

**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 23, 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, Scott Black, Karen Schmidt, Judy Stearns, Jim Fruin and Mayor Tari Renner.

Alderman Absent: Jennifer McDade.

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

Staff Absent: City Manager David Hales and City Clerk Tracey Covert.

The following was presented:

Item 5A. Presentation by Darcy Greder, Bloomington Normal Community Campus Committee.

The following was presented:

Item 5B. GFOA Award presented to Patti-Lynn Silva, Director of Finance.

The following was presented:

Item 6A. Council Proceedings of September 9, 2013 and Citizen Voice Meeting Minutes of February 27, 2013.

Motion by Alderman Schmidt, seconded by Alderman Black that the reading of the minutes of the previous Council Meetings of September 9, 2013 and Citizen Voice Meeting Minutes of February 27, 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, Lower, Fazzini, Sage, Stearns, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 6B. 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, Lower, Fazzini, Sage, Stearns, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 6C. Analysis of Bids and Approval of 2013 Washington Street Micro-Surfacing Contract.

Motion by Alderman Schmidt, seconded by Alderman Black that the prices for Washington St. micro-surfacing from Microsurfacing Contractors, LLC, Peoria, IL be accepted, in the amount of \$99,774.75, 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, Lower, Fazzini, Sage, Stearns, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 6D. Analysis of Bids and Approval of 2013 Utility Maintenance Contract.

Motion by Alderman Schmidt, seconded by Alderman Black that the prices for 2013 Utility Maintenance from Stark Excavating, Inc. be accepted, in the amount of \$500,000, 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 Mwilambwe, Schmidt, Lower, Fazzini, Sage, Stearns, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 6E. Analysis of Bids and Approval of 2013 Emergency Utility Repair Contract.

Motion by Alderman Schmidt, seconded by Alderman Black that the prices for 2013 Emergency Utility Repair from Stark Excavating, Inc. be accepted, in the amount of \$500,000, 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 Mwilambwe, Schmidt, Lower, Fazzini, Sage, Stearns, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 6F. Analysis of Bids and Approval of 2013 Traffic Signal Maintenance Contract.

Motion by Alderman Schmidt, seconded by Alderman Black that the prices for 2013 Traffic Signal Maintenance from Bodine Electric, Decatur, IL, be accepted, in the amount of \$100,000, 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 Mwilambwe, Schmidt, Lower, Fazzini, Sage, Stearns, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 6G. Analysis of Bids and Approval of 2013 Emergency Traffic Signal Repair Contract.

Motion by Alderman Schmidt, seconded by Alderman Black that the prices for 2013 Emergency Traffic Signal Repair from Bodine Electric, Decatur, IL be accepted, in the amount of \$100,000, 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 Mwilambwe, Schmidt, Lower, Fazzini, Sage, Stearns, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 6H. Analysis of Bids and Approval of 2013 Street, Alley and Sidewalk Maintenance Contract.

Motion by Alderman Schmidt, seconded by Alderman Black that the prices for 2013 Street, Alley and Sidewalk from Stark Excavating, Inc. be accepted, 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 Mwilambwe, Schmidt, Lower, Fazzini, Sage, Stearns, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 6I. Analysis of Bids and Approval of 2013 Grading & Seeding Contract.

Motion by Alderman Schmidt, seconded by Alderman Black that the prices for 2013 Grading & Seeding from Stark Excavating, Inc. be accepted, in the amount of \$100,000, 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 Mwilambwe, Schmidt, Lower, Fazzini, Sage, Stearns, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 6J. Analysis of Bids and Approval of Highland Golf Course Storm Sewer Contract.

Motion by Alderman Schmidt, seconded by Alderman Black that the prices for Highland Golf Course Storm Sewer from Stark Excavating, Inc. be accepted, in the amount of \$102,832.54, 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, Lower, Fazzini, Sage, Stearns, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 6K. Analysis of Bids for Water Treatment Chemicals.

Motion by Alderman Schmidt, seconded by Alderman Black that the bids be awarded, on a price per ton basis, to the qualified, responsive low bidder: Kemira Water Solutions – Ferric Sulfate; Carus Phosphates – Sodium Hexametaphosphate; Tanner Industries – Anhydrous Ammonia; Mosaic Crop Nutrition, LLC – Hydrofluosilicic; for the next twelve (12) months and the Purchasing Agent be authorized to issue a Purchase Orders. Exceptions: 2012 Carbon Dioxide bid from Praxair was presented and approved as a three (3) year with a maximum four percent (4%) price escalator in years two (2013) and three (2014) and Liquid Chlorine was approved for three (3) year at \$500 per ton in September of 2011.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6L. Analysis of Requests for Proposal for Conservation of the Trotter Fountain.

Motion by Alderman Schmidt, seconded by Alderman Black that the RFP for conservation of the Trotter Fountain be awarded to Architectural Preservation Services, Baltimore, MD, in the amount of \$42,490, 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, Lower, Fazzini, Sage, Stearns, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 6M. Analysis of Bids for New Irrigation Pump Station at Prairie Vista.

Motion by Alderman Schmidt, seconded by Alderman Black that the bid for new irrigation pump station at Prairie Vista be awarded to Watertronics/MTI Distributing, Brooklyn Center, MN, in the amount of \$79,275, 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, Lower, Fazzini, Sage, Stearns, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 6N. Purchase of Playground Equipment for Franklin Park.

Motion by Alderman Schmidt, seconded by Alderman Black that the purchase of playground equipment for Franklin Park from The Cooperative Purchasing Network (TCPN) be approved, in the amount of \$31,405.20, utilizing Contract #R5202, 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 Mwilambwe, Schmidt, Lower, Fazzini, Sage, Stearns, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 7O. Renewal of Bond Purchasing Agreement for 2004 Variable Rate Demand Bonds.

Motion by Alderman Schmidt, seconded by Alderman Black that the Council authorize the renewal of the 2004 Variable Rate Demand Bond Repurchasing Agreement with J.P. Morgan Chase Bank 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, Lower, Fazzini, Sage, Stearns, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

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

Motion by Alderman Schmidt, seconded by Alderman Black that the contract with Big League Productions be approved, in the amount of \$35,000, 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 Mwilambwe, Schmidt, Lower, Fazzini, Sage, Stearns, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 7Q. Contract for Purchase of Electricity for U.S. Cellular Coliseum/Pepsi Ice Center Complex.

Motion by Alderman Schmidt, seconded by Alderman Black that the City enter into a two year, (24 month), contract with Ameren Energy Marketing Company (AEM) to supply full retail power for the US Cellular Coliseum and Pepsi Ice Center complex 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, Lower, Fazzini, Sage, Stearns, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 6S. Text Amendment to Chapter 2. Administration, Relating to Electronic Voting at City Council Meetings.

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

Nays: None.

Motion carried.

The following was presented:

Item 6T. Text Amendments to Chapter 10, 15 and 34 Combining Several Boards and Commissions into a Single Board called the "Building Board of Review" and Related Changes to HVAC Contractor Licensing Process.

Motion by Alderman Schmidt, seconded by Alderman Black that the Text Amendments be approved and the Ordinance passed.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6U. Petition from FOB Development, Inc., Requesting Approval of a Final Plat for the Empire Business Park Subdivision, Fifth (5th) Addition, commonly located on Magory Dr., east of Cornelius, and north of Empire.

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

Nays: None.

Motion carried.

The following was presented:

Item 7A. Text Amendment to Chapter 40. Taxicabs, Prohibiting Alcoholic Liquor on Vehicles for Hire.

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

Nays: Aldermen Black and Stearns.

Motion carried.

The following was presented:

Item 7B. Presentation by Mike Nugent on Worker's Compensation.

The following was presented:

Item 7C. Text Amendment to Chapter 21. Refuse, regarding Discontinuing Refuse Collection to Housing with Five or More Units.

Motion by Alderman Fazzini, seconded by Alderman Fruin 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 Fazzini, Sage, and Fruin.

Nays: Aldermen Mwilambwe, Schmidt, Lower, Stearns, and Black.

Motion failed.

The following was presented:

Item 7D. Text Amendment to Chapter 2. Administration, Section 15, Establishing the Third Monday of Each Month as a Meeting of the City Council As a Committee of the Whole.

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

Nays: Aldermen Fazzini, Sage and Stearns.

Motion carried.

Motion by Alderman Stearns, seconded by Alderman Black, that the meeting be adjourned. Time: 8:45 p.m.

Motion carried.

Renee Gooderham, Chief Deputy City Clerk