

**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, May 14, 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 6A. Proclamation – Declaring May 20 – May 26, 2012 to be Public Work’s Week.

Motion by Alderman Fazzini, seconded by Alderman Fruin that the Proclamation be made a matter of record.

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 6B. Oath of Office – Patti-Lynn Silva, Director of Finance

The following was presented:

Item 7A. Council Proceedings of April 23, 2012 and Citizen Voice Meeting of February 20, 2012.

Motion by Alderman Fazzini, seconded by Alderman Fruin that the reading of the minutes of the previous Council Proceedings of April 23, 2012 and Citizen Voice Meeting of February 20, 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. Council Proceedings of April 23, 2012 and Citizen Voice Meeting of February 20, 2012.

Motion by Alderman Fazzini, seconded by Alderman Fruin that the reading of the minutes of the previous Council Proceedings of April 23, 2012 and Citizen Voice Meeting of February 20, 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 7C. Bills and Payroll.

Motion by Alderman Fazzini, seconded by Alderman Fruin that the bills and payroll be allowed and 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 7D. Purchase of Six (6) Police Patrol Cars.

Motion by Alderman Fazzini, seconded by Alderman Fruin that the purchase of six (6) replacement marked police vehicles from Miles Chevrolet, Decatur, IL, under the State of Illinois Joint Purchasing Contract Number 4017159, in the amount of \$161,532, and additional equipment to be installed by City staff at a cost of \$9,230, for a total cost of \$170,762 be approved, and the Purchasing Agent be authorized to issue a Purchase Order for same.

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. Purchase Two (2) Side Load Automated Refuse Trucks.

Motion by Alderman Fazzini, seconded by Alderman Fruin that the purchase of two (2) Side Loading Automated Refuse Trucks from Cumberland Service Center, Arlington Heights, IL in the amount of \$580,792 with the optional Left Side Helping Hand Automated Arms in the amount of \$71,366 for a total of \$652,158 be approved, the Purchasing Agent be authorized to issue a Purchase Order for the same, and 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 7F. Purchase of six (6) LifePak 15 Cardiac Monitors.

Motion by Alderman Fazzini, seconded by Alderman Fruin that the purchase of six (6) LifePak 15 Cardiac Monitors from Physio-Control, Redmond, WA, in the amount of \$141,669.20 be approved, the Purchasing Agent be authorized to issue a Purchase Order, and the Resolution 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 7G. Payment for Participation in McLean County's Information Technologies for EJustice Support.

Motion by Alderman Fazzini, seconded by Alderman Fruin that the payment to McLean County's Information Technologies EJustice support in the amount of \$29,876 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 7H. Amendment to the Professional Services Agreement with Badger Truck Center for New Service Truck for the Public Works Department.

Motion by Alderman Fazzini, seconded by Alderman Fruin that Change Order #1 to the Professional Services Agreement with Badger Truck Center, Milwaukee, WI, in the amount of \$125 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 7I. Illinois Transportation Enhancement Program (ITEP) Application by McLean County for Route 66 Bikeway Project Phase 3.

Motion by Alderman Fazzini, seconded by Alderman Fruin that the commitment remain to participate in the Intergovernmental Agreement (IGA) with McLean County Regional Planning Commission, County of McLean and the Municipalities of Normal, Chenoa, Lexington, Towanda and McLean for the purposes of Route 66 Bikeway Project Phase 3 and acknowledge McLean County's application for ITEP Grant funding.

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. Ratification of Contract with Laborers International Union Local 362 Inspectors.

Motion by Alderman Fazzini, seconded by Alderman Fruin that the Contract be ratified.

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. Approval of Laborers' International Union of North American National (Industrial) Pension Fund ("LIUNA") contract.

Motion by Alderman Fazzini, seconded by Alderman Fruin that the Tentative Agreements (“TAs”) be ratified.

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. Application for Change of Ownership of Shreeji 12 Inc., d/b/a Bloomington Citgo Quick Mart, located at 1901 W. Market St., for a GPBS liquor license, which will allow the sale of packaged beer and wine only for consumption off the premises seven (7) days week.

Motion by Alderman Fazzini, seconded by Alderman Fruin that a GPBS liquor license for Shreeji 12 Inc., d/b/a Bloomington Citgo Quick Mart, located at 1901 W. Market St., be created, contingent upon compliance with all applicable health and safety codes with the following condition: 1.) that the applicant/owner appear before the Commission’s hearing officers.

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 7M. Application of Anjana 3 Inc., d/b/a Mayuri Indian Restaurant, located at 1407 N. Veterans Pkwy., 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 week.

Motion by Alderman Fazzini, seconded by Alderman Fruin that an RAS liquor license for Anjana 3 Inc., d/b/a Mayuri Indian Restaurant, located at 1407 N. Veterans Pkwy., 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 7N. Application of OKGO Restaurant Group, LLC, d/b/a Moe's Southwest Grill, located at 2401 E. Empire St., 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 week.

Motion by Alderman Fazzini, seconded by Alderman Fruin that an RAS liquor license for OKGO Restaurant Group, LLC, d/b/a Moe's Southwest Grill, located at 2401 E. Empire St., 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 7P. Lake Bloomington Lease Transfer Petition for Lot 1, Block 8 of Camp Potawatomie from Edgewood Resources, LLC to Revocable Trust of Joseph D. Dierker, dated July 22, 1996; Revocable Trust of Alicia L. Dierker, dated May 19, 1994 and the Revocable Trust of Sarah Elizabeth Anne Dierker, dated June 18, 2007.

Motion by Alderman , seconded by Alderman that the Lake Lease 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 7O. Application of the Board of Trustees of Illinois State University, d/b/a Shakespeare Festival, located at 48 Sunset Rd., requesting a LB liquor license, which would allow the limited sale of beer and wine only by the glass for consumption on the premises from June 26, 2012 to August 11, 2012.

Motion by Alderman , seconded by Alderman that a LB liquor license for the Board of Trustees of Illinois State University, located at Ewing Cultural Center, 48 Sunset Rd., for the 2012 Illinois Shakespeare Festival to be held from June 26 to August 11, 2012, 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, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 7Q. Petition submitted by Illinois Wesleyan University, (IWU), requesting the approval of a Rezoning from R - 2, Mixed Residence District to S - 1, University District, for property commonly located at 1102, 1104, 1106 N. Evans St., 1101, 1102, 1103, 1105 N. McLean St. and 508 E. Empire St., consisting of approximately 1.175 acres.

Motion by Alderman Fazzini, seconded by Alderman Fruin that the Rezoning be approved and the Ordinance 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 7R. Petition submitted by Illinois Wesleyan University, (IWU), requesting approval of a Special Use for a noncommercial parking lot for the property located at 502 E. Graham St. and 1205 N. McLean St.

Motion by Alderman Fazzini, seconded by Alderman Mwilambwe 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, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 8A. An Ordinance Amending “An Ordinance Describing and Designating an Area Located Partially within the City of Bloomington, Town of Normal and Unincorporated McLean County as an Enterprise Zone” including Amendment to Enterprise Zone Intergovernmental Agreement – One Earth Energy, LLC.

Motion by Alderman McDade, seconded by Alderman Schmidt that the amended Intergovernmental Agreement (IGA) be approved, the Mayor and City Clerk be authorized to execute the necessary documents and 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, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 8B. Illinois Transportation Enhancement Program Gateways Recommendation and Application.

Motion by Alderman Fazzini, seconded by Alderman Mwilambwe that the Recommendation be accepted and Application submission be approved.

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

Ayes: Aldermen Mwilambwe, Schmidt, Anderson, Fazzini, Fruin and Purcell.

Nays: Aldermen Sage, Stearns and McDade.

Motion carried.

Motion by Alderman Anderson, seconded by Alderman Fazzini, that the meeting be adjourned. Time: 8:45 p.m.

Motion carried.

**Tracey Covert
City Clerk**