

**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 23, 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 Corporate Counsel Jeff Jurgens were also present.

The following was presented:

Item 6A. Council Proceedings of June 9, 2014.

Motion by Alderman Fazzini, seconded by Alderman Schmidt that the reading of the minutes of the previous Council Proceedings of June 9, 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 6B. Bills and Payroll.

Motion by Alderman Fazzini, seconded by Alderman Schmidt 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 6C. Request to Approve a Budget Amendment to the Illinois Housing Development Authority (IDHA) Grant Fund 2250 and Accept Funding from the IHDA's Abandoned Properties Program, (APP).

Motion by Alderman Fazzini, seconded by Alderman Schmidt that the Ordinance Amending the Budget Ordinance to add Funds to Both the Revenue and Expenditure Accounts in the IDHA Grant Fund 2250 be passed, and the Resolution adopted Accepting Funding in the Amount of \$52,455.06 from the IHDA for the APP.

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 6D. Request to Accept the 2014 Edward Byrne Memorial Grant (JAG) and Approve a Budget Amendment to Account 10015110 - 79134 in the General Fund under Police - JAG Grant Expenditures.

Motion by Alderman Fazzini, seconded by Alderman Schmidt that the 2014 Edward Byrne Memorial Justice Grant in the amount of \$42,492 be accepted, the Agreement with the Town of Normal and the County of McLean be approved, the Mayor and City Clerk be authorized to execute the necessary documents, and the Ordinance Amending the Budget Ordinance to Add Funds to Account 10015110 - 79134 in the General Fund 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 6E. Approval of Houston Galveston Area Council (HGAC) Joint Purchasing Group Application.

Motion by Alderman Fazzini, seconded by Alderman Schmidt that Council approve completion and submission of the HGAC Joint Purchasing Application, 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 6F. Request to Approve a Budget Amendment to Accounts 10014125-71030-20000 and 10014125-57350-20000 in the Bloomington Center for the Performing Arts (BCPA) Fund and that Council Retroactively Authorize the Purchase of Vests and Accessories as the new Uniform for BCPA Volunteers.

Motion by Alderman Fazzini, seconded by Alderman Schmidt that the Ordinance Amending the Budget Ordinance to Add Funds to Accounts 10014125-71030-20000 and 10014125-57350-20000 in the BCPA Fund be passed, the Purchase of 238 Vests, Ties and Scarves from RLP Uniforms & Corporate Apparel, Plukemin, NJ plus minimal alterations be approved, in the amount of \$11,599.12, and the Procurement Manager be authorized to issue a Purchase Order, in the amount of \$9,616.31 for the Vests with the balance to be used for Ties, Scarves and Alterations.

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 6G. Analysis of Bids and Approval of the FY 2015 Emergency Utility Repair Contract, City Bid 2015 - 05.

Motion by Alderman Fazzini, seconded by Alderman Schmidt that the prices 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 Stearns, Mwilambwe, Schmidt, Painter, Lower, Fazzini, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 6H. Analysis of Bids and Approval of the FY 2015 Utility Maintenance Contract, City Bid 2015 - 04.

Motion by Alderman Fazzini, seconded by Alderman Schmidt that the prices from George Gildner, 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 Stearns, Mwilambwe, Schmidt, Painter, Lower, Fazzini, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 6I. Analysis of Bids and Approval of the FY 2015 Grading & Seeding Contract, City Bid 2015 - 08.

Motion by Alderman Fazzini, seconded by Alderman Schmidt that the prices from George Gildner, 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 Stearns, Mwilambwe, Schmidt, Painter, Lower, Fazzini, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 6J. Analysis of Bids and Approval of the FY 2015 Small Area Street Resurfacing Contract, City Bid 2015 - 09.

Motion by Alderman Fazzini, seconded by Alderman Schmidt that the prices from McLean County Asphalt, Inc. be accepted, in the amount of \$1,000,000, 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, Mwilambwe, Schmidt, Painter, Lower, Fazzini, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 6K. Analysis of Bids and Approval of the FY 2015 Emergency Traffic Signal Repair Contract, City Bid 2015 - 07.

Motion by Alderman Fazzini, seconded by Alderman Schmidt that the prices from Bodine Electric of Decatur, Inc., 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 Stearns, Mwilambwe, Schmidt, Painter, Lower, Fazzini, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 6L. Analysis of Bids and Approval of the FY 2015 Traffic Signal Maintenance Contract, City Bid 2015 - 06.

Motion by Alderman Fazzini, seconded by Alderman Schmidt that the prices from Bodine Electric of Decatur, 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 Stearns, Mwilambwe, Schmidt, Painter, Lower, Fazzini, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 6M. Contract with Laborers International Union Local 362 Inspectors.

Motion by Alderman Fazzini, seconded by Alderman Schmidt that the Contract be ratified.

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 6P. Suspension of Ordinances to Allow Consumption of Alcohol at Lake Bloomington Davis Lodge on July 12, 2014.

Motion by Alderman Fazzini, seconded by Alderman Schmidt 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 6Q. Application of Red Lobster Hospitality, LLC, d/b/a Red Lobster #0130, located at 714 Eldorado Rd., for an RAS liquor license which allows the sale of all types of alcohol by the glass for consumption on the premises seven (7) days a week, (change of ownership).

Motion by Alderman Fazzini, seconded by Alderman Schmidt that an RAS liquor license for Red Lobster Hospitality, LLC, d/b/a Red Lobster #0130, located at 714 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 Stearns, Mwilambwe, Schmidt, Painter, Lower, Fazzini, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 6R. Application of HOA Restaurant Holder, LLC, d/b/a Hooters, located at 409 N. Hershey Rd., currently holding an RAS liquor license which allows the sale of all types of alcohol by the glass for consumption on the premises seven (7) days a week regarding a consolidation to HOA Restaurant Holder, LLC, (change of ownership).

Motion by Alderman Fazzini, seconded by Alderman Schmidt that an RAS liquor license for HOA Restaurant Holder, LLC, d/b/a Hooters, located at 409 N. Hershey Rd., be created contingent upon compliance with all health safety codes.

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 6S. Lake Bloomington Lease Transfer Petition for Lot 3, Block 1 of Camp Kickapoo, from Danny H. LeSeure to Shannon S. Duvendack.

Motion by Alderman Fazzini, seconded by Alderman Schmidt 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 6T. Petition from FOB Development, Inc., Requesting Approval of a Final Plat for the Empire Business Park Subdivision, Seventh (7th) Addition, commonly located at Trinity Ln. and Galena Rd., north of Empire St.

Motion by Alderman Fazzini, seconded by Alderman Schmidt that the Final Plat be approved and the Ordinance passed subject to Petitioner compliance with the Tap-On/Performance Bond 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 6N. Advertisements for the Bloomington Center for the Performing Arts (BCPA) in The Pantagraph.

Motion by Alderman Fazzini, seconded by Alderman Schmidt that formal bid process be waived, the advertising contract with The Pantagraph be approved, in the amount of \$38,000, and 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 Mwilambwe, Schmidt, Lower, Fazzini, Sage, Fruin and Black.

Nays: Aldermen Stearns and Painter.

Motion carried.

The following was presented:

Item 6O. A Resolution Establishing Prevailing Wages to be Paid to Laborers, Workers and Mechanics Engaged in Public Works with the City of Bloomington.

Motion by Alderman Fazzini, seconded by Alderman Schmidt that the amended Resolution 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 and Fruin.

Nays: Alderman Black.

Motion carried.

The following was presented:

Item 7A. Application of GKC Theatres, Inc., d/b/a Carmike Palace Cinema 10, located at 415 Detroit Dr., for an EAS 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 an EAS liquor license for GKC Theatres, Inc., d/b/a Carmike Palace Cinema 10, located at 415 Detroit Dr., 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, Painter, Fazzini, Sage, Fruin and Black.

Nays: Aldermen Lower and Stearns.

Motion carried.

The following was presented:

Item 7B. Presentation Illinois High-Speed Rail – Chicago to St. Louis – Impacts to Bloomington.

The following was presented:

Item 7C. Presentation Nicor Natural Gas Utility Tax Audit.

The following was presented:

Item 7D. Coliseum Development and Management Agreement – Ticket Facility Fee and Commissions – City Manager Update.

Motion by Alderman Black, seconded by Alderman Fazzini, that the meeting be adjourned. Time: 9:16 p.m.

Motion carried.

**Tracey Covert
City Clerk**