

**Minutes of Springfield City
Council Meeting
Tuesday, May 5, 2009, 2009, 6:00 p.m.
City Council Chambers**

City Clerk Cecilia called the Pre Council Session of the Springfield City Council to Order at 5:30 p.m., Tuesday, May 5, 2009, 2009, in the Council Chambers of the Municipal Center West. Clerk Tumulty Read the Ordinances and Resolutions to be considered at the Next Regularly Scheduled Meeting into the Record of the Meeting and Assigned the Ordinances to their Proper Committees. The Pre Council Session Concluded at 5:45 p.m.

Mayor Davlin called the Meeting to Order at 6:00 p.m. All were invited to rise for the Pledge of Allegiance.

City Clerk Tumulty called the roll of City Council members.

PRESENT: Alderman Edwards , Simpson , Lesko , Cahnman , Mahoney , Cimarossa , Theilen , Griffin & Mayor Davlin .

ABSENT: Ald. Kunz , Dove (2)

Proclamations: Mayor Davlin presented a proclamation declaring May 5, 2009, as Youth Environmental Leaders Day in the City of Springfield. Wynn Coplea accepted the proclamation and introduced students from area high schools that were active in their schools as youth environmental leaders.

Ald. Simpson moved, Ald. Cimarossa seconded, To Dispense with the Reading of the Minutes of the April 21, 2009, City Council Meeting and Approve the Minutes. The Motion Carried 8/0 via voice vote. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, and Griffin voted yes.

Ald. Griffin moved, Ald. Cimarossa Seconded, To Incorporate the Pre-Council First Reading of Ordinances into the Record of This Council Meeting. The Motion Carried 8/0 via voice vote. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, and Griffin voted yes.

The Next Matter On The Agenda Was The Consent Agenda. Ald. Simpson moved, Ald. Griffin seconded, To Incorporate the Pre-Council Reading of the Consent Agenda into the Record of This Council Meeting. The Motion Carried 8/0 via voice vote. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, and Griffin voted yes.

Ald. Simpson Moved To Place The Consent Agenda On Final Passage. Ald. Cimarossa Seconded. The Motion Carried 8/0 via voice vote. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, and Griffin voted yes.

Ald. Simpson moved to Remove Agenda Nos. 2009-195, 196, and 197, 2009-209, 210, and 218 from Committee and Place on the Council's Debate Agenda. Ald. Theilen Seconded. The

Motion Carried 8/0 via voice vote. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, and Griffin voted yes.

Agenda Numbers 2008-337 and 2009-190 Remain Tabled or In Committee.

Ald. Simpson moved for an Omnibus Vote for Agenda Nos. 2009-195, 196, and 197, 2009-209, 210, and 218. Ald. Cimarossa Seconded. The Motion Carried 8/0 via voice vote. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, and Griffin voted yes.

Mayor Davlin Read Each Ordinance into the Record of the Proceedings:

No. **2009-195**, An Ordinance Amending Chapter 37, Article IX Of The 1988 City Of Springfield, Illinois, Code Of Ordinances, As Amended, Relating To The City's Simplified Municipal Telecommunications Tax.

No **2009-196**, An Ordinance Approving The Appointment Of Jill N. Steiner To The Springfield Disabilities Commission.

No **2009-197**, An Ordinance Approving The Reappointment Of Harry A. Chappel To The Police Community Review Commission.

No. **2009-209**, An Ordinance Accepting The Lowest Responsible Bid And Authorizing Execution Of Contract Number PW09-01-109 With Blkfox Construction, LLP, Jaren Industries And David Gayton To Board Vacant Structures And To Joe Davis, Blkfox Construction, LLP, And Jaren Industries Incorporated To Board Vacant, Open To Trespass Garages In An Amount Not To Exceed \$100,000.00 For The Office Of Public Works.

No. **2009-210**, An Ordinance Amending Ordinance Number 148-03-09 To Direct Payments Received From The State Of Illinois Department Of Transportation Into A Revenue Line And Authorize A Waiver Of The Requirements Of Section 38.48 Of The City's Purchasing Code For The Office Of Public Works.

No. **2009-218**, An Ordinance Authorizing Execution Of Lease Amendment No. 2 Approving Another One-Year Extension Of A Lease Agreement With The Sangamon County Board Of Health And Sangamon County."

Ald. Simpson Moved to Place Agenda Nos. 2009-195, 196, 197, 2009-209, 210 and 218 on Final Passage. Ald. Griffin Seconded. The Motion Carried 7/1. Ald. Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, and Griffin voted yes. Ald. Edwards Voted No.

The Next Item On The Agenda Was No. 2009-219, "An Ordinance Authorizing The City Of Springfield, Sangamon County, Illinois To Borrow Funds From The Illinois Environmental Protection Agency's Public Water Supply Loan Program For The Office Of Public Utilities For Emergency Passage." (Chemical Storage Facilities). Ald. Simpson Moved to Place Agenda No. 2009-219 on Emergency Passage. Ald. Cimarossa Seconded. Ald. Cahnman asked if this was stimulus money. GM Renfrow stated part of the money is coming from the Stimulus Package. Ald. Cahnman asked if the next ordinance was also part of the stimulus money. Mayor Davlin

stated part of it is. The Motion Carried 9/0. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Griffin and Mayor Davlin voted yes.

The Next Item On The Agenda Is No. 2009-220, “An Ordinance Authorizing The City Of Springfield, Sangamon County, Illinois, To Borrow Funds From The Illinois Environmental Protection Agency’s Public Water Supply Loan Program For The Office Of Public Utilities For Emergency Passage.” (Large Meter Replacement). Ald. Simpson Moved to Place Agenda No. 2009-220 on Emergency Passage. Ald. Cimarossa Seconded the Motion Carried 9/0. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Griffin and Mayor Davlin voted yes

The Next Item On The Agenda Is No. 2009-221, “An Ordinance Approving And Authorizing Execution Of An Intergovernmental Cooperation Agreement Between The City Of Springfield And The State Of Illinois To Support The City’s Acquisition Of Energy From Renewable Wind Sources And To Support The State’s Commitment To Reduce Greenhouse Gas Emissions From State Buildings, For Emergency Passage.” Ald. Simpson Moved to Place Agenda No. 2009-221 on Emergency Passage. Ald. Cimarossa Seconded the Motion Carried 9/0. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Griffin and Mayor Davlin voted yes

The Next Item On The Agenda Is No. 2009-222, “An Ordinance Accepting Bids And Authorizing The Execution Of Contract No. PW 10-03-10 With P.H. Broughton & Sons, Inc., Truman L. Flatt & Sons Co., Inc., Curry Ice & Coal, Inc. State Highway Construction Corporation, Inc. And Complete Asphalt Service Co. For 2009 Maintenance Materials For The Office Of Public Works In A Total Amount Not To Exceed \$919,275.00, For Emergency Passage.” Ald. Simpson Moved to Place Agenda No. 2009-222 on Emergency Passage. Ald. Cimarossa Seconded the Motion Carried 9/0. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Griffin and Mayor Davlin voted yes

The Next Item On The Agenda Is No. 2009-223, “An Ordinance Accepting The Lowest Responsible Bid And Authorizing The Execution Of Contract Number PW 10-03-11 With William A. Schroeder For The Enos Park Sidewalk Replacement Program In An Amount Not To Exceed \$316,429.50, Utilizing Enos Park Tax Increment Finance Funds, For The Office Of Public Works, For Emergency Passage Ald. Simpson Moved to Place Agenda No. 2009-223 on Emergency Passage. Ald. Cimarossa Seconded. Ald. Cahnman Moved to Amend 2009-223. Ald. Cimarossa Seconded. Mayor Davlin explained that the amount of the ordinance of will be reduced \$50,000 to \$266,429.50. The Motion Carried 8/0 via voice vote. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, and Griffin voted yes. Ald. Simpson asked if the information the City had concerning Mr. Schroeder indicated he was qualified. CC Johnson stated yes. Ald. Edwards asked if the bidder involved here was a responsible bidder as specified by the bid packet. He had received information about this bidder which questioned his qualifications. CC Johnson stated she was unaware of any issues concerning this bidder and this project. She had received correspondence from Kinney Contractors but it did not relate to qualifications. Ald. Edwards stated he would have a certified letter sent to CC Johnson. Ald. Theilen stated we should move it back to committee because he is not voting for it. Mayor Davlin stated no problem. Ald. Theilen Moved to have 2009-223 referred to the Public Works committee, as amended. Ald. Lesko Seconded. The Motion Carried 8/0 via voice vote. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, and Griffin voted yes.

The Next Item On The Agenda Is No. 2009-224, “An Ordinance Authorizing The Purchase Of Two 2009 3360 Dixie Chopper Mowers, With Attachments, From Stevens Implement Company, Inc., At A Net Cost Of \$13,533.00, After Trade-In Of A 2005 Dixie Chopper Mower And A 2006 Dixie Chopper Mower, And Authorizing A Supplemental Appropriation In The Amount Of \$7,000.00 For The Office Of Public Works – Oak Ridge Cemetery, For Emergency Passage.” Ald. Simpson Moved to Place Agenda No. 2009-222 on Emergency Passage. Ald. Lesko Seconded The Motion Carried 9/0. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Griffin and Mayor Davlin voted yes

The Next Item On The Agenda Is No. 2009-225, “An Ordinance Approving Change Order No. 1 With D & O Contractors, Inc. For Rehabilitation To The Property Located At 1819 S. Renfro Street And Authorizing Additional Payment Of \$14,324.00 For A Total Not To Exceed \$50,078.00 Under Contract No. HDL 08-09, For The Office Of Planning And Economic Development, For Emergency Passage.” Ald. Simpson Moved to Place Agenda No. 2009-222 on Emergency Passage. Ald. Cimarossa Seconded The Motion Carried 9/0. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Griffin and Mayor Davlin voted yes

Ald. Simpson Motion To Suspend The Rules, Assign To Public Affairs Committee And Place On First Reading, Agenda No. 2009-258, “An Ordinance Amending Chapter 33 Of The 1988 City Of Springfield, Code Of Ordinances, As Amended, By Adding Article Xliv (34), To Establish A Homeless Advisory Committee.” Ald. Cahnman Seconded. . The Motion Carried 8/0 via voice vote. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, and Griffin voted yes.

Ald. Simpson Moved To Suspend The Rules, Assign To Finance Committee And Place On First Reading, Agenda No. 2009-259, “An Ordinance Approving The Appointments Of Jacqueline L. Newman, Rita Lynn Tarr, Maureen S. Mulhall, Nicholas J. Stojakovich, J. Paul Moore, Marilyn S. Okon And Barbara Olson To The Homeless Advisory Committee.” Ald. Cimarossa Seconded. The Motion Carried 8/0 via voice vote. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, and Griffin voted yes.

Ald. Simpson Moved To Suspend The Rules, Assign To Public Works Committee And Place On First Reading, Agenda No. 2009-260, “A Resolution Supporting The 2009 Public Works Project List.” Ald. Cimarossa Seconded. The Motion Carried 8/0 via voice vote. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, and Griffin voted yes.

Ald. Simpson Moved To Suspend The Rules, Assign To Public Affairs Committee And Place On First Reading, Agenda No. 2009-261, “An Ordinance Authorizing Execution Of A Redevelopment Agreement With National Railroad Passenger Corporation (Amtrak) For Rehabilitation Of The Station Located At 301 E. Washington Street Using Central Area Tax Increment Finance Funds In An Amount Not To Exceed \$571,500.00, For The Office Of Planning And Economic Development.” Ald. Cimarossa Seconded. The Motion Carried 8/0 via voice vote. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, and Griffin voted yes.

Ald. Simpson Moved To Suspend The Rules, Assign To Finance Committee And Place On First Reading, Agenda No. 2009-262, "An Ordinance Accepting And Authorizing The Execution Of A Grant From The State Of Illinois Department Of Public Health In An Amount Not To Exceed \$11,678.00 And Authorizing A Supplemental Appropriation Of Said Grant Funds For The Office Of The City Clerk." Ald. Griffin Seconded. The Motion Carried 8/0 via voice vote. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, and Griffin voted yes.

Ald. Simpson Moved To Suspend The Rules, Assign To Public Utilities Committee And Place On First Reading, Agenda No. 2009-263, "An Ordinance Authorizing Payment To Solutia Inc. In An Amount Not To Exceed \$621,100.00 For The Purchase Of Adipic And Dibasic Acid For The Dallman Power Plant Scrubbers For A One-Year Term For The Office Of Public Utilities." Ald. Cimarossa Seconded. The Motion Carried 8/0 via voice vote. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, and Griffin voted yes.

Ald. Simpson Moved To Suspend The Rules, Assign To Finance Committee And Place On First Reading, Agenda No. 2009-264, "An Ordinance Amending Article Vi, Chapter 100, Section 100.52 Of The 1988 City Of Springfield Code Of Ordinances, As Amended, By Increasing The Local Sales Tax From 1.5% To 1.75%." Ald. Cimarossa Seconded. The Motion Carried 8/0 via voice vote. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, and Griffin voted yes.

Ald. Simpson Moved To Suspend The Rules, Assign To Finance Committee And Place On First Reading, Agenda No. 2009-265, "An Ordinance Amending Chapter 100 Of The 1988 City Of Springfield Code Of Ordinances, As Amended, By Imposing A 2% Tax On The Privilege Of Purchasing Prepared Food Items And Alcoholic Liquor For Immediate Consumption." Ald. Mahoney Seconded. The Motion Carried 8/0 via voice vote. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, and Griffin voted yes.

Mayor Davlin stated that he and many others wished Ald. Kunz well following his recent surgery.

Ald. Edwards asked for a copy of the list of items the City requested from the recent stimulus package. Jim Donelan stated that copies of the list or the book were provided to the aldermen last week. Mayor Davlin stated there are many other sources of money available in addition to the stimulus money.

Ald. Theilen asked about the status of the monies set aside in the budget process for the efficiency study? Mayor Davlin stated we are putting off all major purchases at this time. Ald. Theilen stated it would be a good idea to put that money to use for the study and get the City turned in the right direction.

Ald. Mahoney stated that there are a couple of ordinances on first reading tonight relating to revenue sources for infrastructure. He indicated he wanted to schedule a sub-committee meeting for the Infrastructure Committee and would get that notice to the aldermen. He wanted to move forward on the projects as did some of the other aldermen.

Ald. Cahnman wished all of our Mexican and Mexican American friends a Happy Cinco de Mayo Day.

Ald. Cimarossa Moved to Adjourn the Meeting at approximately 6:25 p.m. Ald. Simpson Seconded. The Motion Carried 10/0 via voice vote. Ald. Edwards, Simpson, Kunz, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Dove, & Griffin voted Yes.

Cecilia K. Tumulty

Cecilia K. Tumulty, C.M.C
City Clerk