

**AN ORDINANCE AUTHORIZING EXECUTION OF AGREEMENTS WITH LIVINGSTONE, MUELLER, O'BRIEN & DAVLIN, P.C. (\$75,000.00) AND SORLING, NORTHRUP, HANNA, CULLEN AND COCHRAN, LTD. (\$75,000.00) TO DEFEND WORKERS' COMPENSATION CLAIMS FOR THE CITY OF SPRINGFIELD FROM MARCH 1, 2011, THROUGH FEBRUARY 29, 2012, FOR A TOTAL AMOUNT NOT TO EXCEED \$150,000.00.**

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 in the best interest of the City of Springfield to obtain outside legal counsel to defend Workers' Compensation Claims for the City of Springfield; and

WHEREAS, the City Council has previously passed ordinances authorizing contracts with Livingstone, Mueller, O'Brien & Davlin, P.C. ("Livingstone") and Sorling, Northrup, Hanna, Cullen and Cochran, Ltd. ("Sorling") to defend Workers' Compensation Claims for the City of Springfield; and

WHEREAS, it is in the best interest to execute agreements with Livingstone and Sorling for legal counsel to defend Workers' Compensation Claims for the City of Springfield from March 1, 2011, through February 29, 2012; 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, a copy of the agreements shall be on file in the Office of the City Clerk.

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

**Section 1:** That the City Council hereby authorizes execution of agreements with Livingstone, Mueller, O'Brien, & Davlin, P.C., and Sorling, Northrup, Hanna, Cullen and Cochran, Ltd. to defend Workers' Compensation Claims for the City of Springfield from March 1, 2011, through February 29, 2012, for a total amount not to exceed \$150,000.00. The Mayor and City Clerk are authorized to execute any documents which may be necessary to retain Livingstone's and Sorling's services on behalf of the City of Springfield.

**Section 2:** That the Office of Budget and Management is hereby authorized to make payments to Livingstone, Mueller, O'Brien & Davlin, P.C. (OLIV2100) (\$75,000.00) and Sorling, Northrup, Hanna, Cullen and Cochran, Ltd. (OSOR3600) (\$75,000.00) for a total amount not to exceed \$150,000.00 from account number 074-107-BMGT-WCMP-1217.

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

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

SIGNED: [Signature], 2011  
Mayor Frank Edwards

Approved as to legal sufficiency:

Requested by: Mayor Frank Edwards

TAP / 2.9.11  
Office of Corporation Counsel / Date

80 3 11

**AN ORDINANCE AUTHORIZING THE CITY TREASURER TO ESTABLISH A SEPARATE ACCOUNT AT A COMMERCIAL BANK FOR USE BY 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) desires the ability to access cash for use in its undercover and informant operations; and

**WHEREAS**, the SPD is requesting that the City Treasurer be authorized to establish a separate account at a commercial bank for use by the SPD for purpose of obtaining cash for use in its undercover and informant operations.

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

**Section 1:** The Mayor, the City Clerk and the other officers of the City are authorized to execute and deliver such other documents, agreements and certificates and to do such other things consistent with the terms of this Ordinance as such officers and employees shall deem necessary or appropriate in order to effectuate the intent and purposes of this Ordinance.

**Section 2:** The Office of Budget and Management is authorized to establish any funds, accounts and accounting codes as needed to account for proper expenditure and receipt of monies in order to effectuate the transactions contemplated by this Ordinance. The City Treasurer is authorized to establish, as needed, any Deposit Accounts for receipt and distribution of all monies in order to effectuate the transactions contemplated by this Ordinance. The Chief of Police and his/her designee(s) are authorized to be signatories on the account.

**Section 3:** That this ordinance shall be in full force and effect from and after its passage and recording by the City Clerk.

**PASSED:** [Signature], 2011

**SIGNED:** [Signature], 2011

**RECORDED:** [Signature], 2011

[Signature]  
Mayor Frank Edwards

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

Approved as to legal sufficiency:

**Requested by:** Mayor Frank Edwards

[Signature] 2-9-11  
Office of Corporation Counsel / Date

AN ORDINANCE AUTHORIZING A CHANGE IN SCOPE OF PROPOSAL UE08-16 WITH GROSS MECHANICAL CONTRACTORS, INC. FOR THE DESIGN, SUPPLY AND INSTALLATION OF WASTEWATER TREATMENT EQUIPMENT FOR THE BORON MITIGATION PROJECT AT THE DALLMAN POWER PLANT SITE BY AUTHORIZING WORK SCOPE MODIFICATIONS, THE RESULT OF WHICH IS A (\$341,581.00) CREDIT FOR A TOTAL AMOUNT PAYABLE OF \$7,022,848.00 UNDER THIS CONTRACT  
FOR THE OFFICE OF PUBLIC UTILITIES

WHEREAS, this Ordinance approves Change Order No. 1 to Proposal No. UE08-16 with Gross Mechanical Contractors, Inc. for the design, supply and installation of wastewater treatment equipment for the Boron Mitigation project at the Dallman Power Plant site in an amount not to exceed \$7,364,429.00 for the City of Springfield Office of Public Utilities' Electric Generation Department , and

WHEREAS, pursuant to the original Proposal approved under Ordinance 939-12-07, Gross Mechanical Contractors, Inc. provided the installation labor as well as structural, mechanical and electrical systems for the wastewater clarifier and two 250,000 gallon storage tanks , and

WHEREAS, this Contract Change Order addresses 72 work scope additions and deductions, the result of which is a (\$341,581.00) credit for said services, and

WHEREAS, the most significant contract deduction was in the amount of \$121,871.00 for excavation of soil under the building area that was not required due to geotechnical testing, and

WHEREAS, the most significant contract addition was in the amount of \$121,069.00 to allow extension of a wastewater discharge line over 100 feet, and

WHEREAS, the original Proposal and this Change Order No. 1 bring the amount payable to Gross Mechanical Contractors, Inc. to \$7,022,848.00 and closes out this contract, and

WHEREAS, the circumstances that necessitate the change in performance were not reasonably foreseeable at the time the contract was signed, and

WHEREAS, the circumstances were not within the contemplation of the contract as signed and are in the best interest of the City of Springfield, Illinois, and authorized by law.

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 Change Order No. 1 for Proposal UE08-16 with Gross Mechanical Contractors, Inc. for the design, supply and installation of wastewater treatment equipment for the Boron Mitigation project at the Dallman Power Plant site, to authorize work scope additions and deductions, resulting in a decrease in the total maximum amount payable to Gross Mechanical Contractors, Inc. by Three Hundred Forty-One Thousand Five Hundred Eighty-One Dollars and No Cents (\$341,581.00) for the Office of Public Utilities Electric Division Generation Department.

Section 2. The Mayor and the City Clerk are hereby authorized and empowered to execute Change Order No. 1, a copy of which shall be on file with the Office of the City Clerk, on behalf of the City of Springfield Office of Public Utilities.

Section 3. The Payment Gross Mechanical Contractors, Inc. for the total maximum amount of Seven Million Twenty-Two Thousand Eight Hundred Forty-Eight Dollars and No Cents (\$7,022,848.00) from Account No. 102-100-CC-J128-2310 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: March 1 2011

RECORDED: March 4 2011

ATTEST: [Signature]

SIGNED: March 4  
[Signature]  
MAYOR

Approved as to legal sufficiency:

J 2-10-11  
Office of the Corporation Counsel/Date

Requested by the Office of Public Utilities/Mayor Edwards

AN ORDINANCE AUTHORIZING A CHANGE IN SCOPE OF PROPOSAL UE09-18 WITH GROSS MECHANICAL CONTRACTORS, INC. FOR LABOR AND MATERIALS FOR THE INSTALLATION OF THE FLUE GAS DESULPHURIZATION SYSTEM WASTEWATER FORCE MAIN TO THE SPRINGFIELD METRO SANITARY DISTRICT FOR THE BORON MITIGATION PROJECT BY AUTHORIZING WORK SCOPE MODIFICATIONS, THE RESULT OF WHICH IS A (\$171,572.00) CREDIT FOR A TOTAL AMOUNT PAYABLE OF \$3,736,684.00 UNDER THIS CONTRACT FOR THE OFFICE OF PUBLIC UTILITIES

WHEREAS, this Ordinance approves Change Order No. 1 to Proposal No. UE09-18 with Gross Mechanical Contractors, Inc. for labor and materials for the installation of the flue gas desulphurization system wastewater force main to the Springfield Metro Sanitary District (SMSD) for the Boron Mitigation Project in an amount not to exceed \$3,908,256.00 for the City of Springfield Office of Public Utilities' Electric Generation Department , and

WHEREAS, pursuant to the original Proposal approved under Ordinance No. 244-05-09, Gross Mechanical Contractors, Inc. provided labor and material, as well as structural, mechanical and electrical systems, for a three-mile underground force main that extends from the Dallman Power Plant Unit 33 Scrubber to the Eastdale Substation (Bergen Park area), and

WHEREAS, this Contract Change Order addresses 32 work scope additions and deductions, the result of which is a (\$171,572.00) credit for said services, and

WHEREAS, the original Proposal and this Change order No. 1 bring the amount payable to Gross Mechanical Contractors, Inc. to \$3,736,684.00 and closes out this contract, and

WHEREAS, the circumstances that necessitate the change in performance were not reasonably foreseeable at the time the contract was signed, and

WHEREAS, the circumstances were not within the contemplation of the contract as signed and are in the best interest of the City of Springfield, Illinois, and authorized by law.

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 Change Order No. 1 for Proposal UE09-18 with Gross Mechanical Contractors, Inc. for labor and materials for the installation of the flue gas desulphurization system wastewater force main to the Springfield Metro Sanitary District (SMSD) for the Boron Mitigation Project, to authorize work scope additions and deductions, resulting in a decrease in the total maximum amount payable to Gross Mechanical Contractors, Inc. by One Hundred Seventy-One Thousand Five Hundred Seventy-Two Dollars and No Cents (\$171,572.00) for the Office of Public Utilities Electric Division Generation Department.

Section 2. The Mayor and the City Clerk are hereby authorized and empowered to execute Change Order No. 1, a copy of which shall be on file with the Office of the City Clerk, on behalf of the City of Springfield Office of Public Utilities.

Section 3. The Payment to Gross Mechanical Contractors, Inc. for the total maximum amount of Three Million Seven Hundred Thirty-Six Thousand Six Hundred Eighty-Four Dollars

and No Cents (\$3,736,684.00) from Account No. 102-100-CC-J128-2310 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], 2011  
RECORDED: [Signature], 2011  
ATTEST: [Signature]

SIGNED: [Signature]  
MAYOR

Approved as to legal sufficiency:

W 2-10-11  
Office of the Corporation Counsel/Date

Requested by the Office of Public Utilities/Mayor Edwards

AN ORDINANCE ACCEPTING BIDS AND AUTHORIZING THE EXECUTION OF CONTRACT UE11-10-66 - RELATIVE ACCURACY TEST AUDITS FOR THE CONTINUOUS EMISSIONS MONITORING SYSTEMS AT THE DALLMAN POWER PLANTS FOR A TWO (2) YEAR PERIOD IN THE AMOUNT OF \$452,400.00, AND APPROVING A FIELD MODIFICATION ALLOWANCE IN AN AMOUNT NOT TO EXCEED \$10,000.00, FOR A TOTAL AMOUNT NOT TO EXCEED \$462,400.00 WITH AIRTECH ENVIRONMENTAL SERVICES INC. FOR THE OFFICE OF PUBLIC UTILITIES

WHEREAS, by previous action, the Specifications Committee approved specifications for Contract UE11-10-66 - Relative Accuracy Test Audits for the Continuous Emissions Monitoring Systems (CEMS) at the Dallman Power Plant Units 31/32, 33 and 4 and Particulate Matter, Carbon Monoxide and Mercury Testing for said plants for a Two (2) Year Period as mandated by the Clean Air Act for the City of Springfield Office of Public Utilities Regulatory Affairs Division Environmental Health and Safety Department, and

WHEREAS, as described in said specifications, advertisement for bids for Contract UE11-10-66 was placed, and

WHEREAS, AirTech Environmental Services Inc. submitted the low bid for said testing services, and

WHEREAS, this ordinance includes a field modification allowance of \$10,000.00 above the base bid price to cover unanticipated delays that may be caused by weather or CEMS performance problems, and

WHEREAS, the proposed contract documents and bid proposals are on file in the Office of the City Clerk and identified by Contract Index No. UE11-10-66.

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 AirTech Environmental Services Inc. for Contract UE11-10-66 - Relative Accuracy Test Audits for the Continuous Emissions Monitoring Systems at the Dallman Power Plants and Particulate Matter, Carbon Monoxide, and Mercury Testing for said plants for a Two (2) Year Period as mandated by the Clean Air Act in the amount of \$452,400.00, to include a Purchaser's Field Modification Allowance in an amount not to exceed \$10,000.00, for a total amount not to exceed Four Hundred Sixty-Two Thousand Four Hundred Dollars and No Cents (\$462,400.00) for the City of Springfield Office of Public Utilities Regulatory Affairs Division Environmental Health and Safety Department.

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

Section 3. The Payment to AirTech Environmental Services Inc. for the total maximum amount of Four Hundred Sixty-Two Thousand Four Hundred Dollars and No Cents (\$462,400.00) from Account No. 102-400-FD-7715-1218 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] 2011  
RECORDED: [Signature] 2011  
ATTEST: [Signature]

SIGNED: [Signature]  
MAYOR

Approved as to legal sufficiency:  
[Signature] 2-10-2011  
Office of the Corporation Counsel/Date  
Requested by the Office of Public Utilities/Edwards

AN ORDINANCE APPOINTING A DESIGNATED REPRESENTATIVE AND  
AN ALTERNATE DESIGNATED REPRESENTATIVE IN COMPLIANCE WITH  
THE CLEAN AIR ACT AMENDMENTS OF 1990, THE CLEAN AIR INTERSTATE  
RULE AND THE GREENHOUSE GAS MANDATORY REPORTING RULE  
RELATING TO CITY OF SPRINGFIELD ELECTRIC GENERATING UNITS  
FOR THE OFFICE OF PUBLIC UTILITIES

WHEREAS, the City of Springfield is the owner and operator of electric generating units that are subject to the requirements of the Acid Rain Program of the Clean Air Act Amendments of 1990 and has been required to have a Designated Representative (DR) and an Alternate Designated Representative (ADR) certified to the United States Environmental Protection Agency (USEPA) since 1993, and

WHEREAS, the City's generating units are also subject to USEPA's recently adopted Greenhouse Gas (GHG) Mandatory Reporting Rule, requiring the designation of the same individuals to serve as DR and ADR, and

WHEREAS, the DR represents the emission source and by his action, inactions, or submissions legally binds the owner of the emission source in all matters pertaining to the Acid Rain Program, the Clean Air Interstate Rule (CAIR) and the GHG Rule, and the owners are bound by any order issued to the DR (or ADR) by the USEPA, Illinois Environmental Protection Agency (IEPA), the Illinois Pollution Control Board or a court, and

WHEREAS, this Ordinance appoints a DR and an ADR in compliance with the Clean Air Act Amendments of 1990, CAIR, and the recent GHG Rule under the Clean Air Act, and

WHEREAS, the DR, and alternatively, the ADR, are responsible for submitting all reports and compliance plans, all permit applications, renewals, amendments, or modifications for permits, all allowance transactions, all annual allowance reports, all Continuous Emissions Monitoring System (CEMS) data reporting, and all GHG reporting, as it relates to Dallman Unit 4, and

WHEREAS, this ordinance would name Patrick J. Becker, Manager of the City's Office of Public Utilities' Environmental, Health and Safety Office, and Schy Willmore, P. E., in the Environmental Health and Safety Office as DR and ADR, respectively, for the Acid Rain Program, CAIR and GHG Program for all electric generating units subject to those programs being administered by USEPA, namely Dallman Power Plant Units 31, 32, 33 and 4, the Interstate Gas Turbine, and the Factory Combustion Turbine, and

WHEREAS, this action will allow these appointees to submit the appropriate certifications to the USEPA in a timely manner.

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

Section 1. The City of Springfield affirms that it is the owner and operator of the Dallman Power Plant Units 31, 32, 33 and 4, the Interstate Gas Turbine, and the Factory Combustion Turbine and that said units are subject to the Acid Rain Program of the Clean Air Act Amendments of 1990, the Clean Air Interstate Rule, and may also be subject to the recently adopted GHG Programs under the Clean Air Act.

Section 2. The Council of the City of Springfield hereby appoints Patrick J. Becker, Manager of the City of Springfield Office of Public Utilities' Environmental, Health and Safety Office as Designated Representative (DR) for the Acid Rain Program, the Clean Air Interstate Rule and Greenhouse Gas Program for all electric generating units subject to those programs being administered by the United States Environmental Protection Agency (USEPA), namely the Dallman Power Plant Units 31, 32, 33 and 4, the Interstate Gas Turbine, and the Factory Combustion Turbine and Patrick J. Becker shall be fully authorized and empowered to perform all duties and responsibilities regarding the same.

Section 3. The Council of the City of Springfield hereby appoints Schy Willmore, P.E., in the City of Springfield Office of Public Utilities' Environmental Health and Safety Office as Alternate Designated Representative (ADR) to serve as the DR upon the death, resignation or incapacity of the DR, or upon written notice from the DR to the ADR that the DR will be temporarily unavailable to perform the duties and responsibilities of the DR.

Section 4. The City of Springfield shall be fully bound by the actions, inactions, and submissions of the utility's appointed DR and the City shall be bound by any order issued to the DR by the Administrator of the USEPA, the permitting authority, or a court regarding the affected source or any affected units under the Acid Rain Program of the Clean Air Act Amendments of 1990, the Clean Air Interstate Rule, and recently adopted Greenhouse Gas Programs.

Section 5. When the ADR is acting in lieu of the DR, the ADR shall be vested with all authority of the DR and the City of Springfield shall likewise be bound by the actions, inactions and submissions thereby and shall be bound by all similar orders that are so directed.

Section 6. The DR and ADR shall be indemnified so far as permitted under Illinois law by the City of Springfield for all acts, omissions and submissions lawfully taken including attorney's fees, arising out of the DR's or ADR's performance of such duties and responsibilities required by the Acid Rain Program, the Clean Air Interstate Rule and Greenhouse Gas Program on behalf of the City of Springfield.

Section 7. The Mayor and the City Clerk are hereby authorized and empowered to execute all necessary documents with regard to said appointments on behalf of the City of Springfield Office of Public Utilities.

Section 8. This Ordinance shall become effective immediately upon its passage and recording with the City of Springfield Office of the City Clerk.

PASSED: [Signature] 2011

RECORDED: [Signature] 2011

ATTEST: [Signature]

SIGNED: [Signature]

MAYOR

Approved as to legal sufficiency:

W 2-10-11  
Office of the Corporation Counsel/Date

Requested by the Office of Public Utilities/Mayor Edwards

**AN ORDINANCE AUTHORIZING THE EXECUTION OF AN  
ANNEXATION AGREEMENT WITH HELEN HALL FOR THE PROPERTY  
LOCATED AT 4062 CHINQUIPIN ROAD**

**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**, Helen Hall is the owner of record and elector for the property located at 4062 Chinquipin Road; and

**WHEREAS**, Ms. Hall has filed a verified petition duly executed and sworn, that the City annex the following described property:

That part of the east Half of the Southwest Quarter of Section 4, Township 16 North, Range 5 West of the Third Principal Meridian, described as follows:

Beginning at a point on the Quarter Section line 937.42 feet West and 319.25 feet North of the Southeast corner of said Quarter Section, running thence South a distance of 90.00 feet to a point; running thence West parallel to the South line of said Quarter Section to the centerline of a public road; running thence northwestwardly along the said centerline to a point, which is 218.31 feet West of the point of beginning and running thence East 218.31 feet to the point of beginning, being part of Lot 17 as recorded on a plat of survey, filed on October 9, 1953, Record Volume 460, page 541; all situated in Sangamon County, Illinois; and

Commonly known as 4062 Chinquipin Road; and

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

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

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

**Section 1:** That the City Council hereby approves and authorizes the execution of an annexation agreement with the owner of record for annexation of the property located at 4062 Chinquipin Road. The Mayor and City Clerk are hereby authorized to execute the annexation agreement, which shall be located in the Office of the City Clerk, on behalf of the City of Springfield.


**Section 2:** That the Office of the City Clerk is hereby directed to record this ordinance, agreement and any easement, if applicable, 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: March 1, 2011

SIGNED: March 9, 2011

RECORDED: March 9, 2011

  
\_\_\_\_\_

Mayor Frank Edwards

ATTEST:   
\_\_\_\_\_

City Clerk Cecilia K. Tumulty

Approved as to legal sufficiency:

Requested by: Mayor Frank Edwards

TAP / 2-9-11  
Office of Corporation Counsel / Date

85 3 111

**AN ORDINANCE ACCEPTING THE LOWEST RESPONSIBLE BID AND AUTHORIZING THE EXECUTION OF CONTRACT NUMBER PW 11-10-67 WITH GERSTNER ELECTRIC, INC. FOR THE INSTALLATION OF BATTERY BACK-UPS AND SIGNAL BACKPLATE REFLECTIVE TAPE AT VARIOUS LOCATIONS THROUGHOUT THE CITY IN AN AMOUNT NOT TO EXCEED \$130,065.00 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 to install battery back-ups and signal backplate reflective tape at various locations throughout the City; 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, the City Purchasing Agent has determined that Gerstner Electric, Inc. has submitted the lowest bid meeting specifications for the installation of battery back-ups and signal backplate reflective tape for the Office of Public Works, in the amount of \$130,065.00; and

**WHEREAS**, the proposed contract documents and bid proposal are on file in the Office of the City Clerk and identified by Contract Index No. PW 11-10-67; and

**WHEREAS**, the Purchasing Agent recommends accepting this bid and awarding the contract to Gerstner Electric, Inc.; and

**WHEREAS**, pursuant to Ord. No. 478-07-05, the City accepted a grant of \$1,000,000.00 from the Illinois Department of Transportation designated as Agreement No. JN605-006 for improving access to the Abraham Lincoln Presidential Library and Museum and other historic sites; and

**WHEREAS**, these grant funds were deposited by the City into its Motor Fuel Tax (MFT) accounts; and

**WHEREAS**, by companion ordinance the City has notified the State of Illinois of its desire to use a portion of these grant funds in the amount of \$130,065.00 to pay for the installation of battery back-ups and signal backplate reflective tape at various locations throughout the City pursuant to Agreement Number JN605-006, and any amendments thereto; and

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

**Section 1:** That the City Council hereby accepts the low bid from Gerstner Electric, Inc. for installation of battery back-ups and signal backplate reflective tape at various locations throughout the City for the Office of Public Works, in the amount of \$130,065.00. The Mayor and City Clerk are authorized to execute Contract Index No. PW 11-10-67 on behalf of the City of Springfield.

**Section 2:** That the Office of Budget and Management is hereby authorized to make payment to Gerstner Electric, Inc. in an amount not to exceed \$130,065.00 from account 041-110-GAST-STRS-1416 upon satisfactory performance of Contract Index No. PW 11-10-67.

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

PASSED: March 1, 2011

SIGNED: March 4, 2011

RECORDED: March 4, 2011

[Signature]  
Mayor Frank Edwards

ATTEST: [Signature]  
City Clerk Cecilia K. Tumulty

Approved as to legal sufficiency:

Requested by: Mayor Frank Edwards

[Signature] 12-9-11  
Office of Corporation Counsel / Date

86 3 111

87 3 11

**AN ORDINANCE AUTHORIZING THE EXECUTION OF AGREEMENT AMENDMENT NO. 1 WITH THE STATE OF ILLINOIS DEPARTMENT OF TRANSPORTATION TO EXTEND THE EXPIRATION DATE FROM JUNE 5, 2011, TO JUNE 5, 2013, FOR IMPROVEMENTS OF ACCESS TO THE ABRAHAM LINCOLN PRESIDENTIAL LIBRARY AND MUSEUM FOR THE OFFICE OF PUBLIC WORKS**

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

**WHEREAS**, the City Council previously passed ordinance 478-07-05 authorizing execution of an agreement with the State of Illinois for improvements of traffic and accessibility to the Abraham Lincoln Presidential Library and Museum, along with other historic sites; and

**WHEREAS**, the agreement provided that the State of Illinois would provide the City with \$1,000,000.00, payable upon execution of the agreement for future improvements to include a highway advisory radio system, handicap access, signage and pedestrian signals; and

**WHEREAS**, it is in the best interests of the City to execute amendment no. 1 to the agreement to extend the date of expiration of the Grant from June 5, 2011, to June 5, 2013; and

**WHEREAS**, a copy of the amendment agreement shall be on file in the Office of the City Clerk and identified as No. JN605-006A.

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

**Section 1:** That the City Council hereby authorizes execution of Agreement Addendum No. 1 with the State of Illinois to extend the expiration date from June 5, 2011, to June 5, 2013, for the Abraham Lincoln Presidential Library and Museum Grant, identified as No. JN605-006A, to improve access to the Abraham Lincoln Presidential Library and Museum, along with other historic sites. The Mayor and the City Clerk are hereby authorized to execute said Agreement Addendum No. 1, and any other necessary documents, on behalf of the City of Springfield.

**Section 2:** That all other terms and conditions authorized by the agreement and ordinance 478-07-05, not in conflict with this ordinance shall remain in full force and effect.

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

PASSED: [Signature] 2011  
RECORDED: [Signature] 2011  
ATTEST: [Signature]  
City Clerk

SIGNED: [Signature], 2011  
Mayor Frank Edwards

Approved as to legal sufficiency:  
[Signature] / 2.8.11  
Office of Corporation Counsel / Date

Requested by: Mayor Frank Edwards

**AN ORDINANCE AUTHORIZING THE EXECUTION OF A SEWER ENGINEERING PROGRAM MANAGEMENT AGREEMENT WITH HANSON PROFESSIONAL SERVICES INC. FOR THE OFFICE OF PUBLIC WORKS IN AN AMOUNT NOT TO EXCEED \$80,000.00**

**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 involves the furnishing of engineering services by Hanson Professional Services Inc. for assistance in the engineering management of the annual sewer program through February 29, 2012, for the Office of Public Works in an amount not to exceed \$80,000.00; 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**, 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 acceptance of an agreement with Hanson Professional Services Inc. to furnish services for the engineering management of the annual sewer program through February 29, 2012, for the Office of Public Works, in an amount not to exceed \$80,000.00. 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 Hanson Professional Services Inc. (OHAN 1501) in a total amount not to exceed \$80,000.00 from account number 015-110-SEWR-OSUR-2308 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:** [Signature], 2011

**RECORDED:** [Signature], 2011

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

**SIGNED:** [Signature], 2011

Mayor Frank Edwards

Approved as to legal sufficiency:

**Requested by:** Mayor Frank Edwards

TAP / 2.8.11  
Office of Corporation Counsel / Date

89 3 11

**AN ORDINANCE AUTHORIZING THE EXECUTION OF CONTRACT NO. PW 11-15 WITH SECURITY PARKING SYSTEMS FOR THE PARKING ACCESS REVENUE CONTROL SYSTEM AT THE HILTON / MUNICIPAL PARKING GARAGE IN THE AMOUNT OF \$303,010.00 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 the installation of a parking access revenue control system at the Hilton/Municipal Parking Garage at 7<sup>th</sup> and Monroe Streets; and

**WHEREAS**, the City Purchasing Agent has made a determination that this service is exempt from the provisions of the City Purchasing Code requiring sealed competitive bidding pursuant to the exceptions contained in Section 38.38 regarding Competitive Sealed Proposals; and

**WHEREAS**, the City solicited proposals for an automated parking system; and

**WHEREAS**, Security Parking Systems submitted a competitive sealed proposal for the parking system and is willing and able to provide this system in the amount of \$303,010.00, in accordance with the terms of the City's "Request for Proposal, PW 11-15;" and

**WHEREAS**, it is necessary to enter into a contract with Security Parking Systems; and

**WHEREAS**, a copy of the contract and proposal from Security Parking Systems shall be located in the Office of the City Clerk and identified as Proposal PW 11-15.

**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 a contract with Security Parking Systems for installation of an automated parking system at the Hilton/Municipal Parking Garage located at 7<sup>th</sup> and Monroe Streets for the Office of Public Works pursuant to Proposal PW 11-15. The Mayor and City Clerk are authorized to execute the contract and any necessary documents on behalf of the City.

**Section 2:** That the Office of Budget and Management is hereby authorized to make payment in an amount not to exceed \$303,010.00 to Security Parking systems (OSEC5700) from account number 084-111-DEVL-SPAL-2110 in accordance with the terms of Proposal PW 11-15.

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

PASSED: [Signature], 2011

RECORDED: [Signature], 2011

ATTEST: [Signature]  
City Clerk Cecilia K. Tumulty

Requested by: Mayor Frank Edwards

SIGNED: [Signature], 2011  
[Signature]  
Mayor Frank Edwards

Approved as to legal sufficiency:  
[Signature] 2-9-11  
Office of Corporation Counsel /Date

90 3 11

**AN ORDINANCE AMENDING CHAPTER 36 OF THE 1988 CITY OF SPRINGFIELD CODE OF ORDINANCES, AS AMENDED, BY ADDING SECTION 36.18 TO AUTHORIZE WAGE GARNISHMENT AGAINST EMPLOYEES WHO OWE MONEY TO THE CITY, 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**, there are current City employees who owe fines or other indebtedness to the City; and

**WHEREAS**, it is in the best interest of the City of Springfield to amend Chapter 36 of the 1988 City of Springfield Code of Ordinances, as amended, to authorize wage garnishment against those employees in accordance with state law.

**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 36 of the 1988 City of Springfield Code of Ordinances, as amended, by adding section 36.18 as follows:

**CHAPTER 36. EMPLOYMENT POLICIES**

**ARTICLE I. GENERAL PROVISIONS**

**§ 36.18. Employee Indebtedness.** Any employee who is delinquent in the payment of fines or other indebtedness to the City may be subject to garnishment of wages, bonuses, or compensation in accordance with 735 ILCS 5/12-801 et seq., as hereinafter may be amended.

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

**Section 3:** This ordinance shall become effective immediately upon its passage, recording and publication in pamphlet form.

**PASSED:** March 1, 2011

**SIGNED:** March 1, 2011

**RECORDED:** March 1, 2011

[Signature]  
Mayor

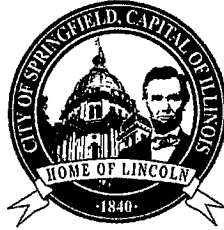
**ATTEST:** [Signature]  
City Clerk

**Approved as to legal sufficiency:**

**Requested by: Aldermen Shanahan & Cahnman**

W, 3-2-11  
Office of Corporation Counsel /Date

## CITY OF SPRINGFIELD, ILLINOIS



Ordinance No. 90-3-11 AN ORDINANCE AMENDING CHAPTER 170 OF THE 1988 CITY OF SPRINGFIELD CODE OF ORDINANCES, AS AMENDED, BY ADDING SECTION 170-10-08 TO PROVIDE A PENALTY FOR THE FAILURE TO RECORD A CHANGE OF OWNERSHIP

Cecilia Tumulty, C.M.C  
Office of the City Clerk  
City of Springfield Illinois, Room 106  
Municipal Center West  
Springfield, Illinois 62701  
Phone: (217) 789-2216  
Website: [www.springfieldcityclerk.com](http://www.springfieldcityclerk.com)

MI 91 3 111

**AN ORDINANCE AMENDING CHAPTER 170 OF THE 1988 CITY OF  
SPRINGFIELD CODE OF ORDINANCES, AS AMENDED, BY ADDING  
SECTION 170.10.08 TO PROVIDE A PENALTY FOR THE FAILURE TO  
RECORD A CHANGE OF OWNERSHIP**

**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 expends considerable time and resources in inspecting and prosecuting violations of the City's property and housing maintenance requirements; and

**WHEREAS**, one of the difficulties frequently encountered by City personnel is the inability to ascertain the identity of the owner of the property, particularly with foreclosure proceedings; and

**WHEREAS**, although state law requires that deeds and other instruments affecting the title to real estate be recorded, there is no penalty provision for such failure to record; and

**WHEREAS**, the City Council believes that if such requirement is subject to a penalty, it would encourage the recording of deeds and save City resources; and

**WHEREAS**, it is in the best interest of the City of Springfield to amend Chapter 170 of the 1988 City of Springfield Code of Ordinances, as amended, to add section 170.10.08 to provide for the violation of Failure to Record Change of Ownership and also providing a penalty for noncompliance.

**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 170 of the 1988 City of Springfield Code of Ordinances, as amended, by adding section 170.10.08 as follows:

**CHAPTER 170. BUILDING CODE**

**ARTICLE I. BUILDING CODE**

**§ 170.10.08. Failure to record change of ownership.** An owner of real property must record a change of ownership with the Sangamon County Recorder within 30 days of the date of transfer of ownership. A violation of this subsection is subject to a penalty of not less than \$50 nor more than \$500. A separate offense shall be deemed committed on each day on which a violation occurs or continues.

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

**Section 3:** This ordinance shall become effective immediately upon its passage, recording and publication in pamphlet form.

PASSED: March 1, 2011

SIGNED: March 4, 2011

RECORDED: March 4, 2011

[Signature]  
Mayor

ATTEST: [Signature]  
City Clerk

Approved as to legal sufficiency:

Requested by: Aldermen Shanahan & Cahnman

[Signature], 2-15-11  
Office of Corporation Counsel /Date

91 3 11

RES. 07-11

**A RESOLUTION NOTIFYING THE STATE OF ILLINOIS THAT MOTOR FUEL TAX FUNDS IN THE AMOUNT OF \$130,065.00 WILL BE USED TO PURCHASE BATTERY BACK-UPS AND BACKPLATE REFLECTIVE TAPE FROM THE ABRAHAM LINCOLN PRESIDENTIAL LIBRARY AND MUSEUM GRANT (JN605-006), PURSUANT TO THE ILLINOIS HIGHWAY CODE, MFT SECTION NO. 10-00448-06-TL, FOR THE OFFICE OF PUBLIC WORKS**

WHEREAS, pursuant to Ord. No. 478-07-05, the City accepted a grant of \$1,000,000.00 from the Illinois Department of Transportation designated as Agreement No. JN605-006 for improving access to the Abraham Lincoln Presidential Library and Museum and other historic sites; and

WHEREAS, these grant funds were deposited by the City into its Motor Fuel Tax (MFT) accounts; and

WHEREAS, the City desires to use a portion of these grant funds in the amount of \$130,065.00 to pay for the installation of battery back-ups and signal backplate reflective tape at various locations throughout the City pursuant to Agreement Number JN605-006 and any amendments thereto; and

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

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

**Section 1:** That improvements under the Illinois Highway Code will be made consisting of installation of battery back-ups and signal backplate reflective tape at various locations throughout the City.

**Section 2:** That the improvement has been designated as City Section 10-00448-06-TL.

**Section 3:** That the City may use \$130,065.00 for the project from the City's allotment of Motor Fuel Tax Funds received through the Abraham Lincoln Presidential Library and Museum Grant and designated as Agreement No. JN605-006, and any amendments thereto.

**Section 4:** That said work will 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: [Signature], 2011  
RECORDED: [Signature], 2011  
ATTEST: [Signature]  
City Clerk Cecilia K. Tumulty

SIGNED: [Signature], 2011  
[Signature]  
Mayor Frank Edwards

Requested by: Mayor Frank Edwards

Approved as to legal sufficiency:  
W, 2-9-11  
Office of Corporation Counsel / Date

RES 08-11

**A RESOLUTION FOR TEMPORARY CLOSURE OF A PORTION OF ILLINOIS STATE ROUTES 97 AND 125 (JEFFERSON STREET) FOR THE ST. PATRICK'S DAY PARADE TO BE HELD MARCH 12, 2011, FOR THE ANNUAL TRADES AND LABOR COUNCIL LABOR DAY PARADE TO BE HELD ON SEPTEMBER 5, 2011, AND FOR THE SPRINGFIELD JAYCEES ANNUAL CHRISTMAS PARADE TO BE HELD ON DECEMBER 3, 2011, FOR THE OFFICE OF PUBLIC WORKS**

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**WHEREAS**, the St. Patrick's Day Parade will be held March 12, 2011, on Jefferson Street (7<sup>th</sup> Street to 9<sup>th</sup> Street); and

**WHEREAS**, the Annual Trades and Labor Council Labor Day Parade will be held on September 5, 2011, which will stage on Jefferson Street between 7<sup>th</sup> and 9<sup>th</sup> Streets, travel west to 5<sup>th</sup> Street, south to Capitol Avenue, east to 6<sup>th</sup> Street and north to Washington Street; and

**WHEREAS**, the Springfield Jaycees Annual Christmas Parade will be held on December 3, 2011, which will stage on Jefferson Street between 7<sup>th</sup> and 9<sup>th</sup> Streets, travel west to 5<sup>th</sup> Street, south to Capitol Avenue, east to 6<sup>th</sup> Street and north to Washington Street; and

**WHEREAS**, Jefferson Street is a State highway; and

**WHEREAS**, Section 4-408 of the Illinois Highway Code authorizes the Department of Transportation (IDOT) to issue permits to local authorities to temporarily close portions of State Highways for such public purposes.

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

**Section 1:** That permission to close Jefferson Street be requested of the Illinois Department of Transportation as follows:

<b>FROM</b>	<b>TO</b>	<b>ON</b>	<b>FOR</b>
5 <sup>th</sup> Street	9 <sup>th</sup> Street	March 12, 2011	The Patrick's Day Parade
5 <sup>th</sup> Street	9 <sup>th</sup> Street	September 5, 2011	The Annual Trades and Labor Council Labor Day Parade
5 <sup>th</sup> Street	9 <sup>th</sup> Street	December 3, 2011	The Annual Springfield Jaycees Christmas Parade

**Section 2:** That traffic from that closed portion of highway shall be detoured over routes with an all weather surface that can accept the anticipated traffic, which will be maintained to the satisfaction of the Illinois Department of Transportation and which is conspicuously marked for the benefit of traffic diverted from the State Highway. (The parking of vehicles shall be prohibited on the detour routes to allow an uninterrupted flow of two-way traffic.)

