

20 1 12

**AN ORDINANCE AMENDING CHAPTER 37, OF THE 1988 CITY OF SPRINGFIELD CODE OF ORDINANCES, AS AMENDED, BY ADDING SECTION 37.17 REGARDING THE WITHHOLDING OF FUNDS WHEN MONEY IS OWED TO THE CITY OF SPRINGFIELD**

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

**WHEREAS**, Chapter 37 of the 1988 City of Springfield Code of Ordinances, as amended, does not contain a provision authorizing the Office of Budget and Management to withhold money owed to the City from any payments, grants or other funds payable to an entity when that entity owes money to the City; and

**WHEREAS**, it is in the best interest of the City to amend Chapter 37 of the 1988 City of Springfield Code of Ordinances, as amended, by adding Section 37.17 to authorize the Office of Budget and Management the ability to withhold funds payable to an entity owing the City money from any source, unless that source prohibits the withholding.

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

**Section 1:** That the City Council hereby amends Chapter 37, Article I of the 1988 City of Springfield Code of Ordinances, as amended, by adding Section 37.17 as follows:

**§37.17. Withholding of funds for obligations owed to the City.**

The Director of the Office of Budget and Management shall have the authority to withhold funds or payments to any person or entity from any source (unless that source expressly prohibits any withholding) when that person or entity is obligated to the City for any amount then owing. The amount withheld shall not exceed the amount owed. If there is a dispute over the amount owed, then the funds (to cover the amount owed) shall be held by the City until the dispute is resolved.

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

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

**Section 4:** All other provisions of Chapter 37, Article I, of the 1988 City of Springfield Code of Ordinances, as amended, which are not amended by this ordinance, shall remain in full force and effect.

**PASSED:** January 24, 2012

**SIGNED:** January 25, 2012

**RECORDED:** January 26, 2012

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

Harold K. [Signature] 1/15/12  
Office of Corporation Counsel / Date

1.21 1 12

**AN ORDINANCE AUTHORIZING EXECUTION OF THE 2012 PLANNING SERVICE AGREEMENT WITH THE SPRINGFIELD-SANGAMON COUNTY REGIONAL PLANNING COMMISSION, IN AN AMOUNT NOT TO EXCEED \$163,770.00 FROM JANUARY 1, 2012, THROUGH DECEMBER 31, 2012**

**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 enter into an agreement with the Springfield-Sangamon County Regional Planning Commission ("SSCRPC") for planning services in areas which are within subdivision jurisdiction of the City, annexation petitions being considered by the City Council, and areas within the comprehensive planning jurisdiction of the City from January 1, 2012, through December 31, 2012; and;

**WHEREAS**, the SSCRPC is willing and able to provide these services in an amount not to exceed \$163,770.00; and

**WHEREAS**, the City Purchasing Agent has made a determination that SSCRPC is a sole source vendor and is exempt from the provisions of the City Purchasing Code requiring sealed competitive bidding pursuant to the exceptions contained in Section 38.40 pertaining to sole source Procurement; and

**WHEREAS**, a copy of the 2012 Planning Service Agreement 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 the 2012 Planning Service Agreement with the Springfield-Sangamon County Regional Planning Commission for planning services in areas which are within subdivision jurisdiction of the City, annexation petitions being considered by the City Council, and areas within the comprehensive planning jurisdiction from January 1, 2012, through December 31, 2012. The Mayor and City Clerk are authorized to execute any necessary documents on behalf of the City of Springfield.

**Section 2:** That the Office of Budget and Management is hereby authorized to make payments to the Springfield-Sangamon County Regional Planning Commission (SPR 5700) in an amount not to exceed \$163,770.00 from account number 001-107-GENC-VARI-1232 in accordance with the terms of the Agreement.

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

PASSED: January 24, 2012

RECORDED: January 26, 2012

ATTEST: Cecilia K Tumulty  
City Clerk Cecilia K. Tumulty

Requested by: Mayor J. Michael Houston

SIGNED: January 25, 2012

Michael Houston  
Mayor J. Michael Houston

Approved as to legal sufficiency:

Mark Kille 1/15/12  
Office of Corporation Counsel / Date

. 22 1 12

**AN ORDINANCE AMENDING ORDINANCE 287-8-11 TO CORRECT THE REVENUE ACCOUNTING STRING REGARDING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$2,925.00 FOR THE SPRINGFIELD POLICE DEPARTMENT**

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

**WHEREAS**, the City Council previously passed ordinance 378-10-10 accepting Local Alcohol Program Grant #AL0-5480-263 from the Illinois Department of Transportation in the amount of \$179,532.00 and authorizing a supplemental appropriation in the amount of \$72,358.00 for FY1; and

**WHEREAS**, the City Council previously passed ordinance 287-8-11 authorizing a supplemental appropriation of \$2,925.00 from FY11 unobligated funds for the Springfield Police Department to correctly reflect the actual amounts available under Grant #AL0-5480-263; and

**WHEREAS**, it is necessary to amend ordinance 287-8-11 to correct the accounting revenue string.

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

**Section 1:** That the City Council hereby amends ordinance 287-8-11 to correct the revenue accounting string for a supplemental appropriation of \$2,925.00 for the Springfield Police Department from FY11 unobligated funds received from the Illinois Department of Transportation for Local Alcohol Program Grant #AL0-5480-263.

**Section 2:** That the Office of Budget and Management is hereby directed to effectuate this supplemental appropriation from FY11 unobligated grant funds in revenue account 001-112-POLC-IDOT-2013.

**Section 3:** That all other terms and conditions of ordinance 287-8-11, not in conflict with this ordinance, shall remain in full force and effect.

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

PASSED: January 24, 2012

SIGNED: January 25, 2012

RECORDED: January 26, 2012

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

Mark K. Hill 1/15/12  
Office of Corporation Counsel / Date

23 1 12

**AN ORDINANCE AUTHORIZING A SUPPLEMENTAL APPROPRIATION  
IN THE AMOUNT OF \$800.00 FOR THE OFFICE OF THE MAYOR  
SPRINGFIELD MUNICIPAL BAND**

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

**WHEREAS**, the Springfield Municipal Band performed at the Township Officials of Illinois convention in November 2011 in addition to the Band's regular season concert series; and

**WHEREAS**, the Township Officials paid \$800.00 for the Band's services; and

**WHEREAS**, the Band Commission desires to use these donations to pay musician services; and

**WHEREAS**, the Office of Mayor is requesting a supplemental appropriation of \$800.00 received from Township Officials for the Springfield Municipal Band.

**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 \$800.00 for the Office of the Mayor Springfield Municipal Band.

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

FROM ACCOUNT	INTO EXPENDITURE ACCOUNT	AMOUNT
001-101-BBAN-BBAN-1651	001-001-BBAN-BBAN-1218	\$800.00

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

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

**PASSED:** January 24, 2012

**SIGNED:** January 25, 2012

**RECORDED:** January 26, 2012

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

Mark K. [Signature] 1/15/12  
Office of Corporation Counsel / Date

1. 24 1 12

AN ORDINANCE ACCEPTING BIDS AND AUTHORIZING THE EXECUTION OF CONTRACT UE12-11-74 – ROADWAY LIGHTING AND ACCESSORIES WITH FLETCHER-REINHARDT COMPANY AND POWER LINE SUPPLY COMPANY IN AN AMOUNT NOT TO EXCEED \$1,068,000.00 FOR THE ELECTRIC DIVISION FOR THE OFFICE OF PUBLIC UTILITIES

WHEREAS, by previous action, the Specifications Committee approved specifications for Contract UE12-11-74 – Roadway Lighting and Accessories for the Electric Division Electric Transmission, Distribution and Operations Department for the Office of Public Utilities, and

WHEREAS, as described in said specifications, advertisement for bids for Contract UE12-11-74 was placed, and

WHEREAS, Fletcher-Reinhardt Company submitted the lowest bid for Category 1 – roadway lighting luminaires and security lighting packages and Category 4 – fiberglass poles with mast arms, and

WHEREAS, Power Line Supply Company submitted the lowest bid for Category 2 – lamps and Category 3 – photocontrols, and

WHEREAS, the proposed contract documents and bid proposals are on file in the City of Springfield Office of the City Clerk and identified by Contract Index No. UE12-11-74.

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

Section 1. The Council of the City of Springfield, Illinois, hereby approves and accepts the bids from Fletcher-Reinhardt Company and Power Line Supply Company for Contract UE12-11-74 – Roadway Lighting and Accessories in an amount not to exceed One Million Sixty-Eight Thousand Dollars and No Cents (\$1,068,000.00) for the City of Springfield Office of Public Utilities' Electric Division Electric Transmission, Distribution and Operations Department.

Section 2. The Mayor and the City Clerk are hereby authorized and empowered to execute said Contracts with these vendors on behalf of the City of Springfield Office of Public Utilities.

Section 3. The Payment to Fletcher-Reinhardt Company and Power Line Supply Company for the total maximum amount of One Million Sixty- Eight Thousand Dollars and No Cents (\$1,068,000.00) from Account No. 102-100-CBC-1541-1403 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: January 24, 2012

RECORDED: January 26, 2012

ATTEST: Cecilia K. Tumulty

SIGNED: January 25, 2012

Michael Houston  
MAYOR

Approved as to legal sufficiency:  
Paul A. Hill 1/3/12  
Office of the Corporation Counsel/Date

25 1 12

No. MLM-368

AN ORDINANCE ACCEPTING THE BID AND AUTHORIZING THE EXECUTION OF CONTRACT UE12-11-75 – FIBER BACKBONE HARDWARE AND SECURITY UPGRADE WITH SENTINEL TECHNOLOGIES, INC. IN THE AMOUNT OF \$160,832.00 FOR THE ELECTRIC DIVISION FOR THE OFFICE OF PUBLIC UTILITIES

WHEREAS, by previous action, the Specifications Committee approved specifications for Contract UE12-11-75 – Fiber Backbone Hardware and Security Upgrade 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 UE12-11-75 was placed, and

WHEREAS, Sentinel Technologies, Inc. submitted the low bid in the amount of \$160,832.00 for the purchase of additional hardware to upgrade the City of Springfield Office of Public Utilities' Ethernet network used by the Electric Division Electric Transmission, Distribution and Operations Department, and

WHEREAS, the proposed contract documents and bid proposals are on file in the City of Springfield Office of the City Clerk and identified by Contract Index No. UE12-11-75.

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 Sentinel Technologies, Inc. for Contract UE12-11-75 – Fiber Backbone Hardware and Security Upgrade in the amount of One Hundred Sixty Thousand Eight Hundred Thirty-Two Dollars and No Cents (\$160,832.00) for the City of Springfield Office of Public Utilities' Electric Division Electric Transmission, Distribution and Operations Department.

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

Section 3. The Payment to Sentinel Technologies, Inc. for the total maximum amount of One Hundred Sixty Thousand Eight Hundred Thirty-Two Dollars and No Cents (\$160,832.00) from Account Nos. 102-100-CBC-3892-1706 and 102-100-CBD-3902-1604 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: January 24, 2012      SIGNED: January 25, 2012  
RECORDED: January 26, 2012      [Signature]  
ATTEST: Cecilia K. Tumulty      MAYOR

Approved as to legal sufficiency:

[Signature] 1/15/12

Office of the Corporation Counsel/Date

Requested by the Office of Public Utilities/Mayor Houston

26 1 12

**AN ORDINANCE APPROVING THE PLAN FOR THE LARGE SCALE DEVELOPMENT OF PREHN PLAZA FOR THE OFFICE OF PUBLIC WORKS**

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

**WHEREAS**, the Land Subdivision Committee and the Springfield/Sangamon County Regional Planning Commission have reviewed and recommended approval of the large scale development of Prehn Plaza; and

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

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

**Section 1:** That the large scale development of Prehn Plaza is hereby accepted and approved by the City Council.

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

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

PASSED: January 24, 2012

SIGNED: January 25, 2012

RECORDED: January 26, 2012

J. Michael Houston  
Mayor J. Michael Houston

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

Approved as to legal sufficiency:

[Signature] 1/15/12  
Office of Corporation Counsel/Date

Requested by: Public Works /  
Mayor J. Michael Houston

Location: Ward 3

**AN ORDINANCE AUTHORIZING EXECUTION OF A SUPPLEMENTAL AGREEMENT WITH ALLEN HENDERSON & ASSOCIATES, INC., FOR PRELIMINARY ENGINEERING SERVICES FOR THE RECONSTRUCTION OF THE CHATHAM ROAD BRIDGE AND AUTHORIZING ADDITIONAL PAYMENT IN THE AMOUNT OF \$56,893.71 FOR A TOTAL AMOUNT NOT TO EXCEED \$270,057.54 AND AUTHORIZING A WAIVER OF THE REQUIREMENTS OF SECTION 38.48(b) OF THE CITY'S PURCHASING CODE FOR THE OFFICE OF PUBLIC WORKS**

---

---

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

**WHEREAS**, the City Council previously passed ordinance 451-12-10 authorizing an agreement with Allen Henderson & Associates, Inc. for preliminary engineering services for the reconstruction of the Chatham Road Bridge over the Jacksonville Branch (MFT Section No. 10-00470-00-BR) in the amount of \$202,827.38 for the Office of Public Works; and

**WHEREAS**, the City Council previously passed ordinance 410-11-11 authorizing execution of a supplemental agreement and additional expenditure of \$10,336.45 for preparation of surveys and plats for right-of-way dedication and construction easements for the project; and

**WHEREAS**, it is necessary to execute a supplemental agreement with, and authorize additional payment of \$56,893.71 to, Allen Henderson & Associates, Inc. for additional preliminary engineering to prepare plans to abandon and relocate the sanitary sewer; and

**WHEREAS**, the State of Illinois will reimburse the City 80% of the cost of the project; and

**WHEREAS**, Chapter 38, Section 38.48(b) of the 1988 City of Springfield Code of Ordinances, as amended, provides professional services contracts in excess of \$100,000.00 entered into by the City shall read substantially as follows: "This contract does not authorize an expenditure of City funds in excess of \$100,000 without the prior approval of the City Council. The contractor agrees and acknowledges that absent such prior approval it proceeds at its own risk with no guarantee of payment if the amount billed to the City exceeds \$100,000"; and

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

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

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

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

**Section 1:** That the City Council hereby authorizes execution of a supplemental agreement with, and additional payment of \$56,893.71, for a total amount not to exceed \$270,057.54 to, Allen Henderson & Associates, Inc. for preliminary engineering services for the reconstruction of the Chatham Road Bridge over the Jacksonville Branch (MFT Section 10-00470-00-BR), to include preparation of surveys and plats for right-of-way dedication and construction easements and preparation of plans to abandon and relocate a sanitary sewer. The Mayor and City Clerk are authorized to execute any necessary documents on behalf of the City of Springfield.

**Section 2:** That the City Council hereby authorizes a waiver of Chapter 38, Section 38.48(b) of the 1988 City of Springfield Code of Ordinances, pursuant to professional services contracts in excess of \$100,000.00.

**Section 3:** That the Office of Budget and Management is hereby authorized to make additional payment \$56,893.71 to Allen Henderson & Associates, Inc. for a total amount not to exceed \$270,057.54 from account number 041-110-GAST-STRS-2306 upon satisfactory performance of the agreement.

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

**PASSED:** January 24, 2012

**SIGNED:** January 25, 2012

**RECORDED:** January 26, 2012

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

Hamid K. [Signature] 1/15/12  
Office of Corporation Counsel / Date

27 11 12

28 1 12

**AN ORDINANCE ACCEPTING THE LOWEST BID AND AUTHORIZING EXECUTION OF CONTRACT NUMBER PW 12-11-77 WITH KINNEY CONTRACTORS, INC. FOR THE 2012 RESIDENTIAL SIDEWALK PROGRAM IN AN AMOUNT NOT TO EXCEED \$972,626.00 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 Purchasing Code of the City of Springfield requires that this contract be let by sealed competitive bidding to the lowest bidder; and

**WHEREAS**, pursuant to the above, the City Purchasing Agent has determined that Kinney Contractors, Inc. has submitted the lowest bid meeting specifications to furnish construction on the 2012 Residential Sidewalk Program for the Office of Public Works in an amount not to exceed \$972,626.00; 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 12-11-77; and

**WHEREAS**, the Purchasing Agent recommends accepting this bid and awarding the contract to Kinney Contractors, Inc.

**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 Kinney Contractors, Inc. to furnish construction on the 2012 Residential Sidewalk Program for the Office of Public Works in an amount not to exceed \$972,626.00. The Mayor and City Clerk are authorized to execute Contract No. PW 12-11-77 on behalf of the City of Springfield.

**Section 2:** That the Office of Budget and Management is hereby authorized to pay Kinney Contractors, Inc. (OKIN 7000) an amount not to exceed \$972,626.00 from account number 095-107-GENC-INFR-1204.

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

**PASSED:** January 24, 2012

**RECORDED:** January 26, 2012

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

**Requested by:** Major J. Michael Houston

**SIGNED:** January 25, 2012

Michael Houston  
Mayor J. Michael Houston

Approved as to legal sufficiency:

Mark Hill 1/15/12  
Office of Corporation Counsel / Date

29 1 12

**AN ORDINANCE ACCEPTING THE LOWEST RESPONSIBLE BID AND AUTHORIZING THE EXECUTION OF CONTRACT NUMBER PW 12-08-58 WITH TRUMAN L. FLATT & SONS CO., INC. TO FURNISH CONSTRUCTION ON THE 2012 BITUMINOUS OVERLAY PROGRAM IN AN AMOUNT NOT TO EXCEED \$5,713,963.20, 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 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, Truman L. Flatt & Sons Co., Inc. has submitted the lowest responsible bid meeting specifications to furnish construction on the 2012 Bituminous Overlay Program for the Office of Public Works in an amount not to exceed \$5,713,963.20; 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 12-08-58.

**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 Truman L. Flatt & Sons Co., Inc. to furnish construction on the 2012 Bituminous Overlay Program for the Office of Public Works in an amount not to exceed \$5,713,963.20. The Mayor and City Clerk are authorized to execute contract no. PW 12-08-58 on behalf of the City of Springfield.

**Section 2:** The Office of Budget and Management is hereby authorized to make payment to Truman L. Flatt & Sons Co., Inc. (OFLA2800) in the amount of \$5,713,963.20 in accordance with the terms of Contract PW 12-08-58 from account number 095-107-GENC-INFR-1204.

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

**PASSED:** January 24, 2012

**RECORDED:** January 26, 2012

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

**SIGNED:** January 25, 2012

Michael Houston  
Mayor J. Michael Houston

Approved as to legal sufficiency:

**Requested by:** Mayor J. Michael Houston

Mark Kill 1/15/12  
Office of Corporation Counsel / Date

1.30 1 12

**AN ORDINANCE ACCEPTING AND AUTHORIZING EXECUTION OF "PROJECT NEXT GENERATION" GRANT NO. PNG-12-018, FROM THE ILLINOIS STATE LIBRARY IN THE AMOUNT OF \$22,530.00 TO LINCOLN LIBRARY TO PROVIDE FOCUS ON INTERNET SAFETY FROM JANUARY 1, 2012, THROUGH JUNE 30, 2013, FOR LINCOLN LIBRARY**

**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 matter pertaining to its government and affairs; and

**WHEREAS**, the Illinois State Library is willing to grant Lincoln Library a "Project Next Generation" Grant (No. PNG-12-018) in the amount of \$22,530.00 to focus on internet safety from January 1, 2012, through June 30, 2013; and

**WHEREAS**, it is in the best interest of the City of Springfield to accept this grant from the Illinois State Library; and

**WHEREAS**, this grant 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 accepts the "Project Next Generation" Grant (No. PNG-12-018) from the Illinois State Library in the amount of \$22,530.00 for Lincoln Library to provide funding for internet safety from January 1, 2012, through June 30, 2013. The Mayor and the City Clerk are hereby authorized to execute said grant and all other necessary documents on behalf of the City of Springfield, Illinois.

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

**PASSED:** January 24, 2012

**SIGNED:** January 25, 2012

**RECORDED:** January 26, 2012

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

Mark K. [Signature] 1/15/12  
Office of Corporation Counsel / Date

1131 11 12

**AN ORDINANCE TO INCREASE THE NUMBER OF CLASS "D" LIQUOR LICENSES BY ONE FOR ERNESTO LEON D/B/A EL CASINO BAR AND GRILL, 131 E. JEFFERSON STREET**

WHEREAS, Ernesto Leon has applied for a Class "D" liquor license for the business known as El Casino Bar and Grill, located at 131 E. Jefferson Street; and

WHEREAS, all phases of the application process have been satisfactorily met; and

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

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

**Section 1:** That the City Council hereby approves an increase in the number of Class "D" liquor licenses by one.

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

PASSED: January 24, 2012

SIGNED: January 25, 2012

RECORDED: January 26, 2012

Michael Houston  
Mayor J. Michael Houston

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

REQUESTED BY:  
Liquor Control Commission  
Mayor J. Michael Houston

Approved as to legal sufficiency:  
Mark R. Bell 1/15/12  
Office of Corporation Counsel / Date

**AN ORDINANCE AUTHORIZING AN INCREASE IN THE NUMBER OF CLASS "B" LIQUOR LICENSES BY ONE FOR TARGET CORPORATION D/B/A TARGET STORE T-0670 LOCATED AT 3445 FREEDOM DRIVE**

**WHEREAS**, Target Corporation has applied for a Class "B" liquor license for the business known as Target Store T-0670 located at 3445 Freedom Drive; and

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

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

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

**Section 1:** That the City Council hereby authorizes an increase in the number of Class "B" liquor licenses by one.

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

**PASSED:** January 24, 2012

**SIGNED:** January 26, 2012

**RECORDED:** January 26, 2012

Michael Houston  
Mayor J. Michael Houston

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

**REQUESTED BY:**

**Approved as to legal sufficiency:**

**Liquor Control Commission  
Mayor J. Michael Houston**

Mark B. [Signature] 1/5/12  
**Office of Corporation Counsel / Date**

**AN ORDINANCE AUTHORIZING EXECUTION OF A MASTER AGREEMENT AND ASSOCIATED PRICING SCHEDULES WITH, AND PAYMENT IN AN AMOUNT NOT TO EXCEED \$250,000.00 TO, AT&T CORP. FOR TELEPHONE, CENTREX AND LONG DISTANCE SERVICES FOR THE CITY OF SPRINGFIELD**

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

WHEREAS, the City desires to enter into an agreement for telephone, Centrex and long distance services; and

WHEREAS, AT&T Corp. is the only authorized provider for these services; and

WHEREAS, the City Purchasing Agent has made a determination, in writing, that this is a Sole Source Procurement and is exempt from the provisions of the City Purchasing Code requiring sealed competitive bidding pursuant to the exceptions contained in Section 38.40 pertaining to Sole Source Procurement; and

WHEREAS, AT&T Corp. is willing and able to provide these services in an amount not to exceed \$250,000.00; and

WHEREAS, it is necessary to authorize payment in an amount not to exceed \$250,000.00 to, and execute a Master Service Agreement and associated pricing schedules with, AT&T Corp; and

WHEREAS, a copy of the Master Agreement and associated pricing schedules will be on file in the Office of City Clerk.

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

**Section 1:** That the City Council hereby authorizes execution of a Master Agreement and associated pricing schedules with, and payment in an amount not to exceed \$250,000.00 to, AT&T Corp. for telephone, Centrex and long distance services for the City of Springfield. The Mayor and City Clerk are 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 AT&T Corp. an amount not to exceed \$250,000.00 during the term of the Master Agreement various accounts determined by the Office of Budget and Management.

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

PASSED: January 24, 2012

RECORDED: January 26, 2012

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

SIGNED: January 26, 2012

J. Michael Houston  
Mayor J. Michael Houston

Approved as to legal sufficiency:

Mark Hall 1/10/12  
Office of Corporation Counsel / Date

Requested by: Mayor J. Michael Houston

**AN ORDINANCE AUTHORIZING EXECUTION OF AN AGREEMENT FOR SALE OF CITY-OWNED PROPERTY LOCATED AT 719 NORTH GRAND AVENUE EAST, WITH GOODENOW INSURANCE AGENCY, INC., AN ILLINOIS CORPORATION, FOR A TOTAL AMOUNT OF \$1.00, FOR THE OFFICE OF BUDGET AND MANAGEMENT**

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

**WHEREAS**, the City of Springfield owns certain real property located at 719 North Grand Avenue East (the "Real Property"), legally described as follows:

The East Half of Lot 5 in Block 5 except the North 10 feet for alley in Robert Allen's Subdivision situated in the City of Springfield, County of Sangamon, State of Illinois, and commonly known as 719 North Grand Avenue East, Springfield, Illinois, Permanent Property Index No. 14-22-0-379-035; and

**WHEREAS**, the Real Property is no longer necessary, appropriate, required for the use of, profitable to, or for the best interest of the City; and

**WHEREAS**, the City Council previously passed ordinance 182-04-09 declaring the Real Property located at 719 North Grand Avenue East to be surplus property and directing the sale of the Real Property and authorizing publication of a notice of sale and request for proposal ("Notice of Sale") pursuant to the requirements set forth in the ordinance; and

**WHEREAS**, in June 2009, the Notice of Sale was published in *The State-Journal-Register*, a daily newspaper published in the City of Springfield, Sangamon County, Illinois; and

**WHEREAS**, no bids were submitted in response to the City's request for proposals; and

**WHEREAS**, pursuant to 5 ILCS / 11-76-4.1 the City may accept any contract proposal determined by the corporate authorities to be in the best interest of the City but in no event at a price less than 80% of the appraised value of the subject property; and

**WHEREAS**, in November 2011, a new appraisal of the building was conducted and the real estate was appraised at \$0.00; and

**WHEREAS**, the City has received a proposal for the purchase and redevelopment of the Real Property from Goodenow Insurance Agency, Inc., an Illinois corporation; and

**WHEREAS**, it is in the best interests of the City to enter into the Agreement for Sale and Redevelopment of the Real Property with Goodenow Insurance Agency, Inc., an Illinois corporation, in an amount not to exceed \$1.00; and

WHEREAS, the Agreement for Sale of Property for Redevelopment shall be located in the Office of the City Clerk.

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

**Section 1:** That at least three-fourths of the City Council hereby approves and authorizes the execution of an Agreement for Sale of Property located at 719 North Grand Avenue East, and legally described above, for Redevelopment with Goodenow Insurance Agency, Inc., an Illinois corporation, in the amount of \$1.00.

**Section 2:** That the Mayor and City Clerk are hereby authorized and directed to execute this ordinance, the Agreement for Sale of Property for Redevelopment, the deed and all other necessary documents to complete the sale on behalf of the City.

**Section 3:** That the Office of Budget and Management is hereby directed to deposit the amount of \$1.00 into revenue account number 003-116-LIBR-LIBR-0242.

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

PASSED: January 24, 2012

SIGNED: January 25, 2012

RECORDED: January 26, 2012

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

Mark Kall 1/15/12  
Office of Corporation Counsel / Date

34 1 12

**AN ORDINANCE APPROVING THE REAPPOINTMENT OF TIM SCHWEIZER TO THE SPRINGFIELD HOUSING AUTHORITY BOARD OF COMMISSIONERS**

**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**, Tim Schweizer's term on the Springfield Housing Authority Board of Commissioners has expired; and

**WHEREAS**, Tim Schweizer has expressed a desire to be reappointed as a member of the Springfield Housing Authority Board of Commissioners for an additional five year term; and

**WHEREAS**, pursuant to 310 ILCS 10/3, Mayor J. Michael Houston desires to reappoint Tim Schweizer to serve on the Springfield Housing Authority Board of Commissioners.

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

**Section 1:** That the City Council hereby approves the following reappointment to the Springfield Housing Authority Board of Commissioners:

REAPPOINTMENT	ADDRESS	TERM	TERM EXPIRES
Tim Schweizer	1536 Dial Court	5 years	January 2017

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

PASSED: January 24, 2012

SIGNED: January 25, 2012

RECORDED: January 26, 2012

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

Mark K. [Signature] 1/15/12  
Office of Corporation Counsel / Date

**AN ORDINANCE AUTHORIZING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$81.77 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 Springfield Police Department (SPD) has received \$69.35 from interest earned for the Justice Assistance Grant (JAG7) #2010-DJ-BX-1470 and \$12.42 from interest earned for the Federal Grant (JAG8) #2011-DJ-BX-2234 for a total amount of \$81.77; and

WHEREAS, the SPD and Sangamon County Sheriff's Office will expend all the funds during FY12; and

WHEREAS, the SPD is requesting a supplemental appropriation of these unbudgeted, unappropriated funds in the amount of \$81.77 to be expended in FY12.

**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 \$69.35 from unbudgeted, unappropriated interest funds earned under the Justice Assistance Grant (JAG7) #2010-DJ-BX-1470 and \$12.42 from interest earned for Federal Grant (JAG8) #2011-DJ-BX-2234 for a total amount of \$81.77 for the Springfield Police Department.

**Section 2:** That the Office of Budget and Management is hereby directed to effectuate a supplemental appropriation in the amount of \$81.77 from unbudgeted, unappropriated fund balance into expenditure accounts as follows:

EXPENDITURE ACCOUNTS	AMOUNTS
077-112-POLC-JAG7-1506	\$12.01
077-112-POLC-JAG7-2110	57.34
077-112-OLC-JAG8-1506	3.19
077-112-POLC-JAG8-2110	9.23
<b>TOTAL</b>	<b>\$81.77</b>

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

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

PASSED: January 24, 2012

RECORDED: January 26, 2012

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

SIGNED: January 25, 2012

Michael Houston  
Mayor J. Michael Houston

Approved as to legal sufficiency:

Requested by: Mayor J. Michael Houston

Mark K. Allen 1/19/12  
Office of Corporation Counsel / Date

AN ORDINANCE APPROVING AND AUTHORIZING EXECUTION OF AN INTERGOVERNMENTAL COOPERATION AGREEMENT BETWEEN THE CITY OF SPRINGFIELD AND THE SPRINGFIELD METRO SANITARY DISTRICT (SMSD) PERTAINING TO THE TRANSFER OF OWNERSHIP OF CERTAIN CITY OF SPRINGFIELD PROPERTIES ALONG THE SMSD TOWN BRANCH CORRIDOR TO THE SMSD, AND FURTHER DECLARING SAID PROPERTIES AS SURPLUS FOR THE OFFICE OF PUBLIC UTILITIES 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 of Springfield owns and operates Electric Transmission and Distribution facilities within tax ID numbers 14-29-201-029, 14-29-202-001, 14-29-177-028, 14-20-376-011, 14-20-376-012, and 14-29-278-038 that it owns and that are along and adjacent to the Town Branch corridor, and

WHEREAS, said parcels will be transferred to the Springfield Metro Sanitary District (SMSD) so that the SMSD can secure said properties and limit the potential for general public access as directed by the Illinois Environmental Protection Agency, and

WHEREAS, the City will reserve the right to access, maintain and extend its facilities on the above-referenced properties, and

WHEREAS, the City also will convey to the SMSD the ownership, operation, maintenance and responsibilities of the City's Palisades Pump Station, located in southeast Springfield near Hilltop Road, and

WHEREAS, at its cost, SMSD will convert two three-phase lift stations to single-phase lift stations at 196 East Hazel Dell Road and 52 East Hazel Dell Road, and

WHEREAS, the City agrees to replace large customer water meters in accordance with its ongoing water meter replacement program, for which SMSD will pay the City of Springfield Office of Public Utilities' Water Division \$100,000.00, and

WHEREAS, under this Ordinance, the City and the SMSD wish to enter into an Intergovernmental Cooperation Agreement, a copy of which shall be on file in the City of Springfield Office of the City Clerk, with respect to the SMSD securing City properties along SMSD's Town Branch corridor, and

WHEREAS, this Ordinance further declares the properties specified for transfer of ownership to the SMSD in the City and SMSD's Intergovernmental Cooperation Agreement as surplus property compliant with State of Illinois statutes.

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 properties specified for transfer of ownership in the Intergovernmental Cooperation Agreement between the City of Springfield and the Springfield Metro Sanitary District and pertaining to SMSD's securing of said properties along the SMSD Town Branch corridor as surplus property and authorizes the City of Springfield to transfer ownership of said properties to the SMSD compliant with said Agreement and State of Illinois statutes.

Section 2. The Council of the City of Springfield, Illinois, hereby approves and authorizes execution of the Intergovernmental Cooperation Agreement between the City of Springfield and the Springfield Metro Sanitary District (SMSD), a copy of which shall be on file in the City of Springfield Office of the City Clerk, pertaining to the transfer of ownership of certain City of Springfield properties along the SMSD Town Branch corridor to the SMSD on behalf of the City of Springfield Office of Public Utilities and Department of Public Works.

Section 3. The Mayor and the City Clerk are hereby authorized and empowered to execute this Ordinance, the Agreement, the deed, and all other documents applicable to these property transfers on behalf of the City of Springfield Office of Public Utilities and Department of Public Works.

Section 4. The City of Springfield Office of Budget and Management is hereby authorized and directed to deposit the funds paid to the City of Springfield Office of Public Utilities for investments in its water meter replacement program in the amount of One Hundred Thousand Dollars and No Cents (\$100,000.00) pursuant to this Agreement into Account No. 101-100-6450-CW78 on behalf of the City of Springfield Office of Public Utilities.

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

PASSED: January 24, 2012

RECORDED: January 26, 2012

ATTEST: Cecilia K. Tumulty

SIGNED: January 25

Michael Houston  
MAYOR

Approved as to legal sufficiency:

Mark K. Blum 1/19/12

Office of the Corporation Counsel/Date

Requested by the Office of Public Utilities/Mayor Houston

**A RESOLUTION REFERRING A PETITION TO THE PLANNING AND ZONING COMMISSION FOR A PUBLIC HEARING AND CONSIDERATION PROPOSING AMENDMENTS TO THE ZONING ORDINANCE OF THE CITY OF SPRINGFIELD TO RECLASSIFY PROPERTY COMMONLY KNOWN AS WHITE OAKS WEST SUBDIVISION, 5<sup>TH</sup> ADDITION; WHITE OAKS WEST SUBDIVISION, 6<sup>TH</sup> ADDITION; WHITE OAKS WEST SUBDIVISION, 7<sup>TH</sup> ADDITION, LOTS 1-9 AND 15-22; WHITE OAKS WEST SUBDIVISION, 8<sup>TH</sup> ADDITION, LOTS 1-16; WHITE OAKS WEST SUBDIVISION, 9<sup>TH</sup> ADDITION, LOTS 2-19 FROM R-3 GENERAL RESIDENCE DISTRICT TO R-2 SINGLE FAMILY AND DUPLEX DISTRICT**

---

---

WHEREAS, the City of Springfield is a Home Rule Unit, as defined in Article VII, Section 6 (a) of the 1970 Constitution of the State of Illinois, as amended, and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, Tim Griffin, Ward 10 Alderman (Petitioner), has submitted a petition requesting the rezoning of White Oaks West Subdivision, 5<sup>th</sup> Addition; White Oaks West Subdivision, 6<sup>th</sup> Addition; White Oaks West Subdivision, 7<sup>th</sup> Addition, Lots 1-9 and 15-22; White Oaks West Subdivision, 8<sup>th</sup> Addition, Lots 1-16 and White Oaks West Subdivision, 9<sup>th</sup> Addition, Lots 2-19 from R-3 general residence district to R-2 single family and duplex district; and

WHEREAS, the properties currently meet the requirements for R-2 single family and duplex district; and

WHEREAS, none of the properties are unimproved and all current structures are single family or duplex residences; and

WHEREAS, the Petitioner desires the area to be rezoned to R-2 single family and residential to preserve the residential nature of the area.

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

**Section 1:** That the Mayor is hereby authorized to execute the attached Petition on behalf of the City Council of the City of Springfield

**Section 2:** That the Springfield Planning and Zoning Commission is hereby requested to conduct a public hearing to consider the reclassification of the properties proposed in the attached petition, and to submit recommendations regarding the propriety of such reclassification to the Springfield City Council.

**Section 3:** That the City Clerk is directed to furnish copies of this Resolution and attached Petition to the Zoning Administrator pursuant to §155.222, Application for Amendment, of the Springfield Zoning Ordinance of the Code of the City of Springfield.

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

PASSED: January 24, 2012

RECORDED: January 26, 2012

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

Requested by: Mayor J. Michael Houston

SIGNED: January 25, 2012

Michael Houston  
Mayor J. Michael Houston

Approved as to legal sufficiency:

Paul H. Hill 1/25/12  
Office of Corporation Counsel / Date