

**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, August 24, 2009.

The Meeting was opened by Pledging Allegiance to the Flag followed by 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, Bernie Anderson, David Sage, John Hanson, Jennifer McDade, Steven Purcell, Karen Schmidt, Jim Fruin and Mayor Stephen F. Stockton.

Alderman absent: Kevin Huette.

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

The following was presented:

Item 5A. Oath of Office – Timothy Ervin.

The following was presented:

Item 5B. 2009 Beautification Awards – Stan Cain.

The following was presented:

Item 6A. Council Proceedings of August 28, 2006 and Executive Session Minutes of August 10, 2009.

Motion by Alderman Purcell, seconded by Alderman Schmidt that the reading of the minutes of the previous Council Meeting of August 28, 2006 and Executive Session Minutes of August 10, 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, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6B. Bills and Payroll.

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

Nays: None.

Motion carried.

The following was presented:

Item 6D. Audit of the Accounts for the Township Supervisor for the month of July, 2009.

Motion by Alderman Purcell, seconded by Alderman Schmidt that the audit of the bills and payroll be made a matter of record.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6E. Report.

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

Nays: None.

Motion carried.

The following was presented:

Item 6F. Request to Pay Stark Excavating, Inc. for Emergency Repair of City Sewer in the 700 block of East Jefferson Street.

Motion by Alderman Purcell, seconded by Alderman Schmidt that the payment be approved.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6G. Waive the Formal Bidding Process and Purchase Lime, a Water Treatment Chemical, from Mississippi Lime, Inc. for two (2) Years starting September 1, 2009.

Motion by Alderman Purcell, seconded by Alderman Schmidt that the Formal Bidding Process be waived, Lime, a water treatment chemical, be purchased from Mississippi Lime, Inc., in the amount of \$143 per ton for Fiscal Year (FY) 2009/10 and \$150

per ton in FY 2010/11, the Purchasing Agent authorized to issue a Purchase Order for same, and the Resolution adopted.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6H. Analysis of Bids and Approval of Contract for Kickapoo Creek Restoration – Phase II.

Motion by Alderman Purcell, seconded by Alderman Schmidt that the bid for Kickapoo Creek Restoration – Phase II from Stark Excavating, Inc. be approved in an amount not to exceed \$1,318,948, 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, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6I. Renewal of Request for Proposals (RFP) Award for Beverage Service for Events Held at the Bloomington Center for the Performing Arts (BCPA).

Motion by Alderman Purcell, seconded by Alderman Schmidt that the contract with Six Strings, the preferred beverage vendor for the BCPA, be extended for an additional year.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6J. Renewal of a Contract with Starnet Technologies, Inc. for Preventative Maintenance and Support Service for the Supervisory Control and Data Acquisition (SCADA) System.

Motion by Alderman Purcell, seconded by Alderman Schmidt that the Contract with Starnet Technologies for Preventative Maintenance and Support Service for the SCADA System be renewed in an amount not to exceed \$19,411 per year, 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, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6K. Permission to Extend Granular Activated Carbon (GAC) Lease Agreement with Calgon Carbon, Inc. for the Purification Plant.

Motion by Alderman Purcell, seconded by Alderman Schmidt that the lease extension with Calgon Carbon Inc., for GAC in the amount of \$19,285 per month for a period of thirty-six (36) consecutive months be approved, the Purchasing Agent authorized to issue a Purchase Order for same, and the Resolution be adopted.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6L. Change Order to the Agreement with William Masters, Inc. for a Transformer Replacement.

Motion by Alderman Purcell, seconded by Alderman Schmidt that the Change Order be approved.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6M. Intergovernmental Agreement between the Town of Normal, the County of Mclean, the McLean County Soil and Water Conservation District, and the City for the Funding of a Soil Conservationist.

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

Nays: None.

Motion carried.

The following was presented:

Item 6N. Contract for the Purchase of Right of Way for Hamilton Road (Timberlake to Main) from Archland Property, II LP.

Motion by Alderman Purcell, seconded by Alderman Schmidt that the Contract with Archland Property II LP in the amount of \$8,925 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, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6O. Contract for the Purchase of Right of Way for Hamilton Road (Timberlake to Main) from Bromenn Healthcare.

Motion by Alderman Purcell, seconded by Alderman Schmidt that the Contract with Bromenn Healthcare for right of way and temporary easements in the amount of \$11,204 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, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6P. Intergovernmental Agreement between the City of Bloomington and the Town of the City of Bloomington for Operation of the John M. Scott Health Care Programs and Services.

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

Nays: None.

Motion carried.

The following was presented:

Item 6Q. Application of Bloomington Jaycees, requesting a Limited Liquor License (LB), for the event called "Bruegala," formerly known as "Beerfest/Steptemberfest", a charitable fundraiser to be held at the Interstate Center located as 2301 W. Market St. on Friday and Saturday, September 11, and 12, 2009 which would allow the sale of beer and wine by the glass for consumption on the premises.

Motion by Alderman Purcell, seconded by Alderman Schmidt that an LB liquor license for the Bloomington Jaycees, for “Bruegala”, a charitable fundraiser to be held at the Interstate Center located at 2301 W. Market St. on Friday and Saturday, September 11 and 12, 2009 be approved 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, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6S. Fiscal Year 2009 Budget House Keeping Amendment.

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

Nays: None.

Motion carried.

The following was presented:

Item 6T. Grant of Geothermal Easement by the City to Community School District Unit #5.

Motion by Alderman Purcell, seconded by Alderman Schmidt that the Easement be granted 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, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6U. Lake Bloomington Lease Transfer Petition for Lot 4, Block 3 of Camp Kickapoo from Katherine Oncken to Katherine E. and Darryl J. Oncken.

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

Nays: None.

Motion carried.

The following was presented:

Item 6R. Suspension of Chapter 6 Section 26(d) to Allow Possession of Open Alcohol on Public Property for the B104 Corona Sun City Tailgate Party on September 17, 2009.

Motion by Alderman Schmidt, seconded by Alderman Purcell that the Ordinance be passed.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 8A. Bloomington Normal Water Reclamation District (BNWRD) Presentation – Inflow and Infiltration.

The following was presented:

Item 8B. Status of Street Resurfacing Projects and Pot Hole Program Presentation – Jim Karch.

The following was presented:

Item 8C. Appeal of the Action of the Zoning Board of Appeals (ZBA) Denying a Rear Yard Variation for the Property Located at 601 Chelsea.

Motion by Alderman Fruin, seconded by Alderman Hanson that the variance be approved.

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

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

Nays: Aldermen Anderson and Purcell.

Motion carried.

Motion by Alderman Anderson, seconded by Alderman Sage that the meeting be adjourned. Time: 10:42 p.m.

Motion carried.

**Tracey Covert
City Clerk**