

**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, July 23, 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 5B. Proclamation – 50th Anniversary for Sister Cities, Asahikawa, Japan, Bloomington, IL, and Normal, IL

Motion by Alderman McDade, seconded by Alderman Schmidt 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 6A. Council Proceedings of July 9, 2012 and Citizen Voice minutes of April 30, 2012.

Motion by Alderman Anderson, seconded by Alderman Sage that the reading of the minutes of the previous Council Meeting of July 9, 2012 and Citizen Voice Meeting of April 30, 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 6B. 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 6C. Petition from CIP, LLC requesting approval of a Final Plat for the Fifteenth Addition to Airport Park Subdivision located west of Towanda Barnes Rd. and north of Empire St., (IL Rt. 9).

Motion by Alderman Anderson, seconded by Alderman Sage that the Final Plat be approved, subject to the petitioner paying the required tap on fees prior to recording, 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 6D. Suspension of Ordinances to Allow Consumption of Alcohol at Lake Bloomington's Davis Lodge on August 19, 2012.

Motion by Alderman Anderson, seconded by Alderman Sage that the Ordinance suspending Section 26(d) of Chapter 6 and Section 701 of Chapter 31 to allow the suspension and consumption of alcohol at the Lake Bloomington Davis Lodge on August 19, 2012 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:

Item 6E. Analysis of Bids for White and Yellow High Durability Latex Traffic Line Paint and Glass Beads for Pavement Marking Material for the Public Works Streets and Sewers Division.

Motion by Alderman Anderson, seconded by Alderman Sage that the bid for the purchase of White and Yellow High Durability Latex Traffic Line Paint and Glass Beads for Pavement Marking Material for the remainder of FY 2013 be awarded to Diamond Vogel Paint, Bloomington, IL in an amount not to exceed \$78,395.25, 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 6F. Request to Purchase one (1) Replacement Truck under State of Illinois Joint Purchasing Contract and Analysis of Bid for a Service Utility Body.

Motion by Alderman Anderson, seconded by Alderman Sage that the purchase of a replacement truck from Marrow Brothers Ford, Greenfield, IL, under the State of Illinois

Joint Purchasing Contract, be approved in the amount of \$21,155, and the bid for a service utility body with installation be awarded to Koenig Body, Peoria, IL, in the amount of \$7,925, for a total of \$29,080, and the Purchasing Agent be authorized to issue a Purchase Orders 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 6G. Professional Services Contracts for the Bloomington Center for Performing Arts.

Motion by Alderman Anderson, seconded by Alderman Sage that the contracts from Creative Artists Agency in the amount of \$50,000, and Goodsmack Productions, Inc. in the amount of \$25,000 be approved and the City Manager or 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 6H. Analysis of Bid for fourteen (14) variable speed drives for the Heating Ventilation and Air Conditioning (HVAC) System at the US Cellular Coliseum.

Motion by Alderman Anderson, seconded by Alderman Sage that the bid for fourteen (14) variable speed drives be awarded to Wilcox Electric & Service, Normal, IL, in the amount of \$60,978.80, 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 6I. Proposed Change Order for 2012 Drainage Improvements, (Citywide).

Motion by Alderman Anderson, seconded by Alderman Sage that the Amendment to the 2012 Drainage Improvements contract with Stark Excavating, Inc., in the amount of \$22,160, 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 6J. Petition submitted by William Jesse, Charles Radcliffe, Elmer "Ray" McWhorter, Jason Knuth, David Biddle, and Barbara Erdman, requesting approval of the Vacation of a north south alley bounded by Circle Ave., Washington St., Darrah St., and Brown St.

Motion by Alderman Anderson, seconded by Alderman Sage that the Vacation 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 6L. Lake Bloomington Lease Transfer Petition for Lots 18 and 18 A, Block 0 of Camp Peoria Point from Margaret Wolf to Heartland Bank Trust # 416.

Motion by Alderman Anderson, seconded by Alderman Sage that the Lake Lease be approved, with the condition that the septic tank be replaced by November 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 6M. Lake Bloomington Lease Transfer Petition for Lot 23, Block 2 of Camp Kickapoo from Patricia Kaisner to Aaron and Jennifer Davitt.

Motion by Alderman Anderson, seconded by Alderman Sage 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 7A. Text Amendment to City's Ordinances to Permit Video Gambling as Permitted by State Law.

Motion by Alderman McDade, seconded by Alderman Schmidt that the Text Amendment be approved 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, Fazzini, Sage, Fruin and Purcell.

Nays: Alderman Anderson.

Motion carried.

The following was presented:

Item 7B. Text Amendment to City Code Relating to Rules Governing the Use of City Water and Water Emergency Response, Chapter 27, Section 8 of the City Code, Rules Governing the Use of City Water, be amended by removing paragraph (b), Authority to Impose Water Use Restrictions, and relettering the remaining paragraphs (c) through (g), also that the subject matter of the previous Chapter 27, Section 8, paragraph (b), Authority to Impose Water Use Restrictions be moved to and expanded upon, in the new Section 36, Water Emergency Response Ordinance, of Chapter 27.

Motion by Alderman Fazzini, seconded by Alderman Fruin that the amended Text Amendments 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 7C. Analysis of Bid of Fire Training Tower located at 1911 E. Hamilton Rd.

Motion by Alderman Fazzini, seconded by Alderman Anderson that the bid for the Fire Training Tower be awarded to PJ Hoerr, Normal, IL, in the amount of \$327,232.70, 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 by Alderman Anderson, seconded by Alderman Purcell, that the meeting be adjourned. Time: 8:38 p.m.

Motion carried.

**Tracey Covert
City Clerk**