

**RECORD OF MOTIONS AND VOTES  
PUBLISHED BY THE AUTHORITY OF THE CITY COUNCIL  
OF BLOOMINGTON, ILLINOIS**

The Council convened in regular Session in the Council Chambers, City Hall Building, at 7:00 p.m., Monday, June 11, 2012.

The Meeting was opened by Pledging Allegiance to the Flag followed by moment of silent prayer.

The Meeting was called to order by the Mayor who directed the City Clerk to call the roll and the following members answered present:

**Aldermen: Judy Stearns, Mboka Mwilambwe, Bernard Anderson, David Sage, Robert Fazzini, Jennifer McDade, Steven Purcell, Karen Schmidt, Jim Fruin and Mayor Stephen F. Stockton.**

City Manager David Hales, City Clerk Tracey Covert, and Corporate Counsel Todd Greenburg were also present.

The following was presented:

**Item 7A. Council Proceedings of May 14, 2012.**

Motion by Alderman Anderson, seconded by Alderman Sage that the reading of the minutes of the previous Council Meeting of May 14, 2012 be dispensed with and the minutes approved as printed.

The Mayor directed the clerk to call the roll which resulted in the following:

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

The following was presented:

**Item 7B. Bills and Payroll.**

Motion by Alderman Anderson, seconded by Alderman Sage that the Bills and Payroll be allowed and the orders drawn on the Treasurer for the various amounts as funds are available.

The Mayor directed the clerk to call the roll which resulted in the following:

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7C. Appointment to the Fire Pension and Police Pension Boards.**

**Motion by Alderman Anderson, seconded by Alderman Sage that the appointments be approved.**

**The Mayor directed the clerk to call the roll which resulted in the following:**

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7D. Payment to Bloomington Country Club for Restoration of Golf Course Property Following Work Related to the Locust St. CSO Elimination and Water Main Replacement Project Phase 1.**

**Motion by Alderman Anderson, seconded by Alderman Sage that the payment to Bloomington Country Club in the amount of \$34,130 be approved.**

**The Mayor directed the clerk to call the roll which resulted in the following:**

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7E. Agreement with Motorola Solutions Service.**

**Motion by Alderman Anderson, seconded by Alderman Sage that the Agreement with Motorola Solutions Service, Schaumburg, IL, in the amount of \$23,474.64 be approved and the Mayor and City Clerk be authorized to execute the necessary documents.**

**The Mayor directed the clerk to call the roll which resulted in the following:**

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7F. Agreement with Word Systems, Inc. for Technical Services.**

**Motion by Alderman Anderson, seconded by Alderman Sage that the Agreement with Word Systems, Inc., Indianapolis, IN, in the amount of \$14,500 be approved, and the Mayor and City Clerk be authorized to execute the necessary documents.**

**The Mayor directed the clerk to call the roll which resulted in the following:**

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7G. Professional Services Contract for the Bloomington Center for the Performing Arts.**

**Motion by Alderman Anderson, seconded by Alderman Sage that the contract be approved and the Mayor and City Clerk be authorized to execute the necessary documents.**

**The Mayor directed the clerk to call the roll which resulted in the following:**

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7H. Acquisition of Right of Way from 1609 S. Morris Ave. for Morris Ave. Reconstruction Project.**

**Motion by Alderman Anderson, seconded by Alderman Sage that the Acquisition be approved, and the Mayor and City Clerk be authorized to execute the necessary documents.**

**The Mayor directed the clerk to call the roll which resulted in the following:**

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7I. Resolution for Appropriation of Motor Fuel Tax Funds for Morris Ave. Reconstruction Project.**

**Motion by Alderman Anderson, seconded by Alderman Sage that the Resolution be adopted.**

**The Mayor directed the clerk to call the roll which resulted in the following:**

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7J. Application of Famous Inc., d/b/a Famous Wines & Spirits, located at 1404 E. Empire, change of ownership, for a PAS liquor license, which will allow the sale of all types of packaged alcohol for consumption off the premises seven (7) days a week.**

**Motion by Alderman Anderson, seconded by Alderman Sage that a PAS liquor license for Famous Inc., d/b/a Famous Wines & Spirits, located at 1404 E. Empire, be created, contingent upon compliance with all applicable health and safety codes.**

**The Mayor directed the clerk to call the roll which resulted in the following:**

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7L. Suspension of Chapter 6, Section 26(d) to Allow Possession of Open Alcohol on Public Property for the McLean County Arts Center Fundraising Event on June 22, 2012.**

**Motion by Alderman Anderson, seconded by Alderman Sage that the Ordinance be passed.**

**The Mayor directed the clerk to call the roll which resulted in the following:**

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**7M. Text Amendment adding Section 1030C to Chapter 40. Taxicabs of City Code Establishing Hub Locations for Vehicle for Hire.**

**Motion by Alderman Anderson, seconded by Alderman Sage that the Text Amendment be approved and the Ordinance passed.**

**The Mayor directed the clerk to call the roll which resulted in the following:**

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**7N. Text Amendment to Chapter 40. Taxicabs, Sections 601, 717 and 1030B.**

**Motion by Alderman Anderson, seconded by Alderman Sage that the Text Amendments be approved and the Ordinances passed.**

**The Mayor directed the clerk to call the roll which resulted in the following:**

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item P. Petition from FOB Development, Inc. requesting approval of a Final Plat for Empire Business Park, Third (3<sup>rd</sup>) Addition.**

**Motion by Alderman Anderson, seconded by Alderman Sage that the Final Plat be approved and the Ordinance passed.**

**The Mayor directed the clerk to call the roll which resulted in the following:**

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7Q. Petition from Nova Enterprises requesting approval of a Final Plat for Towanda Business Park, Twenty-second (22<sup>nd</sup>) Addition.**

**Motion by Alderman Anderson, seconded by Alderman Sage that the Final Plat be approved and the Ordinance passed.**

**The Mayor directed the clerk to call the roll which resulted in the following:**

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7K. Application of Midas Restaurant Solutions, LLC, d/b/a Parke Hotel and Conference Center, located at 1413 Leslie Dr., change of ownership, for an RAS liquor license, which will allow the sale of all types of alcohol by the glass for consumption on the premises seven (7) days a week.**

**Motion by Alderman Anderson, seconded by Alderman Sage that an RAS liquor license for Midas Restaurant Solutions, LLC, d/b/a Parke Hotel and Conference Center, located at 1413 Leslie Dr., be created contingent upon compliance with all applicable health and safety codes with the following conditions: 1.) provide a patio drawing; 2.) establish a barrier for the patio by Monday, July 16, 2012 according to City Code and the American with Disabilities Act; 3.) provide an updated Emergency Call-in Listing with a local contact; and 4.) payment of \$600 liquor violation fine.**

**The Mayor directed the clerk to call the roll which resulted in the following:**

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**7O. Petition submitted by Unitarian Universalist Church of Bloomington-Normal, requesting approval of a Special Use for the property located at 1613 E. Emerson St.**

**Motion by Alderman Anderson, seconded by Alderman Sage that the Special Use be approved and the Ordinance passed.**

**The Mayor directed the clerk to call the roll which resulted in the following:**

**Ayes: Aldermen Stearns, Mwilambwe, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7R. Petitions from Illinois Wesleyan University requesting approval of a Vacation for a portion of an existing Alley and Dedication of a New Access and Utility Easements.**

**Motion by Alderman Anderson, seconded by Alderman Sage that the Vacation and Dedication be accepted and the Ordinances passed.**

**The Mayor directed the clerk to call the roll which resulted in the following:**

**Ayes: Aldermen Stearns, Mwilambwe, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 8A. Incentive Tax Agreement with Ashley Furniture.**

**Motion by Alderman Anderson, seconded by Alderman Fazzini that the amended Agreement be approved and the Mayor and City Clerk be authorized to execute the necessary documents, and the Resolution adopted.**

**The Mayor directed the clerk to call the roll which resulted in the following:**

**Ayes: Aldermen Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, and Fruin.**

**Nays: Alderman Stearns and Purcell.**

**Motion carried.**

**The following was presented:**

**Item 8B. Accountability Report regarding Worker's Compensation, Property, Casualty and Liability Insurance.**

**The following was presented:**

**Item 8C. Analysis of Bids for 2012 City Wide Resurfacing.**

**Motion by Alderman Anderson, seconded by Alderman Mwilambwe that the unit prices from Rowe Construction Co. for pavement resurfacing at various locations be accepted in the amount of \$1,500,000 with an effective date of May 1, 2012, and the Mayor and City Clerk be authorized to execute the necessary documents.**

**The Mayor directed the clerk to call the roll which resulted in the following:**

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 8D. Analysis of Bids for 2012 Street and Alley Repair.**

**Motion by Alderman Anderson, seconded by Alderman McDade that the unit prices from Rowe Construction Co. for street and alley repairs be accepted in the amount of \$1,750,000 with an effective date of May 1, 2012, and the Mayor and City Clerk be authorized to execute the necessary documents.**

**The Mayor directed the clerk to call the roll which resulted in the following:**

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**Motion by Alderman Anderson, seconded by Alderman Fazzini, that the meeting be adjourned. Time: 9:20 p.m.**

**Motion carried.**

**Tracey Covert  
City Clerk**