

**Minutes of Springfield City
Council Meeting
Tuesday, October 18, 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, October 18, 2011, in the Council Chambers of the Municipal Center West.

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.

2011-419 A Resolution Estimating Real Property Taxes To Be Levied Against Fiscal Year 2012 And Finance Expenditures For Fiscal Year 2013 (**Requested By Mayor J. Michael Houston**)

2011-420 A Resolutions Opposing The Closure Of Post Offices In The City Of Springfield, Illinois (**Requested By Mayor J. Michael Houston, Alderman Frank Edwards, Alderman Gail Simpson, Alderman Doris Turner, Alderman Frank Lesko, Alderman Sam Cahnman, Alderman Cory Jobe, Alderman Joe McMenamin, Alderman Kris Theilen, Alderman Steve Dove And Alderman Tim Griffin**)

2011-421 An Ordinance Amending Ordinance 221-6-11 To Correct The Payment Period To Sangamon County Board Of Health For Boarding Services Of Unclaimed, Impounded Animals (**Requested By Mayor J. Michael Houston**)

2011-422 An Ordinance Declaring Twenty Parcels Of Real Property To Be Surplus Property, Directing The Sale Of Said Real Property And Authorizing The Publication Of A Notice Of Said Sale And Request For Proposals (**Requested By Mayor J. Michael Houston**)

2011-423 An Ordinance Authorizing Extension Of Contract Cs09-07-59 Through November 5, 2011, With Allied Waste Transportation, Inc. D/B/A Capitol Waste Systems And Illini Disposal, Inc. For An Amount Not To Exceed \$94,267.00 For Dumpster And Roll Off Box Services For The Office Of Budget And Management (**Requested By Mayor J. Michael Houston**)

2011-424 An Ordinance Approving And Authorizing Execution Of Agreement Amendment No. 1 For Additional Work Scopes In An Amount Not To Exceed \$385,600.00 Under The Original Professional Services Agreement With Crawford, Murphy & Tilly, Inc. For Engineering Services For Implementation Of A Water Purification Plant Improvements Project, For A Total Amount Of \$7,335,600.00 Payable To Said Company For The Water Division (**Requested By Mayor J. Michael Houston**)

2011-425 An Ordinance Authorizing A Change In Scope Of Engineering Procurement Construction (EPC) Contract No. 200 – Electric Generation Unit By Approving A Contract Extension With KBV Springfield Power Partners, A Joint Venture Of Kiewit Industrial Co., A Delaware Corporation, For The Design, Procurement And Construction Of The Dallman Unit 4 Generation Facility For The Electric Division (**Requested By Mayor J. Michael Houston**)

2011-426 An Ordinance Accepting And Authorizing The Execution Of Proposal No. So-1109141 With Effox Inc. In The Amount Of \$152,830.00 For The Purchase Of Spare Parts For The Dallman Power Plant Unit Nos. 31 And 32 Booster Fan Outlet Dampers For The Electric Division (**Requested By Mayor J. Michael Houston**)

2011-427 An Ordinance Declaring One Substation Power Transformer As Surplus Property And Accepting The Bid And Authorizing The Execution Of Contract UE12-08-59 – Sale Of One Substation Power Transformer With Transformer Decommissioning, Inc. In The Amount Of \$38,559.42 For The Electric Division (**Requested By Mayor J. Michael Houston**)

2011-428 An Ordinance Declaring Various Types Of City Of Springfield Computer And Computer-Related Electronic Equipment As Surplus Property, And Approving And Authorizing Execution Of An Agreement With BLH Enterprises, Inc. For Disposal Of Said Surplus Equipment For A Three-Year Term (**Requested By Mayor J. Michael Houston**)

2011-429 An Ordinance Approving The Final Plat Of Buckley Ridge Estates, Second Addition, For The Office Of Public Works (**Requested By Mayor J. Michael Houston**)

2011-430 An Ordinance Authorizing Execution Of A Supplemental Agreement With Allen Henderson & Associates, Inc., For Preliminary Engineering Services For The Reconstruction Of The Chatham Road Bridge And Authorizing Additional Payment In The Amount Of \$10,336.45 And Authorizing A Waiver Of The Requirements Of Section 38.48(B) Of The City's Purchasing Code For The Office Of Public Works (**Requested By Mayor J. Michael Houston**)

2011-431 A Supplemental Resolution Notifying the State Of Illinois Department Of Transportation That Motor Fuel Tax Funds In The Additional Amount Of \$10,336.45 May Be Spent For The Chatham Road Bridge Over The Jacksonville Branch Project, MFT Section 10-00470-00-BR, For The Office Of Public Works (**Requested By Mayor J. Michael Houston**)

2011-432 An Ordinance Accepting The Lowest Evaluated Bid And Authorizing Execution Of Contract Number PW 12-07-53 With Otto Baum Company, Inc. For The Pepsi Public Improvements In An Amount Not To Exceed \$117,545.40, For The Office Of Public Works (**Requested By Mayor J. Michael Houston**)

2011-433 An Ordinance Authorizing A Supplemental Appropriation In The Amount Of \$1,130,000.00 For The Purpose Of Early Redemption Of The City's Sewer Revenue Refunding Bonds, Series 1998, For The Office Of Public Works (**Requested By Mayor J. Michael Houston**)

2011-434 An Ordinance Approving The Appointments Of Rev. Dr. Lee E. Fields II And Donna L. Ferguson And The Reappointment Of Martin Ryan To The Lincoln Library Board Of Trustees (**Requested By Mayor J. Michael Houston**)

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

CITY COUNCIL ZONING 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 .

ABSENT: none

The first item on the agenda was docket number 2011-015 for the property located at 2012 Republic.

PETITIONER(S): Chronister Oil Company

PRESENT ZONING CLASSIFICATION: I-1, Light Industrial District

REQUESTED ZONING RELIEF: Variance of Section 155.112, Surfacing and Section 155.114(b), Regulations for the location of off-street parking facilities

STAFF RECOMMENDATION: Approval

PLANNING AND ZONING COMMISSION RECOMMENDATION: Denial of the petition as submitted

Alderman Lesko made a motion to continue Docket 2011-015 for 30 days, until the November 15th City Council Meeting. He went on to state that there are ongoing negotiations and he is confident that a compromise can be reached. His motion was seconded by Alderman Edwards.

The motion to continue Docket 2011-015 until the November 15th City Council meeting passed with a vote of 10-0. Ald. Edwards , Simpson , Turner , Lesko , Cahnman , Jobe , McMenamin , Theilen , Dove , Griffin all voted yes.

The next item on the zoning agenda was Docket Number 2011-032 for the property located at 1049 Woodland Avenue.

PETITIONER(S): Mary Beth Burke

PRESENT ZONING CLASSIFICATION: R-1, Single-family Residence District

REQUESTED ZONING RELIEF: Variance of Section 155.061, Basic yard requirements, to allow petitioner to remove the existing detached garage and construct an addition to the North side of the existing structure to within fifteen feet of the North (rear) property line instead of the twenty feet required per code

STAFF RECOMMENDATION: Approval

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

Alderman McMenamain made a motion to adopt the recommendation of the Planning & Zoning Commission. His motion was seconded by Alderman Griffin.

The motion passed with a vote of 10-0. Ald. Edwards , Simpson , Turner , Lesko , Cahnman , Jobe , McMenamain , Theilen , Dove , Griffin all voted yes.

The next item on the zoning agenda was Docket Number 2011-042 for the property located at 837 North Walnut Street.

PETITIONER(S): Inga Bowle

PRESENT ZONING CLASSIFICATION: R-2, Single-family and Duplex Residence District

REQUESTED ZONING RELIEF: Variance of Section 155.061, Basic yard requirements, to allow construction of an attached carport within fourteen inches of the side yard and to have a combined side yard of five feet ten inches

STAFF RECOMMENDATION: Approval

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

Alderman Cahnman asked that Docket Number 2011-042 be continued until the November 15, 2011 City Council meeting. His motion was seconded by Alderman Edwards.

The motion passed with a vote of 10-0. Ald. Edwards , Simpson , Turner , Lesko , Cahnman , Jobe , McMenamain , Theilen , Dove , Griffin all voted yes.

The next item on the zoning agenda was docket number 2011-043 for the property located at 1386 Toronto Road.

PETITIONER(S): Heartland Development Group, LLC

PRESENT ZONING CLASSIFICATION: S-2, Community Shopping and Office District

REQUESTED ZONING RELIEF: CPU pursuant to Section 155.031(c)(7), Conditional Permitted Uses in the S-2, Community Shopping and Office District, and Section 155.211, Restaurants with the service of alcoholic beverages, to allow for a restaurant with the service of alcoholic beverages in the east 6000 square feet of the existing building and in the outside area, 17 feet 6 inches by 24 feet, in the existing parking lot immediately to the east of the existing structures. Petitioner was granted a CPU in zoning case 2007-034, allowing inside sale of food and alcoholic beverages in the east 6000 square feet of the structure

STAFF RECOMMENDATION: Denial

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

Alderman Edwards made a motion to approve the petition as filed. His motion was seconded by Alderman Dove.

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

The next item on the zoning agenda was docket number 2011-044 for the property located at 1419, 1431 East Edwards Street and 515 South 15th Street.

PETITIONER(S): New Hope Missionary Baptist Church

PRESENT ZONING CLASSIFICATION: R-2, Single-family and Duplex Residence District

REQUESTED ZONING RELIEF: Variance of Section 155.112, Surfacing and Section 155.114, Regulations for the locations of off street parking facilities (parking in the required front yard), to not pave parking lot for a period of three years and to allow petitioner to park cars within ten feet in the required front yard instead of being setback twenty-five feet per code

STAFF RECOMMENDATION: Approval

PLANNING AND ZONING COMMISSION RECOMMENDATION: Denial of the petition as submitted but recommend approval of the staff recommendation, for a Variance of 155.144, Regulations for the locations of off street parking facilities, to allow the petitioner to park cars within 10 feet of the required front yard instead of being setback 25 feet per code and recommend approval of the request for a Variance of 155.112, Surfacing, granting the request not to pave the parking lot for a period of 2 years

Alderman Simpson made a motion to grant the petition as submitted. Her motion was seconded by Alderman Dove.

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

The next item on the zoning agenda was docket number 2011-046 for the property located at 842 North Ninth Street.

PETITIONER(S): Frank W. McNeil

PRESENT ZONING CLASSIFICATION: I-1, Light Industrial District

REQUESTED ZONING RELIEF: Variance of Section 155.112, Surfacing and Section 155.480, Landscape, screening and lighting, to allow ground milling in lieu of paving and without paving and any landscaping, screening or lighting requirements. Petitioner was granted some zoning relief in zoning case 2009-042, which gave petitioner 18 months to pave

STAFF RECOMMENDATION IS: Denial

PLANNING AND ZONING COMMISSION RECOMMENDATION: Denial of the petition as submitted, but recommend approval of a nine month extension for the asphalt paving. Required under Section 155.112, Surfacing

Alderman Cahnman made a motion to continue Docket Number 2011-046 until the November 15, 2011 meeting of the City Council. His motion was seconded by Alderman Dove.

The motion passed with a vote of 10-0. Ald. Edwards , Simpson , Turner , Lesko , Cahnman , Jobe , McMenamain , Theilen , Dove , Griffin all voted yes.

The next item on the zoning agenda was docket number 2011-047 for the property located at 3725 Chatham Road.

PETITIONER(S): Springfield Enterprises, Inc

PRESENT ZONING CLASSIFICATION: R-1, Single-family residence District & R-3(b), General Residence District

REQUESTED ZONING RELIEF: Reclassification to S-2, Community Shopping and Office District, to allow construction of eight (8) outdoor tennis courts and to have all property zoned the same as S-2

STAFF RECOMMENDATION: Approval

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

Alderman Griffin made a motion to accept the staff recommendation. His motion was seconded by Alderman Edwards.

The motion passed with a vote of 10-0. Ald. Edwards , Simpson , Turner , Lesko , Cahnman , Jobe , McMenamain , Theilen , Dove , Griffin all voted yes.

The final item on the zoning agenda was docket number 2011-041 for the property located at 1508-1516 South MacArthur.

PETITIONER(S): Robert V. Wilbern

PRESENT ZONING CLASSIFICATION: S-2, Community Shopping and Office District

REQUESTED ZONING RELIEF: Reclassification to B-1, Highway Business Service District, to allow petitioner to relocate his automotive sales and service business

STAFF RECOMMENDATION IS: Denial

PLANNING AND ZONING COMMISSION RECOMMENDATION: Denial of the petition as submitted

Alderman McMenammin made a motion to continue Docket Number 2011-041 until the December 20, 2011 City Council meeting. His motion was seconded by Alderman Theilen.

The motion passed with a vote of 7-3. Ald. Edwards☒, Turner☒, Lesko☒, Cahnman☒, McMenammin☒, Theilen☒ and Griffin☒ all voted yes. Ald. Simpson☒, Jobe☒ and Dove☒ voted no.

CITY COUNCIL MEETING

City Treasurer Jim Langfelder gave the Treasurer's Report. For the month of September, the beginning corporate cash fund balance was \$1,277,666.00. Receipts for the month of September totaled \$15,116,078.00. Disbursements for the month of September totaled \$10,857,689.00. The ending balance for the month of September totaled \$5,536,055.00.

A motion was made by Alderman Theilen to approve the Treasurer's report. His motion was seconded by Alderman McMenammin. The motion passed with a voice vote of 10-0.

Alderman Simpson made a motion to dispense with the reading and approve the October 4, 2011 minutes. Her motion was seconded by Alderman Griffin her motion. The motion passed with a voice vote of 10-0.

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

Alderman Simpson made a motion to incorporate the pre-council reading of the consent agenda. Her motion was seconded by Alderman Turner. The motion passed with a voice vote of 10-0.

Alderman Simpson made a motion to remove Agenda Items 2011-402 and 2011-403 from the consent agenda and place them on the debate agenda. Her motion was seconded by Alderman Dove. The motion passed with a voice vote of 10-0.

Alderman McMenammin made a motion to remove Agenda Item 2011-390 from the consent agenda and place it onto the debate agenda. Alderman Dove seconded his motion. The motion failed with a voice vote.

Alderman Simpson made a motion to place the revised consent agenda on final passage. Her motion was seconded by Alderman Jobe. The motion passed with a vote of 10-0. Ald. Edwards ☒, Simpson ☒, Turner ☒, Lesko ☒, Cahnman ☒, Jobe ☒, McMenammin ☒, Theilen ☒, Dove ☒, Griffin ☒ all voted yes.

Alderman McMenammin asked that he be recorded as voting no on Agenda Item 2011-390.

Alderman Dove asked to be recorded as voting present on Agenda Item 2011-395.

The next item on the agenda was Agenda Item 2011-388, An Ordinance Authorizing Execution Of An Agreement For Sale Of City-Owned Property Located At 1411 And 1415 E. Jefferson Street, With United Cerebral Palsy Land Of Lincoln, An Illinois Not-For-Profit Corporation, For A Total Amount Of \$60,000.00, For The Office Of Budget And Management. Alderman Simpson made a motion to place Agenda Item 2011-388 on final passage. Alderman Jobe seconded her motion.

Alderman Simpson expressed concern that the City has a process that is above scrutiny. She went on to state that it would be her hope that no one bidding on properties would take offense to an Alderman asking questions about the process that was used to award a bid.

Alderman Griffin stated that he had received a copy of the original request for bid and after reviewing the language, the questions he had previously have been answered. Mayor Houston added that the language had also been published.

Patrick Smith spoke on behalf of the World Church of God. He stated that they had made an offer to purchase the property for \$89,500 and that it was their understanding that the bid would be reconsidered. They had submitted a letter to the Corporation Council's office.

Mayor Houston read the letter that they had sent to the Counsel's office. The letter states their continued interest in purchasing the property. He added that he would not consider the letter as an offer to purchase the property. Mr. Smith disagreed.

Alderman Simpson expressed concern that \$137,000.00 was put into the current budget and the City is accepting an offer of \$60,000.00. She stated that in the future, the City should ask for an amount that is close to the amount in the budget so the City will not loose money.

Agenda Item 2011-388 passed with a vote of 10-0.

Ald. Edwards , Simpson , Turner , Lesko , Cahnman , Jobe , McMenamin , Theilen , Dove , Griffin all voted yes.

Alderman Simpson made a motion to move Agenda Item 2011-397 from Committee and place it on the debate agenda. Her motion was seconded by Alderman Dove. The motion passed with a voice vote of 10-0.

The next item on the agenda was Agenda Item 2011-392, An Ordinance Amending Chapter 36 and Chapter 38 of The 1988 City Of Springfield Code Of Ordinances, As Amended, Pertaining to Employment Of, And Contracting With, Close Relatives. Alderman Dove made a motion to have Agenda Item 2011-392 be held in Committee in order to revise the wording of the proposed ordinance. His motion was seconded by Alderman McMenamin.

The motion to keep Agenda Item 2011-392 in Committee passed with a vote of 10-0. Ald. Edwards , Simpson , Turner , Lesko , Cahnman , Jobe , McMenamin , Theilen , Dove , Griffin all voted yes.

The next item on the agenda was Agenda Item 2011-393, An Ordinance Amending Chapter 36, Section 36.05, of The 1988 City Of Springfield Code Of Ordinances, As Amended, Pertaining To The Obligatory Residency Requirement For Employees Hired On Or After October 28, 2011, By The City

Of Springfield, Illinois. Alderman Simpson made a motion to place Agenda Item 2011-393 on final passage. Her motion was seconded by Alderman McMenamain.

Alderman Edwards expressed his support for the ordinance, but pointed out that staff members have expressed concern about negotiations with collective bargaining units and the timing. He requested that the item be held in committee until all of the issues with Human Resources, Corporation Counsel and Labor Relations can all be worked out. Alderman Cahnman seconded his motion.

Alderman Simpson and Alderman McMenamain withdrew their motions.

Alderman Edwards made a motion to hold Agenda Item 2011-393 in Committee. His motion was seconded by Alderman Simpson.

Alderman Simpson expressed her hope that Corporation Counsel and the Human Resources Department would come back before the Council with information on how the City can make this ordinance work. She expressed concern that employees of the City can live outside the City. She went on to state that the Council works on behalf of the citizens of Springfield, not surrounding locations. She also expressed concern that City employees are taking their money to competing communities.

Treasurer Langfelder pointed out that property tax dollars go towards paying retirement and pension funds. He stated his belief that residency has a direct affect on the money that goes into those funds.

Alderman Griffin asked if there is any property tax difference unless they build a new house. Alderman McMenamain pointed out that property taxes are being used to fund the retirement of City employees. He expressed his support for the ordinance and the need to keep employees invested in Springfield. He also pointed out that the ordinance would only apply to new hires and that new hires are free to accept or not accept jobs with the City of Springfield. He also went on to express some concern about information that was given to the Council by the Human Resources Department.

Alderman Theilen revisited the question that was posed by Alderman Griffin about property tax income. Treasurer Langfelder stated that an employee that lives in the City of Springfield pays more towards their retirement than an employee that does not because the Springfield resident's property tax money goes towards paying their retirement. Alderman Griffin pointed out that whoever owns the property is paying the bill towards the City's retirement fund. Mayor Houston pointed out that there is nothing in state law that requires the City to pay their pension contribution from property taxes; it can be taken from any source.

Alderman Griffin stated that he hoped that the Council would use the same criteria that is being used to evaluate this ordinance should be used when evaluating contracts that are awarded. He went on to state that the Council should be looking into all ways to keep money within the City of Springfield, not just with the employees.

Treasurer Langfelder read a section of state statute that applies to the funding of police and fire pensions.

Alderman Edwards expressed concern about the money that is leaving the community as a result of employees moving out of Springfield. He also expressed agreement with Alderman Griffin's statements about keeping money within the City of Springfield. He also pointed to the sales tax that is levied for

new car purchases for the citizens of Springfield. He explained that that money goes back into the City's budget. He added that the issue is a matter of revenue for the City.

Alderman Turner expressed her support for the ordinance. She also pointed out that the residents of her ward are also in favor of the ordinance. She stated that she believes that it is an important part to strengthening the community. She also agreed with Treasurer Langfelder's statements about the property taxes and the funding of pensions. She also stated that she agreed with Alderman Griffin's comments about looking at all ways to keep money in Springfield.

Alderman Cahnman expressed his support for the previous suggestion that there be a binding referendum put forward to put an end to the issue once and for all. He also advocated for increasing the preference for new hires that live within the City of Springfield. He also suggested taking a look at strengthening the preference for contractors that live within the City of Springfield as well. Alderman Simpson expressed her support for the idea and suggested co-sponsoring an ordinance with him on the issue.

The motion to send Agenda Item 2011-393 in Committee passed with a vote of 10-0. Ald. Edwards , Simpson , Turner , Lesko , Cahnman , Jobe , McMenamain , Theilen , Dove , Griffin all voted yes.

The next item on the agenda was Agenda Item 2011-397, An Ordinance Authorizing Additional Payment In The Amount Of \$22,506.62, Less A Credit Of \$8,155.00, For A Total Amount Of \$14,351.62 And For A Grand Total Not To Exceed \$317,361.62 Under Contract PW 11-15 To Security Parking Systems For The Parking Access Revenue Control System At The Hilton/Municipal Parking Garage And Authorizing A Supplemental Appropriation Of \$15,000.00 From Unappropriated Fund Balance For The Office Of Public Works. Alderman Simpson made a motion to place Agenda Item 2011-397 on final passage. Her motion was seconded by Alderman Dove.

Agenda Item 2011-397 passed with a vote of 10-0. Ald. Edwards , Simpson , Turner , Lesko , Cahnman , Jobe , McMenamain , Theilen , Dove , Griffin all voted yes.

The next item on the agenda was Agenda Item 2011-398, An Ordinance Authorizing The Execution Of A Professional Services Agreement With Hanson Professional Services Inc., For Preliminary Engineering And Structural Assessment Of The 8th Street Pedestrian Bridge In An Amount Not To Exceed \$10,500.00 For The Office Of Public Works. Alderman Simpson made a motion to place Agenda Item 2011-398 on final passage. Her motion was seconded by Alderman Cahnman.

Alderman Edwards asked if the study will also look at demolishing the bridge in addition to repairing it. Mayor Houston responded that the City has received estimates as to what it would cost and that it will be factored in to the cost.

Alderman Simpson stated that it would be her preference not to see the bridge come down in terms of the aesthetics of the City Hall area. She would prefer to see it fixed.

Alderman Lesko asked if the safety factor would also be taken into account with the repairs. Mayor Houston stated that it would be.

Alderman Cahnman asked if the study would give a cost estimate on fixing the safety issues. Mayor Houston stated that the funding for the study and fixing the bridge would come from a state grant.

Agenda Item 2011-398 passed with a vote of 9-1. Ald. Edwards ☒, Simpson ☒, Turner ☒, Lesko ☒, Cahnman ☒, Jobe ☒, Theilen ☒, Dove ☒, Griffin ☒ all voted yes. Ald. McMenamain ☒ voted no.

The next item on the agenda was Agenda Item 2011-399, A Resolution Notifying The State Of Illinois Department Of Transportation That Motor Fuel Tax Funds In The Amount Of \$10,500.00 May Be Used For Preliminary Engineering Services For The 8th Street Pedestrian Bridge At The Municipal Center Complex, MFT Section No. 11-00448-07-ES) For The Office Of Public Works. Alderman Simpson made a motion to place the item on final passage. Her motion was seconded by Alderman Griffin.

Agenda Item 2011-399 passed with a vote of 9-1. Ald. Edwards ☒, Simpson ☒, Turner ☒, Lesko ☒, Cahnman ☒, Jobe ☒, Theilen ☒, Dove ☒, Griffin ☒ all voted yes. Ald. McMenamain ☒ voted no.

The next item on the agenda was Agenda Item 2011-402, An Ordinance Regarding The Variance Request Of Section 153.158(B)(2) Pertaining To Lot Arrangement For Lyons Estates City Minor Subdivision For The Office Of Public Works. Alderman Griffin made a motion to approve the final variance request. Her motion was seconded by Alderman Lesko.

The motion to approve the variance request in Agenda Item 2011-402 passed with a vote of 10-0. Ald. Edwards ☒, Simpson ☒, Turner ☒, Lesko ☒, Cahnman ☒, Jobe ☒, McMenamain ☒, Theilen ☒, Dove ☒ and Griffin ☒ all voted yes.

The next item on the agenda was Agenda Item 2011-403, An Ordinance Authorizing The Execution Of An Annexation Agreement With Fairy Jeane Boosinger For Real Property Located At 2960 W. Jefferson Street. Alderman Simpson made a motion to recess the regular city council meeting to hold a public hearing on this agenda item. Her motion was seconded by Alderman Griffin. The motion passed with a voice vote.

Mayor Houston opened the public hearing regarding the execution of the annexation agreement for real property located at 2960 W. Jefferson Street. No testimony was given.

Alderman Simpson made a motion to adjourn the public hearing and reconvene the regular city council meeting. Her motion was seconded by Alderman Griffin. The motion passed with a voice vote.

Alderman Simpson made a motion to place Agenda Item 2011-403 on final passage. Her motion was seconded by Alderman Griffin.

Agenda Item 2011-403 passed with a vote of 11-0. Ald. Edwards ☒, Simpson ☒, Turner ☒, Lesko ☒, Cahnman ☒, Jobe ☒, McMenamain ☒, Theilen ☒, Dove ☒, Griffin ☒ and Mayor Houston ☒ all voted yes.

The next item on the agenda was Agenda Item 2011-404, An Ordinance Annexing Certain Described Property Located At 2960 W. Jefferson Street (Fairy Jeane Boosinger). Alderman Simpson made a motion to place the item on final passage. Her motion was seconded by Alderman Dove.

Agenda Item 2011-404 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 2011-415, An Ordinance Approving The Appointment Of Michael Lelys As Executive Director Of Oak Ridge Cemetery For The Office Of Public Works. Alderman Cahnman made a motion to place the item on final passage. His motion was seconded by Alderman Turner.

Agenda Item 2011-415 passed with a vote of 7-0-3. Ald. Tuner☒, Lesko☒, Cahnman☒, Jobe☒, McMenamin☒, Theilen☒ and Griffin☒ all voted yes. Ald. Edwards☒, Simpson☒ and Dove☒ voted present.

Alderman Cahnman expressed regret that the City could not find a location for King's House Church and their Ceasefire Program. He asked that the City work with the Church to find a place for them to do their work in Springfield.

Alderman McMenamin explained his vote on Agenda Item 2011-390. He thanked the Aldermen and the Inner City Older Neighborhood group for their work on the ordinance. He also expressed his concerns about several details within the ordinance, especially the amount of fines and fees. He also expressed concern about what happens to properties after three years. He also announced his intentions to bring forth an amendment to the ordinance in the future.

Alderman Simpson stated that the boarded up properties are an issue that she and many of her colleagues have to deal with on a daily bases. She also pointed out the problem properties have been boarded up for close to 10 years.

Alderman McMenamin stated that he shares Alderman Simpson's concern to make the City a better place. He then reiterated his concerns about the ordinance.

Alderman Turner stated that she and Alderman McMenamin would have to agree to disagree on the issue. She then went on to state her support for the ordinance. She also stated that this is an ongoing issue that she has faced for many years. She stated that she thinks the ordinance is a major step forward for Springfield and could be an opportunity to bring people back to the older neighborhoods. She also thanked the Aldermen for their support.

Alderman Cahnman pointed out that the fines were created as an incentive for a property owner to fix up their properties instead of incurring fines. He also suggested that the City work with property owners if they are working on fixing up their properties. He also pointed to the Enos Park, LLC and groups similar as entities that might wish to purchase those properties.

Alderman Edwards pointed out that a vote has already been taken on the issue. He requested that the meeting move on.

Mayor Houston then recognized citizens to address the Council.

The first was Tony Nudo of 213 East Main Street in Pleasant Plains. He spoke on behalf of himself and the Springfield Area Landlord's Association. He expressed his concerns about Agenda Item 2011-

390. Mayor Houston added his support for Mr. Nudo's organization and that they would raise property values by taking care of their properties.

Next, Josh Witkowski of 2500 West Lawrence addressed the Council in regards to Agenda Item 2011-393 (residency). He expressed his concern about the proposed ordinance and the effect that it will have on employees of the City of Springfield. Alderman Edwards expressed his concerns about a portion of his statement and stated that employees of City Water Light and Power are a part of the City of Springfield. Alderman McMenamin also added that the demand for good paying jobs is high.

The next person to address the Council was Phillip Harris of 2004 Redlands Drive in Springfield. He expressed his concerns and opposition to Agenda Item 2011-393 (residency).

Alderman Cahnman asked for clarification on Mr. Nudo's comments about a requirement for a property to be demolished if it had no code violations. Corporation Counsel Mark Cullen responded that it would not.

The next person to address the Council was Leonard Hubbard, Jr. of 1612 East Cook in Springfield. He spoke about his opposition to Agenda Item 2011-393 (residency).

Alderman Simpson moved for adjournment. Her motion was seconded by Alderman Griffin. The motion carried with a voice vote of 10-0. The meeting was adjourned at 6:52pm.

Cecilia K. Tumulty

Cecilia K. Tumulty
City Clerk