



**RECORD OF MOTIONS AND VOTES  
PUBLISHED BY THE AUTHORITY OF THE CITY COUNCIL  
OF BLOOMINGTON, ILLINOIS  
MONDAY, JUNE 8, 2015; 7:00 P.M.**

The Council convened in regular Session in the Council Chambers, City Hall Building, at 7:00 p.m., Monday, June 8, 2015.

The Meeting was called to order by Mayor Renner.

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

Mayor Renner directed the City Clerk to call the roll and the following members of Council answered present:

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

City Staff in Attendance:

City Manager David Hales, City Clerk Cherry L. Lawson and Corporate Counsel Jeffery Jurgens, Assistant City Manager, Steve Rasmussen, Finance Director Patti-Lynn Silva, and other City staff were also present.

The following was presented:

Item 6A. Presentation of Awarding Certificates of Completion to Spring 2015 Bloomington 101 Participants.

The following was presented:

Item 6B. Appointment Jessielee Hinshaw to the Cultural District Commission

Mayor Renner asked whether there were any items that Alderman wished to have pulled from the agenda. Alderman Mwilambwe request to have Item 7I as he had a conflict with the deliberating on the item. Alderman Fruin requested Item 7F be pulled from the Consent Agenda.

Item 7A. Council Proceedings of May 26, 2015 and Work Session of May 26, 2015.

Motion by Alderman Schmidt, seconded by Alderman Painter that the reading of the minutes of the previous Council Proceedings of May 26, 2015 and the Work Session of May 26, 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, Lower, Hauman, Sage, Black, Fruin, Buragas, Painter.

Nays: None

Absent: None

Recuse: Mwilambwe

Motion carried.

The following was presented:

Item 7B. Consideration of approving payment for 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, Lower, Hauman, Sage, Black, Fruin, Buragas and Painter.

Nays: None

Absent: None

Recuse: Mwilambwe

Motion carried.

The following was presented:

Item 7C. Consideration of approving an Appointment to the Cultural District Commission.

Motion by Alderman Schmidt, seconded by Alderman Painter that the Appointment be approved.

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

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

Nays: None.

Absent: None

Recuse: Mwilambwe

Motion carried.

The following was presented:

Item 7D. Consideration of review, analysis and rejection of Bid Number (2015-58) scheduled replacement of Grapple Boom for Parks Division of the Parks, Recreation and Cultural Arts Department.

Motion by Alderman Schmidt, seconded by Alderman Painter that all bids be rejected related to Bid No. 2015-58 scheduled replacement of Grapple Boom for Parks Division of the Parks, Recreation and Cultural Arts Department.

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

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

Nays: None

Absent: None

Recuse: Mwilambwe

Motion carried.

The following was presented:

Item 7E. Consideration of Approving Payment for Street Lighting electrical energy and fixture rental charges through a Motor Fuel Tax (MFT) General Maintenance program.

Motion by Alderman Schmidt, seconded by Alderman Painter that the MFT Resolution and associated estimate of costs for a MFT General Maintenance Street Lighting FY2016 program (16-00000-00-GM) for Street Lighting System electrical energy and fixture rental charges 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 Schmidt, Lower, Hauman, Sage, Black, Fruin, Buragas and Painter.

Nays: None

Absent: None

Recuse: Mwilambwe

Motion carried.

The following was presented:

Item 7F. Consideration of approving a Fourth Tolling Agreement with McLean County Land Trust CC-1 to extend the period until December 15, 2015, and to waive any defense by way of any statute of limitations which would otherwise arise during such period. **PULLED FROM CONSENT AGENDA.**

The following was presented:

Item 7G. Consideration of approving an Intergovernmental Agreement between the City of Bloomington and Town of Normal Providing for the City of Bloomington to Regulate Taxicabs, Vehicles for Hire/Downtown Shuttles and Transportation Network Services in both Bloomington and Normal.

Motion by Alderman Schmidt, seconded by Alderman Painter that the Intergovernmental Agreement be approved between the City of Bloomington and Town of Normal Providing for the City of Bloomington to Regulate Taxicabs, Vehicles for Hire/ Downtown Shuttles and Transportation Network Services in both Bloomington and Normal, and authorize the Mayor and City Clerk to execute the necessary paperwork

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

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

Nays: None

Absent: None

Recuse: Mwilambwe

Motion carried.

The following was presented:

Item 7H. Consideration of approving the Application of Catch 22, LLC, d/b/a Catch 22, located at 517 N. Main St., requesting a 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 Catch 22, LLC, d/b/a Catch 22, located at 517 N. Main St., be approved contingent upon a fully executed lease agreement and 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, Lower, Hauman, Sage, Black, Fruin, Buragas, and Painter.

Nays: None

Absent: None

Recuse: Mwilambwe

Motion carried.

The following was presented:

Item 7I. Consideration of approving an Application of the Board of Trustees of Illinois State University, d/b/a Shakespeare Festival, located at 48 Sunset Rd., requesting a Limited Liquor license (LB) which allows the sale of beer and wine only by the glass for consumption on the premises seven (7) days a week. **PULLED FROM CONSENT AGENDA**

The following was presented:

Item 7J. Consideration of approving an Application of Two K's Diner, d/b/a Two K's Diner, located at 1804 S Hershey Rd., requesting an RBS liquor license which would allow the sale of beer and wine only by the glass for consumption on the premises seven (7) days a week.

Motion by Alderman Schmidt, seconded by Alderman Painter that the an RBS liquor license for Two K's Diner, d/b/a Two K's Diner, located at 1804 S Hershey 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, Lower, Hauman, Sage, Black, Fruin, Buragas, and Painter.

Nays: None

Absent: None

Recuse: Mwilambwe

Motion carried.

The following was presented:

Item 7K. Consideration of Adopting an Ordinance Suspending Portion of Section 701 of Chapter 31 and Section 26(d) of Chapter 6 of the City Code for an August 14, 2015 rehearsal dinner and an August 15, 2015 wedding reception at Davis Lodge.

Motion by Alderman Schmidt, seconded by Alderman Painter the that the Ordinance suspending portion of Section 701 of Chapter 31 and Section 26(d) of Chapter 6 of the City Code for an August 14, 2015 rehearsal dinner and an August 15, 2015 wedding reception at Davis Lodge be adopted.

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

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

Nays: None

Absent: None

Recuse: Mwilambwe

Motion carried.

The following was presented:

Item 7L. Consideration of approving a Lake Bloomington Lease Transfer Petition for Lot 2, Block 10 of Camp Potowatomie, from Dustin & Dagan Brucker to Mark & Carol Csanda.

Motion by Alderman Schmidt seconded by Alderman Painter the Lake Lease Transfer Lake Bloomington Lease Transfer Petition for Lot 2, Block 10 of Camp Potowatomie, from Dustin & Dagan Brucker to Mark & Carol Csanda be approved and authorize the Mayor and City Clerk to execute the necessary documents.

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

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

Nays: None

Absent: None

Recuse: Mwilambwe

Motion carried.

The following was presented:

Item 7M: Consideration of Adopting an Ordinance amending the Preliminary Plan for the Parkway Village PUD Phase 4 for land located at the southeast corner of Mercer Avenue and Veterans Parkway, Case No. PS-01-15.

Motion by Alderman Schmidt seconded by Alderman Painter that Council adopt an Ordinance amending the Preliminary Plan for the Parkway Village PUD Phase 4 for land located at the southeast corner of Mercer Avenue and Veterans Parkway, Case No. PS-01-15 as described in Exhibit A, conditioned upon making updates to the plan including adding sidewalks, bike paths, and the extension of Hotel Drive, along with and the rerouting of the sewers to the larger detention basin.

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

Ayes: Aldermen Schmidt, Lower, Hauman, Sage, Black, Fruin, Buragas, Painter.

Nays: None

Absent: None

Recuse: Mwilambwe

Motion carried.

The following was presented:

Item 7N: Consideration of Adopting an Ordinance Approving Final Plat for the Parkway Village Phase 4 Subdivision, commonly located east of Mercer Ave., north of Ireland Grove Rd., and south of Veterans Pkwy with conditions listed therein.

Motion by Alderman Schmidt seconded by Alderman Painter that the Council adopt the Ordinance Final Plat for the Parkway Village Phase 4 Subdivision, commonly located east of Mercer Ave., north of Ireland Grove Rd., and south of Veterans Pkwy., and the final plat approved subject to the Petitioner paying the required tap-on fees and bonding for the public improvements prior to recording of the final plat.

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

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

Nays: None

Absent: None

Recuse: Mwilambwe

Motion carried.

The following was presented:

Item 7O: Consideration of cost modifications associated with the Stark Excavating, Inc. Contract for Relocation of the two (2) 24" Transmission Mains in the Town of Normal at the Main Street Bridge.

Motion by Alderman Schmidt, seconded by Alderman Painter that the City Manager be authorized to enter into a change order with Stark Excavating, Inc. on its Contract for Relocation of the two (2) 24" Transmission Mains in the Town of Normal at the Main Street Bridge to account for changes in costs due to delays in construction of the project, and approve a resolution authorizing same, and to authorize the City Manager to any and all other actions, including execution of documents, necessary to authorize the work with the modified costs.

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

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

Nays: None

Absent: None

Recuse: Mwilambwe

Motion carried.

The following was presented:

Item 7F. Consideration of approving a Fourth Tolling Agreement with McLean County Land Trust CC-1 to extend the period until December 15, 2015, and to waive any defense by way of any statute of limitations which would otherwise arise during such period. **PULLED FROM CONSENT AGENDA.**



Motion by Alderman Schmidt, seconded by Alderman Painter that the Fourth Tolling Agreement with McLean County Land Trust CC-1 be approved to extend the period until December 15, 2015, to waive any defense by way of any statute of limitations which would otherwise arise during such period, and authorize the Mayor and City Clerk to execute the necessary documents.

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

Nays: None

Absent: None

Recuse: Mwilambwe

Motion carried.

Item 7I. Consideration of approving an Application of the Board of Trustees of Illinois State University, d/b/a Shakespeare Festival, located at 48 Sunset Rd., requesting a Limited Liquor license (LB) which allows the sale of beer and wine only by the glass for consumption on the premises seven (7) days a week. **PULLED FROM CONSENT AGENDA**

Motion by Alderman Schmidt, seconded by Alderman Painter that Recommend that an LB liquor license for the Board of Trustees of Illinois State University, d/b/a Shakespeare Festival, located at 48 Sunset Rd., be approved

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

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

Nays: None

Absent: None

Recuse: Mwilambwe

Motion Carried.

Item 8A. Presentation of the Downtown Bloomington Association Annual Report, by Tricia Stiller.

Item 8A1. Consideration of approving an Agreement with the Downtown Bloomington Association (DBA) for Fiscal Year 2016.

Motion by Alderman Black, seconded by Alderman Painter that the Council accept the Downtown Bloomington Association Annual Report, and approve the FY 2016 Service Agreement with the Downtown Bloomington Association in the amount of \$90,000, and authorize the Mayor and City Clerk to execute the necessary documents.

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

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

Nays: Lower

Absent: None

Recuse: Schmidt

Motion carried.

The following was presented:

Motion by Alderman Black, seconded by Alderman Painter that the meeting be adjourned.  
Time: 7:56 p.m.

Motion carried.

Respectfully submitted  
Cherry L. Lawson, C.M.C.  
City Clerk