

**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, April 13, 2015.

The Meeting was opened by Pledging Allegiance to the Flag followed by moment of silent prayer.

The Meeting was called to order by Mayor Renner who directed the City Clerk to call the roll and the following members answered present:

Aldermen: Kevin Lower, David Sage, Diana Hauman, Judy Stearns, Scott Black, Joni Painter, Mboka Mwilambwe, Karen Schmidt, Jim Fruin and Mayor Tari Renner.

City Manager David Hales, Interim City Clerk Renee Gooderham, and Corporate Counsel Jeff Jurgens were also present.

The following was presented:

Item 6A. Oath

- i. Andrew Coe, Firefighter/Paramedic.**
- ii. Christopher McFarland, Firefighter/Paramedic.**

The following was presented:

Item 6B. Student Presentation by Nagisa Sugarwara from Asahikawa, Japan.

The following was presented:

Item 6C. Bloomington - Normal Economic Development Council Update Presented by Kyle Ham, Chief Executive Officer, Bloomington - Normal Economic Development Council.

The following was presented:

Item 6D. Proclamation Declaring April 7, 2015, as National Service Recognition Day Presented by Tari Renner, Mayor to Brittany Cornell, Assistant Director Retired and Senior Volunteer Programs, Mclean County YWCA.

The following was presented:

Item 6E. Appointment of Noha Shawki to the Bloomington Normal Sister City Committee (Japan).

The following was presented:

Item 6F. Appointment of Carol Koos and Michael Raikes to the Board of Library Trustees.

The following was presented:

Item 6G. Appointment of Ann Bailen to the Historic Preservation Committee.

The following was presented:

Item 6H. Appointment of Eman Elsayed to the Human Relations Commission.

The following was presented:

Item 6I. Appointment of Megan Schubert to the Planning Commission.

The following was presented:

Item 6J. Reappointment of Marlene Gregor and Patricia Morin to the Citizen's Beautification Committee.

The following was presented:

Item 6K. Reappointment of Matthew Giordano and Sherry Galbreath to the Cultural District Commission.

The following was presented:

Item 6L. Reappointment of J. Alan Balmer and James Richard Pearson to the Planning Commission.

The following was presented:

Item 6M. Reappointment of Donald A. Wilkey to the Police Pension Board.

The following was presented:

Item 6N. Reappointment of Michael J. Buragas to the Regional Planning Commission.

The following was presented:

Item 7A. Council Proceedings of March 23, 2015 and Special Session Proceedings of March 7, 2015.

Motion by Alderman Schmidt, seconded by Alderman Painter that the reading of the minutes of the previous Council Proceedings of March 23, 2015 and Special Session Proceedings of March 7, 2015 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 Schmidt, Painter, Lower, Hauman, Sage, Black, Fruin, Stearns and Mwilambwe.

Nays: None.

Motion carried.

The following was presented:

Item 7B. Bills and Payroll.

Motion by Alderman Schmidt, seconded by Alderman Painter 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 Schmidt, Painter, Lower, Hauman, Sage, Black, Fruin, Stearns and Mwilambwe.

Nays: None.

Motion carried.

The following was presented:

Item 7C. Appointment of Cherry Lawson as City Clerk.

Motion by Alderman Schmidt, seconded by Alderman Painter that a motion be approved consenting to the appointment of Cherry Lawson as the City Clerk for the City.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7D. Appointments and Reappointments to Various Boards and Commissions

Motion by Alderman Schmidt, seconded by Alderman Painter that the Appointments and Reappointments be approved.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7E. Purchase of Replacement Trucks for the Water Department.

Motion by Alderman Schmidt, seconded by Alderman Painter that the purchase of two (2) Ford F150 Pickup Trucks from Roesch Ford of Bensenville, IL using the Northwest Suburban Purchasing Cooperative Contract Number 148 in the amount of \$50,710 be approved, and the Procurement Manager authorized to issue a Purchase order.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7F. Compliance Commitment Agreement (CCA) with the Illinois Environmental Protection Agency (IEPA) Violation Notice M-2014-01040.

Motion by Alderman Schmidt, seconded by Alderman Painter that the Compliance Commitment Agreement (CCA) with the Illinois Environmental Protection Agency (IEPA) regarding the closed fill area at Lake Bloomington Violation Notice M-2014-01040 be approved and the Mayor and City Clerk authorized to execute the necessary documents.

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

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

Nays: None.

Motion carried.

The following was presented:

Motion carried.

The following was presented:

Item 7H. Reject all Bids for the Traffic Line Paint and Beads, Waive the Formal Bid Process and Approve an Agreement with Diamond Vogel Paint.

Motion by Alderman Schmidt, seconded by Alderman Painter that all bids (Bid #2015-53) be rejected for Traffic Line Paint and Beads, that the Formal Bid Process be waived and that an Agreement with Diamond Vogel Paint be approved in the amount of \$90,375 and the Purchasing Agent be authorized to issue a Purchase Order for same.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7I. Waive the Formal Bid Process and Approve Agreement with Hanson Professional Services, Inc.

Motion by Alderman Schmidt, seconded by Alderman Painter to Waive the Formal Bid Process and Approve Agreement with Hanson Professional Services, Inc. Springfield, IL not to exceed \$29,800, the Resolution be adopted and the Mayor and City Clerk authorized to execute the necessary documents.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7J. Suspension of Ordinances to Allow Consumption of Alcohol at Davis Lodge on September 12, 2015.

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

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7K. Application of Bloom Happy Hour, Inc., d/b/a Happy Hour, located at 704 S. Eldorado Rd., requesting an RAS liquor license which would 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 Painter that an RAS liquor license for Bloom Happy Hour, Inc., d/b/a Happy Hour, located at 704 S. Eldorado 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 Schmidt, Painter, Lower, Hauman, Sage, Black, Fruin, Stearns and Mwilambwe.

Nays: None.

Motion carried.

The following was presented:

Item 7L. Application of Setinthebar, Inc., d/b/a Jazz Upfront located at 107 W. Front St., requesting a TAS liquor license which allows 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 Painter that a TAS liquor license for Setinthebar, Inc., d/b/a Jazz Upfront, located at 107 W. Front St., be created,

contingent upon compliance with all applicable health, safety codes and building possession.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7M. Application of Lincoln Springs Center, LLC, d/b/a Lincoln Springs Center, located at 1611 S. Morrissey Dr., Unit 1, requesting an EAS liquor license which allows 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 Painter that an EAS liquor license for Lincoln Springs Center, LLC, d/b/a Lincoln Springs Center, located at 1611 S. Morrissey Dr., Unit 1, be created, contingent upon compliance with all applicable health, safety codes and written approval by Planning and Code Enforcement Fire Inspectors.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7N. Application of Lupita's Hispanic and American Grocery, Inc., d/b/a Lupita's Hispanic & American Grocery, located at 1512 W. Market St., requesting a PAS liquor license which would allow the sale of all types of packaged alcohol for consumption off the premises seven (7) days a week.

Motion by Alderman Schmidt, seconded by Alderman Painter that a PAS liquor license for Lupita's Hispanic and American Grocery, d/b/a Lupita's Hispanic & American Grocery, located at 1512 W. Market St., be created, contingent upon compliance with all applicable health, safety codes and proof of BASSETT certification.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7G. Formation of a Downtown Signage Committee.

Motion by Alderman Black, seconded by Alderman Schmidt to Adopt the Resolution Establishing a Downtown Signage Committee.

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

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

Nays: Aldermen Lower and Stearns.

The following was presented:

Item 8A. Public Hearing for the Fiscal Year (FY) 2016 Budget which begins May 1, 2015 and ends April 30, 2016.

The following was presented:

Item 8B. Adoption of the FY 2016 Proposed Budget and Appropriation Ordinance.

Motion by Alderman Schmidt, seconded by Alderman Hauman the Council approves the FY 2016 Appropriation Ordinance.

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

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

Nays: Aldermen Lower and Stearns.

Motion carried.

The following was presented:

Item 9A. Payment for Property, Liability, Excess Liability, and Excess Worker's Compensation Insurance Coverage Insurance.

Motion by Alderman Painter, seconded by Alderman Hauman that the payment to Arthur J. Gallagher Itasca, IL for Insurance Coverage and Insurance Broker Service from May 1, 2015, through April 30, 2016, be approved in the amount of \$794,754.

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

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

Nays: None

Motion carried.

The following was presented:

Item 9B. Resolution Communicating the City of Bloomington 2015 Legislative Principles and Policies to State Legislators.

Motion by Alderman Schmidt, seconded by Alderman Painter that the Resolution be 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 Schmidt, Painter, Lower, Hauman, Sage, Black, Fruin, Stearns and Mwilambwe.

Nays: None.

Motion carried.

The following was presented:

Item 9C. Text Amendment to Chapter 21, Refuse Code, Section 300.7.

Motion by Alderman Black, seconded by Alderman Hauman that the Text Amendment to Chapter 21, Refuse Code, Section 300.7, be approved and the Ordinance be passed.

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

Ayes: Aldermen Sage, Black, and Hauman.

Nays: Aldermen Lower, Mwilambwe, Stearns, Painter, Schmidt, and Fruin.

Motion failed.

Motion by Alderman Stearns, seconded by Alderman Hauman, that the meeting be adjourned. Time: 9:46 p.m.

Motion carried.

**Renee Gooderham
Interim City Clerk**