

**Minutes of Springfield City  
Council Meeting  
Tuesday, June 22, 2010  
City Council Chambers**

**PRE-COUNCIL SESSION**

Deputy City Clerk Veronica Camille called the Pre Council Session of the Springfield City Council to Order at 5:00 p.m., Tuesday, June 22, 2010, in the Council Chambers of the Municipal Center West. Clerk Tumulty Read the following **Ordinances and Resolutions on Emergency Passage** into the Record of the Meeting:

**2010-232** An Ordinance Authorizing Execution Of A Contract With CVS Caremark To Provide Pharmacy Plan Benefit Manager Services Effective July 1, 2010, Through February 28, 2014, In An Amount Not To Exceed \$18,785,954.00, For The Office Of Human Resources, **For Emergency Passage. (Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

**2010-233** An Ordinance Accepting And Authorizing Execution Of A Grant In The Amount Of \$4,782.00 From The Illinois Law Enforcement Training And Standards Board And Authorizing A Supplemental Appropriation Of Grant Funds For The Springfield Police Department **For Emergency Passage. (Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

**2010-234** An Ordinance Approving And Authorizing Execution Of An Agreement With Michael A. Williams, An Office Of Public Utilities Employee, For Settlement And Release Of All Claims Against The City Of Springfield And Authorizing A Supplemental Appropriation For The Office Of Public Utilities, **For Emergency Passage. (Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

**2010-235** An Ordinance Authorizing Execution Of An Agreement With The State Of Illinois Department Of Transportation For Reconstruction On Meadowbrook Road From Iles Avenue To Greenbriar Drive At An Estimated Cost To The City Of \$833,225.00 (Mft Section 09-00465-00-Pv), And Authorizing A Waiver Of The Requirements Of Section 38.48 Of The City's Purchasing Code For The Office Of Public Works, **For Emergency Passage. (Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

**2010-236** An Ordinance Amending Ordinance 43-01-10 By Authorizing Execution Of Grant #Stf-50200 From The Illinois Housing Development Authority In The Amount Of \$150,000.00 For The Trust Fund Home Modification Program For The Office Of Planning And Economic Development, **For Emergency Passage. (Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

Deputy Clerk Camille Read the following Ordinances and Resolutions to be considered at the Next Regularly Scheduled City Council Meeting and Assigned the Ordinances to the Committee of the Whole.

**2010-237** An Ordinance Authorizing An Extension Of A Contract With, And Additional Payment Of \$420,000.00 To, HCH Administration, Inc. To Serve As Third Party Administrator for The City's Health Care Claims and to Manage the City's Preferred Providers Physician's Network Program From

March 1, 2010, Through February 28, 2011, For The Office Of Budget And Management. **(Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

**2010-238** An Ordinance Authorizing Payment To CGI Technologies And Solutions, Inc. For Annual Maintenance Of The City's Local Government Financial System And The City's Payroll And Human Resource System From March 1, 2010, Through February 28, 2011, In The Amount Of \$464,251.00, For The Office Of Budget And Management. **(Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

**2010-239** An Ordinance Authorizing A One-Year Extension Of Contract Cs10-05-28 With, And Additional Payment Of \$20,000.00 For A Total Amount Not To Exceed \$125,000.00 Under Contract Cs10-05-28 To, Triad Industrial Supply Corp, Masco Packaging & Industrial Supply Inc., Black & Company And H.P. Products Corporation For The Purchase Of Janitorial Supplies From July 1, 2010, Through June 30, 2011, For The Office Of Budget And Management. **(Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

**2010-240** An Ordinance Authorizing The Execution Of An Agreement With AXA Equitable To Provide Investment Vehicles For Employees Participating In The City's Deferred Compensation Plan. **(Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

**2010-241** An Ordinance Authorizing Payments To James Wangard, A Springfield Police Officer, Ronald Gillette, A Springfield Police Officer, And Albert Eden, A Springfield Fire Department Employee, For Settlement Of Workers' Compensation Claims. **(Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

**2010-242** An Ordinance Approving The Appointments Of John W. Moyer And Charles C. Ludwig To The Police Community Review Commission. **(Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

**2010-243** An Ordinance Accepting And Authorizing The Execution Of Proposal No. UE11-01 With Oros & Busch Application Technologies, Inc. For A Three-Year Term In Amount Not To Exceed \$4,750,000.00 For The Removal And Beneficial Use Of Up To 150,000 Tons Of Filter Plant Lime Material Produced By The Water Purification Plant. **(Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

**2010-244** An Ordinance Authorizing Payment To Ascend Performance Materials, LLC, In An Amount Not To Exceed \$609,860.00 For The Purchase Of Adipic and Dibasic Acid For The Dallman Power Plant Scrubbers. **(Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

**2010-245** An Ordinance Approving And Authorizing The Execution Of A Proposal With Ceram Environmental, Inc. In The Amount Of \$393,500.00 For The Regeneration Of A Catalyst From The Dallman Power Plant Unit No. 33 Selective Catalytic Reduction (SCR) System For The Electric Generation Department. **(Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

**2010-246** An Ordinance Authorizing Payment Of Annual Bank Service Fees In An Amount Not To Exceed \$70,000.00 To Illinois National Bank For Banking Services Through August 31, 2011, For The Finance Division. **(Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

**2010-247** An Ordinance Approving And Authorizing The Execution Of A Telecommunications Contract Service Agreement Between The City Of Springfield And The Catholic Diocese Of Springfield, Illinois. **(Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

**2010-248** An Ordinance Waiving The Standard Application For Water Service Outside The City And Approving Water Service Outside The City For Five Properties On Chinchilla Lane/Sandhill Road. **(Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

**2010-249** An Ordinance Authorizing Execution Of Fiscal Year 2011 Transportation Planning Agreement With The Springfield-Sangamon County Regional Planning Commission For The Performance Of Transportation Work Under The Technical Work Program From July 1, 2010, Through June 30, 2011, In An Amount Not To Exceed \$32,423.00 (Mft Section No. 10-00300-00-Es) For The Office Of Public Works. **(Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

**2010-250** A Resolution Notifying The State Of Illinois That The City May Spend \$32,423.00 Of Its Allotment Of Motor Fuel Tax Funds To Pay The Cost Of Planning Work As Outlined In The Technical Work Program As Required By The 1962 Federal Aid Highway Act (SATS – Springfield Area Transportation Study) Mft Section 10-00300-00-Es, As Amended, For The Office Of Public Works. **(Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

**2010-251** A Resolution Notifying The State Of Illinois Department Of Transportation That Motor Fuel Tax Funds In The Amount Of \$224,206.18 Have Been Used For Traffic Signal Modernization At Prairie Crossing And Conestoga Drive (Mft Section No. 06-00449-00-TI) For The Office Of Public Works. **(Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

**2010-252** An Ordinance Authorizing Additional Payment Of \$21,803.44 For A Total Not To Exceed \$224,226.18 To Bodine Electric Of Decatur For Traffic Signal Installation At Prairie Crossing And Conestoga Drive Under Contract No. Pw 08-04-19 For The Office Of Public Works. **(Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

**2010-253** An Ordinance Approving The Final Plat Of The Resubdivision Of Lot 200 In Kreston Place, Plat 2, For The Office Of Public Works. **(Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

**2010-254** An Ordinance Amending Chapter 152 By Adding Section 152.03 Pertaining To Political Campaign Signs On Residential Properties And Referring A Petition To The Springfield Planning And Zoning Commission For Public Hearing And Consideration Proposing An Amendment To Chapter 155, Section 155.300, Regarding Political Campaign Signs On Residential Properties. **(Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

Deputy Clerk Camille Read the **Consent Agenda** into the record of this Council meeting.

**2010-216** An Ordinance Approving The Appointment Of Kiplund R. Kolkmeier To The Springfield/Sangamon County Regional Planning Commission **(Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

- 2010-217** An Ordinance Authorizing A Supplemental Appropriation In The Amount Of \$3,000.00 For The Springfield Fire Department (**Requested By Mayor Timothy J. Davlin**) (**Committee Of The Whole**)
- 2010-218** An Ordinance Authorizing Execution Of A Two-Year Contract With St. Mary's Hospital For Counseling And Other Services In Connection With The City's Employee Assistance Program In A Total Amount Not To Exceed \$76,000.00 From March 1, 2010, Through February 28, 2012, And Authorizing Payment Of \$37,405.50 From March 1, 2010, Through February 28, 2011, For The Office Of Human Resources (**Requested By Mayor Timothy J. Davlin**) (**Committee Of The Whole**)
- 2010-219** An Ordinance Authorizing Payment To Jaime Kincaid, A Former Firefighter For The Springfield Fire Department, For Settlement Of Workers' Compensation Case Number 09-Wc-42724 (**Requested By Mayor Timothy J. Davlin**) (**Committee Of The Whole**)
- 2010-220** An Ordinance Authorizing Payment To The Illinois Environmental Protection Agency In The Amount Of \$250,000.00 For Annual Air Pollution Control Title V Permit Fees For The Regulatory Affairs Division (**Requested By Mayor Timothy J. Davlin**) (**Committee Of The Whole**)
- 2010-221** An Ordinance Approving Payment To R.W. Troxell & Company In An Amount Not To Exceed \$1,719,736.00 For The Second Year Premium Of A Three Year Property And Extended Coverage Insurance Policy For 41 City Of Springfield Properties (**Requested By Mayor Timothy J. Davlin**) (**Committee Of The Whole**)
- 2010-222** An Ordinance Approving And Authorizing The Execution Of An Amendment To Farm Lease No. 1022 With Lynn Strawn (**Requested By Mayor Timothy J. Davlin**) (**Committee Of The Whole**)
- 2010-224** A Resolution Notifying The State Of Illinois Department Of Transportation That Motor Fuel Tax Funds In The Amount Of \$94,790.74 Have Been Spent For Traffic Signal Modernization At Spring And Monroe Streets And On Adams Street At 5<sup>th</sup> And 6<sup>th</sup> Streets (Mft Section No. 08-00460-00-Tl) For The Office Of Public Works (**Requested By Mayor Timothy J. Davlin**) (**Committee Of The Whole**)
- 2010-225** An Ordinance Authorizing Acceptance And Execution Of Federal Emergency Management Agency (FEMA) Assistance To Firefighters Grant #Emw-2009-Fp-00364 In The Amount Of \$3,732.00 With Matching Funds In The Amount Of \$932.00 For A Total Grant Amount Of \$4,664.00, And Authorizing A Supplemental Appropriation Of Said Grant Funds In The Amount Of \$3,732.00 For The Springfield Fire Department (**Requested By Mayor Timothy J. Davlin**) (**Committee Of The Whole**)
- 2010-226** An Ordinance To Decrease The Number Of Class "D" Liquor Licenses Due To Closure Of Business By ALCK, Inc. D/B/A Froggies, 1975 Wabash Avenue (**Requested By Mayor Timothy J. Davlin**) (**Committee Of The Whole**)
- 2010-227** An Ordinance To Increase The Number Of Class "D" Liquor Licenses By One For Good Tequila 2 Inc. D/B/A Good Tequila's Mexican Restaurant, 2936 S. 6<sup>th</sup> Street (**Requested By Mayor Timothy J. Davlin**) (**Committee Of The Whole**)

**2010-228** An Ordinance Authorizing An Increase In The Number Of Class “B” Liquor Licenses By One To Chronister Oil Company D/B/A Qik-N-Ez #59, 4401 Wabash Avenue **(Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

**2010-229** An Ordinance Authorizing Execution of a Letter of Agreement for Withdrawal of the City’s Membership with the Intergovernmental Personnel Benefit Cooperative **(Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

**2010-230** An Ordinance Accepting And Authorizing The Execution Of Junior Police Academy Grant #109022 In The Amount Of \$3,234.00 From The Illinois Criminal Justice Information Authority, Authorizing A Supplemental Appropriation In The Amount Of \$3,234.00, And Authorizing Execution Of Subrecipient Agreement Number 109022-A With Junior Police Academy Of Springfield, Inc., NFP, For The Springfield Police Department **(Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

**2010-231** An Ordinance Authorizing Execution Of A Redevelopment Agreement With Susan J. Isringhausen For Use Of Tax Increment Finance Funds In A Total Amount Not To Exceed \$173,081.00 For The Property Located At 229 E. Jefferson Street **(Requested By Mayor Timothy J. Davlin) (Committee Of The Whole)**

The Pre Council Session Concluded at 5:10 p.m.

**CITY COUNCIL SESSION**

Mayor Davlin called the Meeting to Order at 5:30 p.m. All were invited to rise for the Pledge of Allegiance.

Clerk Tumulty called the roll of City Council members.

PRESENT: Ald. Edwards ☒, Ald. Simpson ☒, Ald. Kunz ☒, Ald. Lesko ☒, Ald. Cahnman ☒, Ald. Mahoney ☒, Ald. Cimarossa ☒, Ald. Theilen ☒, Ald. Dove ☒, Ald. Griffin ☒ & Mayor Davlin ☒.

ABSENT: None

Proclamations: Mayor Davlin presented a proclamation to the Southeast High School Girls Track and Field Team who secured the 2A State Championship on May 22, 2010, beating Bloomington, IL., for the honor. Mayor Davlin declared June 22, 2010, as the Southeast High School Girls Track and Field Team day in the City of Springfield in honor of their accomplishment. The ladies of Southeast received a standing ovation from the Council members and the audience.

Mayor Davlin wished Julie Zolgadahr from OBM a very Happy Birthday.

## ZONING PETITIONS

The first item on the zoning agenda was docket number 2010-028 for the property located at 2156 South 16 Street.

PETITIONER(S): Philip A. Marcy.

PRESENT ZONING CLASSIFICATION: R-2, Single Family & Duplex Residence District.

REQUESTED ZONING RELIEF: Reclassification to B-1, Highway Business Service District, Section 155.033.

STAFF RECOMMENDATION: Denial.

PLANNING AND ZONING COMMISSION RECOMMENDATION: Denial of the petition as submitted, but recommend approval of a use variance to allow the storage of autos, boats, watercraft, tools and miscellaneous household items in the garage on the property as long as the owner of the personal property stored and the underlying real property are the same, and that nothing is to be stored outside of the garage.

Ald. Simpson moved to accept the Planning & Zoning Commission's recommendation. Ald. Kunz seconded. The motion carried 10/0 via a roll call vote. Ald. Edwards , Simpson , Kunz , Lesko , Cahnman , Mahoney , Cimarossa , Theilen , Dove , and Griffin  voted yes.

The next item on the agenda was docket number 2010-029 for the property located at 2045 W Jefferson Street.

PETITIONER(S): Robert E. Alexander.

PRESENT ZONING CLASSIFICATION: R-1, Single-Family Residence District.

REQUESTED ZONING RELIEF: Reclassification to R-2, Single-Family and Duplex Residence District, Section 155.017.

STAFF RECOMMENDATION: Approval.

PLANNING AND ZONING COMMISSION RECOMMENDATION: Approval of the petition as submitted.

Ald. Dove moved to accept the Planning & Zoning Commission's recommendation. Ald. Edwards seconded. The motion carried 10/0. Ald. Edwards , Simpson , Kunz , Lesko , Cahnman , Mahoney , Cimarossa , Theilen , Dove , and Griffin  voted yes.

The next item on the agenda was docket number 2010-030 for the property located at 2321 North 3<sup>rd</sup> Street.

PETITIONER(S): Robert E. Alexander.

PRESENT ZONING CLASSIFICATION: R-2, Single Family & Duplex Residence District.

REQUESTED ZONING RELIEF: Reclassify to B-2, General Business Service District, Section 155.034.

STAFF RECOMMENDATION: Denial.

PLANNING AND ZONING COMMISSION RECOMMENDATION: Denial of the petition as submitted, but recommend approval of a use variance to allow construction of a building to store building materials and tools, and to allow carpentry fabricating and cabinet work, as long as the building is no higher than twenty-seven feet in height, there is no outside storage and there is compliance with parking and landscaping requirements.

Ald. Cahnman moved to accept the Planning & Zoning Commission's recommendation. Ald. Theilen seconded. The motion carried 10/0. Ald. Edwards , Simpson , Kunz , Lesko , Cahnman , Mahoney , Cimarossa , Theilen , Dove , and Griffin  voted yes.

The next item on the agenda was docket number 2010-031 for the property located at 1002-1008 South 2<sup>nd</sup> Street.

PETITIONER(S): Morrison Properties, LLC.

PRESENT ZONING CLASSIFICATION: R-5, General Residence and Office District.

REQUESTED ZONING RELIEF: Variance of Section 155.056, Minimum required lot area per dwelling unit, to allow 23 existing units in the property.

STAFF RECOMMENDATION: Approval.

PLANNING AND ZONING COMMISSION RECOMMENDATION: Approval of the petition as submitted.

Ald. Mahoney moved to accept the Planning & Zoning Commission's recommendation. Ald. Edwards seconded. The motion carried 10/0. Ald. Edwards , Simpson , Kunz , Lesko , Cahnman , Mahoney , Cimarossa , Theilen , Dove , and Griffin  voted yes.

The next item on the agenda was docket number 2010-034 for the property located at 1601 – 1615 W. Washington Street.

PETITIONER(S): Sacred Heart-Griffin High School.

PRESENT ZONING CLASSIFICATION: R-2, Single Family and Duplex Residence District and R-5a, General Residence and Office District.

REQUESTED ZONING RELIEF: Variance of Section 155.114(a), Regulations for the location of off-street parking facilities, to allow the parking lot to be on a zoning lot zoned different than the use served and Section 155.061, Basic yard requirements, to allow zero side yard set backs on parcel 1 and 2 and a zero rear yard set back on parcel 1.

STAFF RECOMMENDATION: Approval.

PLANNING AND ZONING COMMISSION RECOMMENDATION: Approval of the petition as submitted.

Ald. Dove moved to accept the Planning & Zoning Commission's recommendation. Ald. Lesko seconded. The motion carried 10/0. Ald. Edwards , Simpson , Kunz , Lesko , Cahnman , Mahoney , Cimarossa , Theilen , Dove , and Griffin  voted yes.

The last item on the agenda was docket number 2010-036.

REQUESTED ZONING RELIEF: Amendment to Chapter 155 to change the definition of a mobile home to include mobile homes that have a permanent foundation.

STAFF RECOMMENDATION: Approval.

PLANNING AND ZONING COMMISSION RECOMMENDATION: Approval of the petition as submitted.

Ald. Cimarossa moved to accept the Planning & Zoning Commission's recommendation. Ald. Kunz seconded. Ald. Kunz asked if this is only mobile homes with axles and not manufactured homes. Joe Gooden stated it does not apply to homes that meeting the building code like modular homes. Gooden stated those would continue to be permitted. He further stated this is a housekeeping issue. When the definition was added to the code in the 1980's, it entitled one to take the mobile home off the axle and set it on a foundation. He further stated that the construction of these homes would probably not meet today's building codes even if it was allowed under the zoning code. Ald. Griffin asked if this would affect the tax base. Ald. Cimarossa stated that is what was done in the County. Ald. Griffin stated that he believed the tax would be calculated differently if the home was on a foundation. Ald. Lesko stated this is definitely lost revenue. The motion carried 9/1. Ald. Edwards , Simpson , Kunz , Cahnman , Mahoney , Cimarossa , Theilen , Dove , and Griffin  voted yes. Ald. Lesko  voted No.

### **REGULAR BUSINESS**

Treasurer Langfelder was recognized for the Monthly Treasurer's Report. He indicated the Corporate Fund balance at the end of May, 2010, was **-\$8,431,637.00**. Mr. Langfelder stated that the disbursements were down significantly due to an extra pay period in the corporate fund and vendor payments going out. Ald. Simpson Moved to Approve the Treasurer's Report. Ald. Dove Seconded. The Motion Carried 10/0 via voice vote. Ald. Edwards, Simpson, Kunz, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Dove & Griffin voted yes.

Ald. Simpson moved, Ald. Cimarossa seconded, to dispense with the reading of the minutes and to approve the minutes of the June 1, 2010, City Council meeting. The motion carried 10/0 via voice vote. Ald. Edwards, Simpson, Kunz, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Dove & Griffin voted yes.

Ald. Simpson moved, Ald. Kunz seconded, to incorporate the pre-council first reading of ordinances into the record of this council meeting. The motion carried 10/0 via voice vote. Ald. Edwards, Simpson, Kunz, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Dove & Griffin voted yes.

The next matter on the agenda was the Consent Agenda. Ald. Simpson moved, Ald. Cimarossa seconded, to incorporate the pre-council reading of the consent agenda into the record of this council meeting. The motion carried 10/0 via voice vote. Ald. Edwards, Simpson, Kunz, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Dove & Griffin voted yes.

Ald. Simpson moved to place the Consent Agenda on Final Passage. Ald. Lesko seconded. Ald. Dove asked why we were contracting with a hospital in Decatur as opposed to the hospitals in Springfield. Ald. Edwards stated it's a security thing. He further stated that we have used St. Mary's for the last 6 or 7 years. There is an office located here in Springfield. The Consent Agenda passed by a vote of 10/0. Ald. Edwards, Simpson, Kunz, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Dove & Griffin voted yes.

Agenda Numbers 2008-337, 2009-387, 2009-582, 2010-001, 2010-048, 2010-131, 2010-143, 2010-144, 2010-158 Remain Tabled or In Committee.

The first item on the Agenda was 2010-223, "A Resolution Regarding The City Of Springfield's Consideration Of Standards Added To The Public Utility Regulatory Policies Act By The Energy Independence And Security Act Of 2007." Ald. Kunz moved to place 2010-223 on final passage. Ald. Cahnman seconded. The motion carried 9/1. Ald. Simpson, Kunz, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Dove & Griffin voted yes. Ald. Edwards voted No.

The next item on the Agenda was Agenda No. 2010-232, "An Ordinance Authorizing Execution Of A Contract With CVS Caremark To Provide Pharmacy Plan Benefit Manager Services Effective July 1, 2010, Through February 28, 2014, In An Amount Not To Exceed \$18,785,954.00, For The Office Of Human Resources, For Emergency Passage. Ald. Edwards moved to place Agenda No. 2010-232 on Emergency Passage. Ald. Cimarossa seconded. The motion carried by a vote of 11/0. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Dove, Griffin & Mayor Davlin Voted Yes.

The next item on the Agenda was Agenda No 2010-233, An Ordinance Accepting And Authorizing Execution Of A Grant In The Amount Of \$4,782.00 From The Illinois Law Enforcement Training And Standards Board And Authorizing A Supplemental Appropriation Of Grant Funds For The Springfield Police Department For Emergency Passage. Ald. Simpson moved to place Agenda No. 2010-233 on Emergency Passage. Ald. Edwards seconded. The motion carried by a vote of 10/0/1. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Dove, & Griffin voted Yes. Mayor Davlin voted Present explaining that he was currently serving as Chairman of the Illinois Law Enforcement Training and Standards Board and felt this might be a conflict for him.

Ald. Simpson moved to recess the regular meeting of the City Council for purposes of Executive Session to discuss pending lawsuits. Ald. Cimarossa seconded. The motion carried 10/0 via voice

vote. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Dove, and Griffin voted Yes

Ald. Simpson immediately moved to adjourn Executive Session and reconvene the regular meeting of the City Council. Ald. Cimarossa seconded. The Motion carried 10/0 via voice vote. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Dove, and Griffin voted Yes

Items on Emergency Passage, except Agenda No. 2010-234, were voted on while equipment was retrieved to record Executive Session. However, that portion of the meeting was not recorded as the microphones had been turned off.

The next item on the Agenda was Agenda No. 2010-235, An Ordinance Authorizing Execution Of An Agreement With The State Of Illinois Department Of Transportation For Reconstruction On Meadowbrook Road From Iles Avenue To Greenbriar Drive At An Estimated Cost To The City Of \$833,225.00 (Mft Section 09-00465-00-PV), And Authorizing A Waiver Of The Requirements Of Section 38.48 Of The City's Purchasing Code For The Office Of Public Works, For Emergency Passage. Ald. Simpson moved to place Agenda No. 2010-235 on Emergency Passage. Ald. Theilen seconded. Ald. Simpson moved to Amend Agenda No. 2010-235. Ald. Cimarossa seconded. Mayor Davlin indicated that the dollar figure was being reduced to \$719,225.00. That's it. The Motion to Amend carried 10/0 via voice vote. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Dove, Griffin & Mayor Davlin Voted Yes

Agenda No. 2010-235, as Amended, Passed By A Vote 11/0. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Dove, Griffin & Mayor Davlin Voted Yes.

The next item on the Agenda was Agenda No. 2010-236, An Ordinance Amending Ordinance 43-01-10 By Authorizing Execution Of Grant #STF-50200 From The Illinois Housing Development Authority In The Amount Of \$150,000.00 For The Trust Fund Home Modification Program For The Office Of Planning And Economic Development, For Emergency Passage.

Agenda No. 2010-236 Passed By A Vote 11/0. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Dove, Griffin & Mayor Davlin Voted Yes.

Ald. Simpson moved to recess the regular meeting of the City Council for purposes of Executive Session to discuss pending lawsuits. Ald. Theilen seconded. The motion carried 10/0 via voice vote. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Dove, and Griffin voted Yes. The time was 5:50 p.m.

Ald. Simpson moved to adjourn Executive Session and reconvene the regular meeting of the City Council. Ald. Kunz seconded. The motion carried 10/0 via voice vote. Ald. Edwards, Simpson, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Dove, and Griffin voted Yes. The time was 6:08 p.m.

The next item on the Agenda was Agenda No. 2010-234, An Ordinance Approving And Authorizing Execution Of An Agreement With Michael A. Williams, An Office Of Public Utilities Employee, For Settlement And Release Of All Claims Against The City Of Springfield And Authorizing A Supplemental Appropriation For The Office Of Public Utilities, For Emergency Passage. Ald. Edwards moved to return 2010-234 to committee for further discussion. Ald. Theilen seconded. The

motion carried 8/2. Ald. Edwards, Lesko, Cahnman, Mahoney, Cimarossa, Theilen, Dove & Griffin voted yes. Ald. Simpson and Kunz voted No.

Mayor Davlin stated the ordinance would be heard by the Committee of the Whole in one week.

Ald. Simpson moved to adjourn the meeting at 6:10 p.m. Ald. Theilen Seconded. The Motion Carried 10/0 via voice vote.

*Cecilia K. Tumulty*

---

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