

**Minutes of Springfield City
Council Meeting
Tuesday, February 8, 2011
City Council Chambers**

PRE-COUNCIL SESSION

City Clerk Cecilia Tumulty called the Pre Council Session of the Springfield City Council to Order at 5:00 p.m., Tuesday, February 8, 2011, in the Council Chambers of the Municipal Center West.

Clerk Tumulty read the following **Ordinances and/or Resolutions on Emergency Passage** into the record of this Council meeting.

2011-066 An Ordinance Authorizing Execution Of An Agreement And Payment Of \$89,278.37 For Settlement Of United States District Court Case No. 08-CV-3026, *Anthony Manuele, Et Al. V. City Of Springfield, Illinois*, And Authorizing A Supplemental Appropriation In The Amount Of \$89,279.00, For Emergency Passage (**Requested By Mayor Edwards**) (**Committee Of The Whole**)

Clerk Tumulty 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.

2011-048 An Ordinance Authorizing Settlement Of Sangamon County Circuit Court Case No. 2005-L-291, *Jon Arnold V. Athens Community Unit School District 213, Mary Abeln, City Of Springfield And Donald Edwards* (**Requested By Mayor Edwards**) (**Committee Of The Whole**)

2011-049 A Resolution Allocating 2011 Bond Volume Cap (**Requested By Mayor Edwards**) (**Committee Of The Whole**)

2011-050 An Ordinance Authorizing Payment To Attorney Tim Shay And Richard Shereda, An Office Of Public Utilities Employee, For Settlement Of Workers Compensation Claim Number 10-Wc-038571 (**Requested By Mayor Edwards**) (**Committee Of The Whole**)

2011-051 An Ordinance Declaring Personal Property Located At The West Branch Of Lincoln Library To Be Surplus Property And Authorizing Disposal Of Said Property (**Requested By Mayor Edwards**) (**Committee Of The Whole**)

2011-052 An Ordinance Authorizing The Execution Of A Letter Offer For Extension, Approving A One-Year Contract Extension And Authorizing Additional Funding In The Amount Of \$348,622.00 Under Contract No. UW10-01-92 with HD Supply Waterworks, Ltd. For The Purchase Of Fire Hydrants For A Total Amount Payable Of \$697,244.00 Under Said Contract (**Requested By Mayor Edwards**) (**Committee Of The Whole**)

2011-053 An Ordinance Authorizing The Execution Of A Letter Offer For Extension, Approving A One-Year Contract Extension And Authorizing Additional Funding In The Amount Of \$1,100,000.00 Under Contract No. UE08-03-07 With Bodine Services Of Decatur Inc. For Electric Generating Facilities Cleaning Services For A Total Amount Payable Of \$4,345,000.00 Under Said Contract (**Requested By Mayor Edwards**) (**Committee Of The Whole**)

2011-054 An Ordinance Authorizing The Execution Of A Letter Offer For Extension, Approving A One-Year Contract Extension And Authorizing Additional Funding In The Amount Of \$2,012,500.00 Under Contract No. Ue08-01-90 With Brandt Consolidated, Inc., d/b/a Industrial Resources Group For Anhydrous Ammonia For The Dallman Power Plant Selective Catalytic Reduction Systems For A Total Amount Payable Of \$7,612,500.00 Under Said Contract **(Requested By Mayor Edwards) (Committee Of The Whole)**

2011-055 An Ordinance Approving The Location And Sketch Map Of Wabash Oaks Subdivision, Plat 2, For The Office Of Public Works **(Requested By Mayor Edwards) (Committee Of The Whole)**

2011-056 An Ordinance Regarding The Variance Request Of Section 153.158(B)(2) Pertaining Lot Arrangement In Wabash Oaks Subdivision, Plat 2, For The Office Of Public Works **(Requested By Mayor Edwards) (Committee Of The Whole)**

2011-057 An Ordinance To Decrease The Number Of Class “D” Liquor Licenses By Three Due To Non-Renewal By JCMTMJ, LLC, D/B/A Jimmy Oh’s, RT Northern Illinois Franchise, LLC D/B/A Ruby Tuesday, And Mama’s Family Restaurant & Pancake House Inc. **(Requested By Mayor Edwards) (Committee Of The Whole)**

2011-058 An Ordinance To Decrease The Number Of Class “F” Liquor Licenses By Three Due To Non-Renewal Of Licenses By BH Plaza Inc. D/B/A The Plaza, Ibarra, Inc. D/B/A Chantilly Lace And Dream Enterprises, Inc. D/B/A Dream **(Requested By Mayor Edwards) (Committee Of The Whole)**

2011-059 An Ordinance To Decrease The Number Of Class “A” Liquor Licenses By One Due To Non-Renewal By Remy’s On Monroe LLC, 225 E. Monroe Street **(Requested By Mayor Edwards) (Committee Of The Whole)**

2011-060 An Ordinance To Increase The Number Of Class “E” Liquor Licenses By One For Muoi T. Chan D/B/A Thai Basil Restaurant, 2703 N. Dirksen Parkway **(Requested By Mayor Edwards) (Committee Of The Whole)**

2011-061 An Ordinance Approving The Reappointment Of Charlotte Warren, Ph.D. To The Mid-Illinois Medical District Commission **(Requested By Mayor Edwards) (Committee Of The Whole)**

2011-062 An Ordinance Waiving The Requirements Of Section 37.06 Of The 1988 City Of Springfield Code Of Ordinances, As Amended, For Fy12 Regarding Deposits From The Corporate Fund To The Capital Equipment Fund In The Amount Of \$860,285.00 **(Requested By Mayor Edwards) (Committee Of The Whole)**

2011-063 An Ordinance Amending Ord. No. 409-07-09, “An Ordinance Waiving The Requirements Of Section 100.30(F) Of The 1988 City Of Springfield Code Of Ordinances, As Amended, And Directing The Office Of Budget And Management To Reclassify Existing Revenues Received From The Hotel/Motel Tax For Fiscal Year 2010 By Both Reducing The Revenues

Budgeted For The Capital Improvement Fund And Increasing The Revenues Budgeted For The Corporate Fund In The Amount Of \$1,130,000.00, As Amended,” By Changing The Payment Date To March 1, 2012 **(Requested By Mayor Edwards) (Committee Of The Whole)**

2011-064 An Ordinance Waiving The Requirements Of Section 100.30(B) Of The 1988 City Of Springfield Code Of Ordinances, As Amended, Pertaining To Revenues Received From Hotel/Motel Tax To Be Paid To The Springfield Metropolitan Exposition And Auditorium Authority In The Amount Of \$100,000.00 **(Requested By Mayor Edwards) (Committee Of The Whole)**

2011-065 An Ordinance Authorizing The Transfer Of \$500,000.00 Capital Equipment Fund 094 Into Corporate Fund 001 **(Requested By Mayor Edwards) (Committee Of The Whole)**

2011-067 An Ordinance Repealing Ordinance 16-1-11 And Authorizing Signing Of Checks Drawn On City Funds **(Requested By Mayor Edwards) (Committee Of The Whole)**

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

2011-010 An Ordinance Authorizing The Execution Of A Letter Offer For Extension, Approving A One-Year Contract Extension And Authorizing Additional Funding In The Amount Of \$3,000,000.00 Under Contract No. Ue08-01-89 With Nelson Tree Service, Inc. For Line Clearance Services For The Electric Transmission, Distribution And Operations Department For A Total Amount Payable Of \$9,150,000.00 Under Said Contract **(Requested By Ald. Kunz) (Committee Of The Whole)**

2011-024 Annual Appropriation Ordinance Of The City Of Springfield, Illinois, For The Fiscal Year Beginning March 1, 2011 & Ending February 29, 2012 **(Requested By Mayor Frank Edwards) (Committee Of The Whole)**

2011-026 An Ordinance Authorizing Payment To Bruce Deopere, A Former Temporary Office Of Public Utilities Employee, For Settlement Of A Workers Compensation Claim For Case Number 09-WC-8948 **(Requested By Mayor Frank Edwards) (Committee Of The Whole)**

2011-027 An Ordinance Authorizing Payment In The Amount Of \$19,216.74 To Pekin Insurance And \$1,000.00 To Elena Kok For A Total Amount Not To Exceed \$20,216.74 For Full And Final Settlement Of Risk Management Claim No. Al20100222043 **(Requested By Mayor Frank Edwards) (Committee Of The Whole)**

2011-028 An Ordinance Authorizing Payment In The Amount Of \$28,171.35 To The Office Of Public Works For Full And Final Settlement Of Risk Management Claim Number Al20100617101 **(Requested By Mayor Frank Edwards) (Committee Of The Whole)**

2011-029 An Ordinance Authorizing The Execution Of A Letter Offer For Extension, Approving A One-Year Contract Extension And Authorizing Additional Funding In The Amount Of \$1,459,871.00 Under Contract No. UW09-01-100 With American Cast Iron Pipe Company For The Purchase Of Ductile Iron Pipe And Accessories For A Total Amount Payable Of \$2,919,742.00 Under Said Contract, **As Amended (Requested By Mayor Frank Edwards) (Committee Of The Whole)**

2011-030 An Ordinance Authorizing The Execution Of Letter Offers For Extension, Approving One-Year Contract Extensions And Authorizing Additional Funding In The Amount Of \$200,000.00 Under Contract No. Ue08-02-103 With Reyhan Bros., Inc., D/B/A Sangamo Construction Company, And Perry Broughton Trucking And Excavating, Inc. For Street And Alley Repairs For The Electric Division For A Total Amount Payable Of \$880,000.00 Under Said Contract **(Requested By Mayor Frank Edwards) (Committee Of The Whole)**

2011-031 An Ordinance Approving And Authorizing The Execution Of A Professional Services Proposal With Explosive Professionals Midwest, Inc. In The Amount Of \$104,000.00 For Explosive Blasting Services For The Dallman Power Plant Unit Nos. 31, 32, 33 And 4 Boilers For The Electric Division Generation Department **(Requested By Mayor Frank Edwards) (Committee Of The Whole)**

2011-032 An Ordinance Accepting And Authorizing The Execution Of A \$92,031.47 Construction Engineering Services Agreement With Cummins Engineering Corp. For The Lindsay Bridge Restoration Project For The Water Division **(Requested By Mayor Frank Edwards) (Committee Of The Whole)**

2011-033 An Ordinance Approving And Authorizing The Execution Of An Intergovernmental Agreement Between The City Of Springfield And The Illinois Department Of Transportation For The Implementation Of An Illinois Department Of Transportation Enhancement Program Grant To Restore Lindsay Bridge For The Water Division **(Requested By Mayor Frank Edwards) (Committee Of The Whole)**

2011-034 An Ordinance Vacating Alleys In The Block Bounded By Calhoun Avenue, Second Street, Dodge Street And First Street In Springfield, Illinois, To Memorial Health System **(Requested By Mayor Frank Edwards) (Committee Of The Whole)**

2011-035 An Ordinance Authorizing Execution Of An Amended Agreement With The State Of Illinois Department Of Transportation For The Beautification Of Capitol Avenue Project From 7th To 11th Streets (Mft Section #05-00447-01-Pv) For The Office Of Public Works **(Requested By Mayor Frank Edwards) (Committee Of The Whole)**

2011-036 An Ordinance Authorizing Execution Of An Agreement With The State Of Illinois Department Of Transportation For The Beautification Of Capitol Avenue Project From 11th Street To Martin Luther King Jr. Drive (Mft Section #10-00447-04-PV) For The Office Of Public Works **(Requested By Mayor Frank Edwards) (Committee Of The Whole)**

2011-037 An Ordinance Authorizing Execution Of An Agreement With Hanson Professional Services Inc., For Construction Engineering Services For The Reconstruction Of Capitol Avenue From 11th Street To Martin Luther King Jr. Drive, In An Amount Not To Exceed \$194,132.00 For Section No. 10-00447-04-Pv For The Office Of Public Works **(Requested By Mayor Frank Edwards) (Committee Of The Whole)**

2011-038 A Resolution Notifying The State Of Illinois Department Of Transportation That \$3,726,400.00 Motor Fuel Tax Funds May Be Spent For Maintenance Of Streets And Highways Under The Illinois Highway Code For Calendar Year 2011 For The Office Of Public Works **(Requested By Mayor Frank Edwards) (Committee Of The Whole)**

2011-039 An Ordinance Authorizing The Purchase Of A Used 2004 Vermeer Tg9000 Tub Grinder From Vermeer Sales & Service Of Central Illinois, Inc. In The Amount Of \$276,000.00 For The Office Of Public Works **(Requested By Mayor Frank Edwards) (Committee Of The Whole)**

2011-040 A Resolution Supporting The Better Bag Project **(Requested By Ald. Shanahan) (Committee Of The Whole)**

2011-041 An Ordinance Authorizing Execution Of A Sponsorship Agreement With And Payment In The Amount Of \$25,000.00 To Illinois Route 66 Events, Inc. For The International Route 66 Mother Road Festival To Be Held In Downtown Springfield September 23-25, 2011, For The Springfield Convention & Visitors Bureau **(Requested By Mayor Frank Edwards) (Committee Of The Whole)**

2011-042 An Ordinance Authorizing Execution Of A Contract With McCluskey International For Tourism/Trade Representation From January 1, 2011, Through December 30, 2011, For The Springfield Convention And Visitors Bureau In An Amount Not To Exceed \$85,000.00 **(Requested By Mayor Frank Edwards) (Committee Of The Whole)**

2011-043 An Ordinance Authorizing Execution Of A Contract With Wiechmann Tourism Service GMBH For Tourism/Trade Representation From January 1, 2011, Through December 30, 2011, For The Springfield Convention And Visitors Bureau In An Amount Not To Exceed \$75,000.00 **(Requested By Mayor Frank Edwards) (Committee Of The Whole)**

2011-044 An Ordinance Authorizing Execution Of A Redevelopment Agreement With The Sangamon Company, For The Property Located At 424 N. 4th Street Utilizing Central Area Tax Increment Finance Funds In An Amount Not To Exceed \$424,650.00 **(Requested By Mayor Frank Edwards) (Committee Of The Whole)**

2011-045 An Ordinance Authorizing Execution Of A Redevelopment Agreement With Sears Building, LLC, For Redevelopment Assistance For The Properties Located At 308-322 E. Monroe Street And 623 E. Adams Street, Utilizing Central Area Tax Increment Finance Funds In An Amount Not To Exceed \$2,270,000.00 And Utilizing Home Funds In An Amount Not To Exceed \$250,000.00 For A Total Amount Not To Exceed \$2,520,000.00, For The Office Of Planning And Economic Development **(Requested By Mayor Frank Edwards) (Committee Of The Whole)**

2011-046 An Ordinance Declaring 11 Unclaimed Bicycles Being Held In The Springfield Police Department's Evidence Room To Be Surplus Property And Authorizing The Springfield Police Department To Donate Said Bicycles To The Capital Area Career Center **(Requested By Mayor Frank Edwards) (Committee Of The Whole)**

2011-047 An Ordinance Accepting And Authorizing The Execution Of Proposal No. Ue11-25 With Nalco Company In An Amount Not To Exceed \$415,800.00 For The Supply And Delivery Of A Halogen Oxidizer Chemical For Mercury Oxidation, Mercury Capture And Mercury Removal In The Flue Gas From The Dallman Power Plant Units 31, 32 And 33 Boilers For The Electric Generation Department (**Requested By Mayor Edwards**) (**Committee Of The Whole**)

The Pre Council Session Concluded at 5:07 p.m.

CITY COUNCIL MEETING

Mayor Edwards 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. Shanahan ☒, Ald. Simpson ☒, Ald. Kunz ☒, Ald. Lesko ☒, Ald. Cahnman ☒, Ald. Mahoney ☒, Ald. Cimarossa ☒, Ald. Theilen ☒, Ald. Griffin ☒ and Mayor Edwards ☒.
(10)

ABSENT: None

Ald. Simpson moved, Ald. Griffin seconded, to dispense with the reading of the minutes and to approve the minutes of the January 18, 2011, City Council meeting. The motion carried via voice vote.

Ald. Simpson moved, Ald. Cimarossa seconded, to incorporate the pre-council first reading of ordinances into the record of this council meeting. The motion carried via voice vote.

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 via voice vote.

Ald. Kunz moved to remove Agenda No. 2011-024, Annual Appropriation Ordinance of the City of Springfield, Illinois, For The Fiscal Year Beginning March 1, 2011 & Ending February 29, 2012, from the Consent Agenda and return it to Committee. Ald. Cimarossa seconded. The Motion carried 9/0 via voice vote.

Ald. Cimarossa moved to remove Agenda No. 2011-045, An Ordinance Authorizing Execution Of A Redevelopment Agreement With Sears Building, LLC, For Redevelopment Assistance For The Properties Located At 308-322 E. Monroe Street And 623 E. Adams Street, Utilizing Central Area Tax Increment Finance Funds In An Amount Not To Exceed \$2,270,000.00 And Utilizing Home Funds In An Amount Not To Exceed \$250,000.00 For A Total Amount Not To Exceed \$2,520,000.00, For The Office Of Planning And Economic Development, from the Consent Agenda and Place it on the Debate Agenda. Ald. Theilen seconded. The Motion carried 9/0 via voice vote.

Ald. Simpson moved to place the Consent Agenda, with the exception of 2011-024 and 2011-045, on final passage. Ald. Mahoney seconded.

Ald. Griffin asked that he be shown voting "Present" on Agenda No. 2011-040, A Resolution Supporting the Better Bag Project.

The Consent Agenda passed 9/0. Ald. Shanahan ☒, Ald. Simpson ☒, Ald. Kunz ☒, Ald. Lesko ☒, Ald. Cahnman ☒, Ald. Mahoney ☒, Ald. Cimarossa ☒, Ald. Theilen ☒, and Griffin ☒ voted yes.

Agenda Numbers 2008-337, 2010-001, 2010-131, 2010-158, 2010-284, 2010-328, 2010-404 And 2011-025 Remain Tabled Or In Committee.

The next item on the Agenda was Agenda No. 2011-045, An Ordinance Authorizing Execution Of A Redevelopment Agreement With Sears Building, LLC, For Redevelopment Assistance For The Properties Located At 308-322 E. Monroe Street And 623 E. Adams Street, Utilizing Central Area Tax Increment Finance Funds In An Amount Not To Exceed \$2,270,000.00 And Utilizing Home Funds In An Amount Not To Exceed \$250,000.00 For A Total Amount Not To Exceed \$2,520,000.00, For The Office Of Planning And Economic Development. Ald. Cahnman moved to placed Agenda No. 2011-045 on final passage. Ald. Lesko Seconded. Ald. Cahnman moved to adopt Amendment No. 1. Ald. Cimarossa seconded. CC Johnson stated the developer is not eligible for HOME funds so that portion of the request is being removed. The motion to amend carried 9/0. The motion, as amended, carried 9/0.

Ald. Cahnman moved to amend Agenda No. 2011-045, with Proposed Amendment No. 1. Ald. Cimarossa seconded. CC Johnson explained that this developer is not eligible for HOME funds. That language has been removed. Ald. Shanahan ☒, Ald. Simpson ☒, Ald. Kunz ☒, Ald. Lesko ☒, Ald. Cahnman ☒, Ald. Mahoney ☒, Ald. Cimarossa ☒, Ald. Theilen ☒, and Griffin ☒ voted yes.

The next item on the Agenda was Agenda No. 2011-066, "An Ordinance Authorizing Execution Of An Agreement And Payment Of \$89,278.37 For Settlement Of United States District Court Case No. 08-Cv-3026, *Anthony Manuele, Et Al. V. City Of Springfield, Illinois*, And Authorizing A Supplemental Appropriation In The Amount Of \$89,279.00, For Emergency Passage. Ald. Simpson moved to placed Agenda No. 2011-066 on Emergency Passage. Ald. Griffin seconded. Ald. Cahnman stated he understands that it is not possible to withhold money from a settlement for monies owed to the City by a plaintiff, but would it be possible to amend the city code in the future to require that in the future. CC Johnson stated no. Cahnman asked if a plaintiff sues the City and that plaintiff owes the City money, the City could counter sue in certain cases. CC Johnson stated that this is a federal lawsuit and she will work to collect the money with the plaintiff's attorney. She stated the City cannot withhold money for an unrelated matter. Cahnman stated he understands, but he believed the City could counter sue in the same lawsuit. CC Johnson stated she doubted the court would take jurisdiction on what would be a small claims matter. Cahnman stated he thinks it's possible in certain cases.

The motion carried 10/0. Ald. Shanahan ☒, Ald. Simpson ☒, Ald. Kunz ☒, Ald. Lesko ☒, Ald. Cahnman ☒, Ald. Mahoney ☒, Ald. Cimarossa ☒, Ald. Theilen ☒, Ald. Griffin ☒ and Mayor Edwards ☒ voted yes.

Mayor Edwards asked for a Motion to Suspend The Rules and Place On First Reading Agenda No. 2011-068, An Ordinance Appointing Anthony J. Smarjesse To The Office Of Alderman For Ward 9. Ald. Mahoney asked for a roll call vote on the motion to suspend the rules. Ald. Simpson seconded. Ald. Mahoney stated he finds the whole thing ridiculous. We should be ashamed when we're talking about laying people off. We have an alderman who resigned to take a paid position. Ald. Mahoney stated he thinks it lacks leadership. It's not public service. He went on to say that anyone on this council would have worked with you (Mayor Edwards). He commended Ald. Dove for working with Mayor Edwards, but asked do we have to fill a paid position for 2 months while laying 9 people off? The whole thing stinks. We should all be ashamed for doing this even its for 2 months. In the scheme of things, it's not a lot of money but it sends a message that we should all be embarrassed to send.

Ald. Simpson stated she agreed with Ald. Mahoney.

Ald. Theilen stated, on the counter-side, are you saying that the people of Ward 9 don't have a vote on this council? Or, do they have to call the rest of us because they do not have an elected representative sitting there? He further stated that he's not saying one way or another about Ald. Mahoney's comment about Ald. Dove stepping down to become the Executive Assistant, he's talking about the lack of representation for the people who live in that district.

Ald. Simpson stated they would have representation if this situation wasn't occurring. This situation does not have to occur. For 3 months, we do not need to fill that position. There are staff people who could follow the mayor around, do whatever needs to be done. The people in Ward 9 would have representation.

Ald. Theilen stated that at this moment they do not. That's his point.

Ald. Mahoney stated that it made sense when Ald. Edwards became the mayor for Ald. Shanahan to take his place. We had to have a mayor and that made sense. This makes no sense. He stated that if the people of Ward 9 need assistance, they can call him. Ald. Simpson agreed.

Ald. Cimarossa stated that she has received calls – that this is ridiculous. We're laying off people and we're filling a spot that's not needed. She agreed that Ward 9 needs representation. Since this has been done, the council needs to make sure that Ward 9 gets representation. We should not have filled the Executive Assistant position. Ald. Cimarossa stated that is not slam against Ald. Dove. He's a respectful individual. It has nothing to do with Ald. Dove, but it has everything to do with we shouldn't be filling the position.

Ald. Shanahan stated that he may be new, and not understand why that position was originally filled by Mayor Davlin, but he stated he certainly never heard you (Ald. Cimarossa) make that comment about the person sitting in that seat when Mayor Davlin had that person. Ald. Shanahan stated now, I ask a brand new mayor who doesn't have the experience of our previous mayor, and he recommends that he has all of the assistance to make these difficult decisions in the time we're in. Ald. Shanahan stated that you can certainly say to the next mayor coming through that we don't think that position is important. He stated again that he never heard anyone say that when Mayor Davlin had that assistant position or every single mayor before.

Ald. Cimarossa stated that she did say that. She further stated that for the three years she's been here she's always been against the Education Liaison position, not Sheila Stocks-Smith. Again, it's about money, the necessity and the needs of the City. Ald. Cimarossa stated that she thinks we could suck it up a bit and do some other work. She stated that private businesses that take 2 and 3 people to do one job. She stated that we have not looked at the span of control in this city. There are way too many managers in this City.

Ald. Shanahan stated that's a different discussion and one that he would support. He stated now we have a new mayor and let's tie both hands behind his back. He finds that very interesting.

Ald. Simpson stated that's not true. No one is saying that.

Ald. Mahoney stated he could fill the position. That's true. But an elected official resigned to fill a position and get paid for 2 months is ridiculous.

Ald. Kunz asked CC Johnson what the law states the council must do.

CC Johnson stated the council has 60 days to fill it. Everyone can vote their conscious. And nobody but that alderman chose to resign.

Ald. Griffin asked if we're arguing suspending the rules or arguing that Mayor Edwards has replaced Jim Donelan? He stated he wanted to make sure everyone was on the same page.

Ald. Kunz stated the vote is to suspend the rules. If we don't suspend the rules, it will come back and read into the Council next Tuesday. That's all we're doing,.

Ald. Griffin stated he had this same concern after this began being discussed. He stated he called Mayor Edwards and asked if there was a way we could leave this open. He said what do you think. He said Mayor Edwards stated no. He didn't think he could do the job by himself without an executive assistant and someone who can work 10-12 hours a day. Ald. Griffin stated he questioned that, he trusted Mayor Edwards' judgment, and he came right out and said I don't think I could do this by myself without this person.

Mayor Edwards stated he asked Jim Donelan what he thought. He said Mr. Donelan indicated the problem you will have is needing to be in 2 or 3 places at the same time. Mayor Edwards stated the Executive Assistant attends a lot of board meetings on behalf of the Mayor.

Ald. Kunz stated we're not voting in replacing the Executive Assistant. We're voting on replacing an alderman.

Ald. Cahnman stated he agreed with the sentiments expressed by Ald. Mahoney, Simpson, Kunz and Cimarossa. At this point, we have ward with no representation. If we vote in favor of Ald. Mahoney's motion, it's just going to come up again at the next Council meeting. When we take the vote to approve the appointment, he would just be in place for that much less time and the people of Ward will be represented a shorter time. We ought to suspend the rules, put it on the agenda and take the vote. If you want to vote no – vote no. There's no point in delaying.

Ald. Mahoney stated that he'll take some of the calls from Ward 9. Ald. Simpson will take some calls as well. And, he's aware of what the Council is voting on.

Ald. Cahnman stated he doesn't see the point of delaying.

Ald. Shanahan asked why wouldn't we use the same logic for his seat when it came up? The concept is the same.

Ald. Kunz stated that some people thought of that.

Ald. Shanahan stated he didn't see that in a vote.

Ald. Cahnman stated some of the council members thought, by law, they had to appoint a council member.

Ald. Kunz stated that's right. He could have appointed anyone he wanted for an administrative assistant. The Mayor had to come from one of the council members.

Ald. Cimarossa stated she felt the tail was wagging the dog here. The mayor had made his decision. We need to provide representation for Ward 9. We need to take a vote on this. The decision has been made. We're just expressing our displeasure. We have a right to do that.

Ald. Mahoney stated the way to do that is by voting.

Mayor Edwards stated we've done that. So are you ready to vote?

CC Johnson stated the vote was to suspend the rules and place on first reading. A yes vote puts the ordinance on first reading. A no vote keeps it from going on first reading.

The motion carried 6/4. Ald. Shanahan , Ald. Lesko , Ald. Cahnman , Ald. Theilen , Ald. Griffin and Mayor Edwards voted yes.

Ald. Simpson , Ald. Kunz , Ald. Mahoney , and Ald. Cimarossa voted no.

Mayor Edwards asked if there was anyone who wished to address the council.

City Treasurer Jim Langfelder addressed the Council. He stated that he had a comment and would like an answer. He stated that he's cure the entire city council can feel for those individuals who have been laid off. When you're impacting families, regardless of who it is, friend or foe, it's a tough situation. He stated he's been harping for years on dollars owed to the city. We have millions of dollars owed to the City. We do not have a centralized accounts receivable data base or a unified, proactive method of collection. If you do simple math on a million dollars and you collect one-third, which is average, that's \$330,000.00. What unnerves him, he stated, is when the City pays out money to individuals who owe the City money. That is a travesty.

At the last budget meeting, Treasurer Langfelder stated he bit his tongue. He heard everyone saying there is a new way the City is going. He hears it on commercials. He stated what the City needs is a cultural change where individuals think about how we can do something not what can't we do.

Langfelder further stated the first thing he hears when something is thrown out there is NO – we can't do it. One of Langfelder's mentors is his father, former Mayor Langfelder. He stated that some may tire hearing about him. He retold a story that involved an idea of purchasing property. Langfelder met with the Director of Economic Development and asked how can we buy this property. The director cited nothing but objections. Treasurer Langfelder stated that his father said I didn't ask you why we can't do something. I want to know how we can do this. That's the attitude the City needs.

Langfelder stated he put forward a draft of an ordinance that Ald. Cahnman and Ald. Shanahan cosponsored on how we can close some of these loopholes. He stated he would like to know when that ordinance would be ready. Then he would like to take action and close these loopholes and keep people and businesses from receiving money from the City who owe the City money. The same is true for grant dollars and any other funds the City is releasing. We need to work together to have a centralized database and a unified collection method. We should not have to go down the same road we are today laying people off from the City.

Ald. Cimarossa asked how much money is owed the City on outstanding parking fines. Treasurer Langfelder stated it is approximately \$800,000.00. That's just one piece of the pie.

Ald. Cahnman stated that Treasurer Langfelder made some good points. These people have received a notice of lay off. He doesn't know what is going to happen in the end. He stated he likes Treasurer Langfelder's philosophy. It reminded him of Bobby Kennedy who said some people see things as they are and say why. Others see things as they could be and say why not.

Ald. Kunz moved to adjourn the meeting at 6:35 p.m. Ald. Cimarossa seconded. The motion carried 9/0 via voice vote.

Cecilia K. Tumulty

Cecilia K. Tumulty
City Clerk