

**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 24, 2013.

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, Kevin Lower, David Sage, Robert Fazzini, Jennifer McDade, Scott Black, Karen Schmidt, Jim Fruin and Mayor Tari Renner.**

**Alderman absent: Mboka Mwilambwe.**

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

**The following was presented:**

**Item 6A. Proceedings of June 10, 2013.**

**Motion by Alderman Fazzini, seconded by Alderman Fruin that the reading of the minutes of the previous Council Proceedings of June 10, 2013 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, Schmidt, McDade, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 6B. Bills and Payroll.**

**Motion by Alderman Fazzini, seconded by Alderman Fruin 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, Schmidt, McDade, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 6C. Purchase of Floor Coating and Wall Coverings for the US Cellular Coliseum.**

**Motion by Alderman Fazzini, seconded by Alderman Fruin that the purchase of floor coating and wall coverings for the US Cellular Coliseum from Garage Flooring Coating of Central Illinois, Leroy, IL, be approved, in the amount of \$110,778, and the Purchasing Agent be authorized to issue a Purchase Order.**

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

**Ayes: Aldermen Stearns, Schmidt, McDade, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 6D. Analysis of Proposal and Approval of Contract for 2013 Pavement Preservation.**

**Motion by Alderman Fazzini, seconded by Alderman Fruin that the proposal for 2013 Pavement Preservation be awarded to Corrective Asphalt Materials, LLC, South Roxanna, IL, in the amount of \$200,000, 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, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 6E. Amendment to the Professional Services Agreement with A & R Mechanical, Inc.**

**Motion by Alderman Fazzini, seconded by Alderman Fruin that the Amendment to the agreement with A & R Mechanical, Inc. be approved, in the amount of \$13,414, for additional work related to the installation of the lime dust collection system.**

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

**Ayes: Aldermen Stearns, Schmidt, McDade, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 6F. Amendment to the Professional Services Agreement with Johnston Contractors, Inc.**

**Motion by Alderman Fazzini, seconded by Alderman Fruin that the Amendment to the agreement with Johnston Contractors, Inc. be approved, in the amount of \$7,376.22, for additional work related to the installation of the direct injection carbon dioxide project.**

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

**Ayes: Aldermen Stearns, Schmidt, McDade, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 6G. Frontier Maintenance Renewal.**

**Motion by Alderman Fazzini, seconded by Alderman Fruin that the Maintenance Agreement with Frontier be approved, in the amount of \$39,756.49, 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, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 6H. Ratification of Contract with Local 49 Firefighters.**

**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, Schmidt, McDade, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 6I. Application of Smashburger Acquisition Peoria, LLC d/b/a Smashburger, located at 1401 N. Veterans Pkwy., requesting an RBS liquor license which would allow the sale of beer and wine only by the glass for consumption on the premises seven (7) days a week.**

**Motion by Alderman Fazzini, seconded by Alderman Fruin that an RBS liquor license for Smashburger Acquisition Peoria, LLC, d/b/a Smashburger, located at 1401 N. Veterans Pwky., 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, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 6J. Transfer of a Pump Station, Force Main, and Force Main Easement to the Bloomington Normal Water Reclamation District, (BNWRD).**

**Motion by Alderman Fazzini, seconded by Alderman Fruin that Council authorize the execution of all documents necessary to transfer the Kickapoo Creek Pump Station and force main, the Easement be approved, the Mayor and City Clerk be authorized to execute the necessary documents, and the deed recorded.**

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

**Ayes: Aldermen Stearns, Schmidt, McDade, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 6K. Petition from FOB Development, Inc., Requesting Approval of a Final Plat for the Empire Business Park Subdivision, Fourth (4<sup>th</sup>) Addition, commonly located on Cornelius Dr. and east of Airport Rd.**

**Motion by Alderman Fazzini, seconded by Alderman Fruin 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, Schmidt, McDade, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7A. Text Amendment to Chapter 8. Animals and Fowls, Identification and Regulation of Vicious and Dangerous Dogs.**

**Motion by Alderman Sage, seconded by Alderman Fazzini 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 Schmidt, McDade, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: Alderman Stearns.**

**Motion carried.**

**The following was presented:**

**Item 7B. Analysis of Bids and Approval of Contract for 2013 General Resurfacing.**

**Motion by Alderman Black, seconded by Alderman Schmidt that the bid for the 2013 General Resurfacing be awarded to Rowe Construction Company, in the amount of \$2.5 million, 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, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7C. Analysis of Bids and Approval of Contract for 2013 Street and Alley Repair.**

**Motion by Alderman Fazzini, seconded by Alderman Fruin that the bid for the 2013 Street and Alley Repair be awarded to Rowe Construction Company, in the amount of \$1.3 million, 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, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7D. Amendment to the Bloomington City Code, Chapter 28, Relating to the Regulation of Noise in the City.**

**Motion by Alderman Fruin, seconded by Alderman Fazzini that the amended 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, Schmidt, McDade, Fazzini, Sage, Fruin and Black.**

**Nays: Alderman Lower.**

**Motion carried.**

**The following was presented:**

**Item 7E. Approval of Hockey License between City, Central Illinois Arena Management, Inc. and Illinois Pro Sports, LLC.**

**Motion by Alderman Schmidt, seconded by Alderman McDade that the Hockey License Agreement 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, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**Motion by Alderman McDade, seconded by Alderman Stearns, that the meeting be adjourned. Time: 8:15 p.m.**

**Motion carried.**

**Tracey Covert  
City Clerk**