

**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, January 12, 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, David Sage, John Hanson, Steven Purcell, Karen Schmidt, Jim Fruin and Mayor Stephen F. Stockton.

Aldermen absent: Jim Finnegan and Allen Gibson.

City Manager Tom Hamilton, City Clerk Tracey Covert, and Corporate Counsel Todd Greenburg were also present.

The following was presented:

Item 5A. Opening of One Bid for Gasoline & Diesel Fuel.

Motion by Alderman Schmidt, seconded by Alderman Purcell that the Bid be opened at the Council meeting, referred to staff for analysis and reported back to Council prior to the end of the meeting.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 5B. Opening of One Bid for Demolition of Garage Located at 1419 Eastholme Street.

Motion by Alderman Purcell, seconded by Alderman Schmidt that the Bid be opened at the Council meeting, referred to staff for analysis and reported back to Council prior to the end of the meeting.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6A. Council Proceedings of June 11, 2007 and October 13, 2008, Executive Session Minutes of October 13, 2008 and Work Session Minutes of December 9, 2008.

Motion by Alderman Huette, seconded by Alderman Schmidt that the reading of the minutes of the previous Council Meeting of June 11, 2007 and October 13, 2008, Executive Session Minutes of October 13, 2008 and Work Session Minutes of December 9, 2008 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, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6B. Bills and Payroll.

Motion by Alderman Huette, 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, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6D. Payments from various Municipal Departments.

Motion by Alderman Huette, 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, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6E. Request to Pay Stark Excavating, Inc. for Emergency Repair of City Sewer at 1308 East Washington Street.

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

Nays: None.

Motion carried.

The following was presented:

Item 6F. Request for Payment of \$107,532.17 to The Grove on Kickapoo Creek, LLC for the City's Share of the Construction Cost of the Twenty Inch, (20") Water Main from the Current End of the Water Main at The Grove on Kickapoo Creek Subdivision (Phase I) to the Site of the New Benjamin School (Phase II).

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

Nays: None.

Motion carried.

The following was presented:

Item 6G. Payment for Relocation Expenses for David Hales.

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

Nays: None.

Motion carried.

The following was presented:

Item 6I. Waive the Formal Bidding Process and Approve a Contract with Godwin Pumps of America, Inc. for the Purchase of Sewage Lift Station Emergency By-Pass Pump.

Motion by Alderman Huette, seconded by Alderman Schmidt that the formal bidding process be waived, the by-pass pump be purchased from Godwin Pumps of America, Inc. in the amount of \$32,810, the Purchasing Agent be 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, Huette, Schmidt, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6K. Agreement with AmerenIP for Use of Street Light/Utility Poles for Downtown Wireless Network.

Motion by Alderman Huette, seconded by Alderman Schmidt that the “Master Terms and Conditions for Site License Agreement” and a “Pole Use License Agreement” be approved at a cost not to exceed \$10,000, 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, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6L. Utility Permit from the Illinois Department of Transportation to Cross Morrissey Drive (US Route 150) with an Eight Inch Sanitary Sewer.

Motion by Alderman Huette, seconded by Alderman Schmidt that the Utility Permit for sanitary sewer 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, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6M. Utility Permit from the Illinois Department of Transportation to Cross Morrissey Drive (US Route 150) with a Twenty-four Inch Water Main.

Motion by Alderman Huette, seconded by Alderman Schmidt that the Utility Permit for the water main 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, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6N. Parade Resolution.

Motion by Alderman Huette, seconded by Alderman Schmidt that the Resolution be adopted.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6O. Highway Authority Agreement/Leave-in-place Agreement.

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

Nays: None.

Motion carried.

The following was presented:

Item 6P. Ordinance Prohibiting the Use of Groundwater as a Potable Water Supply.

Motion by Alderman Huette, seconded by Alderman Schmidt that the Ordinance be approved.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6Q. Petition from Hershey Grove, LLC, Requesting Approval of a Final Plat for the Fourth Addition to Hershey Grove Subdivision.

Motion by Alderman Huette, 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, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Item 6C. Amendment to Contract for Private Development between City of Bloomington and Interchange City West, LLC.

Motion by Alderman Fruin, seconded by Alderman Schmidt that the item be laid over until the Council's February 9, 2009 meeting.

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

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

Nays: Alderman Hanson.

Motion carried.

The following was presented:

Item 6H. Request to Waive Formal Bid Process and Purchase Digital Camera Systems.

Motion by Alderman Schmidt, seconded by Alderman Purcell that the formal bid process be waived, the digital camera systems be purchased by a grant funded by State Farm Insurance, the Purchasing Agent be authorized to issue a Purchase Order, and the Resolution adopted

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

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

Nays: None.

Motion carried.

The following was presented:

Item 6J. Waive the Formal Bidding Process and Approve a Professional Services Contract for the Design of a Clustered Wastewater Treatment System at the Lake Bloomington Reservoir.

Motion by Alderman Hanson, seconded by Alderman Schmidt that the formal bidding process be waived, the agreement with Farnsworth Group to design a wastewater

treatment facility for the Lake Bloomington Reservoir be approved in an amount not to exceed \$90,000, 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 Schmidt, Hanson, Sage, Fruin and Purcell.

Nays: Alderman Stearns and Huette.

Motion carried.

The following was presented:

Item 7A. Petition Submitted by Gailey Eye Clinic, Inc. requesting the Vacation of the Scott Street right of way located between Center Street and Main Street.

Motion by Alderman Purcell, seconded by Alderman Schmidt that the item be laid over until the Council's March 9, 2009 meeting.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 5A. One Bid for Gasoline & Diesel Fuel.

Motion by Alderman Schmidt, seconded by Alderman Hanson that the bid for gasoline & diesel fuel be award to Evergreen FS for the period commencing May 1, 2009 and ending December 31, 2010 with four (4) optional renewal periods.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 5B. Opening of One Bid for Demolition of Garage Located at 1419 Eastholme Street.

Motion by Alderman Huette, seconded by Alderman Schmidt that the bid for the demolition of a garage located at 1419 Eastholme Street be awarded to Dave Capodice Excavating in the amount of \$2,150 and the Purchasing Agent be authorized to issue a Purchase Order.

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

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

Nays: None.

Motion carried.

Motion by Alderman Schmidt, seconded by Alderman Purcell, that the meeting be adjourned. Time: 10:35 p.m.

Motion carried.

**Tracey Covert
City Clerk**