

**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 7:01 p.m., Monday, July 8, 2013.

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, Kevin Lower, David Sage, Robert Fazzini, Jennifer McDade, Scott Black, Karen Schmidt, Jim Fruin and Mayor Tari Renner.**

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

The following was presented:

**Item 6A. Presentation by Christine Randall, Illinois State University Graduate Student – Homelessness Project.**

The following was presented:

**Item 7A. Council Proceedings of June 24, 2013.**

Motion by Alderman Fruin, seconded by Alderman Lower that the reading of the minutes of the previous Council Proceedings of June 24, 2013 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, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

The following was presented:

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

**Motion by Alderman Fruin, seconded by Alderman Lower 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, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7D. Intergovernmental Agreement with McLean County Regional Planning Commission, (MCRPC).**

**Motion by Alderman Fruin, seconded by Alderman Lower that the Intergovernmental Agreement with MCRPC be approved, the Mayor and City Clerk be authorized to execute the necessary document and the payment approved, in the amount of \$27,868.**

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

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7E. Professional Services Contract for the Bloomington Center for the Performing Arts.**

**Motion by Alderman Fruin, seconded by Alderman Lower that the contracts with Brady Entertainment, Inc. and Zydyco, Inc. be approved, in the amount of \$77,000, 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, Mwilambwe, Schmidt, McDade, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7F. Resolution Regarding Temporary Closing of State Right of Ways for Community Event.**

**Motion by Alderman Fruin, seconded by Alderman Lower that the Resolution be adopted.**

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

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7G. Suspension of Ordinances to Allow Consumption of Alcohol at Lake Bloomington's Davis Lodge on October 19, 2013.**

**Motion by Alderman Fruin, seconded by Alderman Lower that the Ordinance suspending Section 26(d) of Chapter 6 and Section 701 of Chapter 31 to allow the suspension and consumption of alcohol at the Lake Bloomington Davis Lodge on October 19, 2013 be passed.**

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

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7H. Suspension of Ordinances to Allow Consumption of Alcohol at Miller Park Pavilion on November 30, 2013.**

**Motion by Alderman Fruin, seconded by Alderman Lower that the Ordinance suspending Section 26(d) of Chapter 6 and Section 701 of Chapter 31 to allow suspension and consumption of alcohol at the Miller Park Pavilion on November 30, 2013 be passed.**

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

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7I. Suspension of Ordinance to Allow Consumption of Alcohol at Miller Park Pavilion on March 15, 2014.**

**Motion by Alderman Fruin, seconded by Alderman Lower that the Ordinance suspending Section 26(d) of Chapter 6 and Section 701 of Chapter 31 to allow suspension and consumption of alcohol at the Miller Park Pavilion on March 15, 2014 be passed.**

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

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7J. Easement Agreement Between City and Ameren Illinois Company.**

**Motion by Alderman Fruin, seconded by Alderman Lower that the Easement Agreement with Ameren Illinois Company 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, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7K. Petition submitted by Alex A. and Larry Calvert Requesting Approval of Rezoning from R – 1C, Single Family Residential District to C- 1, Office District, for the Property Commonly Located at 1028 E. Front St.**

**Motion by Alderman Fruin, seconded by Alderman Lower that the Rezoning 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, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7L. Petition submitted by Andy Streenz, Lawrence Wheat, John P. Wheat, Vincente Adame and Chad Seeman Requesting Approval of the Vacation of the East West Alley Bounded by Lee St. on the West and Roosevelt St. on the East.**

**Motion by Alderman Fruin, seconded by Alderman Lower that the Vacation 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, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7M. Petition filed by FOB Development, Inc., requested approval of the Preliminary Plan for a Portion of Empire Business Park, Third Revision, for Property Commonly Located North of IL Rt. 9 and East of Trinity Ln.**

**Motion by Alderman Fruin, seconded by Alderman Lower that the item be remanded to the Planning Commission's July 24, 2013 meeting.**

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

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 7C. Rescind Bid Award for White and Yellow High Durability Latex Traffic Line Paint and Glass Beads for Pavement Marking Material to Sherwin Williams and Award the Bid to Diamond Vogel, Lowest Responsible Bidder.**

**Motion by Alderman Fruin, seconded by Alderman Schmidt that the bid award for White and Yellow High Durability Latex Traffic Line Paint and Glass Beads for Pavement Marking Material to Sherwin Williams, Bloomington, IL, be rescinded and the bid be awarded to Diamond Vogel, Bloomington, IL, for the remainder of FY 2014, in an amount not to exceed \$62,705.50, 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, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 8A. Analysis of Bids for Repair Market St. Parking Garage.**

**Motion by Alderman Fruin, seconded by Alderman Lower that the bid for Market St. Parking Garage be awarded to J. Gill and Co., in the amount of \$414,393, 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, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 8B. Acceptance of Harwood Pl. Street Lighting Study and Recommendation to Replace Existing Street Lights with New Decorative Lights, Budget Approval and Budget Amendment.**

**Motion by Alderman Stearns, seconded by Alderman Fruin that the Harwood Pl. Street Lighting Study and its recommendation be accepted, new light poles and fixtures be purchased, in the amount of \$29,962.10, the Purchasing Agent be authorized to issue a Purchase Order, and the Budget Amendment Ordinance passed.**

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

**Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 8C. Customer Service Agreement with Central Illinois Regional Broadband Network, LLC (CIRBN).**

**Motion by Alderman Fruin, seconded by Alderman Lower that the Customer Service Agreement with CIRBN 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, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**The following was presented:**

**Item 8D. Central Illinois Regional Broadband Network, LLC (CIRBN) Membership.**

**Motion by Alderman Fruin, seconded by Alderman Black that CIRBN membership 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, Lower, Fazzini, Sage, Fruin and Black.**

**Nays: None.**

**Motion carried.**

**Motion by Alderman Stearns, seconded by Alderman Sage, that the meeting be adjourned. Time: 7:52 p.m.**

**Motion carried.**

**Tracey Covert  
City Clerk**