

**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, October 28, 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 Pro Tem (Alderman Schmidt) who directed the City Clerk to call the roll and the following members answered present:

Aldermen: Judy Stearns, Mboka Mwilambwe, Kevin Lower, David Sage, Robert Fazzini, Jennifer McDade, Scott Black, Karen Schmidt, and Jim Fruin.

Absent: Mayor Tari Renner.

City Manager David Hales, City Clerk Tracey Covert, and Asst. Corporate Counsel George Boyle were also present.

Absent: Corporate Counsel Todd Greenburg.

The following was presented:

Item 5A. Oath of Office Wesley DeWitt, Firefighter.

The following was presented:

Item 5B. Juvenile Justice Council Presentation on the Youth Build Summer Jobs 2013 Report.

The following was presented:

Item 6A. Council Proceedings of October 14, 2013.

Motion by Alderman Fazzini, seconded by Alderman Black that the reading of the minutes of the previous Council Proceedings of October 14, 2013 be dispensed with and the minutes approved as printed.

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

Ayes: Aldermen Stearns, Mwilambwe, 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 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 Pro Tem directed the clerk to call the roll which resulted in the following:

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

Nays: None.

Motion carried.

The following was presented:

Item 6C. Purchase Three (3) Police Pursuit Vehicles Utilizing State of Illinois Joint Purchasing Contract.

Motion by Alderman Fazzini, seconded by Alderman Black that the purchase of three (3) Police pursuit vehicles from Miles Chevrolet Inc., Decatur, IL be approved utilizing State of Illinois Joint Purchasing Contract #PSD4017159, in the amount of \$82,998, and the Purchasing Agent be authorized to issue a Purchase Order.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6D. Request to Approve Purchase of One (1) Pursuit Package Chevrolet Tahoe for the Fire Department.

Motion by Alderman Fazzini, seconded by Alderman Black that the formal bid process be waived, a 2014 Chevrolet Tahoe for the Fire Department be purchased from Currie Motors, Forest Park, IL utilizing the Northwest Suburban Purchasing Cooperative Contract, in the amount of \$31,664, and the Purchasing Agent be authorized to issue a Purchase Order.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6F. Payment of an invoice from McLean County Asphalt for Repairs to the Pavement on Regency Dr. between Washington St. and Eastland Dr.

Motion by Alderman Fazzini, seconded by Alderman Black that the payment for emergency repairs to the pavement provided by McLean County Asphalt be approved in the amount of \$30,180.92.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6G. Annual Water Billing Software Maintenance Agreement.

Motion by Alderman Fazzini, seconded by Alderman Black that the maintenance agreement and payment to Springbrook Software be approved in the amount of \$28,317.38, and the Mayor and City Clerk be authorized to execute the necessary documents.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6H. HoJo Pump Station Gravity Sewer Feasibility Study.

Motion by Alderman Fazzini, seconded by Alderman Black that Maurer-Stutz be authorized to proceed with the design and construction plans for a gravity sewer at a cost of \$38,572.75.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6I. Professional Engineering Services Contract with Knight E/A, Inc. for Intersection Improvements and Traffic Signal Installation Design Services, RFQ No. 2014 - 26, and adoption of Motor Fuel Tax (MFT) Resolution.

Motion by Alderman Fazzini, seconded by Alderman Black that the prices from Knight E/A, Inc., for a Professional Engineering Services Contract for Intersection Improvements and Traffic Signal Installation Design be accepted, in the amount of \$122,111, the MFT Resolution adopted, and the Mayor and City Clerk be authorized to execute the necessary documents.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6J. Intergovernmental Agreement with District 87 for Providing Salt for 2013/2014 Winter Season at a cost of \$58.34 per ton.

Motion by Alderman Fazzini, seconded by Alderman Black that the Agreement with District 87 for providing salt be approved and the Mayor and City Clerk be authorized to execute the necessary documents.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6K. Application of Everlong, Inc., d/b/a Daddios, located at 527 N. Main St., requesting a TAS liquor license, which allows the sale of all types of alcohol by the glass for consumption on the premises seven (7) days a week.

Motion by Alderman Fazzini, seconded by Alderman Black that a TAS liquor license for Everlong, Inc., d/b/a Daddios, located at 527 N. Main St., be created, contingent upon compliance with all applicable health and safety codes.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6L. Application of Twostep, Inc., d/b/a Elroy's, located at 102 W. Washington St., for a TAS liquor license, which allows the sale of all types of alcohol by the glass for consumption on the premises seven (7) days a week.

Motion by Alderman Fazzini, seconded by Alderman Black that a TAS liquor license for Twostep, Inc., d/b/a Elroy's, located at 102 W. Washington St., be created, contingent upon compliance with all applicable health and safety codes.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6M. Application of Dyno Liquor, Inc., d/b/a Empire Food & Liquor, located at 1102 N. Hershey Rd., for a PAS liquor license which would allow the sale of all types of packaged alcohol for consumption off the premises seven (7) days a week.

Motion by Alderman Fazzini, seconded by Alderman Black that a PAS liquor license for Dyno Liquor, Inc., d/b/a Empire Food & Liquor, located at 1102 N. Hershey Rd., be created, contingent upon compliance with all applicable health and safety codes with the following conditions: 1.) removal of the gasoline pumps and 2.) receipt of the lease between the building owner and CFMI, Inc. (including addressing information for both parties.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6N. Application of Demir Corporation, d/b/a Ephesus Restaurant, located at 1406 E. Empire St., 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 Fazzini, seconded by Alderman Black that a RBS liquor license for Demir Corporation, d/b/a Ephesus Restaurant, located at 1406 E. Empire St. be created, contingent upon compliance with all applicable health and safety codes.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6O. Application of Luther Oaks, Inc., d/b/a Luther Oaks, located at 601 Lutz Rd., for a RAS liquor license which would allow the sale of all types of alcohol by the glass for consumption on the premises seven (7) days a week.

Motion by Alderman Fazzini, seconded by Alderman Black that a RAS liquor license for Luther Oaks, Inc., d/b/a Luther Oaks, located at 601 Lutz Rd., be created, contingent upon compliance with all applicable health and safety codes.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6P. Suspension of Ordinances to Allow Consumption of Alcohol at Miller Park Pavilion on February 8, 2014.

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

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6Q. Suspension of Ordinances to Allow Consumption of Alcohol at Miller Park Pavilion on December 21, 2013.

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

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6R. Petition from Capital City Lodging, LLC Requesting Approval of a Final Plat for JOS Subdivision, located west of Veterans Pkwy. and north of Empire St. (IL Rt. 9).

Motion by Alderman Fazzini, seconded by Alderman Black that the Final Plat be approved and the Ordinance passed.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6S. Petition from Greyhound Properties LLC Requesting Approval of a Final Plat for Morrissey Crossing Subdivision, Located south of Veterans Pkwy. and west of Morrissey Dr.

Motion by Alderman Fazzini, seconded by Alderman Black that the Final Plat be approved and the Ordinance passed.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6T. Petition from FOB Development, Inc., Requesting Approval of a Final Plat for the Empire Business Park Subdivision, Sixth (6th) Addition, commonly located at Trinity Ln. and Magory Dr., north of Empire St.

Motion by Alderman Fazzini, seconded by Alderman Black that the Final Plat be approved and the Ordinance passed.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6E. Purchase of Playground Equipment for Pepper Ridge Park and Suburban East Park.

Motion by Alderman Fazzini, seconded by Alderman Fruin the formal bid process be waived, the playground equipment for Pepper Ridge Park and Suburban East Park be purchased from Cunningham Recreation, representatives of GameTime Manufacturing, in the amount of \$78,292.02, execute the grant application at a value of \$58,894.50, and the Purchasing Agent be authorized to issue the Purchase Order.

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

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

Nays: Alderman Stearns and Lower.

Motion carried.

The following was presented:

Item 7A. Presentation - City of Bloomington's Draft Condition Assessment Summary.

Motion by Alderman McDade, seconded by Alderman Stearns, that the meeting be adjourned. Time: 8:01 p.m.

Motion carried.

**Tracey Covert
City Clerk**