



RECORD OF MOTIONS AND VOTES
PUBLISHED BY THE AUTHORITY OF THE CITY COUNCIL
OF BLOOMINGTON, ILLINOIS
MONDAY, JULY 13, 2015; 7:00 P.M.

The Council convened in regular Session in the Council Chambers, City Hall Building, at 7:00 p.m., Monday, July 13, 2015.

The Meeting was called to order by Mayor Pro Tem Schmidt.

The Meeting was opened by Pledging Allegiance to the Flag followed by moment of silent prayer.

Mayor Pro Tem Schmidt directed the City Clerk to call the roll and the following members of Council answered present:

Aldermen: Kevin Lower, David Sage, Diana Hauman, Amelia Buragas, Scott Black, Joni Painter, Mboka Mwilambwe, Jim Fruin and Mayor Tari Renner (absent), Karen Schmidt (Mayor Pro Tem).

City Manager David Hales, Deputy Clerk T. Renee Gooderham and Corporate Counsel Jeffrey Jurgens, and other City staff were also present.

Motion by Alderman Hauman seconded by Alderman Lower to suspend the rules to allow fourteen (14) citizens to speak during Public Comment for three (3) minutes apiece or a total of forty-two (42) minutes.

Motion carried, (viva voce).

The following was presented:

Item 6A. Proclamation declaring July 26, 2015 as, "American Disabilities Act Celebration Day."

The following was presented:

Item 6B. Reappointment of Cindy Hansen to the Bloomington-Normal Sister City Committee (Japan)

The following was presented:

Item 6C. Oath of Office – Jonathon Powell, Firefighter

The following was presented:

Item 6D. Oath of Office – James Ellis, Firefighter

The following was presented:

Item 6E. Oath of Office – Nicholas Shaver, Firefighter

The following was presented:

Item 6F. Oath of Office – Christopher Overland, Firefighter

The following was presented:

Item 6G. Oath of Office – John Capodice, Firefighter

Alderman Lower requested Item 7G Consideration of a Resolution approving modification to the Homefield Energy and Good Energy agreements so to obtain a 100% renewable energy level in association with municipal energy aggregation be pulled from the Consent Agenda for discussion.

Alderman Fruin requested Item 7I Consideration of approving A. Ordinance Amending the Budget for the Fiscal Year Ending April 30, 2016 in the amount \$20,000. B. Donate \$20,000 to YouthBuild of McLean County, specifically for YouthBuild's Summer Jobs Program and Item 7J Consideration of approving a Text Amendment to Chapter 35, Section 30 of the City Code pertaining to Fingerprint Requests be pulled from the Consent Agenda for discussion.

Item 7A: Consideration of approving the Council Proceedings of June 22, 2015.

Motion by Alderman Black, seconded by Alderman Painter that the reading of the minutes of the previous Council Proceedings of June 22, 2015 be dispensed with and the minutes approved as printed.

Mayor Pro Tem Schmidt directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Sage, Lower, Hauman, Black, Fruin, Buragas, Painter, and Mwilambwe.

Nays: None.

Motion carried.

The following was presented:

Item 7B. Consideration of approving payment for Bills and Payroll.

Motion by Alderman Black, seconded by Alderman Painter that the Bills and Payroll be allowed and orders drawn on the Treasurer for the various amounts as funds are available.

Mayor Pro Tem Schmidt directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Sage, Lower, Hauman, Black, Fruin, Buragas, Painter, and Mwilambwe.

Nays: None.

Motion carried.

The following was presented:

Item 7C: Consideration of approval of a Reappointment to Bloomington-Normal Sister City Committee (Japan)

Motion by Alderman Black, seconded by Alderman Painter that Cindy Hansen be reappointed to the Bloomington-Normal Sister City Committee (Japan).

Mayor Pro Tem Schmidt directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Sage, Lower, Hauman, Black, Fruin, Buragas, Painter, and Mwilambwe.

Nays: None.

Motion carried.

The following was presented:

Item 7D. Consideration of approving the purchase of one (1) Backhoe for the Water Transmission and Distribution Division of the Water Department in the amount of \$160,692 and that a 2004 Caterpillar 430D be declared surplus and be sold on public auction at Publicsurplus.com.

Motion by Alderman Black, seconded by Alderman Painter that the purchase of one (1) Caterpillar 430FIT Backhoe from Altorfer Inc. of East Peoria, IL using the National Joint Powers Alliance Joint Purchasing Contract No. 060311-CAT in the amount of \$160,692.00 be approved

and the 2004 Caterpillar 430D be declared surplus and be sold on public auction at Publicsurplus.com, and authorize the Mayor and City Clerk to execute the necessary documents.

Mayor Pro Tem Schmidt directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Sage, Lower, Hauman, Black, Fruin, Buragas, Painter, and Mwilambwe.

Nays: None.

Motion carried.

The following was presented:

Item 7E: Consideration of approval of an Intergovernmental Agreement with the Town of Normal, the County of McLean, the McLean County Soil and Water Conservation District and the City of Bloomington regarding the Funding of a Soil Conservationist through the McLean County Soil and Water Conservation District.

Motion by Alderman Black, seconded by Alderman Painter that the payment amount of \$70,000 per year for the three (3) years of the Intergovernmental Agreement between the Town of Normal, the County of McLean, the McLean County Soil and Water Conservation District and the City of Bloomington be approved and the Mayor and City Clerk be authorized to execute the necessary documents.

Mayor Pro Tem Schmidt directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Sage, Lower, Hauman, Black, Fruin, Buragas, Painter, and Mwilambwe.

Nays: None.

Motion carried.

The following was presented:

Item 7F: Consideration of approving 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 Black, seconded by Alderman Painter that the Resolution Establishing Prevailing Wages to be paid to Laborers, Workers and Mechanics Engaged in Public Works with the City of Bloomington be adopted.

Mayor Pro Tem Schmidt directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Sage, Lower, Hauman, Black, Fruin, Buragas, Painter, and Mwilambwe.

Nays: None.

Motion carried.

The following was presented:

Item 7H: Consideration of approving an Ordinance Amending the Budget Ordinance for the Fiscal Year Ending April 30, 2016 for the Community Development Block Grant (CDBG) in the amount of \$211,787.

Motion by Alderman Black, seconded by Alderman Painter that the Ordinance be adopted and the Budget Amendment be approved for the Community Block Development Grant in the amount of \$211,787 for Fiscal Year April 30, 2016.

Mayor Pro Tem Schmidt directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Sage, Lower, Hauman, Black, Fruin, Buragas, Mwilambwe, and Painter.

Nays: None.

Motion carried.

The following was presented:

Item 7K: Consideration of adoption of an ordinance for Case No. PS-02-15 Petition requesting approval of a Reinstated and Amended Preliminary Plan for Wittenberg Woods at Prairie Vista Phase 4, for the property located northwest of Morris Avenue and Lutz Road, consisting of approximately 14.94 acres.

Motion by Alderman Black, seconded by Alderman Painter to adopt an ordinance for Case PS-02-15 for the Amendment of a Reinstated and Amended Preliminary Plan for Wittenberg Woods at Prairie Vista Phase 4, for the property described in the "Description of the Property".

Mayor Pro Tem Schmidt directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Sage, Lower, Hauman, Black, Fruin, Buragas, Mwilambwe, and Painter.

Nays: None.

Motion carried.

The following was presented:

Item 7L: Consideration of adoption of an ordinance for Case No. PS-03-15 Petition requesting approval of a Reinstated Preliminary Plan for Fox Lake, for the property located east of Steppe Lane and south of both Pampas Lane and Savana Road, consisting of approximately 32.81 acres.

Motion by Alderman Black, seconded by Alderman Painter to adopt an ordinance for Case PS-03-15 for the Amendment of a Reinstated Preliminary Plan for Fox Lake, for the property described in the "Legal Description".

Mayor Pro Tem Schmidt directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Sage, Lower, Hauman, Black, Fruin, Buragas, Mwilambwe, and Painter.

Nays: None.

Motion carried.

The following was presented:

Item 7M: Consideration of denial of an Ordinance for Case No. Z-04-15 requesting the approval of a Rezoning from R-1C, Single-Family Residence District to R-2, Mixed Residence District for the property at 1314 Fell Avenue.

Motion by Alderman Black, seconded by Alderman Painter that the City Council delay this item until the July 27, 2015 Regular City Council Meeting.

Mayor Pro Tem Schmidt directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Sage, Lower, Hauman, Black, Fruin, Buragas, Mwilambwe, and Painter.

Nays: None.

Motion carried.

The following was presented:

Item 7N: Consideration of Approving the Application of Fifth Day Restaurants, LLC, d/b/a TGI Friday's, located at 9 Brickyard Dr., requesting a RAS (Restaurant, All Types of Alcohol, Sunday Sales) 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 Black, seconded by Alderman Painter that an RAS liquor license for Fifth Day Restaurants, LLC, d/b/a TGI Friday's, located at 9 Brickyard Dr., be approved contingent upon compliance with all applicable health and safety codes.

Mayor Pro Tem Schmidt directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Sage, Lower, Hauman, Black, Fruin, Buragas, Mwilambwe, and Painter.

Nays: None.

Motion carried.

The following was presented:

Item 7O: Consideration of an Ordinance Suspending Portions of Section 701 of Chapter 31 and Section 26(d) of Chapter 6 of the City Code for a wedding reception at Davis Lodge.

Motion by Alderman Black, seconded by Alderman Painter that the Ordinance Suspending Portions of Section 701 of Chapter 31 and Section 26(d) of Chapter 6 of the City Code for a Wedding Reception at Davis Lodge on November 7, 2015 be approved and the Mayor and City Clerk authorized to execute the necessary documents.

Mayor Pro Tem Schmidt directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Sage, Lower, Hauman, Black, Fruin, Buragas, Mwilambwe, and Painter.

Nays: None.

Motion carried.

The following was presented:

Item 7P: Consideration of an Ordinance Suspending Portions of Section 701 of Chapter 31 and Section 26(d) of Chapter 6 of the City Code for a wedding reception at Davis Lodge.

Motion by Alderman Black, seconded by Alderman Painter that the Ordinance Suspending Portions of Section 701 of Chapter 31 and Section 26(d) of Chapter 6 of the City

Code for a Wedding Reception at Davis Lodge on August 7, 2015 be approved and the Mayor and City Clerk authorized to execute the necessary documents.

Mayor Pro Tem Schmidt directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Sage, Lower, Hauman, Black, Fruin, Buragas, Mwilambwe, and Painter.

Nays: None.

Motion carried.

The following was presented:

Item 7G: Consideration of a Resolution approving modification to the Homefield Energy and Good Energy agreements so to obtain a 100% renewable energy level in association with municipal energy aggregation.

Motion by Alderman Black, seconded by Alderman Painter that the resolution approving modifications to the agreements with Homefield Energy and Good Energy to reduce the City's civic contribution in exchange for achieving a 100% renewable energy level and providing staff direction on renewable energy be adopted and the City Manager be authorized to execute any related documents related to same with amendment that agreement would be upheld regardless of Ameren rates.

Mayor Pro Tem Schmidt directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Sage, Mwilambwe, Hauman, Black, Fruin, Buragas and Painter.

Nays: Alderman Lower.

Motion carried.

The following was presented:

Item 7I: Consideration of approving the following: A. Ordinance Amending the Budget for the Fiscal Year Ending April 30, 2016 in the amount \$20,000. B. Donate \$20,000 to YouthBuild of McLean County, specifically for YouthBuild's Summer Jobs Program.

Motion by Alderman Fruin seconded by Alderman Hauman that donation to YouthBuild to be specifically used to administer/fund the YouthBuild's Summer Jobs Program and approve an Ordinance Amending the Budget Ordinance (2015-18) for the Police Department in the amount of \$20,000 for Fiscal Year April 30, 2016.

Mayor Pro Tem Schmidt directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Sage, Lower, Hauman, Black, Fruin, Buragas, Mwilambwe, and Painter.

Nays: None.

Motion carried.

The following was presented:

Item 7J: Consideration of approving a Text Amendment to Chapter 35, Section 30 of the City Code pertaining to Fingerprint Requests.

Motion by Alderman Fruin seconded by Alderman Hauman that the Text Amendment to Chapter 35, Section 30 of the City Code pertaining to fingerprint requests be approved, with amendment to the price per card be increased to \$20.00.

Mayor Pro Tem Schmidt directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Sage, Lower, Hauman, Black, Fruin, Buragas, Mwilambwe, and Painter.

Nays: None.

Motion carried.

The following was presented:

Item 8A: Consideration of approving an Ordinance Amending the Public Comment Rules at City Council Meetings for the City of Bloomington,

Motion by Alderman Lower, seconded by Alderman Black that the Ordinance Amending the Procedures for Public Comments be approved with the amendment to the total discussion time to be extended to thirty (30) minutes.

Mayor Pro Tem Schmidt directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Mwilambwe, Lower, Hauman, Black, Fruin, Buragas, and Painter.

Nays: Alderman Sage.

Motion carried.

The following was presented:

Item 8B: Consideration of purchasing a replacement Video and Scoreboard System for use at the US Cellular Coliseum in the amount of \$1,389,605.35.

Motion by Alderman Lower to delay the purchasing a replacement Video and Scoreboard System for use at the US Cellular Coliseum in the amount of \$1,389,605.35 indefinitely.

Motion failed.

Motion by Alderman Fruin seconded by Alderman Sage that the purchase of a new DAKTRONICS (DAK) Video and Scoreboard System, herein described, be purchased through The Cooperative Purchasing Network (TCPN) in the amount of \$1,389,605.35 from Contract #R5195 be approved and the Procurement Manager be authorized to issue a Purchase Order for same.

Mayor Pro Tem Schmidt directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Sage, Hauman, Fruin, Buragas, Mwilambwe, and Painter.

Nays: Aldermen Lower and Black.

Motion carried.

Motion by Alderman Painter seconded by Alderman Hauman that the Council adjourn to Executive Session. Time: 9:05 p.m.

Mayor Pro Tem Schmidt directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Sage, Lower, Hauman, Black, Fruin, Buragas, Mwilambwe, and Painter.

Nays: None.

Motion carried.

Motion by Alderman Hauman seconded by Alderman Painter to return to Regular Meeting Session and adjourn the meeting. Time: 9:15 p.m.

Motion carried, (viva voce).

Respectfully submitted

Renee Gooderham
Deputy City Clerk