCEO and the filing of a certified copy of this amending ordinance with the Sangamon County Recorder of Deeds and the Secretary of State.

PASSED: Feb. 2, 2010

SIGNED: Feb. 3, 2010

RECORDED: Feb 3, 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

JJ 1-28-10  
Office of Corporation Counsel / Date

64 02 10

65 02 10

**AN ORDINANCE AUTHORIZING THE EXECUTION OF A ONE-YEAR AGREEMENT WITH R.W. TROXELL AND COMPANY FOR COVERAGE OF CERTAIN REAL AND PERSONAL PROPERTY FROM AUGUST 12, 2009, THROUGH AUGUST 12, 2010, AND AUTHORIZING PAYMENT OF THE FIRST YEAR'S PREMIUM IN THE AMOUNT OF \$44,298.00, 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**, this agreement is for insurance coverage for certain real and personal property from August 12, 2009, through August 12, 2010; and

**WHEREAS**, the annual premium for the first year is \$44,298.00; and

**WHEREAS**, the City Purchasing Agent has made a determination that this service is exempt from sealed competitive bidding pursuant to exceptions contained in Section 38.42 pertaining to Professional Services; and

**WHEREAS**, it is in the best interest of the City to execute an agreement with, and authorize payment of \$44,298.00 to, R.W. Troxell and Company for insurance coverage for certain real and personal property from August 12, 2009, through August 12, 2010.

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

**Section 1:** That the City Council hereby approves an agreement with R.W. Troxell and Company for insurance coverage of certain real and personal property from August 12, 2009, through August 12, 2010. 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 make payment to R.W. Troxell and Company (ORWT 4900) in the amount of \$44,298.00 from account number 074-107-BMGT-PRCA-1225.

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

PASSED: Feb. 2, 2010

SIGNED: Feb. 3 2010

RECORDED: Feb. 3, 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

W, 1-28-10  
Office of Corporation Counsel / Date

**A RESOLUTION ALLOCATING 2010 BOND VOLUME CAP**

**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**, there exists within the borders of the City a recognized need for lower cost financing of business expansion to create and retain jobs; and

**WHEREAS**, there exists within the borders of the City a recognized need for lower cost financing of single family home ownership to provide decent, safe and secure housing for persons on all income levels; and

**WHEREAS**, the City is authorized under state law and the City's home rule powers (1) to issue Revenue Bonds to finance below market interest rate loans to manufacturing facilities to encourage the creation and retention of jobs; (2) to issue Mortgage Bonds to induce qualified home buyers; and (3) to issue Mortgage Credit Certificates to induce qualified home buyers.

**WHEREAS**, the Internal Revenue code of 1986, as amended (the "Code") limits the amount of Bonds that may be issued by the City on a tax-exempt basis under the Code; and

**WHEREAS**, the City desires to consider establishing and implementing 2010 Bond Programs with the allocation of its 2010 Bond Volume Cap as defined in Section 146 of the Code (the "Volume Cap") in the amount of \$10,561,680.00; and

**WHEREAS**, pursuant to the Illinois Private Activity Bond Allocation Act (the "Act"), the City's Volume Cap allocation may be ceded to the State of Illinois if it is not used or allocated to specific projects or purposes by May 1, 2010.

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

**Section 1:** Public Purpose. It is hereby found, determined and declared that the purpose of this resolution is to take steps designed to provide below market interest rate loans to businesses and other organizations to create and retain jobs and/or to induce home ownership.

**Section 2:** The City Council of the City of Springfield, Illinois, hereby authorizes the allocation of the entire amount of the City's Volume Cap for calendar year 2010 to finance one or more Manufacturing Facility Revenue Bond Projects or Qualified Enterprise Zone Facility Projects or Mortgage Bond or Mortgage Credit Certificates or any combination thereof to be approved by the City Council.

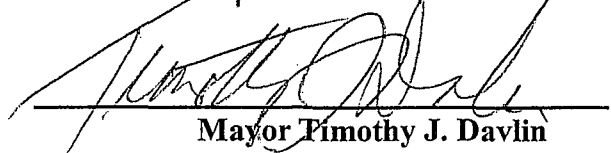
**Section 3:** Approval of Further Actions. From and after the adoption of this resolution, the proper officials, agents and employees of the City are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of this resolution or to effectuate the purpose hereof.


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

PASSED: Feb. 2, 2010

SIGNED: Feb. 3, 2010

RECORDED: Feb. 3, 2010

  
Mayor Timothy J. Davlin

ATTEST:   
City Clerk Cecilia K. Tumulty

Approved as to legal sufficiency:

Requested by: Mayor Timothy J. Davlin

JD, 1-13-10  
Office of Corporation Counsel / Date

**A RESOLUTION NOTIFYING THE STATE OF ILLINOIS THAT THE CITY MAY SPEND \$25,476.00 OF ITS ALLOTMENT OF MOTOR FUEL TAX FUNDS FOR IMPROVEMENTS TO CAPITOL AVENUE FROM 5<sup>TH</sup> TO 7<sup>TH</sup> STREETS (SECTION NO. 09-00447-03-PV; ABRAHAM LINCOLN PRESIDENTIAL LIBRARY AND MUSEUM CORRIDOR GRANT NO. JN605-006) FOR THE OFFICE OF PUBLIC WORKS, FOR EMERGENCY PASSAGE**

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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 Council previously passed Ord. No. 478-07-05 (amended by Ord. No. 386-06-06) authorizing execution of an agreement with the State of Illinois Department of Transportation for improvements to the Abraham Lincoln Presidential Library and Museum corridor in the amount of \$1,000,000.00 and identified as No. JN605-006; and

**WHEREAS**, the funds are to be used to enhance the historic sites and entry corridors in the City of Springfield; and

**WHEREAS**, the grant funds were deposited into the City's Motor Fuel Tax funds; and

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

**WHEREAS**, the City may use \$25,476.00 of its allotment of Motor Fuel Tax Funds (Abraham Lincoln Presidential Library and Museum corridor grant (No. JN605-006)) to pay for improvements to Capitol Avenue from 5<sup>th</sup> to 7<sup>th</sup> Streets (MFT Section No. 09-00447-03-PV).

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

**Section 1:** That improvement will be made on Capitol Avenue from 5<sup>th</sup> to 7<sup>th</sup> Streets under the Illinois Highway Code.

**Section 2:** That the proposed improvement is to be designated as City Section 09-00447-03-PV.

**Section 3:** That the City may use \$25,476.00 for the improvement of said section from its allotment of Motor Fuel Tax Funds (Abraham Lincoln Presidential Library and Museum corridor grant (No. JN605-006)).

**Section 4:** That said work shall be done by contract.

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

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

PASSED: Feb. 2, 2010

SIGNED: Feb. 3, 2010

RECORDED: Feb. 3, 2010

Timothy J. Davlin  
Mayor Timothy J. Davlin

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

Approved as to legal sufficiency:

J, 1-28-10  
Office of Corporation Counsel/Date

Requested by: Mayor Timothy J. Davlin