

**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 7:30 p.m., Monday, November 8, 2010.

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

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, Kevin Huette, Bernie Anderson, David Sage, Jennifer McDade, Steven Purcell, Karen Schmidt, Jim Fruin and Mayor Stephen F. Stockton.

Aldermen Absent: John Hanson.

City Manager David Hales, Chief Deputy Clerk Renee Gooderham, and Corporate Counsel Todd Greenburg were also present.

Staff absent: City Clerk Tracey Covert.

The following was presented:

Item 6A. Council Proceedings of May 24, June 14, and June 28, 2010.

Motion by Alderman McDade, seconded by Alderman Anderson that the reading of the minutes of the previous Council Meetings May 24, June 14, and June 28, 2010 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, Huette, Schmidt, McDade, Anderson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6B. Bills and Payroll.

Motion by Alderman McDade, seconded by Alderman Anderson 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, Huette, Schmidt, McDade, Anderson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6C. Reports.

Motion by Alderman McDade, seconded by Alderman Anderson that the reports be placed on file and made a matter of record.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6D. Analysis of Request for Proposals (RFP) for Employee Assistance Program.

Motion by Alderman McDade, seconded by Alderman Anderson that the RFP be awarded to Besinger DuPont & Associates for a term of three (3) years with the option of two (2) one (1) year renewal periods, 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, Huette, Schmidt, McDade, Anderson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6E. Change Order in a Construction Agreement with George Gildner, Inc. for a Water Main Replacement Project along Graham Street and through O'Neil Park.

Motion by Alderman McDade, seconded by Alderman Anderson that the Change Order in the amount of \$7,500 be approved for early completion of the project.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6F. Change Order for Fire Station #2 Pavement Repair.

Motion by Alderman McDade, seconded by Alderman Anderson that the Change Order be approved.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6G. Change Order and Final for 2009 General Resurfacing.

Motion by Alderman McDade, seconded by Alderman Anderson that the Change Order be approved and the Resolution adopted.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6H. Change Order to the Professional Services Agreement with Clark Dietz, Inc. for the Locust-Colton Phase 1 Sewer Separation and Water Main Replacement Design.

Motion by Alderman McDade, seconded by Alderman Anderson that the Change Order in the amount of \$95,900 be approved and the Resolution adopted.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6I. Professional Services Contract for the Bloomington Center for Performing Arts.

Motion by Alderman McDade, seconded by Alderman Anderson 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, Huette, Schmidt, McDade, Anderson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6J. Letter of Understanding with Illinois Department of Transportation for Constitution Trail Surface Crossings of Illinois Route 9.

Motion by Alderman McDade, seconded by Alderman Anderson that the Letter of Understanding 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, Huette, Schmidt, McDade, Anderson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6K. A Resolution Urging the Illinois General Assembly and Governor to Support Meaningful Public Safety Pension Reform.

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

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

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Anderson, Sage, and Fruin.

Nays: Alderman Purcell.

Motion carried.

The following was presented:

Item 6L. Application of Major Convenient Mart, Inc., d/b/a Main Street Convenient Mart, located at 1919 S. Main St., 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 McDade, seconded by Alderman Anderson that a PAS liquor license for Major Convenient Mart, Inc., d/b/a Main Street Convenient Mart 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, Huette, Schmidt, McDade, Anderson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6M. Application of Tri Star Marketing, Inc., d/b/a Super Pantry #29, located at 1206 Towanda Barnes Rd., for a GBPS liquor license, which will allow the sale of packaged beer and wine for consumption off the premises seven (7) days a week.

Motion by Alderman McDade, seconded by Alderman Anderson that a GBPS liquor license for Tri Star Marketing, Inc., d/b/a Super Pantry #29 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, Huette, Schmidt, McDade, Anderson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6N. Application of LSRE Inc., d/b/a Laugh, Comedy Club, located at 108 E. Market St., for a TA liquor license, which will allow all types of alcohol for consumption on the premises six (6) days a week.

Motion by Alderman McDade, seconded by Alderman Anderson that a TA liquor license for LSRE Inc., d/b/a Laugh, Comedy Club, be created contingent upon compliance with all applicable health and safety codes with the following conditions: 1.) that the closing hour on Monday through Thursday shall be midnight and on Saturday and Sunday shall be 1:00 a.m.; 2.) that last call shall be thirty (30) minutes prior to closing time or one (1) hour after show ends which ever is later; 3.) a cover charge (ticket) will always be applied for admission with a minimum charge of \$10; and 4.) that patrons who arrive after the comedy act starts shall be charged half the face value of the ticket price with a minimum charge of \$5.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 8A. Presentation of Draft Reserve Policy. (The Reserve Policy will be presented and placed on the November 22, 2010 Council Agenda for formal approval.)

The following was presented:

Item 8B. Presentation Employee and Retiree Health Insurance Coverage for Calendar Year 2011. (By Phil Sauder – Clemens & Associates of Bloomington.)

The following was presented:

Item 8C. Presentation Employee and Retiree Group Health Care Insurance Fund Financial Update. (By Timothy Ervin, Finance Director.)

Alderman McDade left at 9:00 p.m.

The following was presented:

Item 8D. Client Agreement with Blue Cross/Blue Shield of Illinois (Blue Cross) and for Third Party Administrator (TPA) Services and Individual Stop Loss (ISL) Insurance for the Employee and Retiree Preferred Provider Organization (PPO) Health Plans; Client Agreement with Health Alliance Medical Plans (HAMP) for Employee and Retiree Health Maintenance Organization (HMO) Plan Option; Client Agreement with Blue Cross for TPA Services for Employee and Retiree Dental Plan; and an Agreement with Clemens and Associates to perform Broker Services.

Motion by Alderman Stearns, seconded by Alderman Purcell that the Agreements 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, Huette, Schmidt, Anderson, Sage, and Purcell.

Abstain: Alderman Fruin.

Nays: None.

Motion carried.

The following was presented:

Item 8E. Market – Locust East-West Corridor Study and Market Street Rail Overpass.

Motion by Alderman Fruin, seconded by Alderman Purcell that Council direct staff pursue a partnership with the Illinois Department of Transportation for a feasibility study to determine if the realigning of the state and federal route of Market St. and Locust St. is warranted.

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

Ayes: Aldermen Stearns, Huette, Schmidt, Anderson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 8F. Request to Enter into a Professional Services Contract with Hanson Professional Services Inc. for a Travel Demand and Railroad Crossing Study.

Motion by Alderman Fruin, seconded by Alderman Anderson 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, Huette, Schmidt, Anderson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 8G. City – State Agreement, Jurisdictional Transfers, Easement Subordinations and Funding Resolution for the Reconstruction of the Veterans Parkway, Morris Avenue, Six Points Road and Greenwood Avenue Intersection.

Motion by Alderman Sage, seconded by Alderman Schmidt that the Jurisdictional Transfer Agreement with a Resolution, Easement Subordinations and Ordinance be approved, the Mayor and City Clerk be authorized to execute the necessary documents, the Resolution appropriating \$191,245 in MFT Funds be adopted, and \$603,513 in Water Depreciation Funds for the City's estimated share of the project be approved.

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

Ayes: Aldermen Stearns, Huette, Schmidt, Anderson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 8H. Presentation on the State of Illinois Park and Recreational Facility Construction Grant Program.

Motion by Alderman Anderson, seconded by Alderman Schmidt, that the meeting be adjourned. Time: 10:08 p.m.

Motion carried.

**Renee Gooderham
Chief Deputy Clerk**