

**Minutes of Springfield City
Council Meeting
Tuesday, December 6, 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, December 6, 2011, in the Council Chambers of the Municipal Center West.

Clerk Tumulty read the following Ordinance on Emergency Passage for the Council Meeting.

2011-467 A Resolution Fixing A Time And Place For A Public Hearing On The Macarthur Boulevard Corridor Tax Increment Redevelopment Plan And Project, For The Office Of Planning And Economic Development, **For Emergency Passage (Requested by Mayor J. Michael Houston)**

Clerk Tumulty read the following **Ordinances and/or Resolutions on First Reading** and assigned to the Committee of the Whole into the record of this Council meeting.

2011-468 An Ordinance Authorizing Payment To Terry Day, A City Of Springfield Police Officer, To Settle A Workers' Compensation Claim For Case Number 11-WC-7088 **(Requested by Mayor J. Michael Houston)**

2011-469 An Ordinance Authorizing A Supplemental Appropriation In The Amount Of \$31,000.00 For The Office Of Budget And Management **(Requested by Mayor J. Michael Houston)**

2011-470 An Ordinance Authorizing Execution Of A Contract With Disability Management Network, Ltd., An Illinois Corporation, D/B/A Triune Health Group, LTD., To Provide Workers' Compensation Comprehensive Case Management Services For The City Of Springfield In An Amount Not To Exceed \$371,585.20 From January 1, 2012, Through December 31, 2013, For The Office Of Budget And Management **(Requested by Mayor J. Michael Houston)**

2011-471 An Ordinance Authorizing A Supplemental Appropriation In The Amount Of \$28,020.00 For The Springfield Police Department **(Requested by Mayor J. Michael Houston)**

2011-472 An Ordinance Accepting And Authorizing The Execution Of Project Safe Neighborhood Subaward Grant No. 2011-GP-BX-0034 In The Amount Of \$10,000.00 From The University Of Illinois For The Springfield Police Department **(Requested by Mayor J. Michael Houston)**

2011-473 A Resolution Authorizing The City Of Springfield To Transfer Its 2011 Private Activity Bond Cap In The Amount Of \$11,213,135.00 To The City Of Aurora For Issuance During Calendar Year 2012 In Connection With The Assist 2012 Bonds **(Requested by Mayor J. Michael Houston)**

2011-474 An Ordinance Authorizing The Execution Of A Tentative Agreement With The International Brotherhood Of Electrical Workers Local 193, Audio/Visual Unit, From August 1, 2011, Through July 31, 2015 **(Requested by Mayor J. Michael Houston)**

2011-475 An Ordinance Authorizing The Execution Of A Tentative Agreement With The American Federation Of State, County & Municipal Employees (AFSCME), Local 3417 On Behalf Of The Public Works Street Department Employees From June 1, 2011, Through May 31, 2015 **(Requested by Mayor J. Michael Houston)**

2011-476 An Ordinance Authorizing The Execution Of A Letter Offer For Extension, Approving A Two-Year Contract Extension And Authorizing Additional Funding The Amount Of \$240,000.00 Under Contract No. UE09-10-85 With Kone, Inc. For Elevator Maintenance For The Dallman Generating Facilities' Passenger And Freight Elevators For A Total Amount Payable Of \$625,000.00 Under Said Contract **(Requested by Mayor J. Michael Houston)**

2011-477 An Ordinance Accepting Bids And Authorizing The Execution Of Contract UW11-10-69 – Ferric Sulfate With Kemira Water Solutions, Inc. In An Amount Not To Exceed \$238,500.00 For The Water Purification Plant **(Requested by Mayor J. Michael Houston)**

2011-478 An Ordinance Approving And Authorizing Execution Of A Grant Of Easement For Access From Old Indian Trail To Tract D Of Lakeshore Lands Leased By The City Of Springfield To August A. And Cynthia A. Condioto For The Regulatory Affairs Division **(Requested by Mayor J. Michael Houston)**

2011-479 An Ordinance Annexing Certain Described Real Property Located At 79 West Hazel Dell Lane (Ethel J. Symon Estate) **(Requested by Mayor J. Michael Houston)**

2011-480 An Ordinance Authorizing Execution Of An Amendment No. 1 To An Agreement With The State Of Illinois Department Of Natural Resources For Meadowbrook West Sanitary Sewer Replacement Project No. 0900SS, For The Office Of Public Works **(Requested by Mayor J. Michael Houston)**

2011-481 An Ordinance Approving The Final Plat Of Centennial Park Place, Fourth Addition, For The Office Of Public Works **(Requested by Mayor J. Michael Houston)**

2011-482 An Ordinance Granting/Denying The Variance Request For Section 153.158(B)(2) Of The Springfield Subdivision Ordinance Pertaining To Lot Arrangement In Unnamed Kerber City Minor Subdivision, For The Office Of Public Works **(Requested by Mayor J. Michael Houston)**

2011-483 An Ordinance Approving The Plan For The Large Scale Development Of Hyvee For The Office Of Public Works **(Requested by Mayor J. Michael Houston)**

2011-484 An Ordinance Approving The Appointment Of Fred Puglia As Director Of The Convention And Visitors Bureau **(Requested by Mayor J. Michael Houston)**

2011-485 An Ordinance Approving The Appointment Of Valera Yazell To The Springfield Planning And Zoning Commission **(Requested by Mayor J. Michael Houston)**

2011-486 An Ordinance Approving The Appointment Of Philip C. Bradley To The Civil Service Commission **(Requested by Mayor J. Michael Houston)**

2011-487 An Ordinance Approving The Reappointments Of Peggy Ryder, And Brian Crowdson To The Commission On International Visitors (**Requested by Mayor J. Michael Houston**)

2011-488 An Ordinance To Increase The Number Of Class “D” Liquor Licenses By One For Asian Harbor Inc. D/B/A Asian Harbor, 3165 S. Dirksen Parkway (**Requested by Mayor J. Michael Houston**)

2011-489 An Ordinance To Increase The Number Of Class “D” Liquor Licenses By One For Conn’s Hospitality Group, Incorporated, D/B/A Obed & Isaac’s Microbrewery And Eatery, 612 E. Jackson Street (**Requested by Mayor J. Michael Houston**)

2011-490 An Ordinance To Increase The Number Of Class “N” Liquor Licenses By One For Conn’s Hospitality Group, Incorporated, D/B/A Obed & Isaac’s Microbrewery And Eatery, 612 E. Jackson Street (**Requested by Mayor J. Michael Houston**)

2011-491 An Ordinance To Increase The Number Of Class “A” Liquor Licenses By One For Chrismac Of Illinois, LLC D/B/A Tommy’s Tap, 107 West Cook Street #9 (**Requested by Mayor J. Michael Houston**)

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

CITY COUNCIL MEETING

Mayor Houston 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 , Simpson , Turner , Lesko , Cahnman , Jobe , McMenamin , Theilen , Dove , Griffin and Mayor Houston .

Alderman Simpson made a motion to dispense with the reading of the minutes of the November 15, 2011 City Council meeting and approve the minutes. Her motion was seconded by Alderman Griffin. The motion carried with a voice vote of 10-0.

Alderman Simpson made a motion to incorporate the pre-council first reading of ordinances into the record of the Council meeting. Her motion was seconded by Alderman Griffin. The motion carried with a voice vote of 10-0.

Alderman McMenamin made a motion to remove Agenda Item 2011-454 from the consent agenda and place it on the debate agenda. His motion was seconded by Alderman Cahnman. The motion carried with a voice vote of 10-0.

Alderman Simpson made a motion to incorporate the pre-council reading of the consent agenda into the record of the Council meeting. Her motion was seconded by Alderman Griffin. The motion carried with a voice vote of 10-0.

Alderman Simpson made a motion to place the consent agenda on final passage. Her motion was seconded by Alderman Griffin.

The consent agenda passed with a vote of 10-0. Ald. Edwards ☒, Simpson ☒, Turner ☒, Lesko ☒, Cahnman ☒, Jobe ☒, McMenamin ☒, Theilen ☒, Dove ☒ and Griffin ☒ all voted yes.

The first item on the debate agenda was Agenda Item 2011-454, An Ordinance Levying And Assessing Taxes For Corporate Expenditures Of The City Of Springfield, Illinois, For The Fiscal Year Ending February 29, 2012, And To Meet The Annual Actuarial Requirement Of The Police And Fire Pension Funds.

Alderman Theilen made a motion to place Agenda Item 2011-454 on final passage. His motion was seconded by Alderman Griffin.

Alderman McMenamin asked City Treasurer Jim Langfelder about the unfunded liability of the firefighter's pension fund. Treasurer Langfelder responded that the current unfunded liability of the fund is approximately \$94,602,509.00. Treasurer Langfelder added that in 1998, the unfunded liability was at \$9,105,539.00, which is an increase of roughly \$85,000,000.00. He also added that the Police and Fire Pension Fund Committees are requesting that the City Council take into account the recommendations of the recent Blue Ribbon Committee that was appointed to look at the fund. He pointed to a recommendation for the Council to restructure City Water Light and Power's pilot program that was recently changed. The more recent recommendation was that the rate of return be reduced from 7.5% to 7%. He stated that doing that would equate to providing an additional \$450,000 to the Fire Pension Fund and \$500,000 to the Police Pension Fund in addition to the regular amount contributed.

Alderman McMenamin pointed out that by 2040, the fund needs to be funded at 90%. Treasurer Langfelder added that the original year was set at 2033, but recently, the state changed the benefits. Pension benefits will be calculated at a difference rate for new hires after January 2012. The other change is that the investment that both funds are able to invest in was changed to 55% on equity and 45% on fixed income. He acknowledged that the amount that they are requesting to be put into the fund seems significant, but it is an investment in narrowing the gap that exists heading towards the 2040 deadline.

Alderman McMenamin cautioned that the City could have had to dip into sales tax or any other kinds of revenue in order to meet the obligation, if it was not for a good performance in the stock market. He stated that it is a serious problem that requires long term and serious consideration by the Council.

Alderman Griffin asked if the two tiered system was being treated as two different pots of money, with the contributions made by each set of employees going towards their own tier. Mayor Houston responded that there is one fund that pays out the benefits and the hope is that the two tiers will close the gap.

Office of Budget and Management Director Bill McCarty added that the actuarial calculation takes into account all of the changes that have gone into effect. In FY13, the City will begin to see the benefit of those changes. The levy for the Police and Fire Pension Funds will be \$700,000 less in FY13 than in FY12 and that is due to the changes. He also stated that it is his desire and Mayor Houston's that once the City is in a financially stable position, which they will look for additional funds to contribute to the pensions that are over and above what is called for in the actuarial calculations. He also pointed to an

example in FY09, that the City contributed an additional \$205,000.00 to the Fire Pension Fund and an additional \$213,000.00 to the Police Pension Fund, over and above what was called for by the actuarial calculations.

Alderman Griffin asked what changes were made in the pension payouts. Director McCarty stated that he would give him a full list, but some examples include that there is now a tier two system, the retirement age now goes to 67 from 60 for the Illinois Municipal Retirement Fund. For Police and Fire, the age is raised from 50 to 55. The benefit and salary is capped at \$106,000 plus inflation. The pension is calculated on a final salary over the last 96 months of the last 108 months of employment. Director McCarty stated that he will provide a full list of the benefits and the differences in benefits from Tier 1 and Tier 2 contributors to the Council.

Alderman McMenamin asked the Council to address the fact that even with the additional contributions; the fund seems to be falling further behind.

Treasurer Langfelder pointed out that the Blue Ribbon Committee was set up to look at these problems and they did make a presentation to the previous City Council. He recommended that the Council implement the recommendation by the Committee to reduce the rate of return to 7%.

Director McCarty pointed out that when Dallman Unit 4 was built, it was assumed by now that the City would see \$14-\$15 million in pilot payments to the City's Corporate Fund, but that has not happened due to the downturn in the power market. Right now, due to the changes in Environmental Protection Agency regulations, there is projected to be \$1,000,000.00 loss to the Corporate Fund.

Treasurer Langfelder also pointed to a \$1 million difference between to the projected and actual money brought in from the pension fund. The intent of the increase of the pilot was to adjust to the unfunded liability and decrease the gap that exists.

Agenda Item 2011-454 passed with a vote of 10-0. Ald. Edwards , Simpson , Turner , Lesko , Cahnman , Jobe , McMenamin , Theilen , Dove and Griffin all voted yes.

The next item on the agenda was Agenda Item 2011-464, An Ordinance Authorizing Execution Of An Agreement With Niemann Holdings, LLC For Redevelopment Assistance For The Property Located At 204 E. Carpenter Street Utilizing Central Area Tax Increment Finance Funds In An Amount Not To Exceed \$2,000,000.00 For The Office Of Planning And Economic Development. Alderman Cahnman made a motion to place Agenda Item 2011-464 on final passage. His motion was seconded by Alderman Griffin.

Janice Smith of 401 East Jefferson in Springfield addressed the Council. She expressed her support for the County Market project and asked that the Council take into consideration providing more restaurants in the downtown area to be open during the evenings and weekends.

Agenda Item 2011-464 passed with a vote of 10-0. Ald. Edwards , Simpson , Turner , Lesko , Cahnman , Jobe , McMenamin , Theilen , Dove and Griffin all voted yes.

The next item on the agenda was Agenda Item 2011-467, A Resolution Fixing A Time And Place For A Public Hearing On The Macarthur Boulevard Corridor Tax Increment Redevelopment Plan And Project, For The Office Of Planning And Economic Development, For Emergency Passage. A motion was made

by Alderman Simpson to place Agenda Item 2011-467 on final passage. Her motion was seconded by Alderman Griffin.

Mayor Houston explained that the resolution is on emergency passage so that publication notices could be sent out in time.

Agenda Item 2011-467 passed with a vote of 11-0. Ald. Edwards ☒, Simpson ☒, Turner ☒, Lesko ☒, Cahnman ☒, Jobe ☒, McMenamain ☒, Theilen ☒, Dove ☒, Griffin ☒ and Mayor Houston ☒ all voted yes.

A motion was made by Alderman Simpson to suspend the rules and place on first reading, Agenda Items 2011-492 and 2011-493. Her motion was seconded by Alderman Griffin. The motion carried with a voice vote.

Mayor Houston then read the titles of the items into the record.

2011-492 An Ordinance Approving And Authorizing The Execution Of Proposal No. UE12-20 For The 60-Month Lease/Purchase Of Two IBM Storage Area Network (SAN) Devices To Include Auxiliary Equipment, Installation, Maintenance And General Consulting Services; Payment To IBM Credit LLC In An Amount Not To Exceed \$1,074,028.90 For Said Equipment And Services; And The Execution Of Certain Documents With Levi, Ray & Shoup, Inc. And IBM Credit LLLC Pertaining To This Procurement And Financing Of The Same For The Administrative Services Division For The Office Of Public Utilities (**Requested by Mayor J. Michael Houston**)

2011-493 An Ordinance Approving And Authorizing The Execution Of A Commercial Lease For Parking Between The City Of Springfield And Prehn Plaza, Inc. For The Office Of Public Utilities (**Requested by Mayor J. Michael Houston**)

Alderman Edwards asked about the ordinance he requested for a road closure. He indicated he had asked Corporation Counsel Cullen to prepare and provide the ordinance tonight. Corporation Counsel Mark Cullen apologized for not having the ordinance drafted for the meeting. Alderman Edwards made a request that it be placed on Emergency Passage for the next City Council meeting.

Alderman McMenamain asked about an ordinance be drafted for a three way stop sign request. CC Cullen stated that he will get done.

Alderman Griffin asked for the status of the west branch of the library. Mayor Houston responded that the City is looking to moving the energy efficiency office to that location. He did not have a timeline for when that might be done.

Alderman McMenamain asked for Police Chief Williams to address the recent copper thefts that have occurred throughout the City. Chief Williams stated that his department has been working to try to deter the thefts. He also pointed out that copper thefts are a national trend and not just a local trend.

Alderman Griffin asked about a recent incident where a sword from the Lincoln Tomb at Oak Ridge Cemetery had been recovered. Chief Williams confirmed that it had been and was a result of citizen tips and police work that lead to its recovery.

A motion was made by Alderman Simpson to adjourn the regular session of the City Council and go into executive session in order to discuss collective bargaining. Her motion was seconded by Alderman Griffin. The motion passed with a voice vote of 10-0. The regular session of the City Council was adjourned at 5 contributed 5:57pm.

A motion was made by Alderman Theilen to reconvene the regular session of the City Council. His motion was seconded by Alderman Simpson. The motion passed with a voice vote of 10-0. The regular session of the City Council was reconvened at 7:05pm

Alderman Theilen moved to adjourn the meeting. His motion was seconded by Alderman Simpson. The motion to adjourn was approved by a voice vote of 10-0. The meeting was adjourned at 7:05pm.

Cecilia K. Tumulty

Cecilia K. Tumulty
City Clerk