

MINUTES OF THE REGULAR MEETING OF THE NORMAL TOWN COUNCIL HELD IN THE COUNCIL CHAMBERS, NORMAL CITY HALL, 100 E. PHOENIX AVENUE, NORMAL, MCLEAN COUNTY, ILLINOIS – MONDAY, MAY 4, 2009.

1. CALL TO ORDER:

Mayor Chris Koos called the Regular Meeting of the Normal Town Council to order at 7:10 p.m., Monday, May 4, 2009.

2. ROLL CALL:

The Clerk called the roll with the following persons physically

PRESENT: Mayor Chris Koos and Councilmembers Adam Nielsen, Jeff Fritzen, Chuck Scott, Jason Chambers, and Cheryl Gaines. Also present were City Manager Mark Peterson, Assistant City Manager Pamela Reece, Corporation Counsel Steve Mahrt, and Town Clerk Wendy Briggs.

ABSENT: Councilmember Sonja Reece.

3. PLEDGE OF ALLEGIANCE:

Mayor Koos led the Pledge of Allegiance to the Flag.

4. OMNIBUS VOTE AGENDA:

Mayor Koos excused himself from voting on any bills he incurred while performing his Mayoral duties.

Councilmember Fritzen excused himself from voting on the bill from Bloomington Public Offset, Inc.

Items D and J were removed from the Omnibus Vote Agenda.

MOTION:

Councilmember Fritzen moved, seconded by Councilmember Gaines, the Council Approve the Omnibus Vote Agenda.

AYES: Nielsen, Fritzen, Scott, Chambers, Gaines, Koos.

NAYS: None.

ABSENT: Reece.

Motion declared carried.

A. APPROVAL OF THE MINUTES OF THE PUBLIC HEARING OF APRIL 20, 2009: Omnibus Vote.

APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF APRIL 20, 2009: Omnibus Vote.

B. APPROVAL OF TOWN OF NORMAL EXPENDITURES FOR PAYMENT AS OF APRIL 29, 2009: Omnibus Vote.

- C. MOTION TO WAIVE BIDS FOR THE PURCHASE OF VEHICLES FOR THE POLICE DEPARTMENT THROUGH THE STATE VEHICLE PURCHASE CONTRACT: Omnibus Vote.
- E. MOTION TO ACCEPT BIDS AND AWARD A CONTRACT TO KINNEY CONTRACTORS, INC., IN THE AMOUNT OF \$94,810.00 FOR THE 2008-2009 P.C.C. PAVEMENT PATCHING CONTRACT: Omnibus Vote.
- F. RESOLUTION AMENDING A SUPPLY AGREEMENT WITH RECYCLING FOR ILLINOIS, INC., FOR THE PROCESSING OF RECYCLED ELECTRONIC PRODUCTS: Resolution No. 4352: Omnibus Vote.
- G. RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE ILLINOIS DEPARTMENT OF TRANSPORTATION (IDOT) FOR THE MILLING AND RESURFACING OF THE PARKING LANES ON US ROUTE 51 BUSN KINGSLEY STREET FROM DRY GROVE STREET TO HALE STREET AT AN ESTIMATED COST OF \$22,000.00: Resolution Nos. 4353 and 4354: Omnibus Vote.
- H. RESOLUTION ACCEPTING A WATER MAIN EASEMENT AND HOLD HARMLESS AGREEMENT FROM COMMUNITY UNIT SCHOOL DISTRICT NO. 5 (SUGAR CREEK SCHOOL EXPANSION): Resolution No. 4355: Omnibus Vote.
- I. ORDINANCE VACATING AN ALLEY IN THE TOWN OF NORMAL FIRST ADDITION – CHERRY STREET: Ordinance No. 5254: Omnibus Vote.

5. ITEMS REMOVED FROM OMNIBUS VOTE AGENDA:

- D. MOTION TO APPROVE THE ANNUAL STREET RESURFACING PRIORITY LIST FOR FY 2009-2010:

MOTION:

Councilmember Nielsen moved, seconded by Councilmember Scott, the Council Approve the Annual Street Resurfacing Priority List for FY 2009-2010.

Councilmember Nielsen posed questions for clarification purposes, which were responded to by Town Engineer Gene Brown.

AYES: Nielsen, Fritzen, Scott, Chambers, Gaines, Koos.

NAYS: None.

ABSENT: Reece.

Motion declared carried.

- J. ORDINANCE APPROVING AN AMENDED SPECIAL USE PERMIT FOR FIRST ASSEMBLY OF GOD – 800 EAST VERNON AVENUE: Ordinance No. 5255:

MOTION:

Councilmember Scott moved, seconded by Councilmember Fritzen, the Council Approve an Ordinance Approving an Amended Special Use Permit for First Assembly of God – 800 East Vernon Avenue.

Councilmember Scott expressed concern with landscaping buffers between the church and adjoining property owners, which concerns were addressed by Town Planner Mercy Davison. Councilmember Nielsen posed questions concerning commercial parking requirements, which questions were responded to by Town Planner Mercy Davison.

AYES: Nielsen, Fritzen, Scott, Chambers, Gaines, Koos.
NAYS: None.
ABSENT: Reece.
Motion declared carried.

GENERAL ORDERS

6. RESOLUTION AUTHORIZING THE EXECUTION OF A COLLECTIVE BARGAINING AGREEMENT WITH POLICE BENEVOLENT AND PROTECTIVE ASSOCIATION UNIT #22: Resolution No. 4356:

MOTION:

Councilmember Nielsen moved, seconded by Councilmember Gaines, the Council Adopt the Resolution Authorizing the Execution of a Collective Bargaining Agreement with Police Benevolent and Protective Association Unit #22.

AYES: Nielsen, Fritzen, Scott, Chambers, Gaines, Koos.
NAYS: None.
ABSENT: Reece.
Motion declared carried.

7. RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A LICENSE AGREEMENT WITH COMMERCE BANK N.A. AND AUTHORIZING A BUDGET ADJUSTMENT IN THE AMOUNT OF \$188,825.00 FOR THE RELOCATION AND REPLACEMENT OF THE MODULAR BANKING FACILITY IN UPTOWN NORMAL: Resolution No. 4357:

MOTION:

Councilmember Scott moved, seconded by Councilmember Gaines, the Council Adopt a Resolution Authorizing the City Manager to Execute a License Agreement with Commerce Bank N.A. and Authorizing a Budget Adjustment in the Amount of \$188,825.00 for the Relocation and Replacement of the Modular Banking Facility in Uptown Normal.

Councilmember Chambers posed questions concerning the definition of the “useful life” of a modular banking unit. City Manager Mark Peterson responded the current facility was a well-used unit four years ago, and it is no longer meeting the needs for the bank.

Councilmember Chambers questioned if the seven parking stalls included in the proposed site for the bank could possibly be signed for public use after 5:00 p.m. Uptown Development Director Wayne Aldrich indicated it should not be a problem to sign the seven spaces with two or three-hour parking limitations after 5:00 p.m. Further Council discussion ensued.

AYES: Nielsen, Fritzen, Scott, Chambers, Gaines, Koos.
NAYS: None.
ABSENT: Reece.

Motion declared carried.

8. ORDINANCE AMENDING THE TOWN OF NORMAL MUNICIPAL CODE ADDING DIVISION 7 TO CHAPTER 23 – NEIGHBORHOOD VEHICLES – AND AMENDING CHAPTER 17 REGARDING SETTLEMENT AT CITY HALL:
Ordinance No. 5256:

MOTION:

Councilmember Scott moved, seconded by Councilmember Chambers, the Council Approve the Ordinance Amending the Town of Normal Municipal Code Adding Division 7 to Chapter 23 – Neighborhood Vehicles – and Amending Chapter 17 Regarding Settlement at City Hall.

Mayor Koos indicated Mr. Jim Sheahan and Mr. Paul Mehrmann, both of Weise Planning and Engineering, Inc., of St. Louis, Missouri, were present at the meeting and had given a demonstration of a neighborhood vehicle in the circle drive prior to the meeting.

Councilmember Gaines posed questions concerning restricting the vehicles on some collector streets. Mayor Koos explained the vehicles would only be allowed on streets with a speed limit of 35 miles per hour or less.

Councilmember Scott recognized and thanked Town Intern Brandiss West for her hard work on this issue. Councilmember Scott expressed the need for an extensive education process to educate the public on these vehicles and where they can be used within the community, as well as alerting drivers to be aware of these vehicles in traffic.

Councilmember Nielsen commented it was educational to see the vehicle; however, he did not feel any more comfortable with allowing the vehicle on the streets than he did before, indicating it was his opinion this was a traffic safety hazard.

Councilmember Fritzen agreed with Councilmember Nielsen and expressed concern with allowing the vehicles on streets with the general traffic moving at 35 miles per hour. Councilmember Fritzen questioned if it were possible to allow limited use by governmental units in a limited area. City Manager Mark Peterson responded Champaign/Urbana currently has a zone around campus which allows the neighborhood vehicles. Councilmember Gaines indicated she would support a zone around the Illinois State University campus. General discussion ensued.

Councilmember Chambers indicated he had the same concerns with the neighborhood vehicles as he did with bicycles on the road and repeated the need to get the information concerning these vehicles out to the general public.

Mayor Koos indicated the State of Illinois licenses these vehicles. The vehicles do have safety measures built-in, and he feels the vehicles could have a traffic calming effect. Further Council discussion ensued.

AYES: Scott, Chambers, Gaines, Koos.

NAYS: Nielsen, Fritzen.

ABSENT: Reece.

Motion declared carried.

NEW BUSINESS

9. MOTION TO AUTHORIZE STAFF TO APPLY FOR THE FEDERAL ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT AND TO APPROVE AN ASSOCIATED PROJECT LIST:

MOTION:

Councilmember Fritzen moved, seconded by Councilmember Nielsen, the Council Authorize Staff to Apply for the Federal Energy Efficiency and Conservation Block Grant and to Approve an Associated Project List.

AYES: Nielsen, Fritzen, Scott, Chambers, Gaines, Koos.

NAYS: None.

ABSENT: Reece.

Motion declared carried.

10. CONCERNS:

There were none.

11. ADJOURNMENT:

There being no further business to come before the Council, Mayor Koos called for a Motion to Adjourn.

MOTION:

Councilmember Gaines moved, seconded by Councilmember Fritzen, the Regular Meeting of the Normal Town Council be Adjourned.

AYES: Nielsen, Fritzen, Scott, Chambers, Gaines, Koos.

NAYS: None.

ABSENT: Reece.

Motion declared carried.

Mayor Koos adjourned the Regular Meeting of the Normal Town Council at 7:50 p.m.. Monday, May 4, 2009.