

**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 7:01 p.m., Monday, September 9, 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: Mboka Mwilambwe, Kevin Lower, David Sage, Robert Fazzini, Jennifer McDade, Scott Black, Karen Schmidt, Jim Fruin and Mayor Tari Renner.

Alderman absent: Judy Stearns.

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

The following was presented:

Item 7A. Council Proceedings of August 12 and 26, 2013.

Motion by Alderman Schmidt, seconded by Alderman Black that the reading of the minutes of the previous Council Meetings of August 12 and 26, 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 Mwilambwe, Schmidt, McDade, Lower, Fazzini, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 7B. Bills and Payroll.

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

Nays: None.

Motion carried.

The following was presented:

Item 7C. Appointment to the Property Maintenance Review Board.

Motion by Alderman Schmidt, seconded by Alderman Black that the Appointment be approved.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7D. Analysis of Bids for Roof Replacement at the Market St. Parking Garage, Post Office Sub-Station.

Motion by Alderman Schmidt, seconded by Alderman Black that the bid for Roof Replacement at the Market St. Parking Garage be awarded to Union Roofing Co., in the amount of \$41,990, 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 Mwilambwe, Schmidt, McDade, Lower, Fazzini, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 7F. Professional Services Contract for the Bloomington Center for Performing Arts.

Motion by Alderman Schmidt, seconded by Alderman Black the contract for BTB Touring Company, with a potential payment of \$59,592, 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 Mwilambwe, Schmidt, McDade, Lower, Fazzini, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 7G. Application of Saraswati Group, LLC, d/b/a/ Rangoli Indian Cuisine, located at 716 S. Eldorado Rd., for a 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 Schmidt, seconded by Alderman Black that an RBS liquor license for Saraswati Group, LLC, d/b/a Rangoli Indian Cuisine, located at 716 S. Eldorado Rd., 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 Mwilambwe, Schmidt, McDade, Lower, Fazzini, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 7H. Suspension of Ordinances to Allow Consumption of Alcohol at Miller Park Pavilion on November 9, 2013.

Motion by Alderman Schmidt, seconded by Alderman Black that the Ordinance be passed.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7I. Suspension of Ordinances to Allow Consumption of Alcohol at Miller Park Pavilion on November 8, 2014.

Motion by Alderman Schmidt, seconded by Alderman Black that the Ordinance be passed.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7J. Text Amendment to City Code Chapter 6. Alcoholic Beverages, Section 3. Number of Licenses Limited – Applications.

Motion by Alderman Schmidt, seconded by Alderman Black that the Text Amendment to the City Code Chapter 6. Alcoholic Beverages, Section 3. Number of Licenses Limited – Applications be approved and the Ordinance be passed.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7K. Petition from Ramana Chenji, Authorized Representative of Sai Samsthan USA, Requesting Approval of the Vacation of an Easement Located Between Lots 30 and

31, Towanda Barnes Business Park, 15th Addition, commonly located west of Towanda Barnes Rd. and south of Oakland Ave.

Motion by Alderman Schmidt, seconded by Alderman Black that the Vacation of an Easement be approved and the Ordinance be passed.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7L. Petition submitted by Fox Creek Village, LLC Requesting Approval of an Amended Preliminary Plan for the Fox Creek Village Planned Unit Development, (PUD).

Motion by Alderman Schmidt, seconded by Alderman Black that the Amended Preliminary Plan for the Fox Creek Village PUD Subdivision be approved and the Ordinance be passed.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7M. Suspension of Ordinances to Allow Consumption of Alcohol at Lake Bloomington's Davis Lodge on November 9, 2013.

Motion by Alderman Schmidt, seconded by Alderman Black the Ordinance be passed.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7E. Payment to Nicor Gas Co. for Cost of Relocation of Natural Gas Main.

Motion by Alderman Fazzini, seconded by Alderman Fruin that the Settlement Agreement and Release be approved, the Mayor and City Clerk be authorized to execute the necessary documents, and payment of \$200,000 to Nicor Gas Co. be authorized.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 8A. Scope Modification to the Professional Services Contract with Foth Infrastructure and Environment, LLC for Sewer Televising (All Wards).

Motion by Alderman Fazzini, seconded by Alderman Fruin that the Scope Modification, in the amount of \$200,000, be approved and Resolution be adopted.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 8B. Order Portion of Rehrig Pacific Co. Sixty-five (65) and Ninety-five (95) Gallon Black Wheeled Refuse Carts.

Motion by Alderman Fazzini, seconded by Alderman Schmidt that Council authorize staff to purchase thirty-five (35), sixty-five (65) and ninety-five (95) Gallon Black

Wheeled Refuse Carts, in an amount up to \$950,000, the budget amendment be approved and the Ordinance passed.

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

Ayes: Aldermen Mwilambwe, Schmidt, McDade, Lower, Fazzini, Fruin and Black.

Nays: Alderman Sage.

Motion carried.

Motion by Alderman Schmidt, seconded by Alderman Black, that the meeting be adjourned. Time: 8:12 p.m.

Motion carried.

**Tracey Covert
City Clerk**