

MINUTES OF THE REGULAR MEETING OF THE NORMAL TOWN COUNCIL HELD IN THE COUNCIL CHAMBERS, NORMAL CITY HALL, 100 EAST PHOENIX AVENUE, NORMAL, MCLEAN COUNTY, ILLINOIS – MONDAY, APRIL 19, 2010.

1. CALL TO ORDER:

Mayor Chris Koos called the Regular Meeting of the Normal Town Council to order at 7:20 p.m., Monday, April 19, 2010.

2. ROLL CALL:

The Clerk called the roll with the following persons physically

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

ABSENT: None.

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 may have incurred while performing his Mayoral duties.

Councilmember Reece excused herself from voting on any bills submitted by Advocate BroMenn Hospital and any bills she may have incurred while performing Council duties.

Councilmember Fritzen excused himself from voting on any bills submitted by Bloomington Offset Process, Inc.

Councilmember Gaines excused herself from voting on any bills she may have incurred while performing Council duties.

No items were removed from the Omnibus Vote Agenda.

MOTION:

Councilmember Chambers moved, seconded by Councilmember Scott, the Council Approve the Omnibus Vote Agenda.

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

NAYS: None.

Motion declared carried.

A. APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF APRIL 5, 2010: Omnibus Vote.

B. APPROVAL OF TOWN OF NORMAL EXPENDITURES FOR PAYMENT AS OF APRIL 14, 2010: Omnibus Vote.

C. RESOLUTION AUTHORIZING A CONTRACT WITH MAURER-STUTZ, INC., IN AN AMOUNT NOT TO EXCEED \$14,000.00 FOR THE DESIGN OF

A TEMPORARY SHORING SYSTEM FOR THE MULTIMODAL  
TRANSPORTATION CENTER: Resolution No. 4490: Omnibus Vote.

- D. RESOLUTION AUTHORIZING SERVICE AGREEMENTS WITH WILCOX ELECTRIC AND SERVICE, INC., FOR ENERGY EFFICIENT LIGHTING ENHANCEMENTS AT FIVE PUBLIC FACILITIES IN ACCORDANCE WITH THE FEDERAL ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT (EECBG) PROGRAM: Resolution No. 4491: Omnibus Vote.
- E. RESOLUTION RETAINING THE TOWN'S 2010 PRIVATE ACTIVITY BOND ALLOCATION FOR QUALIFIED PROJECTS WITHIN THE TOWN OF NORMAL: Resolution No. 4492: Omnibus Vote.
- F. RESOLUTION TO APPROPRIATE \$525,000.00 OF MOTOR FUEL TAX FUNDS FOR THE IMPROVEMENT OF WILLOW STREET FROM LINDEN STREET TO BEECH STREET: Resolution No. 4493: Omnibus Vote.
- G. RESOLUTION PROVIDING FOR A PROPOSED AMENDMENT TO THE REDEVELOPMENT PLAN AND PROJECT FOR THE TOWN OF NORMAL UPTOWN REDEVELOPMENT PROJECT AREA: Resolution No. 4494: Omnibus Vote.
- H. RESOLUTION ACCEPTING EASEMENT DEDICATION FROM TRACY M. SHEPARD – SHEPARD PARK: Resolution No. 4495: Omnibus Vote.
- I. ORDINANCE AMENDING SECTION 4.10 CLASSIFICATION AND FEES OF THE MUNICIPAL CODE OF THE TOWN OF NORMAL TO ADD A CLASSIFICATION OF STADIUM LICENSE TO THE LIQUOR CODE: Ordinance No. 5336: Omnibus Vote.

5. ITEMS REMOVED FROM OMNIBUS VOTE AGENDA:

There were none.

GENERAL ORDERS:

- 6. RESOLUTION AUTHORIZING EXECUTION OF THE FIRST AMENDMENT TO AN ANNEXATION AGREEMENT – PINEHURST DEVELOPMENT, INC. (VINEYARDS SUBDIVISION):

MOTION:

Councilmember Fritzen moved, seconded by Councilmember Nielsen, the Council Adopt a Resolution Authorizing Execution of the First Amendment to an Annexation Agreement – Pinehurst Development, Inc.

Town Planner Mercy Davison presented a brief overview of the Amended Annexation Agreement, as well as the rezoning request and the Amended Preliminary Subdivision Plan, and explained the requested waivers for this development.

Mr. Bob Brady, 1310 E. Washington Street, Bloomington, Illinois, addressed the Council representing Pinehurst Development. Mr. Brady indicated he was working with the current residents of the condominiums and was attempting to alleviate their concerns. Mr. Brady further indicated Pinehurst Development would like to put evergreen trees on

the outlot behind some of the condominiums to buffer the current residents from the proposed single-family homes.

Mayor Koos expressed concern with the number of condominiums now proposed to be completed compared with the original number of condominiums and how that number would economically impact the condominium association. Mr. Brady indicated that with the smaller number of condominiums, the maintenance costs and other fees would be proportionately smaller; thus, the economic impact should not be an issue.

Councilmember Nielsen expressed concern that the current owners of the condominiums were not informed of the proposed changes to this development. Mr. Brady indicated that the developers “dropped the ball” in talking to the condominium owners prior to actually filing this proposed change with the Town. Considerable discussion ensued concerning the proposed changes and the communication breakdown between the condominium owners and the developers.

MOTION TO TABLE:

Councilmember Gaines moved, seconded by Councilmember Chambers, the Resolution Authorizing Execution of the First Amendment to the Annexation Agreement – Pinehurst Development, Inc., (Vineyards Subdivision) be Tabled Until the May 3, 2010, Normal Town Council Meeting.

AYES: Scott, Chambers, Gaines, Reece, Koos.

NAYS: Fritzen, Nielsen.

Motion declared carried.

7. ORDINANCE REZONING PROPERTY IN THE TOWN OF NORMAL – THE VINEYARDS (SOUTHEAST CORNER OF AIRPORT AND RAAB ROAD):

MOTION:

Councilmember Reece moved, seconded by Councilmember Fritzen, the Council Approve an Ordinance Rezoning Property in the Town of Normal – The Vineyards (Southeast Corner of Airport and Raab Road).

MOTION TO TABLE:

Councilmember Gaines moved, seconded by Councilmember Chambers, the Ordinance Rezoning Property in the Town of Normal – The Vineyards (Southeast Corner of Airport and Raab Roads) be Tabled Until the May 3, 2010, Normal Town Council Meeting.

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

NAYS: None.

Motion declared carried.

8. RESOLUTION CONDITIONALLY APPROVING AN AMENDED PRELIMINARY SUBDIVISION PLAN FOR THE VINEYARDS SUBDIVISION (SOUTHEAST CORNER OF AIRPORT ROAD):

MOTION:

Councilmember Scott moved, seconded by Councilmember Fritzen, the Council Adopt a Resolution Conditionally Approving an Amended Preliminary Subdivision Plan for the Vineyards Subdivision (Southeast Corner of Airport Road).

MOTION TO TABLE:

Councilmember Gaines moved, seconded by Councilmember Chambers, the Resolution Conditionally Approving an Amended Preliminary Subdivision Plan for the Vineyards Subdivision (Southeast Corner of Airport Road) be Tabled Until the May 3, 2010, Normal Town Council Meeting.

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

NAYS: None.

Motion declared carried.

9. RESOLUTION AUTHORIZING THE EXECUTION OF A REDEVELOPMENT AGREEMENT WITH WILLIAM FRAUTSCHI AND PAUL BARTLETT FOR FAÇADE RENOVATIONS AT 121 WEST NORTH STREET: Resolution No. 4496:

MOTION:

Councilmember Nielsen moved, seconded by Councilmember Gaines, the Council Adopt a Resolution Authorizing the Execution of a Redevelopment Agreement with William Frautschi and Paul Bartlett for Façade Renovations at 121 West North Street.

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

NAYS: None.

Motion declared carried.

10. RESOLUTION AUTHORIZING STAFF TO ENTER INTO A 24-MONTH AGREEMENT TO PURCHASE ELECTRICITY FROM A BULK SUPPLIER: Resolution No. 4497:

MOTION:

Councilmember Reece moved, seconded by Councilmember Gaines, the Council Adopt a Resolution Authorizing Staff to Enter into a 24-Month Agreement to Purchase Electricity from a Bulk Supplier.

Mayor Koos announced a revised Council Report and Resolution were handed out at the table. Councilmember Nielsen questioned if any of the companies vying to provide the electricity have any interest in wind energy. Assistant City Manager Geoff Fruin responded that the State of Illinois requires a percentage of energy to be green energy, so any form of renewable energy could be used to satisfy this requirement.

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

NAYS: None.

Motion declared carried.

NEW BUSINESS

11. RESOLUTION DETERMINING THE INTENT OF THE TOWN OF NORMAL, ILLINOIS, TO ISSUE ITS SOLID WASTE DISPOSAL REVENUE BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$4,686,040 TO FINANCE THE ACQUISITION, CONSTRUCTION, EQUIPPING, AND IMPROVEMENT OF A SOLID WASTE RECYCLING FACILITY: Resolution No. 4498:

MOTION:

Councilmember Reece moved, seconded by Councilmember Gaines, the Council Adopt a Resolution Determining the Intent of the Town of Normal, Illinois, to Issue its Solid Waste Disposal Revenue Bonds in an Aggregate Principal Amount not to Exceed \$4,686,040 to Finance the Acquisition, Construction, Equipping, and Improvement of a Solid Waste Recycling Facility.

Councilmember Nielsen commented on the new jobs to be created by this recycling facility. Councilmember Fritzen posed questions concerning the market for recyclables, which concerns were addressed by Public Works Director Mike Hall.

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

NAYS: None.

Motion declared carried.

12. CONCERNS:

1. OUTDOOR FIREPITS:

Councilmember Reece requested clarification on the rules and regulations concerning outdoor fires and firepits. Fire Chief Mike Humer explained the rules for obtaining permits and indicated the concern for health issues of neighbors of adjoining property to the outdoor fires.

2. OUTSIDE CLEANUP AT BASEBALL STADIUM:

Councilmember Fritzen posed questions concerning the Ordinance approved earlier adding the Stadium License Classification to the Liquor Code, specifically concerning the section of the ordinance pertaining to the outside clean-up requirement. Councilmember Fritzen expressed concern with tailgating in the parking lot of the stadium. City Manager Mark Peterson indicated the tailgating issue would need to be addressed by Heartland Community College, as they are the property owners of the stadium and parking lot.

3. PLANTER BOXES IN UPTOWN NORMAL:

Councilmember Nielsen requested staff explore the cost of removing the planter boxes between some of the parallel parking spaces in the Uptown and replacing the same with "rumble-strips."

13. ADJOURN TO EXECUTIVE SESSION:

There being no further business to come before the Council, Mayor Koos called for a Motion to Adjourn to Executive Session to Approve the Minutes of the January 19, 2010, Executive Session and to discuss matters pertaining to land acquisition.

MOTION:

Councilmember Gaines moved, seconded by Councilmember Chambers, the Regular Meeting of the Normal Town Council be Adjourned to Executive Session to Approve the Minutes of the January 19, 2010, Executive Session and to Discuss Matters Pertaining to Land Acquisition.

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

NAYS: None.

Motion declared carried.

Mayor Chris Koos adjourned the Regular Meeting of the Normal Town Council to Executive Session to Approve the Minutes of the January 19, 2010, Executive Session and to Discuss Matters Pertaining to Land Acquisition at 8:23 p.m., Monday, April 19, 2010.