

**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 7:00 p.m., Monday, July 14, 2014.

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, Joni Painter, Scott Black, Karen Schmidt, Jim Fruin and Mayor Tari Renner.

City Manager David Hales, City Clerk Tracey Covert, and Corporate Counsel Jeff Jurgens were also present.

The following was presented:

Item 6A. Oath of Office – Police Patrol Officer Michael “Brandt” Parsley.

The following was presented:

Item 7A. Council Proceedings of June 23, 2014.

Motion by Alderman Schmidt, seconded by Alderman Fazzini that the reading of the minutes of the previous Council Proceedings of June 23, 2014 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, Painter, Lower, Fazzini, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 7B. Bills and Payroll.

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

Nays: None.

Motion carried.

The following was presented:

Item 7E. Request to Approve a Budget Amendment to Account 10015110 - 70220 in the General Fund and approve Request for Proposals (RFP) for the Dry Sprinkler System Architectural and Engineering Services at the Police Department Parking Garage.

Motion by Alderman Schmidt, seconded by Alderman Fazzini that the Ordinance Amending the Budget Ordinance to add funds to Account 10015110 - 70220 in the General Fund be passed, the RFP be awarded to Henneman Engineering Inc., Champaign, in the amount of \$11,700, and the Mayor and City Clerk be authorized to execute the necessary documents and any associated contracts approved in form and substance by Corporation Counsel.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7F. Request for Proposals (RFP) for Architectural and Engineering Services at the Lincoln Street Garage.

Motion by Alderman Schmidt, seconded by Alderman Fazzini that the RFP be awarded to Carl Walker, Lombard, IL, in the amount of \$37,300, 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, Painter, Lower, Fazzini, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 7G. Contract with Laborers International Union Local 362 Support Staff effective from May 1, 2013 through April 30, 2015.

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

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7H. Financial Advisory Agreement.

Motion by Alderman Schmidt, seconded by Alderman Fazzini that the Financial Advisory Agreement with Mesirow Financial for the Proposed 2004 General Obligation Bond Refunding 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, Painter, Lower, Fazzini, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 7J. Resolution Regarding Temporary Closing of a Portion of a State Right of Way (Rt. 51N between Jefferson St. and Monroe St.) for the Bloomington Jaycee Criterium.

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

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7K. Suspension of Chapter 6 Section 26(d) to Allow Possession of Open Alcohol on Public Property for the Rotary Club Brats & Bags event on August 1, 2014.

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

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7L. Suspension of Ordinances to Allow Consumption of Alcohol at Lincoln Park on July 26, 2014 for an event titled Taste of Summer.

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

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7M. Suspension of Ordinances to Allow Consumption of Alcohol at Lake Bloomington Davis Lodge on August 15, 2014.

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

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7N. Application of LSF5 Cowboy Holdings, LLC, d/b/a Lone Star Steakhouse & Saloon, located at 903 IAA Dr., for a RAS liquor license.

Motion by Alderman Schmidt, seconded by Alderman Fazzini that an RAS liquor license for LSF5 Cowboy Holdings, LLC, d/b/a Lone Star Steakhouse & Saloon, located at 903 IAA Dr., 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, Mwilambwe, Schmidt, Painter, Lower, Fazzini, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 7P. Application of Queso Holdings, Inc., regarding the purchase of CEC Entertainment, Inc., d/b/a Chuck E. Cheese #345, located at 1701 E. Empire St., currently holding an RBS liquor license.

Motion by Alderman Schmidt, seconded by Alderman Fazzini that notification by Queso Holdings, Inc. regarding the purchase of CEC Entertainment, Inc., d/b/a Chuck E. Cheese #345, located at 1701 E. Empire St., currently holding an RBS liquor license; said purchase involved 1.) change of corporate structure and 2.) a change of corporate officer, be approved.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7Q. Text Amendment to Chapter 35 Regarding the Composition of the Police Department.

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

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7R. Petitions from CarMax Auto Superstores Inc. for approval of an Easement Vacation and an Easement Dedication located in Lot 2, JOS Subdivision.

Motion by Alderman Schmidt, seconded by Alderman Fazzini that the Vacation and Dedication be approved and the Ordinances passed.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7S. Acceptance of Deed for Lot 22, Tenth (10th) Addition to Hawthorne Commercial Park Subdivision.

Motion by Alderman Schmidt, seconded by Alderman Fazzini that the land be accepted and the deed recorded.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7C. Request for Proposal (RFP) and Agreement with Republic Services/American Disposal Services of Illinois for the Disposal of Spoils from Excavations.

Motion by Alderman Fruin, seconded by Alderman Schmidt that the RFP be awarded to Republic Services/American Disposal Services of Illinois, in the amount of \$24 per ton, the Purchasing Agent be authorized to issue a Purchase Order, and the Mayor and City Clerk be authorized to execute the necessary documents and any associated contracts approved in form and substance by Corporation Counsel.

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

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, Painter, Lower, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 7D. Request for Proposals (RFP) and Approval of Contract with WDM Design for Design/Construction Oversight of Flamingo Exhibit and Design of South American Exhibit at the Miller Park Zoo.

Motion by Alderman Fazzini, seconded by Alderman Schmidt the RFP be awarded to WDM Architects, Wichita, KS, in the amount of \$74,950, and the Mayor and City Clerk be authorized to execute the necessary documents, and any associated contracts approved in form and substance by Corporation Counsel.

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

Ayes: Aldermen Mwilambwe, Schmidt, Painter, Fazzini, Sage, Fruin and Black.

Nays: Aldermen Stearns and Lower.

Motion carried.

The following was presented:

Item 7I. Project Agreement between Miller Park Zoo and Illinois Department of Natural Resources (IDNR) for Illinois Public Museum Capital Grant Program Award.

Motion by Alderman Schmidt, seconded by Alderman Black that the grant award for \$700,000 be accepted, the Project Agreement with IDNR be approved, payment to Illinois Department of Natural Resources for \$5,000 for the grant processing fee 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, Painter, Fazzini, Sage, Fruin and Black.

Nays: Alderman Lower.

Motion carried.

The following was presented:

Item 8A. Ordinance Providing for the Issuance of not to exceed \$26,000,000 General Obligation Refunding Bonds of the City of Bloomington, McLean County, Illinois, for the Purpose of Refunding the 2004 Coliseum Bond of said City and Providing for the Levy and Collection of a Direct Annual Tax Sufficient for the Payment of the Principal of and Interest on said Bonds, and approval of an agreement authorizing Chapman and Cutler, LLP to act as the City's Bond Counsel.

Motion by Alderman Fazzini, seconded by Alderman Painter that the Ordinance be passed, 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, Painter, Lower, Fazzini, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

Item 8B. Bloomington Comprehensive Master Plan – Existing Conditions Analysis.

The following was presented:

Item 8C. Professional Engineering Services Agreement with Hanson Professional Services Inc. for Development of a Streets Master Plan.

Motion by Alderman Fazzini, seconded by Alderman Black that the formal bid process be waived, the agreement with Hanson Professional Services Inc. be approved, in an amount not to exceed \$99,948, the Mayor and City Clerk be authorized to execute the necessary documents, and the Resolution be adopted.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 8D. Draft City Sidewalk Master Plan.

Motion by Alderman Fazzini, seconded by Alderman Painter, that the meeting be adjourned. Time: 8:53 p.m.

Motion carried.

**Tracey Covert
City Clerk**