

**Minutes of Springfield City
Council Meeting
Wednesday, September 1, 2009, 5:30 p.m.
City Council Chambers**

City Clerk Tumulty called the Pre Council Session of the Springfield City Council to order at 5:00 p.m., Wednesday, September 1, 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 the Committee of the Whole. The Pre Council Session Concluded at 5:10 p.m.

Mayor Davlin called the Meeting to Order at 5:30 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 ☒, Kunz ☒, Lesko ☒, Cahnman ☒, Mahoney ☒, Cimarossa ☒, Theilen ☒, Dove ☒, Griffin ☒ & Mayor Davlin ☒.

ABSENT: None

Proclamations: Mayor Davlin presented a Proclamation to the Springfield Bobcats Baseball Team for winning the USSSA 14-Under AA World Series in Lenexa, Kansas. All Tournament team members included David Jacob (SHG), Will Schneider (Riverton), Colin Brennan (Chatham), Eric Brydl (SHG) and Evan McClintock (Riverton). Jack Atterberry (Petersburg) was named Top Defensive Player and Roman Ballenger (Chatham) was Top Offensive Player. Dylan Renken (Pleasant Plains) was Tournament MVP.

Ald. Simpson moved, Ald. Cimarossa seconded, To Incorporate the Pre-Council First Reading of ordinances in to the Record of This Council Meeting. The Motion Carried 10/0 via voice vote. Ald. Edwards, Simpson, Kunz, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Dove and Griffin voted yes.

Ald. Cimarossa Moved To Place the Consent Agenda on Final Passage. Ald. Dove Seconded. The Motion Carried 10/0 via voice vote. Ald. Edwards, Simpson, Kunz, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Dove and Griffin voted yes.

Agenda Numbers 2008-337, 2009-190 and 2009-387 Remain Tabled Or In Committee.

The First Item on the Agenda was Agenda No. 2009-443, A Resolution Approving And Authorizing Submission Of A Grant Application To The Illinois Department Of Natural Resources Boat Access Area Development Program To Fund Improvements To The Lake Springfield Lindsay Boat Launch For Emergency Passage. Ald. Simpson Moved to Place Agenda No. 2009-443 on Emergency Passage. Ald. Cimarossa Seconded. The Motion Carried 11/0. Ald. Edwards, Simpson, Kunz, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Dove, Griffin & Mayor Davlin voted yes.

The Next Item on the Agenda was Agenda No. 2009-444, An Ordinance Accepting The Lowest Responsible Bid, Authorizing The Execution Of Contract Number Pw 10-07-48 With E.L. Pruitt Company For Valve Replacement At The Municipal Center East In An Amount Not To Exceed \$122,076.00, And Authorizing Execution Of A Redeveloper Agreement For Use Of Central Area Tax Increment Finance Funds In An Amount Not To Exceed \$122,076.00 For The Office Of Public Works, For Emergency Passage. Ald. Cahnman Moved to Place Agenda No. 2009-444 on Emergency Passage. Ald. Dove Seconded. The Motion Carried 11/0. Ald. Edwards, Simpson, Kunz, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Dove, Griffin & Mayor Davlin voted yes.

The Next Item on the Agenda was 2009-445, An Ordinance Approving the Plan for the Large Scale Development of Lewis Memorial Christian Village, For the Office of Public Works, and For Emergency Passage. Ald. Simpson Moved to Place Agenda No. 2009-445 on Emergency Passage. Ald. Dove Seconded. The Motion Carried 11/0. Ald. Edwards, Simpson, Kunz, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Dove, Griffin & Mayor Davlin voted yes.

The Next Item on the Agenda was 2009-446 An Ordinance Accepting And Authorizing The Execution Of Recovery Grant #B-09-MY-17-0023, Using Community Development Block Grant Funds, From The U.S. Department Of Housing And Urban Development To The Office Of Planning And Economic Development And Authorizing A Supplemental Appropriation Of Said Grant Funds In The Amount Of \$337,122.00, For Emergency Passage. Ald. Simpson Moved to Place Agenda No. 2009-446 on Emergency Passage. Ald. Cimarossa Seconded. The Motion Carried 11/0. Ald. Edwards, Simpson, Kunz, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Dove, Griffin & Mayor Davlin voted yes.

Mayor Davlin stated that he had overlooked approving the minutes from August 18, 2009. Ald. Cimarossa moved, Ald. Kunz seconded, To Dispense with the Reading of the Minutes of the August 18, 2009, City Council Meeting and Approve the Minutes. The Motion Carried 10/0 via voice vote.

The Next Item on the Agenda was 2009-447, An Ordinance To Increase The Number Of Class "F" Liquor Licenses By One For Dream Enterprises, Inc., 625 S. 1st Street, Suites A And B, For Emergency Passage. Ald. Cahnman Moved to Place Agenda No. 2009-447 on Emergency Passage. Ald. Kunz Seconded. Ald. Griffin wanted to know if this was the old Opera House and why this was on Emergency Passage. Ald. Cahnman explained that Neil Patel had contacted him asked for his support as his Lease at that location began Sept. 1. Ald. Simpson stated that it was a bit presumptuous to enter into a lease without a liquor license. Ald. Edwards stated there has been a liquor license at that location for many years. The Motion Carried 8-1-1. Ald. Edwards, Kunz, Lesko, Cahnman, Mahoney, Cimarossa, Theilen and Dove voted yes. Ald. Simpson voted Present and Ald. Griffin Voted No.

2009-448 A Resolution Supporting the Longstanding Plan To Consolidate The 3rd Street And 19th Street Rail Lines At The 10th Street Corridor And Opposing The Illinois Department Of Transportation's And Union Pacific Railroad Company's Plan For Railroad Improvements Along The 3rd Street Rail Line, For Emergency Passage. Ald. Simpson Moved to Place Agenda No. 2009-448 on Emergency Passage. Ald. Cimarossa Seconded. Ald. Edwards stated that he believes this Resolution needs stronger language. This will have a devastating effect on Springfield as well as other communities. The impact of the proposed improvements will be 24 to 30 foot high walls running through the center of Springfield. This will impact police and fire

responses due to the increased rail traffic. He suggested that Springfield take legal action against the railroad. Mayor Davlin stated that mitigation will have to be done whether it's 3rd street or 10th Street. Less mitigation would be necessary if 10th street is used. Ald. Edwards proposed to amend the Resolution to include language that the City of Springfield will take legal action against the railroad. Ald. Lesko Seconded. The motion to amend carried.

Ald. Edwards further stated he believes the City owns some property that the railroad must have. Mayor Davlin stated they can do this with or without our property. The question is do we want to support a single track or grant access to a double track on 3rd street. Ald. Edwards stated we need to make this as difficult for Union Pacific as possible. He suggested we drag Sen. Durbin into the argument as this is his home district. He is one of the most powerful men in Washington, D.C. We need his leadership. Mayor Davlin stated we have contacted Sen. Durbin and provide him with the information that reflects how devastating this will be to Springfield. Ald. Edwards asked if we need to prepare a resolution urging Sen. Durbin's support. A resolution by the City of Springfield will not stop this. We need to engage all of Springfield in this fight. He cited the problems that will ensue regarding police and fire responses if they are held up by this rail traffic.

Ald. Theilen asked about the impact on the Medical District at Springfield. Mayor Davlin stated many businesses will not want to relocate due to the railroad relocation. Ald. Theilen asked if the RUDAT Committee addressed this in their report that was provided to the previous administration. Mayor Davlin stated the 10th Street Consolidation began in 2002 and again this year. Ald. Griffin stated if the 10th Street line is used, his concern is for the Lanphier High School area, in particular the baseball and football areas. WE need to make sure the School District is on board with this as well.

Ald. Simpson stated that she is in support of relocation to the 10th Street line. Her concern is how this rail system will affect the east side of Springfield especially where access to the hospitals is concerned. Mayor Davlin agreed.

Ald. Cahnman stated this will be devastating to the downtown area as well. After years of working to bring commerce and tourism back to Springfield, he would hate to see all of that work for naught. Another concern is a double track system which would bring many more trains through downtown Springfield. He stated this area is only about 4 miles out of a 300 mile track. He wanted to urge Union Pacific to re-route around Springfield.

Mayor Davlin recommended that we not do anything until we see what Union Pacific does. No one opposes high-speed rail, however, Springfield will be the most highly impacted community on the route.

Ald. Edwards asked that we contact Senator Durbin because we need all of the help we can get.

Steve Combs, President of the Enos Park Neighborhood Improvement Association. He passed out some posters that had been created superimposing the railroad overpasses along 3rd Street. He thanked the aldermen for their interest and support in stopping the relocation at 3rd Street. He agreed that we need Senator Durbin's help because the train has left the station. It's now in Washington DC. He cited the new report from the Springfield Sangamon County Regional Planning Commission. He urged the aldermen to unanimously support the Resolution. He

invited the aldermen to the Rally at the Dana-Thomas House on Wednesday, September 2, 2009. He noted that the tracks we're talking about were right behind the Dana Thomas House.

The Motion Carried 11/0 via voice vote. Ald. Edwards, Simpson, Kunz, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Dove, Griffin & Mayor Davlin voted yes.

Ald. Simpson Moved To Suspend The Rules And Place On First Reading, Agenda No. 2009-466, "An Ordinance Authorizing The Execution Of A Professional Services Agreement With Hanson Professional Services Inc., For Preliminary Engineering Services For The 8th Street Parking Ramp Construction Documents And Authorizing The Use Of Central Area Tax Increment Finance Funds In An Amount Not To Exceed \$45,000.00 For The Office Of Public Works." Ald. Cimarossa Seconded. The Motion Carried 10/0 via voice vote.

Ald. Simpson Moved To Suspend The Rules And Place On First Reading Agenda No. 2009-467, "An Ordinance Amending Chapter 98, Section 98.05 Of The 1988 City Of Springfield Code Of Ordinances, As Amended, Regarding Impoundment For Sound Device Violations. Ald. Cimarossa Seconded. The Motion Carried 10/0 via voice vote.

Treasurer Jim Langfelder provided the Aldermen with a copy of the Annual Fiscal Report which he had filed with the County Clerk and the City Clerk's office today. If the aldermen had any questions, he stated they could contact him.

Ald. Edwards asked for an update on the PILOT and how that is affecting the corporate budget. Todd Renfrow addressed the Council and stated that Retail Sales are only slightly off. They are down about \$52,000 from last year as of the end of June, 2009. He stated that wholesale sale is off dramatically.

Ald. Edwards thanked everyone who is buying electricity. He reviewed his bills from this time last year and it is down 20-30%. Todd Renfrow stated that the cool weather has impacted sales.

Ald. Kunz asked if the wholesale sales prior to September 1 are going toward the PILOT or if the old formula is being used (3.5/2.5 formula). Eric Hobbie stated the retail part is 2.67% but the wholesale is 30% since the beginning of the budget. Kunz asked if they figured how much the corporate side would get from the PILOT. Hobbie stated the calculations were done for the whole year. Kunz stated then we must be down if outside sales are down. Renfrow stated that is true but he didn't have the numbers in front of him.

Ald. Edwards asked Ken Crutcher how the PILOT was affecting the budget. Crutcher stated he didn't have the information in front of him but added that he was under the impression that the 30% did not become effective until September 1.

Mayor Davlin stated the 30% has been in place since March 1, 2009. The new unit was not scheduled to come on line until September 1, 2009. He asked Eric Hobbie to provide the aldermen with where we are date. Ald. Edwards stated we need to get organized. CWLP should be ready to answer these questions next Tuesday. He is concerned about how this is impacting the budget. He stated we are on a downhill spiral. He stated the PILOT was a crap shoot. We have to deal with this and the sooner the better.

Ald. Kunz asked for a comparison on what we made in wind energy sales for 2008 and what we've lost in 2009. Mayor Davlin stated no problem.

Ald. Kunz Moved To Adjourn The Meeting At Approximately 6:07 p.m. Ald. Cimarossa Seconded. The Motion Carried 10/0 via Voice Vote. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Dove, & Griffin Voted Yes.

Cecilia K. Tumulty

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