

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 18, 2011.

1. CALL TO ORDER:

Mayor Chris Koos called the Regular Meeting of the Normal Town Council to order at 7:05 p.m., Monday, April 18, 2011.

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, and Jason Chambers. Also present were City Manager Mark Peterson, Deputy City Manager Pamela Reece, Corporation Counsel Steve Mahrt, and Town Clerk Wendy Briggs.

ABSENT: Councilmember Cheryl Gaines.

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 Healthcare and on any expenses she may have incurred while performing Council duties.

Councilmember Fritzen excused himself from voting on any bills he may have incurred while performing Council duties.

Items G, H, and I were removed from the Omnibus Vote Agenda.

MOTION:

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

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

NAYS: None.

ABSENT: Gaines.

Motion declared carried.

A. APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF APRIL 4, 2011: Omnibus Vote.

B. APPROVAL OF TOWN OF NORMAL EXPENDITURES FOR PAYMENT AS OF APRIL 13, 2011: Omnibus Vote.

C. MOTION TO WAIVE THE FORMAL BIDDING PROCESS AND PURCHASE TURF MAINTENANCE EQUIPMENT THROUGH THE IOWA

DEPARTMENT OF TRANSPORTATION'S PURCHASING PROGRAM FOR A TOTAL COST OF \$277,087.87: Omnibus Vote.

- D. MOTION TO WAIVE THE FORMAL BID PROCESS AND APPROVE THE PURCHASE FROM EVERGREEN FS, INC., FOR DIESEL FUEL IN THE AMOUNT OF \$317,948: Omnibus Vote.
- E. MOTION TO WAIVE THE FORMAL BIDDING PROCESS AND ACCEPT A QUOTE IN THE AMOUNT OF \$20,848 FROM FRONTIER COMMUNICATIONS FOR THE MAINTENANCE OF THE PHONE SYSTEM: Omnibus Vote.
- F. RESOLUTION EXECUTING AN AGREEMENT WITH BOSS DISPLAY CORPORATION FOR THE CONSTRUCTION AND INSTALLATION OF A NEW WATER TABLE EXHIBIT AT THE CHILDREN'S DISCOVERY MUSEUM IN THE AMOUNT OF \$85,000: Resolution No. 4607: Omnibus Vote.

5. ITEMS REMOVED FROM OMNIBUS VOTE AGENDA

- G. RESOLUTION APPROVING AN AGREEMENT WITH CIVICPLUS FOR WEBSITE REDESIGN SERVICES ASSOCIATED WITH [WWW.NORMAL.ORG](http://WWW.NORMAL.ORG) AND VARIOUS SUB-SITES: Resolution No. 4608:

MOTION:

Councilmember Reece moved, seconded by Councilmember Fritzen, the Council Adopt a Resolution Approving an Agreement with CivicPlus for Website Redesign Services Associated with [www.Normal.org](http://www.Normal.org) and Various Sub-Sites.

Councilmember Reece indicated her delight with the upgrading of the website. City Manager Mark Peterson responded to questions from Council.

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

NAYS: None.

ABSENT: Gaines.

Motion declared carried.

- H. RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE ILLINOIS DEPARTMENT OF TRANSPORTATION FOR THE USE OF FEDERAL TRANSPORTATION ENHANCEMENT FUNDS IN THE AMOUNT OF \$112,000 FOR THE GATEWAY PLAZA CONSTRUCTION PROJECT: Resolution No. 4609:

MOTION:

Councilmember Scott moved, seconded by Councilmember Nielsen, the Council Adopt a Resolution Authorizing the Execution of an Agreement with the Illinois Department of Transportation for the Use of Federal Transportation Enhancement Funds in the Amount of \$112,000 for the Gateway Plaza Construction Project.

Councilmember Scott requested an updated rendering of the Gateway Plaza be furnished to keep the Council informed of the area under construction. City Manager Mark Peterson indicated an updated rendering would be furnished and available on the website.

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

I. ORDINANCE REGULATING COMCAST BASIC CABLE RATES AND CABLE EQUIPMENT AND INSTALLATION RATES: Ordinance No. 5380:

MOTION:

Councilmember Chambers moved, seconded by Councilmember Scott, the Council Approve an Ordinance Regulating Comcast Basic Cable Rates and Cable Equipment and Installation Rates.

Councilmember Chambers briefly explained the limited role of the Council in this issue, indicating it was important for the public to be aware of the Council's role. City Manager Mark Peterson also offered comments on the limited role of the municipal government in regulating rates, further indicating it was important to monitor the rates and make sure they comply with FCC rules and regulations. City Manager Mark Peterson also explained this regulation only concerns the charges for basic cable rates, cable equipment, and installation.

AYES: Scott, Reece, Nielsen, Fritzen, Koos.  
NAYS: Chambers.  
ABSENT: Gaines.  
Motion declared carried.

GENERAL ORDERS

6. RESOLUTION CONDITIONALLY AND PARTIALLY APPROVING THE FINAL PLAT OF THE LODGE ON WILLOW SUBDIVISION BY EXPEDITED PROCESS (NORTHEAST CORNER OF SCHOOL AND WILLOW): Resolution No. 4610:

MOTION:

Councilmember Fritzen moved, seconded by Councilmember Chambers, the Council Adopt a Resolution Conditionally and Partially Approving the Final Plat of the Lodge on Willow Subdivision by Expedited Process (Northeast Corner of School and Willow).

Councilmember Reece commented on the current market for high-end student housing. Mayor Koos stated this development would replace several existing apartment units; therefore, the development is not all considered to be "new" beds. Councilmember Scott commented on the fact that the development did not require any Code variations since the development meets all the Code requirements for the complex.

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

7. RESOLUTION TO ACCEPT BIDS AND AWARD A CONTRACT TO ROWE CONSTRUCTION COMPANY FOR THE UPTOWN PRECAST CONCRETE PLANTER (BUMP-OUT) REMOVAL PROJECT IN THE AMOUNT OF \$72,847.83: Resolution No. 4611:

MOTION:

Councilmember Nielsen moved, seconded by Councilmember Scott, the Council Adopt a Resolution to Accept Bids and Award a Contract to Rowe Construction Company for the Uptown Precast Concrete Planter (Bump-Out) Removal Project in the Amount of \$72,847.83.

Mayor Koos commented on the public opinion on the “bump-outs” – those that like the “bump-outs” and those that want them removed. Councilmember Nielsen indicated he did not believe the “bump-outs” were included as built in the original plans that had gone to Council; however, Mayor Koos indicated they were included in the original plans. Councilmember Chambers commented it is difficult to visualize what something will look like on renderings and that at times, the actual application is different than what it appeared originally.

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

NAYS: None.

ABSENT: Gaines.

Motion declared carried.

8. RESOLUTION ADOPTING A PUBLIC COMMENT POLICY IN ACCORDANCE WITH THE STATE OF ILLINOIS OPEN MEETINGS ACT: Resolution No. 4612:

MOTION:

Councilmember Reece moved, seconded by Councilmember Scott, the Council Adopt a Resolution Adopting a Public Comment Policy in Accordance with the State of Illinois Open Meetings Act.

Mayor Koos explained this Resolution would set forth rules for the Town Council and other Boards and Commissions of the Town to follow concerning allowing public comment during meetings. City Manager Mark Peterson responded to general questions from Council.

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

NAYS: None.

ABSENT: Gaines.

Motion declared carried.

9. ORDINANCE AMENDING SECTIONS 17.2-1 AND 17.9-3 OF THE MUNICIPAL CODE OF THE TOWN OF NORMAL REGARDING DISRUPTION OF PUBLIC MEETINGS: Ordinance No. 5381:

MOTION:

Councilmember Fritzen moved, seconded by Councilmember Scott, the Council Approve an Ordinance Amending Sections 17.2-1 and 17.9-3 of the Municipal Code of the Town of Normal Regarding Disruption of Public Meetings.

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

NAYS: None.

ABSENT: Gaines.

Motion declared carried.

## NEW BUSINESS

10. PRESENTATION BY UPTOWN DEVELOPMENT DIRECTOR WAYNE ALDRICH AND CITY ENGINEER GENE BROWN ON THE HIGH SPEED RAIL CONSTRUCTION PROJECT PLANNED TO BEGIN IN MAY OF 2011:

Uptown Development Director Wayne Aldrich and City Engineer Gene Brown gave an informational presentation concerning high speed rail construction projects and responded to questions from Council.

11. CONCERNS:

1. ROAD IMPROVEMENTS:

Councilmember Fritzen requested an update on the schedule of road improvements, which schedule was provided by Town Engineer Gene Brown.

12. ADJOURNMENT:

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

### MOTION:

Councilmember Chambers moved, seconded by Councilmember Scott, the Regular Meeting of the Normal Town Council be Adjourned.

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

NAYS: None.

ABSENT: Gaines.

Motion declared carried.

Mayor Chris Koos adjourned the Regular Meeting of the Normal Town Council at 8:06 p.m., Monday, April 18, 2011.

MINUTES OF A PUBLIC HEARING CONDUCTED IN THE COUNCIL CHAMBERS, CITY HALL, 100 E. PHOENIX AVENUE, NORMAL, MCLEAN COUNTY, ILLINOIS, MONDAY, APRIL 18, 2011 – COMCAST CABLE RATES.

1. CALL TO ORDER:

Mayor Koos called the public hearing on the Comcast Cable Rates to order at 7:01 p.m., Monday, April 18, 2011.

2. ROLL CALL:

The Clerk called the roll with the following persons physically

PRESENT: Mayor Chris Koos and Councilmembers Sonja Reece, Adam Nielsen, Jeffrey Fritzen, Chuck Scott, and Jason Chambers.

ABSENT: Councilmember Cheryl Gaines.

3. COMMENTS FROM THE PUBLIC:

Mayor Koos announced he would receive comments from the public on the request of Comcast to adjust rates for basic cable services and related services and equipment.

Mayor Koos called for comments from the public; there were none.

Mayor Koos issued the second call for comments from the public; Ms. Deborah Piscola, Director of Government Affairs for Comcast, and Mr. Art Svymbersky, Manager of Government and Regulatory Affairs, commented Comcast is not proposing an increase for equipment and installation at this time.

Mayor Koos issued the third and final call for comments from the public; there were none.

4. ADJOURNMENT:

MOTION:

Councilmember Reece moved, seconded by Councilmember Nielsen, the public hearing be adjourned.

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

NAYS: None.

ABSENT: Gaines.

Motion declared carried.

Mayor Chris Koos adjourned the public hearing on the request of Comcast for rate adjustment at 7:04 p.m., Monday, April 18, 2011.