

AN ORDINANCE AUTHORIZING PAYMENTS TO DOMINIC SACCOMANO AND TODD WARD, OFFICE OF PUBLIC UTILITIES EMPLOYEES, TO SETTLE WORKERS' COMPENSATION CLAIMS

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, Dominic Saccomano was working as a meter reader for the Office of Public Utilities on April 20, 2010, and reported an injury to both arms due to repetitive motion of daily job duties; and

WHEREAS, Mr. Saccomano underwent surgical repair of the bilateral cubital tunnels and was able to return to work full duty in June of 2011; and

WHEREAS, Mr. Saccomano filed a workers' compensation claim (case number 10-WC-16413) and is willing to settle his claim in the amount of \$42,043.54 representing a permanent partial disability equivalent to 12.5% loss of use of both arms; and

WHEREAS, Livingstone, Mueller, O'Brien and Davlin, PC, the City's workers' compensation advisors, recommend payment of \$42,043.54 to Mr. Saccomano to settle his workers' compensation claim for case number 10-WC-16413; and

WHEREAS, Todd Ward was working as a machinist for the Office of Public Utilities on December 9, 2009, and April 28, 2010, and alleges an injury to his right arm due to repetitive motion of daily job duties; and

WHEREAS, on August 17, 2010, Mr. Ward reported an injury to his right arm while cleaning tubes in a heat exchanger ; and

WHEREAS, in November of 2010, Mr. Ward underwent arthroscopic surgery and was able to return to work in January of 2011; and

WHEREAS, Mr. Ward filed workers' compensation claims (case numbers 11-WC-006443, 11-WC-006445 and 11-WC-006444) and is willing to settle all claims in the amount of \$39,520.93 representing a permanent partial disability equivalent to 23.5% loss of use of his right arm; and

WHEREAS, Sorling, Northrup, Hanna, Cullen and Cochran, Ltd., the City's workers' compensation advisors, recommend payment of \$39,520.93 to Mr. Ward to settle his workers' compensation claims for case numbers 11-WC-006443, 11-WC-006445 and 11-WC-006444.

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

Section 1: That the City Council hereby authorizes payment of \$42,043.54 to Dominic Saccomano, an Office of Public Utilities employee, to settle a workers' compensation claim for case number 10-WC-16413, representing a permanent partial disability equivalent to 12.5% loss of use of both arms. 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 \$42,043.54 to Dominic Saccomano and his attorney Charles Delano, as provided in the Settlement Agreement from Account Number 074-107-BMGT-WCMP-2205.

Section 3: That the Office of Public Utilities is hereby directed to pay Account Number 074-107-BMGT-WCMP-5002 the sum of \$42,043.54.

Section 4: That the City Council hereby authorizes payment of \$39,520.93 to Todd Ward, an Office of Public Utilities employee, to settle workers' compensation claims for case numbers 11-WC-006443, 11-WC-006445 and 11-WC-006444, representing a permanent partial disability equivalent to 23.5% loss of use of his right arm. The Mayor and City Clerk are hereby authorized to execute any necessary documents on behalf of the City of Springfield.

Section 5: That the Office of Budget and Management is hereby authorized to pay the lump sum of \$39,520.93 to Todd Ward and his attorney Tim Shay, as provided in the Settlement Agreement from Account Number 074-107-BMGT-WCMP-2205.

Section 3: That the Office of Public Utilities is hereby directed to pay Account Number 074-107-BMGT-WCMP-5002 the sum of \$39,520.93.

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

PASSED: Aug. 3, 2011

RECORDED: Aug. 5, 2011

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

Requested by: Mayor J. Michael Houston

SIGNED: 8.5, 2011

J. Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:
TAP / 7.13.11
Office of Corporation Counsel / Date

266 8 11

AN ORDINANCE APPROVING THE APPOINTMENTS OF BRUCE STROM, CARL D. OBLINGER AND CHRYSAL ALEXANDER TO THE SPRINGFIELD PLANNING AND ZONING COMMISSION, AS AMENDED

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 33.230(b) of the 1988 City of Springfield Code of Ordinances, as amended, Mayor J. Michael Houston, with the advice and consent of the City Council, shall appoint members to the Springfield Planning and Zoning Commission for four year terms; and

WHEREAS, terms for Lawrence Eastep, Carolyn Toney and Claudio Pecori have or soon will expire; and

WHEREAS, Mayor J. Michael Houston desires to appoint Bruce Strom to fill Lawrence Eastep's vacancy, appoint Chrystal Alexander to fill Carolyn Toney's vacancy and appoint Carl D. Oblinger to fill Claudio Pecori's vacancy.

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

Section 1: The City Council hereby approves appointments to the Springfield Planning and Zoning Commission as follows:

NAME	ADDRESS	TERM	TERMEXPIRES
Bruce Strom	1708 Clearview Drive 62704	4 years	August 2015
Carl D. Oblinger	4805 Bears Paw 62711	4 years	August 2015
Chrystal Alexander	2020 Randall Court 62703	4 years	August 2015

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

PASSED: Aug. 3, 2011

RECORDED: Aug. 5, 2011

ATTEST: [Signature]
City Clerk Cecilia K. Tumulty

SIGNED: 8.5, 2011

[Signature]
Mayor J. Michael Houston

Approved as to legal sufficiency:

Requested by: Mayor J. Michael Houston

TAP / 8.4.11
Office of Corporation Counsel / Date

"268" 8 11

AN ORDINANCE APPROVING APPOINTMENTS ON THE SPRINGFIELD-SANGAMON COUNTY REGIONAL PLANNING COMMISSION FOR BRAD MILLS, BILL MOSS AND ALDERMAN DORIS TURNER AND REAPPOINTING ALDERMAN SAM CAHNMAN

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 33.233(a) of the 1988 City of Springfield Code of Ordinances, as amended, the mayor and two aldermen appointed by the mayor with the advice and consent of the city council shall serve on the Springfield-Sangamon County Regional Planning Commission ("SSCRPC"); and

WHEREAS, Aldermen Frank Lesko and Sam Cahnman currently serve on the SSCRPC; and

WHEREAS, Mayor J. Michael Houston desires to appoint Alderman Doris Turner to replace Alderman Frank Lesko; and

WHEREAS, Mayor J. Michael Houston desires to reappoint Alderman Sam Cahnman to the SSCRPC; and

WHEREAS, pursuant to Section 33.233(b) of the 1988 City of Springfield Code of Ordinances, as amended, three members of the Springfield Planning and Zoning Commission are to be appointed by the mayor with the approval of the city council to serve on the SSCRPC; and

WHEREAS, Mayor J. Michael Houston desires to appoint Brad Mills to replace Claudio Pecori and Bill Moss to replace Lawrence Eastep to serve on the SSCRPC.

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

Section 1: That the City Council hereby approves the appointments of Brad Mills, Bill Moss and Alderman Doris Turner and the reappointment of Alderman Sam Cahnman to serve on the Springfield/Sangamon County Regional Planning Commission.

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

PASSED: Aug. 3, 2011

RECORDED: Aug. 5, 2011

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

SIGNED: 8/5, 2011

Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

TAP 17-13-11
Office of Corporation Counsel / Date

**AN ORDINANCE ASCERTAINING THE PREVAILING
RATES OF WAGES FOR SANGAMON COUNTY AS
REQUIRED BY THE ILLINOIS PREVAILING WAGE ACT**

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 State of Illinois has enacted "An Act regulating wages of laborers, mechanics and other workers employed in any public works by the State, County, City or any public body or any political subdivision or by any one under contract for public works," approved June 26, 1941, as amended, (820 ILCS 130/0.01 *et. seq.*); and

WHEREAS, the aforesaid Act requires that the City of Springfield, Illinois, investigate and ascertain the prevailing rate of wages as defined in said act for laborers, mechanics and other workers in the locality of said City employed in performing construction of public works, for said City of Springfield.

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

Section 1: That to the extent and as required by "An Act regulating wages of laborers, mechanics and other workers employed in any public works by State, county, city or any public body or any political subdivision or by anyone under contract for public works," approved June 26, 1941, as amended, the general prevailing rate of wages in this locality for laborers, mechanics and other workers engaged in construction of public works coming under the jurisdiction of the City of Springfield is hereby ascertained to be the same as the prevailing rate of wages for construction work in the Sangamon County area as determined by the Department of Labor of the State of Illinois as of June of the current year, a copy of that determination being attached hereto and incorporated herein by reference. As required by said Act, any and all revisions of the prevailing rate of wages by the Department of Labor of the State of Illinois shall supersede the Department's June determination and apply to any and all public works construction undertaken by the City of Springfield. The definition of any terms appearing in this ordinance which are also used in aforesaid Act shall be the same as in said Act.

Section 2: That nothing contained herein shall be construed to apply said general prevailing rate of wages as herein ascertained to any work or employment except public works construction of the City of Springfield, Illinois, to the extent required by the aforesaid Act.

Section 3: That the City Clerk shall publicly post or keep available for inspection by any interested party in the Office of the City Clerk this determination or any revisions of such prevailing rate of wage. A copy of this determination or of the current revised determination of prevailing rate of wages then in effect shall be attached to all contract specifications.

Section 4: That the City Clerk shall mail a copy of this determination or revised determination to any employer, and to any association of employers and to any person or association of employees who have filed their names and addresses requesting copies of any determination stating the particular rates and the particular class of workers whose wages will be affected by such rates.

Section 5: That the City Clerk shall promptly file a certified copy of this ordinance with both the Secretary of State Index Division and the Department of Labor of the State of Illinois.

Section 6: That the City Clerk shall cause to be published in a newspaper of general circulation within the area a copy of this ordinance, and such publication shall constitute notice that the determination is effective and that this is the determination of the public body.

Section 7: That this ordinance shall become effective immediately upon its passage and recording by the City Clerk.

PASSED: Aug. 3, 2011

SIGNED: 8/5, 2011

RECORDED: Aug. 5, 2011

Michael Houston
Mayor J. Michael Houston

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

Approved as to legal sufficiency:

Requested by: Mayor J. Michael Houston

TAP/ 7.13.11
Office of Corporation Counsel / Date

269 8 111

270 8 11

No. GFM-0211

AN ORDINANCE AMENDING ORDINANCE NO. 222-6-11, AWARD OF BID CONTRACT NO. UE12-03-20 TO FRONTIER GLOBAL SCIENCES, INC. IN THE AMOUNT OF \$162,695.52 FOR MERCURY SAMPLING AT THE DALLMAN POWER PLANT UNITS 31, 32 AND 33, TO CORRECT THE ACCOUNTING STRING UNDER SAID ORDINANCE FOR THE ELECTRIC DIVISION FOR THE OFFICE OF PUBLIC UTILITIES

WHEREAS, pursuant to Ordinance No. 222-6-11, the Council of the City of Springfield authorized Bid Contract UE12-03-20, a Three-Year Contract for Mercury Sampling in the amount of \$162,695.52 for the Dallman Power Plant Unit Nos. 31, 32, and 33 with Frontier Global Sciences Inc. on behalf of the City of Springfield Office of Public Utilities' Electric Division Generation Department, and

WHEREAS, this Ordinance amends said Ordinance to correct its accounting string, specifically to change the Activity Number from 7715 to 8018.

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. 222-6-11 to modify the accounting string as follows:

102-100-CAM - 7715 8018 - 1205.

Section 2. The Payment to Frontier Global Sciences Inc. for the total maximum amount of One Hundred Sixty-Two Thousand Six Hundred Ninety-Five Dollars and Fifty-Two Cents (\$162,695.52) from Account No. 102-100-CAM-8018-1205 is hereby authorized, approved and directed.

Section 3. This Ordinance shall become effective immediately upon its passage and recording with the City of Springfield Office of the City Clerk.

PASSED: [Signature], 2011

SIGNED: 8/5, 2011

RECORDED: [Signature], 2011

[Signature]
MAYOR

ATTEST: [Signature]

Approved as to legal sufficiency;
[Signature] 7-14-11

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

271 8 11

No. MLM-358

AN ORDINANCE DECLARING SALVAGED ELECTRIC METERS AS SURPLUS PROPERTY, AND ACCEPTING THE BID AND AUTHORIZING THE EXECUTION OF CONTRACT UE12-04-32 – SALE OF SALVAGED ELECTRIC METERS FOR A FOUR-YEAR TERM WITH PACIFIC TRADING AND RECYCLING, LLC IN AN AMOUNT NOT TO EXCEED \$14,400.00 FOR THE ELECTRIC DIVISION FOR THE OFFICE OF PUBLIC UTILITIES

WHEREAS, the Office of Public Utilities is currently upgrading to Automatic Meter Read (AMR) electric meters and anticipates replacing approximately 5,000 each year for the next several years, and

WHEREAS, by previous action, the Specifications Committee approved specifications for Contract UE12-04-32 – Sale of Salvaged Electric Meters with Pacific Trading and Recycling, LLC for the City of Springfield Office of Public Utilities' Electric Division Electric Transmission, Distribution and Operations Department, and

WHEREAS, as described in said specifications, advertisement for bids for Contract UE12-04-32 was placed, and

WHEREAS, this Ordinance declares these Salvaged Electric Meters as surplus property, thereby allowing the utility to sell them to Pacific Trading and Recycling, LLC in an amount not to exceed \$14,400.00, and

WHEREAS, Pacific Trading and Recycling, LLC submitted the highest bid for the purchase of this surplus equipment, the available quantities of which has been estimated, and

WHEREAS, and an Ordinance is necessary to sell said meters as state statutes require that governmental bodies declare property surplus prior to its disposal, 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. UE12-04-32.

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 declares the Electric Division Electric Transmission, Distribution and Operations Department's Salvaged Electric Meters as surplus property and authorizes the City of Springfield Office of Public Utilities to sell said surplus property.

Section 2. The Council of the City of Springfield, Illinois, hereby approves and accepts the bid from Pacific Trading and Recycling, LLC for a four-year term for Contract UE12-04-32 – Sale of Salvaged Electric Meters in the total amount of Fourteen Thousand Four Hundred Dollars and No Cents (\$14,400.00) for the City of Springfield Office of Public Utilities' Electric Division Electric Transmission, Distribution and Operations Department.

Section 3. The Mayor and the City Clerk are hereby authorized and empowered to execute said Contract with Pacific Trading and Recycling, LLC on behalf of the City of Springfield Office of Public Utilities.

Section 4. The City of Springfield Office of Budget and Management is hereby authorized and directed to deposit funds in the total maximum amount of Fourteen Thousand Four Hundred Dollars and No Cents (\$14,400.00) from the sale of Salvaged Electric Meters into Office of Public Utilities' Account No. 102-100-CBAA-7824-1232.

Section 5. This Ordinance shall become effective immediately upon its passage and recording with the City of Springfield Office of the City Clerk.

PASSED: Aug 3 2011

SIGNED: 8/5 2011

RECORDED: Aug 5 2011

Michael Houston
MAYOR

ATTEST: [Signature]

Approved as to legal sufficiency:
10-7-11
Office of the Corporation Counsel/Date

Requested by the Office of Public Utilities/Mayor Houston

AN ORDINANCE ACCEPTING AND AUTHORIZING THE EXECUTION OF A PROPOSAL WITH METSO MINERALS INDUSTRIES, INC. IN THE AMOUNT OF \$274,580.00 FOR THE PURCHASE OF BALL MILL LINING FOR THE DALLMAN POWER PLANT UNIT NO. 4 FOR THE ELECTRIC DIVISION FOR THE OFFICE OF PUBLIC UTILITIES

WHEREAS, this Ordinance accepts and authorizes the execution of Proposal BDY11-069 with Metso Minerals Industries, Inc. in the amount of \$274,580.00 for the purchase of ball mill lining for the Dallman Power Plant Unit No.4 for the Electric Division Electric Generation Department for the Office of Public Utilities, and

WHEREAS, the ball mills are used at the Flue Gas Desulfurization System, i.e., Scrubber, to grind the limestone into very fine particles for use as a reagent, and

WHEREAS, the mill is built of carbon steel, but must have a protective lining inside the mill where the grinding takes place, and

WHEREAS, a recent wear thickness inspection revealed wear that requires replacement of the existing lining during the current fiscal year, and

WHEREAS, Metso Minerals Industries, Inc. will supply the utility 56 sections of Polymet lining, and is the Sole Source vendor for this product purchase, 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 accepts and authorizes the execution of Proposal No. BDY11-069, a copy of which shall be on file with the Office of the City Clerk, with Metso Minerals Industries, Inc. in the amount of Two Hundred Seventy-Four Thousand Five Hundred Eighty Dollars and No Cents (\$274,580.00) for the purchase of replacement ball mill lining for Dallman Power Plant Unit No. 4 for the City of Springfield Office of Public Utilities' Electric Division Electric Generation Department.

Section 2. The Mayor and the City Clerk are hereby authorized and empowered to execute said proposal 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 Metso Minerals Industries, Inc. in the amount of Two Hundred Seventy-Four Thousand Five Hundred Eighty Dollars and No Cents (\$274,580.00) from Account No. 102-100-CAM-7717-1404 is hereby authorized, approved and directed.

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

PASSED: Aug. 3, 2011
RECORDED: Aug. 5, 2011
ATTEST: [Signature]

SIGNED: 8/5, 2011
[Signature]
MAYOR

Approved as to legal sufficiency:
Lo 7-14-11
Office of the Corporation Counsel/Date

273 8 111

AN ORDINANCE APPROVING AND AUTHORIZING EXECUTION OF A NEW AGREEMENT WITH AQUATECH INTERNATIONAL CORPORATION FOR THE SALE OF SURPLUS EVAPORATOR EQUIPMENT IN THE AMOUNT OF \$2,650,000.00 FOR THE ELECTRIC DIVISION FOR THE OFFICE OF PUBLIC UTILITIES

WHEREAS, in accordance with Ordinance No. 426-11-10, the Council of the City of Springfield approved the sale of a Brime Concentrator/Spray Dryer, i.e., evaporator equipment, to Aquatech International Corporation in the amount of \$2,650,000.00 on behalf of the City of Springfield Office of Public Utilities Electric Division Electric Generation Department, and

WHEREAS, said Ordinance further declared this equipment as surplus property, and

WHEREAS, Aquatech International Corporation remains the Sole Source available to purchase this specialized equipment, as it is designed for rare applications, and

WHEREAS, the original initial six-month agreement term with Aquatech International for the sale of this equipment has expired and pursuant to said Agreement the parties have already extended said Agreement for three months, the extension period for which expires on August 22, 2011, and

WHEREAS, it is in the best interest of the City of Springfield to enter into a new Agreement pertaining to the sale of this equipment to Aquatech International, and both parties mutually agree to the same, and

WHEREAS, this Ordinance approves and authorizes execution of a new Agreement with Aquatech, a copy of which shall be on file with the Office of the City Clerk, for the sale of the above-referenced equipment, and

WHEREAS, compliant with the provisions of Section 38.12 of the City Code, the City Purchasing Agent has determined that the sale of this equipment is not subject to sealed competitive bidding, and

WHEREAS, this Agreement shall supersede all prior agreements and extensions between the parties pertaining to this equipment sale.

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 the Agreement between the City of Springfield and Aquatech International Corporation, a copy of which shall be on file in the City Office of the City Clerk and shall supersede all prior agreements and extensions between the parties, for the sale of surplus evaporator equipment on behalf of the City of Springfield Office of Public Utilities' Electric Division Electric Generation Department in the amount of Two Million Six Hundred Fifty Thousand Dollars and No Cents (\$2,650,000.00).

Section 2. The Mayor and the City Clerk are hereby authorized and empowered to execute said Agreement with Aquatech International Corporation on behalf of the City of Springfield Office of Public Utilities Electric Division Electric Generation Department.

Section 3. The City of Springfield Office of Budget and Management is hereby authorized and directed to deposit funds from this equipment sale in the total maximum amount of Two Million Six Hundred Fifty Thousand Dollars and No Cents (\$2,650,000.00) into Office of Public Utilities Account No.102-300-7525-C600.

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

PASSED: Aug. 3, 2011
RECORDED: Aug. 5, 2011
ATTEST: [Signature]

SIGNED: 8/5, 2011
[Signature]
MAYOR

Approved as to legal sufficiency:
Lo 7-14-11
Office of the Corporation Counsel/Date

Requested by the Office of Public Utilities/Mayor Houston

274 8 11

No. 3750

AN ORDINANCE APPROVING AND AUTHORIZING THE EXECUTION OF A TELECOMMUNICATIONS CONTRACT SERVICE AGREEMENT BETWEEN THE CITY OF SPRINGFIELD AND BANK OF SPRINGFIELD FOR THE OFFICE OF PUBLIC UTILITIES

WHEREAS, the City of Springfield Office of Public Utilities has constructed a fiber optic telecommunications system between all electric substations and key facilities, and

WHEREAS, Bank of Springfield wishes to establish Ethernet communications between its main facility located at 3400 West Wabash Avenue, Springfield, Illinois, to its three branch facilities located at 850 E. Madison Ave., 2821 S. MacArthur Ave., and 2600 Stevenson Drive, and

WHEREAS, the Office of Public Utilities will use its existing fiber optics and communications infrastructure to provide 100-megabits per second (Mbps) Ethernet service for said connection, and

WHEREAS, pursuant to this Telecommunications Contract Service Agreement, a copy of which shall be on file with the Office of the City Clerk, Bank of Springfield shall pay the City of Springfield \$995.00 per month for each connection at these three locations for the initial five-year agreement term, and

WHEREAS, at the end of the initial contract term, either party may cancel the contract with 90 days written notice, and unless either party does so, said contract shall automatically continue under mutually agreeable terms and conditions.

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 Telecommunications Contract Service Agreement, a copy of which shall be on file with the Office of the City Clerk, between the City of Springfield and Bank of Springfield for Ethernet service from its main facility located at 3400 West Wabash Avenue, Springfield, Illinois, to its three branch facilities located at 850 E. Madison Ave., 2821 S. MacArthur Ave., and 2600 Stevenson Drive.

Section 2. The Mayor and the City Clerk are hereby authorized and empowered to execute said Telecommunications Contract Service Agreement with Bank of Springfield on behalf of the City of Springfield Office of Public Utilities.

Section 3. This Ordinance shall become effective immediately upon its passage and recording with the City of Springfield Office of the City Clerk.

PASSED: Aug. 3, 2011 SIGNED: 8/5, 2011
RECORDED: Aug. 5, 2011
ATTEST: [Signature]
[Signature] MAYOR

Approved as to legal sufficiency:
Lo 7-14-11
Office of the Corporation Counsel/Date
Requested by the Office of Public Utilities/Mayor Houston

AN ORDINANCE APPROVING AND AUTHORIZING EXECUTION OF A LICENSE AGREEMENT BETWEEN CASS DREDGING, INC., AND THE CITY OF SPRINGFIELD FOR SHORELINE STABILIZATION WORK AT LAKE SPRINGFIELD
FOR THE OFFICE OF PUBLIC UTILITIES

WHEREAS, the City of Springfield owns and operates Lake Springfield as a water supply reservoir, and

WHEREAS, the City of Springfield Office of Public Utilities has secured a permit from the U.S. Army Corps of Engineers authorizing construction of various shoreline stabilization alternatives, to include steel seawalls, concrete seawalls, gabions, concrete blocks and other similar methods, and

WHEREAS, in accordance with said permit, the City of Springfield Office of Public Utilities, as the permittee, or any future transferee are authorized to perform work pursuant to the terms and conditions of Department of the Army Permit Nos. CEMVR-OD-P-431820 and CEMVR-OD-P-2005-1063, and

WHEREAS, the City allows lake leaseholders to make shoreline improvements on their respective leaseholds, providing that contractors enter into a license agreement with the City for said improvements, to include adherence to the terms and conditions of the City's Department of the Army permits, and

WHEREAS, said permits are effective through December 31, 2012, and December 31, 2015, respectively, and

WHEREAS, these license agreements regulate the manner in which work is performed by licensees and provide for said work under the authority of the City's Department of Army permits, and

WHEREAS, licensees must submit all plans for the City's review and approval prior to commencement of work, and

WHEREAS, this ordinance authorizes the City to enter into a License Agreement with Cass Dredging, Inc., for shoreline stabilization work at Lake Springfield.

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 License Agreement between Cass Dredging, Inc., and the City of Springfield, a copy of which is on file with the Office of the City Clerk, for shoreline stabilization work at Lake Springfield.

Section 2. The Mayor and the City Clerk are hereby authorized and empowered to execute said License Agreement with Cass Dredging, Inc., on behalf of the City of Springfield Office of Public Utilities.

Section 3. This Ordinance shall become effective immediately upon its passage and recording with the City of Springfield Office of the City Clerk.

PASSED: Aug. 3, 2011

RECORDED: Aug. 5, 2011

ATTEST: [Signature]

SIGNED: 8/5, 2011

[Signature]
MAYOR

Approved as to legal sufficiency:
20 7-14-11
Office of the Corporation Counsel/Date

Requested by the Office of Public Utilities/Mayor Houston

276 8 11

AN ORDINANCE ACCEPTING THE LOWEST RESPONSIBLE BID AND AUTHORIZING THE EXECUTION OF CONTRACT NUMBER LL 12-04-27 WITH E.L. PRUITT COMPANY FOR REPLACEMENT OF THE BOILER AT LINCOLN LIBRARY IN AN AMOUNT NOT TO EXCEED \$206,844.00, 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, it is necessary to replace the boiler at Lincoln Library; and

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

WHEREAS, pursuant to the above, E.L. Pruitt Company has submitted the lowest responsible bid meeting specifications for the replacement of the boiler at Lincoln Library in an amount not to exceed \$206,844.00; and

WHEREAS, the Purchasing Agent recommends accepting this bid and awarding the contract to E.L. Pruitt Company; and

WHEREAS, the proposed contract documents and bid proposal are on file in the Office of the City Clerk and identified by Contract Index No. LL 12-04-27.

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

Section 1: That the City Council hereby accepts the bid from E.L. Pruitt Company for the replacement of the boiler at Lincoln Library in an amount not to exceed \$206,844.00. The Mayor and City Clerk are authorized to execute contract number LL 12-04-27 on behalf of the City of Springfield.

Section 2: That the Office of Budget and Management is authorized, upon submission of proper documentation from the Office of Public Works, to pay E.L. Pruitt Company an amount not to exceed \$206,844.00 from account number 084-111-DEVL-SPAL-2110 in accordance with the terms of Contract LL 12-04-27.

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

PASSED: Aug. 3, 2011

RECORDED: Aug. 5, 2011

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

Requested by: Mayor J. Michael Houston

SIGNED: 8.5, 2011

Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

TAP / 7.13.11
Office of Corporation Counsel / Date

277 8 11

AN ORDINANCE ANNEXING CERTAIN DESCRIBED REAL PROPERTY LOCATED AT
38 ISLAND VIEW LANE (DORIS L. RICHARDSON DESCENDANTS' TRUST)

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, Kimberly A. Richardson and Mark B. Richardson, Trustees of the Doris L. Richardson Descendants' Trust ("Petitioners") have filed a verified petition duly executed and sworn, that the City annex the following described real property:

Tract 14 of Lakeshore Lands, NW Cotton Hill Area, in Section 34, Township 15 North, Range 5 West of the Third Principal Meridian, Sangamon County, Illinois, containing 2.090 acres, more or less; and

Commonly known as 38 Island View 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 Doris L. Richardson is the tenant of said property and is the only elector who resides upon or occupies any territory within the above-described property; and

WHEREAS, trustees of the Chatham Public Library District, the Chatham 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: Aug. 3, 2011

SIGNED: 8.5, 2011

RECORDED: Aug. 5, 2011

J. Michael Houston
Mayor J. Michael Houston

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

Approved as to legal sufficiency:

Requested by: Mayor J. Michael Houston

TAP 17.13.11
Office of Corporation Counsel / Date

AN ORDINANCE AMENDING ORDINANCE 187-5-11 TO CORRECT THE AMOUNT PAYABLE TO KELLY LEKA, AN OFFICE OF PUBLIC UTILITIES EMPLOYEE, FOR SETTLEMENT OF A WORKERS' COMPENSATION CLAIM FOR CASE NUMBER 09-WC-11677

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 187-5-11 authorizing payment of \$33,594.83 to Kelly Leka, an Office of Public Utilities employee, to settle his workers' compensation claim for case number 09-WC-11677 representing a permanent partial disability equivalent to 25% loss of use of the left arm; and

WHEREAS, due to a clerical error it is necessary to amend the amount payable to Mr. Leka by an additional \$8,448.71 for a total amount payable not to exceed \$42,043.54 to settle his workers' compensation claim for case number 09-WC-11677.

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

Section 1: That the City Council hereby amends ordinance 187-5-11 and authorizes additional payment of \$8,448.71 for a total amount not to exceed \$42,043.54 to Kelly Leka, an Office of Public Utilities employee, to settle a workers' compensation claim for case number 09-WC-11677 representing a permanent partial disability equivalent to 25% loss of use of his left arm. The Mayor and City Clerk are hereby authorized to execute any necessary documents on behalf of the City of Springfield.

Section 2: That the Office of Budget and Management is hereby authorized to pay the lump sum of \$42,043.54 as provided in the Settlement Agreement to Kelly Leka, 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 \$42,043.54.

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

PASSED: Aug 3, 2011
RECORDED: Aug 5, 2011
ATTEST: [Signature]
City Clerk Cecilia K. Tumulty

SIGNED: 8/5, 2011
[Signature]
Mayor J. Michael Houston

Approved as to legal sufficiency:
TAP / 7.19.11
Office of Corporation Counsel / Date

Requested by: Mayor J. Michael Houston

AN ORDINANCE AMENDING CHAPTER 96, SECTION 96.040(d)(1) OF THE 1988 CITY OF SPRINGFIELD CODE OF ORDINANCES, AS AMENDED, BY AUTHORIZING SPRINGFIELD POLICE OFFICERS TO SUSPEND BOATING LICENSES, AS AMENDED

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, Section 96.040 of the 1988 City of Springfield Code of Ordinances, as amended, pertains to the issuance of boating licenses and collection fees for Lake Springfield; and

WHEREAS, it is in the best interest of the City to amend Section 96.040(d)(1) by authorizing Springfield police officers to suspend boating licenses; and

WHEREAS, it is in the best interest of the City to provide for consistency in the suspension of boat licenses.

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

Section 1: The City Council of the City of Springfield, Illinois, hereby amends Chapter 96, Section 96.040(d)(1) of the 1988 City of Springfield Code of Ordinances, as amended, as follows:

§ 96.040. - Issuing of boating licenses and collection of fees.

- (a) Licensing.
 - (1) No boat or watercraft of any kind may be propelled, kept, or used in the reservoir, or stored or kept on the marginal land, until the owner thereof shall have registered such boat or craft and secured a license therefor from the general manager of public utilities or his designee based on a written application setting forth the following:
 - a. Length and draft of such boat or craft; and
 - b. Its means of locomotion, and if propelled by motor or engine, the horsepower rating thereof; and
 - c. The maximum number of passengers such boat or craft may safely carry; and
 - d. Its contemplated use; and
 - e. Such other and further information as the city may from time to time require.
 - (2) Such license when granted, shall be evidenced by an official registration number plate or marker. Such plate or marker shall be uniformly placed in a conspicuous position on the boat or craft as may be designated by the city and such license shall be exhibited on request to any agent of the city. Issuance of any official registration number plate or marker shall be subject to an approved inspection by the general manager or his agent, of such boat or craft for which application for license is made.

- (3) Such license, unless issued for a special event, shall expire on March 31 of the year following its issuance.
- (4) No boat or craft shall be licensed or used on the reservoir equipped with motor or motors of greater horsepower than the rated capacity set forth by the manufacturer of such craft or otherwise determined upon official inspection by the city.
- (5) Sale of craft. On the sale of any boat or craft, the licenses issued therefor shall cease to apply. The board or craft so sold shall be removed from the reservoir or registered by the purchaser as in case of an original registration.

(b) Classifications of boats or watercraft:

Class A. For each boat or craft which is not equipped with or propelled by a motor engine, such as rowboats, canoes, and sailboats, of a length of 16 feet or less.

Class B. For each boat or craft which is not equipped with or propelled by a motor or engine, such as sailboats and canoes, of a length in excess of 16 feet.

Class C. For each boat equipped with outboard motor or motors rated 15 horsepower or less, for each motor.

Class D. For each boat equipped with outboard motor or motors above 15 horsepower and not more than 25 horsepower, for each motor.

Class E. For each boat equipped with outboard motor or motors rated 26 horsepower or more but not more than 50 horsepower, for each motor.

Class F. For each boat equipped with outboard motor or motors rated 51 horsepower or more but not more than 74 horsepower, for each motor.

Class G. For each boat equipped with outboard motor or motors rated 75 horsepower or more but not more than 100 horsepower, for each motor.

Class H. For each boat equipped with outboard motor or motors rated more than 100 horsepower, for each motor.

Class I1. Special permit. A special permit may be issued by the general manager, allowing any boat or craft to be used on the reservoir for a period not exceeding 48 hours, from time of issue and restricted to two per year, for each such 48-hour period.

Class I2. Special permit, institutional/instructional. A special permit may be issued by the general manager for a nonmotorized boat or craft owned and operated for institutional and instructional purposes only, and which is operated on the reservoir for such purposes only.

Class J. Watercraft dealer. A license to allow boat display and testing on Lake Springfield must be purchased. Dealer license allows the display and testing by the dealer for business purposes.

(c) Lake Springfield watercraft fee schedule:

In order to provide a fund to be used to defray the expense of inspection and supervision of boats or craft on the reservoir, to enforce the provisions of this chapter, and for the improvements of navigation and the safety and pleasure of boating, an application for a boat or watercraft license must be accompanied by the payment of annual license fees to the city as follows (no proration of fees will be allowed):

Class	Description	Sangamon		In State	Out of State
		City	County		
A	16 or less no motor	\$13.00	\$14.50	\$19.50	\$26.00
B	Over 16 feet no motor	\$14.50	\$17.00	\$19.50	\$26.00
C	15 h.p. and under	\$17.00	\$21.00	\$34.00	\$58.50
D	16 to 25 h.p.	\$19.50	\$23.00	\$39.00	\$71.50
E	26 to 50 h.p.	\$26.00	\$30.00	\$52.00	\$88.00
F	51 to 74 h.p.	\$32.50	\$42.00	\$65.00	\$97.50
G	75 to 100 h.p.	\$42.50	\$75.00	\$105.00	\$135.00
H	Over 100 h.p.	\$82.50	\$112.50	\$150.00	\$202.50
I1	Special permit	\$15.00	\$15.00	\$15.00	\$15.00
I2	Special permit	-0-	-0-	-0-	-0-
J	Watercraft dealers	-0-	-0-	-0-	-0-

(d) Suspension or revocation of license.

(1) Violations constituting grounds for suspension of license. The general manager of public utilities or a Springfield police officer, shall have the authority to suspend any boat license under the following circumstances:

- a. Where there is located on any craft or boat a motor or engine of greater rated horsepower than that for which the boat was licensed shall be deemed a violation for which the general manager of public utilities or a Springfield police officer, shall have the authority to suspend the owner's license for a period of not less than 30 days nor more than one year.
- b. Where any boat or craft carrying a greater number of passengers than that for which it was designed, the general manager of public utilities or a Springfield police officer, shall have the authority to suspend the owner's license for a period of not less than 30 days nor more than one year.
- c. Where any person operates or owns any boat or craft on the reservoir without a valid registration number plate or marker affixed to such boat or craft as herein provided, the general manager of public utilities or a Springfield police officer, shall have the authority to suspend the owner's license for a period of not less than 30 days nor more than one year.
- d. Where any person operates any boat or craft in a manner that is a danger to health, safety or welfare of others, the general manager of public utilities or a Springfield police officer, shall have the authority to suspend the owner's license for a period of not less than 30 days nor more than one year.

e. Where any person is found guilty of a violation of any of the provisions of Chapter 96.

- (2) Any person whose boat license has been suspended pursuant to subsection (d)(1) may request a hearing to contest the suspension.
 - a. The request for a hearing shall be in writing and be directed to the city's code hearing department.
 - b. The hearing shall be held within 21 days of the city's receipt of the request for hearing.
 - c. The hearing shall be conducted pursuant to the provisions of Chapter 39 of the 1988 City of Springfield Code of Ordinances, as amended.

(Ord. No. 404-07-04, § 1, 7-20-04)

§ 96.041. - Penalties for division 2 of article III.

(a) Penalties for violations of sections 96.037(a)(2), (b)(2) and 96.039(b)(4), (6) and (15) shall be fined not less than \$75 nor more than \$750 upon conviction thereof. For a second conviction of any of the preceding violations, the minimum fine shall be \$150. In the event an individual is convicted of a third violation of any of the preceding violations, the minimum fine shall be \$200 in addition to mandatory suspension of privileges.

(b) Whoever violates any other provision of division 2 of article III, shall be fined not less than \$50 nor more than \$750 upon conviction thereof. For a second conviction the minimum fine shall be \$100. Upon a third and subsequent convictions, the minimum fine shall be \$200.

(c) In addition to the fines and penalties imposed, any boat or craft license may be revoked or suspended for a period of not less than 30 days nor more than a year ~~at the discretion of the general manager of public utilities if the licensee or any other person(s) operating said boat or craft are found guilty by any court of competent jurisdiction of violating any of the provisions of this division as provided for herein.~~

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

Section 3: This ordinance shall become effective immediately after its passage and publication in pamphlet form.

PASSED: Aug. 3, 2011

RECORDED: Aug. 5, 2011

ATTEST: [Signature]
City Clerk Cecilia K. Tumulty

SIGNED: 8.5, 2011

[Signature]
Mayor J. Michael Houston

Approved as to legal sufficiency:

Requested by: Mayor J. Michael Houston

TAP / 8.3.11
Office of Corporation Counsel /Date

279 8 11

AN ORDINANCE AUTHORIZING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$10,000 FOR THE OFFICE OF BUDGET AND MANAGEMENT, 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 was awarded \$10,000 as one of the 2011 winners of Liberty Mutual's "Bring Back the 4th" contest; and

WHEREAS, the Office of Budget and Management is requesting a supplemental appropriation in the amount of \$10,000 to increase the expense budget line in order to remit costs for fireworks and associated overtime to City departments.

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 \$10,000 from an award received as one 2011 winners of Liberty Mutual's "Bring Back the 4th" contest to be used to remit costs for fireworks and associated overtime to City departments.

Section 2: That the Office of Budget and Management is hereby authorized to effectuate this supplemental appropriation as follows:

FROM REVENUE ACCOUNT	INTO EXPENDITURE ACCOUNT	AMOUNT
001-107-BMGT-ACCT-3460	001-107-GENC-VARI-1232	\$10,000

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 and publication in pamphlet form.

PASSED: Aug. 3, 2011

RECORDED: Aug. 5, 2011

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

SIGNED: 8/5, 2011

Michael Houston
Mayor J. Michael Houston

Approved as to legal sufficiency:

Requested by: Mayor J. Michael Houston

TAP 17.27.11
Office of Corporation Counsel / Date

**AN ORDINANCE AUTHORIZING A SUPPLEMENTAL APPROPRIATION
IN THE AMOUNT OF \$104,681 FOR THE SPRINGFIELD POLICE
DEPARTMENT, 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 and Sangamon County, Illinois, (the County) have entered into a Memorandum of Understanding (MOU) that the Springfield Police Department (SPD) will serve as the Applicant and Fiscal Agent with the U.S. Department of Justice (the USDOJ) for allocation of grant funds; and

WHEREAS, the SPD has an existing grant with the USDOJ, but anticipated that expenditures of the grant funds would be completed during FY11; and

WHEREAS, the County did not expend their share of the funds; and

WHEREAS, due to the local economy, the County requested and was granted a modification from the USDOJ to change their original requested purchases; and

WHEREAS, the SPD has received funds in the amount of \$104,681 from the USDOJ; and

WHEREAS, the SPD desires a supplemental appropriation of these funds in order to pass the funding to the County.

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 \$104,681 from funds received from the U.S. Department of Justice, Bureau of Justice Assistance, for modification of Grant funding for Sangamon County.

Section 2: That the Office of Budget and Management is hereby directed to effectuate a supplemental appropriation in the amount of \$104,681 as follows:

FROM ACCOUNT	AMOUNT
077-112-POLC-JAG7-2017	\$104,681
 INTO EXPENDITURE ACCOUNTS	 AMOUNTS
077-112-POLC-JAG7-2110	\$84,350
077-112-POLC-JAG5-2110	20,315
077-112-POLC-JAG6-2110	16
TOTAL	\$104,681

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: Aug. 3, 2011

RECORDED: Aug. 5, 2011

ATTEST: [Signature]
City Clerk Cecilia K. Tumulty

Requested by: Mayor J. Michael Houston

SIGNED: 8/5, 2011

[Signature]
Mayor J. Michael Houston

Approved as to legal sufficiency:

TAP / 7.28.11
Office of Corporation Counsel / Date

281 8 111