

**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, August 25, 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. Oath of Tyler Zimmerman, Firefighter.

The following was presented:

Item 6B. Gold Level Healthy Worksite Award – Tina Swanson.

The following was presented:

Item 6C. ICMA, (International City/County Management Association), Certificate of Distinction Award – Alex McElroy.

The following was presented:

Item 7A. Council Proceedings of August 11, 2014.

Motion by Alderman Fazzini, seconded by Alderman Lower that the reading of the minutes of the previous Council Proceedings of August 11, 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 Lower 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. Appointment of John Protzman to the Planning Commission.

Motion by Alderman Fazzini, seconded by Alderman Lower that the Appointment be approved.

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 7D. Towanda Ave. - Vernon Ave. Intersection Study and Planning.

Motion by Alderman Fazzini, seconded by Alderman Lower that the formal bid process be waived, the Professional Engineering Service Contract with Knight E/A Inc. be approved, in an amount not to exceed \$57,097.74, the Mayor and City Clerk be authorized to execute the necessary documents, the Resolution adopted and the corresponding Motor Fuel Tax 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 7E. Analysis of Bids for Compressor Replacement at the US Cellular Coliseum (USCC) and Contract with US Mechanical Services.

Motion by Alderman Fazzini, seconded by Alderman Lower that the bid for replacement of three (3) compressors at the USCC be awarded to US Mechanical Services, the sole bidder, in the amount of \$64,964.06, the contract be approved, the Mayor and City Clerk be authorized to execute the necessary documents, and any associated contracts approved in form and substance by Corporation Counsel.

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. Reject the Lone Proposal and Authorize Staff to Negotiate an Agreement with Applied Controls, Inc. for HVAC Controls Services at the US Cellular Coliseum (USCC).

Motion by Alderman Fazzini, seconded by Alderman Lower that the lone Proposal be rejected and staff be authorized to negotiate an Agreement with Applied Controls, Inc. for HVAC Controls Services at the USCC.

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. Change Order for Sidewalk Funding and Request to Approve a Budget Amendment to Accounts (10019180 - 89410), (40100100 - 85100) and (40100100 - 72560) in the General and Capital Improvement Fund Budgets.

Motion by Alderman Fazzini, seconded by Alderman Lower that the Change Order to the Contract for the 2014 Bond Sidewalk Replacement and Handicap Ramp Program in the additional amount of \$100,000 be approved, the Resolution adopted, and the Ordinance Amending the Budget to add funds to Accounts (10019180 - 89410), (40100100 - 85100) and (40100100 - 72510) in the General and Capital Improvement Fund Budgets be passed. The change is germane to the original contract as signed and is in the best interest of the City and authorized by law.

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. Lake Bloomington Lease Transfer Petition for Lot 7, Block 3 of Camp Kickapoo, from Mclean County Land Trust HBT 408, Heartland Bank & Trust Company Trustee, to Jamie L. Drake, Trustee of the Jamie L. Drake Revocable Trust dated March 27, 2014.

Motion by Alderman Fazzini, seconded by Alderman Lower 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 7I. Request to Approve a Budget Amendment in the General Fund, Capital Improvement Fund, Water Fund, and Storm Water Fund for the Settlement of Disputed Claims Relating to Annexation Agreement for W. Washington St.

Motion by Alderman Fazzini, seconded by Alderman Lower 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 Davis Lodge on August 30, 2014.

Motion by Alderman Fazzini, seconded by Alderman Lower 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. Text Amendment to Chapter 17. Fire Department and Fire Prevention, Section 1 Establishment of Department – Composition – Indefinite Absences.

Motion by Alderman Fazzini, seconded by Alderman Lower 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 7M. Text Amendment to Chapter 17. Fire Department and Fire Prevention, Section 6 Duties.

Motion by Alderman Fazzini, seconded by Alderman Lower 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 7N. Text Amendment to Chapter 17. Fire Department and Fire Prevention, Section 18 Fire Chief or Assistant to Prescribe Limits Within Which Persons Permitted at Fires.

Motion by Alderman Fazzini, seconded by Alderman Lower 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 7K. Text Amendment to Chapter 38. Article III, Section 87 regarding Carriage Walks.

Motion by Alderman Fazzini, 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, Painter, Fazzini, and Black.

Nays: Aldermen Stearns, Schmidt, Lower, Sage and Fruin.

Motion failed.

The following was presented:

Item 8A. Lake Bloomington Marina Lease Agreement with TTK, LLC.

Motion by Alderman Schmidt, seconded by Alderman Fazzini that the Lease Agreement be approved with the addition of an updated legal description 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 8B. Analysis of Bids and Approval of Contract for Pepsi Ice Center Parking Structure Repairs – Status Report.

The following was presented:

Item 8C. Website Transparency Ordinance.

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, Fazzini, Sage, Fruin and Black.

Nays: Alderman Lower.

Motion carried.

Motion by Alderman Black, seconded by Alderman Schmidt, that the meeting be adjourned. Time: 8:19 p.m.

Motion carried.

**Tracey Covert
City Clerk**