

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, JULY 6, 2009.

1. CALL TO ORDER:

Mayor Chris Koos called the Regular Meeting of the Normal Town Council to order at 7:00 p.m., Monday, July 6, 2009.

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, Assistant 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 expenses he may have incurred while performing his Mayoral duties.

Councilmember Reece excused herself from voting on any bills submitted by BroMenn Healthcare and from voting on Item J.

Items M and O were removed from the Omnibus Vote Agenda.

MOTION:

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

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

NAYS: None.

Motion declared carried.

A. APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF JUNE 15, 2009: Omnibus Vote.

B. APPROVAL OF TOWN OF NORMAL EXPENDITURES FOR PAYMENT AS OF JULY 1, 2009: Omnibus Vote.

C. MOTION APPROVING THE PURCHASE OF A VEHICLE FOR THE FIRE DEPARTMENT: Omnibus Vote.

D. MOTION TO APPROVE THE RECOMMENDED EXPENDITURES FOR THE ANNUAL HARMON ARTS GRANT PROGRAM: Omnibus Vote.

- E. MOTION INITIATING VARIOUS AMENDMENTS TO THE ZONING CODE – SEC. 15.7 (OFF-STREET PARKING AND LOADING REGULATIONS):
Omnibus Vote.
- F. MOTION TO WAIVE THE FORMAL BIDDING PROCESS AND APPROVE THE PURCHASE OF A 100HP MOTOR AND VARIABLE FREQUENCY DRIVE FROM DECATUR INDUSTRIAL ELECTRIC: Omnibus Vote.
- G. RESOLUTION AUTHORIZING EXECUTION OF A SETTLEMENT AGREEMENT BETWEEN THE TOWN OF NORMAL AND THE PROPERTY OWNERS AT 702 S. FELL AND AN ASSOCIATED BUDGET ADJUSTMENT: Resolution No. 4382: Omnibus Vote.
- H. RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT WITH MCLEAN COUNTY FOR ANIMAL WARDEN SERVICES: Resolution No. 4383: Omnibus Vote.
- I. RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT WITH MCLEAN COUNTY FOR ANIMAL SHELTER SERVICES: Resolution No. 4384: Omnibus Vote.
- J. RESOLUTION AUTHORIZING AN EMPLOYEE WELLNESS SERVICES CONTRACT WITH BROMENN HEALTHCARE HOSPITALS: Resolution No. 4385: Omnibus Vote.
- K. RESOLUTION AUTHORIZING EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT FOR INTERVENTION BEFORE THE ILLINOIS COMMERCE COMMISSION IN AMEREN ELECTRICITY CASES:
Resolution No. 4386: Omnibus Vote.
- L. RESOLUTION TO APPROVE 2009 HOURLY RATES AND DIRECT COSTS FOR ENGINEERING SERVICES FROM THE FARNSWORTH GROUP; LEWIS, YOCKEY & BROWN, INC.; CLARK-DIETZ, INC.; AND HANSON PROFESSIONAL SERVICES, INC.: Resolution No. 4387. Omnibus Vote.
- N. RESOLUTION CONDITIONALLY AND PARTIALLY APPROVING AN AMENDED FINAL DEVELOPMENT PLAN FOR THE SHOPPES AT COLLEGE HILLS PLANNED UNIT DEVELOPMENT – BEAUTY BRANDS:
Resolution No. 4388: Omnibus Vote.
- P. ORDINANCE AMENDING SECTION 18.1-17 OF THE TOWN PERSONNEL CODE REGARDING VACATION LEAVE ACCRUAL: Ordinance No. 5272:
Omnibus Vote.
- Q. ORDINANCE AMENDING THE FY 2008-2009 OPERATING AND CAPITAL IMPROVEMENTS BUDGET: Ordinance No. 5273: Omnibus Vote.
- 5. ITEMS REMOVED FROM OMNIBUS VOTE AGENDA:
 - M. RESOLUTION ACCEPTING WARRANTY DEED – BIG TIGER ENTERPRISES, LLC – FRANKLIN HEIGHTS SUBDIVISION: Resolution No. 4389:

MOTION:

Councilmember Fritzen moved, seconded by Councilmember Scott, the Council Adopt a Resolution Accepting a Warranty Deed – Big Tiger Enterprises, LLC – Franklin Heights Subdivision.

Councilmember Fritzen posed questions for clarification purposes concerning the lift station, which questions were responded to by City Manager Mark Peterson.

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

NAYS: None.

Motion declared carried.

- O. ORDINANCE AMENDING SECTION 4.7(D) OF THE MUNICIPAL CODE OF THE TOWN OF NORMAL REGARDING SALE OF ALCOHOL ON TOWN PROPERTY: Ordinance No. 5274:

MOTION:

Councilmember Fritzen moved, seconded by Councilmember Reece, the Council Approve an Ordinance Amending Section 4.7(D) of the Municipal Code of the Town of Normal Regarding Sale of Alcohol on Town Property.

Councilmember Fritzen requested clarification on the ordinance, which questions were responded to by City Manager Mark Peterson and Corporation Counsel Steve Mahrt.

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

NAYS: None.

Motion declared carried.

GENERAL ORDERS

6. RESOLUTION APPROVING A WAIVER FROM THE UPTOWN DESIGN REVIEW CODE, CHAPTER 15, DIVISION 17, FOR SIGNS ON THE REAR BUILDING FAÇADE AT 126 E. BEAUFORT (MAGGIE MILEY’S): Resolution No. 4390:

MOTION:

Councilmember Nielsen moved, seconded by Councilmember Reece, the Council Adopt a Resolution Approving a Waiver from the Uptown Design Review Code, Chapter 15, Division 17, for Signs on the Rear Building Façade at 126 E. Beaufort (Maggie Miley’s).

Councilmember Gaines commented on the elimination of some of the signage on the property; however, she suggested some type of art work would be nice for this area. Councilmember Scott posed questions concerning banner-type signs for businesses, to which Building Commissioner Greg Troemel responded the Municipal Code allowed businesses to display temporary signs up to 84 calendar days per year.

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

NAYS: None.

Motion declared carried.

7. ORDINANCE AUTHORIZING THE ISSUANCE OF \$5.9 MILLION IN GENERAL OBLIGATION BONDS, SERIES 2009, AS BUILD AMERICA BONDS, TO BE USED FOR VARIOUS UPTOWN PROJECTS: Ordinance No. 5275:

MOTION:

Councilmember Reece moved, seconded by Councilmember Fritzen, the Council Approve an Ordinance Authorizing the Issuance of \$5.9 Million in General Obligation Bonds, Series 2009, as Build America Bonds, to be Used for Various Uptown Projects.

Finance Director Ron Hill introduced Mr. Todd Krzyskowski, Managing Director with Mesirow Financial, Inc., who presented a brief overview to the Council of the two bond ordinances. Mr. Krzyskowski responded to questions from Council. Bond Counsel Kurt Froehlich was also present and available to respond to questions from Council.

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

NAYS: None.

Motion declared carried.

8. ORDINANCE PROVIDING FOR THE ISSUANCE OF \$10,000,000 IN GENERAL OBLIGATION REFUNDING BONDS, SERIES 2009, TO BE USED TO REFUND AND FIX THE INTEREST RATE ON THE TOWN'S SERIES 2003 VARIABLE RATE BOND ISSUE: Ordinance No. 5276:

MOTION:

Councilmember Reece moved, seconded by Councilmember Gaines, the Council Approve an Ordinance Providing for the Issuance of \$10,000,000 in General Obligation Refunding Bonds, Series 2009, to be Used to Refund and Fix the Interest Rate on the Town's Series 2003 Variable Rate Bond Issue.

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

NAYS: None.

Motion declared carried.

9. ORDINANCE AUTHORIZING THE UNDERGROUNDING OF CERTAIN UTILITIES IN UPTOWN NORMAL ALONG COLLEGE AVENUE FROM FELL AVENUE TO LINDEN STREET AND ON FELL AVENUE FROM COLLEGE AVENUE TO NORTH STREET: Ordinance No. 5277:

MOTION:

Councilmember Reece moved, seconded by Councilmember Scott, the Council Approve an Ordinance Authorizing the Undergrounding of Certain Utilities in Uptown Normal Along College Avenue from Fell Avenue to Linden Street and on Fell Avenue From College Avenue to North Street.

Councilmember Fritzen posed questions concerning project costs, which questions were responded to by City Manager Mark Peterson and Uptown Development Director Wayne Aldrich. Considerable Council discussion ensued.

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

NAYS: None.

Motion declared carried.

NEW BUSINESS:

10. PRESENTATION BY RATIO ARCHITECTS, INC., ON THE DESIGN OF THE MULTIMODAL TRANSPORTATION CENTER (JUNCTION CENTER):

Mr. Rob Proctor of Ratio Design Group, Chicago, Illinois, gave a presentation on the design of the proposed Multimodal Transportation Center (Junction Center) and responded to questions from Council.

11. CONCERNS:

1. JULY 4, 2009 EVENTS:

Councilmember Reece complimented the Parks and Recreation Department on the annual 4th of July events held at Fairview Park.

2. RETIREMENT:

Mayor Koos congratulated Fire Chief Jim Watson on his upcoming retirement and thanked him for his service to the Town.

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

NAYS: None.

Motion declared carried.

Mayor Chris Koos adjourned the Regular Meeting of the Normal Town Council at 8:55 p.m., Monday, July 6, 2009.