

**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, June 8, 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, 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 5A. Oaths of Office – Mark Huber, Director of PACE; Emily Bell, Director of Human Resources; Craig Cummings, Director of Water; Scott Sprouls, Director of Information Services; and Barbara J. Adkins, Deputy City Manager.

The following was presented:

Item 5B. Bloomington/Normal Sister Cities Committee Senior High School Exchange Student, Yota Kishibe.

The following was presented:

Item 6A. Council Proceedings of June 26, 2006 and Work Session Minutes of April 6, 2009.

Motion by Alderman Schmidt, seconded by Alderman Anderson that the reading of the minutes of the previous Council Meeting of June 26, 2006 and Work Session Minutes of April 6, 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 Schmidt, seconded by Alderman Anderson 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 Schmidt, seconded by Alderman Anderson 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. Appointments and Reappointments to the following Boards, Committees and Commissions.

Motion by Alderman Schmidt, seconded by Alderman Anderson that the Appointment 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 6E. Payment to Microception for Five (5) Years of Video Equipment and Related Server Maintenance.

Motion by Alderman Schmidt, seconded by Alderman Anderson that the payment 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 6F. Annual Renewal of Software Maintenance Agreement for Bentley Systems, Inc. CADD, Civil Engineering & Design Software, and Support.

Motion by Alderman Schmidt, seconded by Alderman Anderson that the payment 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 6G. Permission to Donate or Sell Surplus Computers and Equipment.

Motion by Alderman Schmidt, seconded by Alderman Anderson that the request to donate or sell old computer-related equipment 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 6H. Auction Services with eBay.

Motion by Alderman Schmidt, seconded by Alderman Anderson that staff be allowed to use eBay to auction surplus vehicles and confiscated items.

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. Donation of 1204 and 1206 W. Grove St. (vacant lots) to Habitat for Humanity of McLean County.

Motion by Alderman Schmidt, seconded by Alderman Anderson that the Agreement for the donation of 1204 and 1206 W. Grove St. (vacant lots) to Habitat for Humanity of McLean County be approved, the Mayor 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 Stearns, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6J. Ratification of Contract with Collective Bargaining Unit 49, Firefighters.

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

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. Application of Illinois State University Foundation Ewing Cultural Center, located at 48 Sunset Rd., for a LB liquor license, which will allow limited sales of beer and wine only by the glass for consumption on the premises seven (7) days a week.

Motion by Alderman Schmidt, seconded by Alderman Anderson that a LB liquor license for Illinois State University Foundation Ewing Cultural Center, located at 48 Sunset 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, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6L. Application of Hani Alsaqri, d/b/a Skewers Steak House, located at 1603 Morrissey Dr., Suite A, for an RAS liquor license, which will allow the sale of all types of alcohol by the glass for consumption on the premises seven (7) days a week.

Motion by Alderman Schmidt, seconded by Alderman Anderson that an RAS liquor license for SRG International, LLC, d/b/a Skewers Steakhouse, located at 1603 Morrissey, Suite A, be created, contingent upon compliance with all applicable health and safety codes with the following conditions: 1.) the outdoor area be monitored by electronic video

surveillance and/or staff; 2.) the crash bars on the exterior patio door be maintained; and 3.) the Commission reserves the right to regulated amplified music on the outdoor patio.

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 Taken, Inc., d/b/a A. Renee Shop and Wine Cafe, located at 306 N. Center, Ste. 102, for a PB requesting a change of classification from a PB liquor license which allows the sale of packaged beer and wine for consumption off the premises six (6) days a week to a TAP liquor license which would allow the sale of all types of alcohol by the glass for consumption on the premises and the sale of all types of packaged alcohol for consumption off the premises six (6) days a week.

Motion by Alderman Schmidt, seconded by Alderman Anderson that the application by Taken, Inc., d/b/a A. Renee Shop and Wine Cafe, located at 306 N. Center, Ste. 102, requesting a change of classification from a PB liquor license which allows the sale of packaged beer and wine for consumption off the premises six (6) days a week to a TAP liquor license which would allow the sale of all types of alcohol by the glass for consumption on the premises and the sale of all types of packaged alcohol for consumption off the premises six (6) days a week be approved with the following conditions: 1.) the gate separating the Shop and Wine Cafe be secured when the Shop is closed; 2.) business hours are approved as presented or one hour after food service ceases not to exceed midnight; and 3.) on premise consumption be limited to the Wine Café.

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 McLean County Arts Center Event on June 26, 2009.

Motion by Alderman Schmidt, seconded by Alderman Anderson 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. Petition submitted by the City of Bloomington, Illinois, a Municipal Corporation, requesting a Zoning Text Amendment of Chapter 44, Zoning Code, Section 10-4 to revise Special Use standards for Asphalt Plants.

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

Nays: None.

Motion carried.

The following was presented:

Item 6P. Petition from Main & Veterans, LLC, requesting approval of a Right of Way Dedication Plat for a Portion of Lot 11 in Veteran's Plaza Subdivision, 3rd Addition commonly located at the intersection of R.T. Dunn Drive and Main Street.

Motion by Alderman Schmidt, seconded by Alderman Anderson 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 6Q. Petition from the Village at Prairie Vista, LLC, requesting approval of a Final Plat for the Re-Subdivision of Lots 12, 13, and 14 in the Village at Prairie Vista Subdivision commonly located east of Morris Avenue and south of Hamilton Road.

Motion by Alderman Schmidt, seconded by Alderman Anderson 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 8A. Bloomington/Normal Convention and Visitors Bureau – Presentation by Crystal Howard, Director.

The following was presented:

Item 8B. Convention and Visitors Bureau Annual Funding Request.

Motion by Alderman Hanson, seconded by Alderman Purcell that the 2009-2010 Annual Payment in the amount of \$530,000 be approved.

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

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

Nays: Aldermen Stearns and Huette.

Motion carried.

Motion by Alderman Anderson, seconded by Alderman Sage to instruct David Hales, City Manager, to meet with staff from the Town of Normal and Convention & Visitors Bureau (CVB) in an effort to reduce the CVB's budget.

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

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

Nays: Aldermen Stearns and Huette.

Motion carried.

The following was presented:

Item 8C. Request to Apply for Federal Energy Grant.

Motion by Alderman Anderson, seconded by Alderman Schmidt that staff be allowed to apply for the Federal Department of Energy, Recovery Act – Energy Efficiency and Conservation Block Grants, (EECBG) – Formula Grants.

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. Substantial Amendment to Community Development Block Grant (CDBG) FY 34 Action Plan CDBG-R Funded Activities.

Motion by Alderman Schmidt, seconded by Alderman Purcell that the amended action plan for CDBG FY 34 Action Plan CDBG-R Funded Activities 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 8E. Supplemental Resolution for the Appropriation of Motor Fuel Tax Funds, (MFT) for Improvement of US Business 51 Parking Lanes and Manhole and Inlet Repairs.

Motion by Alderman Schmidt, seconded by Alderman Hanson that the Supplemental Resolution appropriating \$91,457 in Motor Fuel Tax Funds 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.

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

Motion carried.

**Tracey Covert
City Clerk**