

**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, June 9, 2014.

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

City Manager David Hales, City Clerk Tracey Covert, and Interim Corporate Counsel Jeff Jurgens were also present.

The following was presented:

**Item 6A. Proclamation of June 9, 2014 as Illinois Wesleyan University Men's Basketball Final Four Day.**

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

**Nays: None.**

**Motion carried.**

The following was presented:

**Item 7A. Council Proceedings of May 27, 2014.**

Motion by Alderman Fazzini, seconded by Alderman Fruin that the reading of the minutes of the previous Council Proceedings of May 27, 2014 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, Painter, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7B. 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, Mwilambwe, Schmidt, Painter, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7C. Renewal of Annual Water Billing Software Maintenance Agreement.**

**Motion by Alderman Fazzini, seconded by Alderman Fruin that the Maintenance Agreement Renewal and Payment to Springbrook Software be approved, in the amount of \$29,733.25, and the Procurement Manager be authorized to issue a Purchase Order.**

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

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

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7E. Request to Approve a Budget Amendment to Account 20900940 – 72130 in the General Fund and to Authorize the Purchase of One (1) 2015 Ford Interceptor Sedan Police Package Vehicle for the Police Department.**

**Motion by Alderman Fazzini, seconded by Alderman Fruin that the Ordinance Amending the Budget Ordinance to add funds to Account 20900940 - 72130 in the General Fund be passed and that the purchase of one (1) 2015 Ford Interceptor Sedan Police Package Vehicle using the Northwest Suburban Purchasing Cooperative Contract Number 121 from Currie Motors, Frankfort, IL be approved, in the amount of \$29,111, the Procurement Manager be authorized to issue a Purchase Order**

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

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

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7G. Suspension of Ordinances to Allow Consumption of Alcohol at Lincoln Park on June 21, 2014 and August 10, 2014 for two (2) BCPA Outdoor Concerts.**

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

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

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

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7H. Application of Bloom Mart, Inc., d/b/a Bloom Mart Citgo, located 1810 S. Morris Ave., for a GPBS liquor license which would allow the sale of packaged beer and wine only for consumption off the premises seven (7) days a week.**

**Motion by Alderman Fazzini, seconded by Alderman Fruin that an GPBS liquor license for Bloom Mart, Inc., d/b/a Bloom Mart Citgo, located 1810 S. Morris Ave., be created, contingent upon compliance with all applicable health safety codes with the following condition: 1.) all employees must be BASSET certified within ninety (90) days after the license is issued.**

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

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, Painter, 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 Lake Bloomington Davis Lodge on June 21, 2014.**

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

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

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

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7J. Suspension of Ordinances to Allow Consumption of Alcohol at Lake Bloomington Davis Lodge on August 3, 2014.**

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

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

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

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7K. Suspension of Ordinances to Allow Consumption of Alcohol at Lake Bloomington Davis Lodge on August 23, 2014.**

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

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

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

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7L. Suspension of Ordinances to Allow Consumption of Alcohol at Lake Bloomington Davis Lodge on September 20, 2014.**

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

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

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, Painter, 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 Miller Park Pavilion on November 1, 2014.**

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

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

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

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7N. Suspension of Ordinances to Allow Consumption of Alcohol at Miller Park Pavilion on November 15, 2014.**

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

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

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

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7O. Lake Bloomington Lease Transfer Petition for Lot 2, Block 10 of Camp Potawatomie, from the estate of Charlotte J. Brucker (deceased) to Dustin A. Brucker and Dagan A. Brucker.**

**Motion by Alderman Fazzini, seconded by Alderman Fruin that the Lake Lease Transfer 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, Painter, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7P. Lake Bloomington Lease Transfer Petition for Lots 1 and 2, Block 5 of Camp Kickapoo, from Ollie (deceased) and Dorothy Myers to Rayan, LLC.**

**Motion by Alderman Fazzini, seconded by Alderman Fruin that the Lake Lease Transfer 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, Painter, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7Q. Petition from Wendell Niepagen Requesting Approval of an Expedited Final Plat for Metro Communications Subdivision Located south of Fox Creek Rd. and north of Veterans Pkwy.**

**Motion by Alderman Fazzini, seconded by Alderman Fruin that the Final Plat be approved and the Ordinance passed subject to Petitioner compliance with the Tap-On Fee Memorandum prior to recording.**

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

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

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7S. Petition submitted by Land Trust CC-1, Requesting Approval to Rezone a Portion of Fox Creek Village PUD, Located south of Lot 2, Fox Creek Country Club Subdivision, north of Outlot 26, Fox Creek Village Subdivision, and west of the Union Pacific Railroad from S - 2, Public Lands and Institutions District to R - 2, Mixed Residence District.**

**Motion by Alderman Fazzini, seconded by Alderman Fruin that the Rezoning 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, Painter, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7T. City Manager's Fiscal Year (FY) 2015 Action Plan.**

**Motion by Alderman Fazzini, seconded by Alderman Fruin that the FY 2015 Action Plan be adopted.**

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

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

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7U. Text Amendment to Chapter 29, Section 194B of the City Code Pertaining to the Seizure and Impoundment of Vehicles Used in Violation of Certain Criminal Offenses.**

**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 Stearns, Mwilambwe, Schmidt, Painter, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7F. Request to Approve a Budget Amendment to Account 40100100 – 70050 in the Capital Improvement Fund and Prepare Repair Documents and Construction Observation Services for the Pepsi Ice Center Parking Structure.**



**Motion by Alderman Stearns, seconded by Alderman Fazzini that the Ordinance Amending the Budget Ordinance to add funds to Account 40100100 – 70050 in the Capital Improvement Fund be passed, the proposal from Walker Restoration Consultants for Repair Documents and Construction Observation Services for the Pepsi Ice Center Parking Structure be approved, in the amount of \$136,000, the City Manager and City Clerk be authorized to execute the necessary documents, and the Resolution adopted.**

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

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

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7R. Petition submitted by Illinois Wesleyan University (IWU) Requesting Approval of a Special Use Permit for a Parking Lot for the Property Located at southwest Corner of Fell Ave. and Titan Dr., Zoned R-1C, Single Family Residence District.**

**Alderman Schmidt left the dais.**

**Motion by Alderman Black, seconded by Alderman Fazzini that the Special Use be approved and the Ordinance passed.**

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

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

**Nays: None.**

**Motion carried.**

**Alderman Schmidt returned to the meeting.**

**The following was presented:**

**Item 8A. Text Amendment regarding Structure of the City Legal Department and Agreement with Sorling, Northrup, Hanna, Cullen & Cochran, Ltd. to Provide Legal Services**

**Motion by Alderman Black, seconded by Alderman Fazzini that the Text Amendment be approved, the Ordinance passed, the Agreement approved, and the City Manager 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, Painter, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: Alderman Stearns.**

**Motion carried.**

**The following was presented:**

**Item 8B. Communications Center Console Upgrade and Fire Department Starcom Subscriber Equipment.**

**Motion by Alderman Black, seconded by Alderman Painter that the formal bid process be waived, the Agreement with Motorola Solutions, a State sanctioned sole source provider, for the Communications Center Console Upgrade and Fire Department Starcom Subscriber Equipment be approved, in the amount of \$842,607, the Mayor and City Clerk be authorized to execute the necessary documents, the Procurement Manager be authorized to issue a Purchase Order, and the Resolution adopted.**

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

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

**Nays: Alderman Stearns.**

**Motion carried.**

**The following was presented:**

**Item 8C. Request to Approve Purchase of Technical Service Agreement from National Development Council (NDC) for the Administration Department's Economic Development Office.**

**Motion by Alderman Painter, seconded by Alderman Schmidt that the twelve (12) month agreement with the NDC, a sole source provider, for Community and Economic Development Advisement be approved, in the amount of \$5,000 per month, the Mayor and City Clerk be authorized to execute the necessary documents, and the Resolution adopted.**

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

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

**Nays: Aldermen Stearns and Lower.**

**Motion carried.**

**The following was presented:**

**Item 8D. MUNIS Update Presentation.**

**The following was presented:**

**Item 7D. Payment for Renewal of Software Maintenance Agreement to Tyler Technologies for Various Munis Modules.**

**Motion by Alderman Schmidt, seconded by Alderman Painter that the payment for renewal of the Software License Maintenance and Support Agreement with Tyler Technologies be approved, in the amount of \$148,792.70, and the Procurement Manager be authorized to issue a Purchase Order.**

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

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

**Nays: None.**

**Motion carried.**

**Motion by Alderman Mwilambwe, seconded by Alderman Schmidt, that the meeting be adjourned. Time: 8:58 p.m.**

**Motion carried.**

**Tracey Covert  
City Clerk**