

**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 7:35 p.m., Monday, September 14, 2009.

The Meeting was opened by Pledging Allegiance to the Flag followed by 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, Kevin Huette, Bernie Anderson, David Sage, Jennifer McDade, Steven Purcell, Karen Schmidt, Jim Fruin and Mayor Stephen F. Stockton.

Alderman absent: John Hanson.

Deputy City Manager Barbara Adkins, City Clerk Tracey Covert, and Corporate Counsel Todd Greenburg were also present.

Absent: City Manager David Hales.

The following was presented:

Item 5A. Lincoln Bicentennial Committee Update.

The following was presented:

Item 5B. Proclamations – Declaring Chamber of Commerce Week 2009; Celebrating the 75th Anniversary of the League of Women Voters; and Declaring September 17 – 23, 2009 Constitution Week.

Motion by Alderman Schmidt, seconded by Alderman McDade that the proclamations be 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 5C. United Way Presentation.

The following was presented:

Item 6A. Council Proceedings of September 25, 2006 and Executive Session Minutes of April 27, 2009.

Motion by Alderman Schmidt, seconded by Alderman McDade that the reading of the minutes of the previous Council Meeting of September 25, 2006 and Executive Session Minutes of April 27, 2009 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 Schmidt, seconded by Alderman McDade 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. Payments from various Municipal Departments.

Motion by Alderman Schmidt, seconded by Alderman McDade that the payments 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 6D. Appointment(s) and Reappointment(s).

Motion by Alderman Schmidt, seconded by Alderman McDade that the reappointment 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 6F. Partial Payment to the Grove on Kickapoo Creek, LLC for Ireland Grove Road Trunk Sewer – East Branch Over Sizing.

Motion by Alderman Schmidt, seconded by Alderman McDade that the payment 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. Partial Payment to the Grove on Kickapoo Creek, LLC for the Grove on Kickapoo Creek Subdivision Second Addition – Fifteen Inch (15”) Sanitary Sewer and Black Oak Boulevard Over Sizing.

Motion by Alderman Schmidt, seconded by Alderman McDade that the payment 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 6H. Request to Pay G.A. Rich & Sons, Inc. for Emergency Repair of City Sewer in 1600 Block of East Oakland Avenue.

Motion by Alderman Schmidt, seconded by Alderman McDade that the payment 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 6I. Payment to Roscoe McPherrren for Work Performed by Capodice Excavating to Repair City Property.

Motion by Alderman Schmidt, seconded by Alderman McDade that the payment 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 6J. Payment to Rowe Construction for Grading at Fire Station #5.

Motion by Alderman Schmidt, seconded by Alderman McDade that the payment 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 6K. Proposed Change Order Number 1 and Final for Lee Street Sanitary Sewer Extension – Locust to Chestnut.

Motion by Alderman Schmidt, seconded by Alderman McDade 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 6L. Approval of Real Estate Contract for Acquisition of 408 East Washington Street.

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

Nays: Alderman Huette.

Motion carried.

The following was presented:

Item 6M. Petition submitted by Illinois Wesleyan University to Request a Street Name Change for a Portion of East Kelsey Street to Titan Drive.

Motion by Alderman Schmidt, seconded by Alderman McDade that the Petition be approved and the Resolution adopted.

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

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

Nays: None.

Abstains: Alderman Schmidt.

Motion carried.

The following was presented:

Item 6N. Request to Approve Purchase of New Police Patrol Cars by Using State of Illinois Joint Purchasing Contract.

Motion by Alderman Schmidt, seconded by Alderman McDade that the formal bidding process be waived, three (3) replacement police vehicles be purchased from Bill Jacobs Chevrolet, Joliet, Illinois, through the State of Illinois Joint Purchasing Contract, in the amount of \$59,221.23 and additional equipment to be installed by City staff at a cost of \$9,323.55, for a total of \$68,544.78, the Purchasing Agent be authorized to issue a Purchase Order for same, 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 6O. Agreement Between James Shirk and the City of Bloomington for Conveyance of Right of Way and Easements - Hamilton Road Project.

Motion by Alderman Schmidt, seconded by Alderman McDade that the Agreement with James Shirk for right of way and easements in the amount of \$480,157 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 6E. Waive Formal Bidding Process and Enter into a Professional Services Agreement with Clark Dietz for Inspection Services for Parkview Area Water Main Replacement Project, Phase II.

Motion by Alderman Purcell, seconded by Alderman Schmidt that the agreement be approved in an amount not to exceed \$20,000, 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 Huette, Schmidt, McDade, Anderson, Sage, Fruin and Purcell.

Nays: Alderman Stearns.

Motion carried.

The following was presented:

Item 8A. Request for Administrative Determination on Request for Zoning Variation for Property Located at 508 W. Walnut Street.

Motion by Alderman Schmidt, seconded by Alderman Purcell that the variance 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 8B. Text Amendment to Chapter 21 Refuse Code, Sections 200.4 and 300.7 by Establishing a Fee for the Pickup of Sod, Concrete or Shingles and Placing a Volume Limit on Regular Bulk Waste Items.

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

Nays: None.

Motion carried.

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

Motion carried.

**Tracey Covert
City Clerk**