

**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 7:35 p.m., Monday, September 13, 2010.

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

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, Kevin Huette, Bernie Anderson, David Sage, John Hanson, Jennifer McDade, Steven Purcell, Karen Schmidt, Jim Fruin and Mayor Stephen F. Stockton.

City Manager David Hales, City Clerk Tracey Covert, and Corporate Counsel Todd Greenburg were also present.

The following was presented:

Item 6A. Council Proceedings of March 9, May 11 and June 8, 2009.

Motion by Alderman McDade, seconded by Alderman Schmidt that the reading of the minutes of the previous Council Meeting of March 9, May 11 and June 8, 2009 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, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6B. Bills and Payroll.

Motion by Alderman McDade, seconded by Alderman Schmidt that the bills and payroll be allowed and 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, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6C. Payments from various Municipal Departments.

Motion by Alderman McDade, seconded by Alderman Schmidt that the payments be approved.

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

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6D. Report.

Motion by Alderman McDade, seconded by Alderman Schmidt that the report be placed on file and made a matter of record.

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

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6E. Analysis of Bids for Fire Station #2 Pavement Repair – General Obligation Bonds.

Motion by Alderman McDade, seconded by Alderman Schmidt that the bid for Fire Station #2 Pavement Repair be awarded to McLean County Asphalt, Inc., in the amount of

\$114,546.89, 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, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6F. Analysis of Request for Proposals (RFP) for Architectural/Engineering Services – General Obligation Funds – to Provide a Solution for the Water and Moisture Infiltration at Fire Station #2, 1911 E. Hamilton Rd.

Motion by Alderman McDade, seconded by Alderman Schmidt that the RFP in the amount of \$10,000 be awarded to BLDD Architects, Inc. 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, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6G. Analysis of Bids – Printing Services for the Bloomington Center for the Performing Arts (BCPA.)

Motion by Alderman McDade, seconded by Alderman Schmidt that the bid for printing the 2010-2011 BCPA Season Playbills be awarded to Martin Graphics in the amount of \$18,461, and the Purchasing Agent be authorized to issue a Purchase Order for same.

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

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6I. Amended Intergovernmental Agreement with Bloomington Township.

Motion by Alderman McDade, seconded by Alderman Schmidt that the Amended Agreement 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, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6J. Illinois Route 66 Heritage Project – Wayside Exhibit Program Land Use Agreement.

Motion by Alderman McDade, seconded by Alderman Schmidt that the Land Use Agreement with the Bloomington-Normal Convention and Visitors Bureau (CVB) for placement of a Route 66 Wayside Exhibit on the southwest corner of Main and Jefferson Streets 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, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6K. Professional Services Contract for the Bloomington Center for the Performing Arts (BCPA).

Motion by Alderman McDade, seconded by Alderman Schmidt that the contract 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, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6L. Application of Aldi, Inc., d/b/a Aldi Foods #54, located at 1025 Wylie Dr., currently holding a PB liquor license which allows the sale of packaged beer and wine for consumption off the premises six (6) days a week, requesting the addition of an S, Sunday, liquor license classification to allow liquor sales seven (7) days a week.

Motion by Alderman McDade, seconded by Alderman Schmidt that an S, Sunday, liquor license 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, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6M. Application of Ma Veharai, Inc., d/b/a Buddy's Liquors, currently located at 2303 E. Washington St., holding a PAS liquor license which allows the sale of all types of packaged alcohol for consumption off the premises seven (7) days a week, to relocate to 806 S. Eldorado Rd.

Motion by Alderman McDade, seconded by Alderman Schmidt that Ma Veharai, Inc., d/b/a Buddy's Liquors, currently located at 2303 E. Washington St., holding a PAS liquor license be allowed to relocate to 806 S. Eldorado Rd., with the following condition: 1.) that the City Clerk affirm that the Church is no longer a tenant.

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

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6N. Suspension of Chapter 6 Section 26(d) to Allow Possession of Open Alcohol on Public Property for the Bloomington-Normal Sunrise Rotary Club – Brats and Bags event, located on Jefferson Street between Main and Center and Main Street between Jefferson and Washington on October 1, 2010.

Motion by Alderman McDade, 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, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6O. Lake Bloomington Lease Transfer Petition for Lot 3, Block 27 of Camp Potawatomie from Shannon and Steven Patterson to Sona M. Chalian.

Motion by Alderman McDade, seconded by Alderman Schmidt that the Lake Lease 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, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6P. Lake Bloomington Transfer Petition for Lot 18, Block 5 of Camp Kickapoo from Gordon and Carol Schroeder currently holding a ¼ interest to Trust Agreement dated January 21, 2002 known as the Joan Brown 2002 Declaration of Trust, Joan Brown, Trustee, ¼ interest.

Motion by Alderman McDade, seconded by Alderman Schmidt that the Lake Lease 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, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6Q. Ordinance Establishing Water Rates for the Parkway Project Planned Unit Development (PUD).

Motion by Alderman McDade, 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, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6R. Petition from Parkway Partners – One, Inc., Requesting Approval of a Final Plat for the Second Phase of Parkway Village commonly located at the southeast corner of Veterans Parkway and Mercer Avenue.

Motion by Alderman McDade, seconded by Alderman Schmidt that the Final Plat be approved and the Ordinance passed.

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

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6S. Petition from Larry Bielfeldt Requesting Approval of an Ordinance Dedicating an East/West Utility and Drainage Easement located north of Lot 18 Hawthorne Commercial Subdivision 7th Addition, east of Leslie Drive and west of Towanda Barnes Road.

Motion by Alderman McDade, seconded by Alderman Schmidt that the Dedication be approved and the Ordinance passed.

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

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6T. Suspension of Ordinances to Allow Consumption of Alcohol at Lake Bloomington's Davis Lodge on September 18, 2010.

Motion by Alderman McDade, 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, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6H. Application from Amanda J. Huber for Community Development Block Grant (CDBG) Housing Rehabilitation Assistance.

Motion by Alderman McDade, seconded by Alderman Anderson that Amanda J. Huber's application for assistance be submitted to Housing and Urban Development (HUD) for their review and consideration.

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

Ayes: Aldermen Huette, Schmidt, McDade, Anderson, Hanson, Sage, and Fruin.

Nays: Alderman Stearns and Purcell.

Motion carried.

The following was presented:

Item 8A. Application of Fred Wehrenberg Circuit of Theatres, Inc., d/b/a Bloomington Galaxy 14 Cine, located at 1111 Wylie Dr., for an RBS liquor license, which will allow the sale of beer and wine only by the glass for consumption on the premises seven (7) days a week.

Motion by Alderman Hanson, seconded by Alderman Anderson that the Application of Fred Wehrenberg Circuit of Theatres, Inc., d/b/a Bloomington Galaxy 14 Cine, located at 1111 Wylie Dr., for an RBS liquor license, which will allow the sale of beer and wine only by the glass for consumption on the premises seven (7) days a week be denied.

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

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 8B. Purchase of Starcom21 Radio Equipment for the Police Department.

Motion by Alderman Hanson, seconded by Alderman McDade that a contract with Motorola for the Purchase of Equipment and Services to Migrate the Police Department Radio Communications to the Statewide Starcom21 System in the amount of \$885,149.30 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, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 8C. Analysis of Request for Proposals (RFP) for Tax Consultant Services.

Motion by Alderman Schmidt, seconded by Alderman McDade that the RFP be awarded to Pritchard Osborn LLC in an amount not to exceed \$20,000, 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, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 8D. An Ordinance Amending Section 83.5 of Chapter 38 of the City Code, Damage or Destruction of Mailboxes.

Motion by Alderman Fruin, seconded by Alderman Hanson that this item be laid over until the Council's September 27, 2010 meeting.

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

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried, (viva voce).

The following was presented:

Item 8E. Change Order 1 for Street and Alley Repair (Citywide).

Motion by Alderman Huette, seconded by Alderman Stearns that the Change Order in the amount of \$110,000 be approved and the Resolution adopted.

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

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Hanson, Sage, Fruin and Purcell.

Nays: Alderman Anderson.

Motion carried.

Motion by Alderman Anderson, seconded by Alderman Purcell, that the meeting be adjourned. Time: 10:32 p.m.

Motion carried.

**Tracey Covert
City Clerk**