

**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 7:02 p.m., Monday, November 13, 2012.

The Meeting was opened by Pledging Allegiance to the Flag followed by moment of 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, Mboka Mwilambwe, Bernard Anderson, David Sage, Robert Fazzini, 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 7A. Council Proceedings of October 22, 2012 and November 22, 2010, the Council and Cultural District Commission Joint Meeting Minutes of June 11, 2012, and Citizen Voice Meeting Minutes for September 26, 2012.**

**Motion by Alderman Sage, seconded by Alderman Mwilambwe that the reading of the minutes of the previous Council Proceedings of October 22, 2012 and November 22, 2012, the Joint Meeting Minutes of June 11, 2012 and Citizen Voice Meeting Minutes of September 26, 2012 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, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

The following was presented:

**Item 7B. Bills and Payroll.**

**Motion by Alderman Sage, seconded by Alderman Mwilambwe that the Bills and Payroll be allowed and the 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, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7D. Request to enter into an Early Order Program with Helena Chemical, (the distributor), for procurement of Syngenta and BASF, (the manufacturers), golf course chemicals from a single source.**

**Motion by Alderman Sage, seconded by Alderman Mwilambwe that participation in an early order discount program for the purchase of various Syngenta and BASF branded chemicals for golf turfgrass management for the 2013 golf season and use of Helena Chemical, as the local distributor, for these products be approved, 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, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7E. Analysis of Bids for the purchase a new Heating and Cooling System for Miller Park Pavilion.**

**Motion by Alderman Sage, seconded by Alderman Mwilambwe that the bid for the purchase of a new heating and cooling system at Miller Park Pavilion, from Hermes Service and Sales, in the amount of \$45,625, be approved, 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, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7F. Purchase Two (2) Dump Trucks for the Public Works Sewer Maintenance and Operations Division using the State of Illinois Joint Purchasing Contract.**

**Motion by Alderman Sage, seconded by Alderman Mwilambwe that the purchase one (1) International 4300 Low Pro Dump Truck, in the amount of \$135,307, and one (1) 7400 Dump Truck, in the amount of \$145,625, from Prairie International, Normal, IL, utilizing the State of Illinois Joint Purchasing Contract #PSD4016932 be approved, 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, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7G. Analysis of Bids for the Purchase one (1) Backhoe for the Public Works Department's Sewer Maintenance and Operations Division.**

**Motion by Alderman Sage, seconded by Alderman Mwilambwe that the bid for the purchase of one (1) Caterpillar 430F IT Backhoe, from Altorfer Inc., East Peoria, IL, in the amount of \$163,550.22, be approved, 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, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7H. Analysis of Bids for the Market St. Parking Garage Repairs, Phase II.**

**Motion by Alderman Sage, seconded by Alderman Mwilambwe that the bids be rejected and the project be rebid in Fiscal Year 2014.**

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

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7I. Extension of Agreement for an Additional \$50,000 for Shoreline Protection Work along the Evergreen Lake Reservoir.**

**Motion by Alderman Sage, seconded by Alderman Mwilambwe that the additional funding be approved.**

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

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7J. Payment of \$10,546 to A & R Mechanical Contractors, Inc., for a Change Order for Construction Changes to Fittings, Piping and Painting Associated with the Lime Dust Collection System at the Water Treatment Plant.**

**Motion by Alderman Sage, seconded by Alderman Mwilambwe that the Change Order with A & R Mechanical Contractors, Inc., for construction changes to fittings, piping and painting associated with the Lime Dust Collection System at the Water Treatment Plant, in the amount of \$10,546, be approved.**

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

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7K. Payment of \$34,393.91 to AECOM, Inc. for Professional Services Provided for Various Design Changes in the Lime Dust Collection and Recarbonation Systems at the Water Treatment Plant.**

**Motion by Alderman Sage, seconded by Alderman Mwilambwe that the contract amendment with AECOM, Inc., for various design changes in the Lime Dust Collection and Recarbonation Systems at the Water Treatment Plant, in the amount of \$34,393.91, be approved.**

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

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7L. Petition from Wingover East, LLC Requesting Approval of Dedication for a Water Main Easement, located at Lot 126 Airport Park Subdivision, 15<sup>th</sup> Addition, west of Ekstam Dr.**

**Motion by Alderman Sage, seconded by Alderman Mwilambwe 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, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7M. Lake Bloomington Lease Transfer Petition for Lot 1, Block 14 of Camp Potawatomie, commonly located at 25105 White Owl Ln., Hudson, from Jansen and Deanne Wiley to Tim and Cathy Strader.**

**Motion by Alderman Sage, seconded by Alderman Mwilambwe 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, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7N. Application of MGN Foods, Inc., d/b/a West Market St. Grocery, located at 301 W. Market St., Unit B, for a PBS liquor license, which will allow the sale of packaged beer and wine only for consumption off the premises seven (7) days a week.**

**Motion by Alderman Sage, seconded by Alderman Mwilambwe that a PBS liquor license for MGN Foods, Inc., d/b/a West Market St. Grocery, located at 301 W. Market St., be created contingent upon compliance with all applicable health and safety codes with the following conditions: 1.) the sale of packaged beer and wine would be limited to nothing smaller than a six (6) pack of beer and 750ml of wine and 2.) no alcohol sales permitted before 9:00 a.m. on Monday through Friday.**

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

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7O. Text Amendment to Chapter 40 of the Bloomington City Code relating to Taxicabs and Vehicles for Hire.**

**Motion by Alderman Sage, seconded by Alderman Mwilambwe 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, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7C. Petition from Deneen Brothers Farms, LLC requesting approval of an Expedited Final Plat for Deneen Section 17 Subdivision located east of Towanda Barnes Rd. and south of Ireland Grove Rd.**

**Motion by Alderman Fazzini, seconded by Alderman Anderson that the Petition be accepted, with the understanding that the performance bond and tap on fees be deferred until such time as the land use is for anything other than agricultural purposes, 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, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 8A. Connect Transit 2012 Annual Report. Presentation by Andrew Johnson, Bloomington Normal Public Transit System's General Manager.**

**The following was presented:**

**Item 8B. Contract Amendment with Hanson Professional Services Inc., to the Professional Services Agreement for Travel Demand and Railroad Crossing Study.**

**Motion by Alderman Sage, seconded by Alderman Mwilambwe that the contract amendment with Hanson Professional Services Inc., for travel demand and railroad crossing study, in the amount of \$105,136, be approved, the Resolution adopted, 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, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 8C. Proposed 2012 Tax Levy and Process. Presentation and Discussion.**

**The following was presented:**

**Item 8D. Bloomington Public Library Tax Levy Figure for 2012. Presentation by Bill Wetzel, Board member and Georgia Bouda, Library Director.**

**The following was presented:**

**Item 8E. Proposed 2012 Tax Levy, (City and Library), and Adoption of Estimated Levy.**

**Motion by Alderman McDade, seconded by Alderman Fazzini that the proposed tax levy be adopted as the estimate of \$23,185,833 for the 2012 Tax Levy.**

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

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage, Fruin and Purcell.**

**Nays: None.**

**Motion carried.**

**Motion by Alderman Anderson, seconded by Alderman McDade, that the meeting be adjourned. Time: 9:42 p.m.**

**Motion carried.**

**Tracey Covert  
City Clerk**

