

MINUTES OF THE REGULAR MEETING OF THE NORMAL TOWN COUNCIL HELD IN THE COUNCIL CHAMBERS, NORMAL CITY HALL, FOURTH FLOOR UPTOWN STATION, 11 UPTOWN CIRCLE, NORMAL, MCLEAN COUNTY, ILLINOIS – TUESDAY, SEPTEMBER 4, 2012.

1. CALL TO ORDER:

Mayor Chris Koos called the regular meeting of the Normal Town Council to order at 7:00 p.m., Tuesday, September 4, 2012.

2. PLEDGE OF ALLEGIANCE:

Mayor Koos led the Pledge of Allegiance to the Flag.

3. 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 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.

CLERK NOTE: There is currently one vacant Council seat.

4. MOTION TO CONFIRM THE APPOINTMENT OF MR. KEVIN MCCARTHY TO THE NORMAL TOWN COUNCIL:

MOTION:

Councilmember Reece moved, seconded by Councilmember Scott, the Council Confirm the Appointment of Mr. Kevin McCarthy to the Normal Town Council.

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

NAYS: None.

Motion declared carried.

Mayor Chris Koos announced Mr. Kevin McCarthy would fill the Council seat vacated by the recent resignation of Jason Chambers.

Town Clerk Wendy Briggs administered the Oath of Office to Mr. McCarthy.

Mr. McCarthy assumed his seat at the Council table.

5. 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 Advocate BroMenn Healthcare and from any expenses she may have incurred while performing Council duties.

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

MOTION:

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

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

NAYS: None.

Motion declared carried.

- A. APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF AUGUST 20, 2012: Omnibus Vote.
  - B. APPROVAL OF TOWN OF NORMAL EXPENDITURES FOR PAYMENT AS OF AUGUST 29, 2012: Omnibus Vote.
  - C. MOTION TO ACCEPT A BID FOR A TYPE 1 2012 FORD AMBULANCE FROM ALEXIS FIRE EQUIPMENT COMPANY, AT A TOTAL COST OF \$175,809 AND APPROVAL OF A BUDGET ADJUSTMENT IN THE AMOUNT OF \$24,919: Omnibus Vote.
  - D. MOTION TO ACCEPT BIDS AND AWARD A CONTRACT TO J.G. STEWART CONTRACTORS, INC., IN THE AMOUNT OF \$101,676.46 FOR THE 2012 P.C.C. PAVEMENT PATCHING PROJECT AND REQUEST APPROVAL TO INCREASE THE CONTRACT TO AMOUNT NOT TO EXCEED \$120,000: Omnibus Vote.
  - E. RESOLUTION TO WAIVE THE FORMAL BID PROCESS AND AWARD A CONTRACT TO GAMETIME, INC., FOR THE PURCHASE OF PLAYGROUND EQUIPMENT UNDER THE U.S. COMMUNITIES PURCHASING PROGRAM FOR FAIRVIEW PARK IN THE AMOUNT OF \$84,184.96: Resolution No. 4808: Omnibus Vote.
  - F. RESOLUTION ACCEPTING WARRANTY DEED FROM COUNTRY ACRES LAND CORP – BERM – NORTHLAND COMMERCIAL SUBDIVISION: Resolution No. 4809: Omnibus Vote.
  - I. ORDINANCE AMENDING CHAPTER 6 OF THE MUNICIPAL CODE – EMERGENCY MEDICAL SERVICES: Ordinance No. 5452: Omnibus Vote.
6. ITEMS REMOVED FROM OMNIBUS VOTE AGENDA:
- G. ORDINANCE AMENDING DIVISION 1 OF CHAPTER 8, TOWN OF NORMAL MUNICIPAL CODE (BICYCLES OBSTRUCTING PUBLIC RIGHT OF WAY): Ordinance No. 5453:

MOTION:

Councilmember Scott moved, seconded by Councilmember Reece, the Council Approve the Ordinance Amending Division 1 of Chapter 8 of the Town of Normal Municipal Code (Bicycles Obstructing Public Right Of Way).

Councilmember Scott posed questions for clarifications purposes, which were responded to by City Manager Mark Peterson.

Councilmember Fritzen questioned who would be observing the violations and authorizing removal of the bicycles. City Manager Mark Peterson indicated Town Staff would be watching for the violations.

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

NAYS: None.

Motion declared carried.

H. ORDINANCE AMENDING SECTION 23.5-3 OF THE MUNICIPAL CODE – TIME PERMIT PARKING: Ordinance No. 5454:

MOTION:

Councilmember Fritzen moved, seconded by Councilmember Scott, the Council Approve the Ordinance Amending Section 23.5-3 of the Municipal Code – Time Permit Parking.

Councilmember Fritzen posed questions concerning the proposed Ordinance, which questions were responded to by Corporation Counsel Steve Mahrt.

Councilmember Nielsen questioned the parking time limits in various areas of Uptown Normal. Uptown Director Wayne Aldrich informed the Council of the various parking time limits on the streets, as well as the surface parking, in the Uptown area.

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

NAYS: None.

Motion declared carried.

GENERAL ORDERS

7. MOTION TO ACCEPT THE AUDITED TOWN OF NORMAL FINANCIAL STATEMENTS AND REPORT OF CERTIFIED PUBLIC ACCOUNTANTS FOR THE YEAR ENDING MARCH 31, 2012:

MOTION:

Councilmember Nielsen moved, seconded by Councilmember Reece, the Council Accept the Audited Town of Normal Financial Statements and Report of the Certified Public Accountants for the Year Ending March 31, 2012.

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

NAYS: None.

Motion declared carried.

8. MOTION TO ACCEPT THE FEDERAL COMPLIANCE AUDIT FOR THE YEAR ENDING MARCH 31, 2012:

MOTION:

Councilmember Fritzen moved, seconded by Councilmember Gaines, the Council Accept the Federal Compliance Audit for the Year Ending March 31, 2012.

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

NAYS: None.

Motion declared carried.

9. MOTION TO APPROVE THE ANNUAL STREET RESURFACING PRIORITY LIST FOR FY 2012-2013:

MOTION:

Councilmember Reece moved, seconded by Councilmember Gaines, the Council Approve the Annual Street Resurfacing Priority List for FY 2012-2013.

Councilmember Nielsen posed questions concerning the priority list for streets to be resurfaced. Town Engineer Gene Brown indicated there was no dramatic shift in the resurfacing list, however explained that many subdivisions were built at approximately the same time and they are all beginning to show wear to the condition of the streets.

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

NAYS: None.

Motion declared carried.

10. RESOLUTION APPROVING THE PURCHASE OF THE TOWN'S REVERSIONARY ESTATE IN A CERTAIN GROUND LEASE AGREEMENT WITH FIRST SITE DEVELOPMENT: Resolution No. 4810:

MOTION:

Councilmember Reece moved, seconded by Councilmember Nielsen, the Council Adopt a Resolution Approving the Purchase of the Town's Reversionary Estate in a Certain Ground Lease Agreement with First Site Development.

Corporation Counsel Steve Mahrt presented a brief overview of the background of this item.

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

NAYS: None.

Motion declared carried.

NEW BUSINESS

11. PRESENTATION OF THE 2011-2012 FINANCIAL TREND AND CONDITION REPORT:

Finance Director Andrew Huhn presented an extensive overview of the 2011-2012 Financial Trend and Condition Report and responded to questions from Council.

MOTION:

Councilmember Reece moved, seconded by Councilmember Gaines, the Council Receive and Place on File the 2011-2012 Financial Trend and Condition Report.

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

NAYS: None.

Motion declared carried.

12. PRESENTATION ON THE TOWN'S ANNUAL STREET RESURFACING AND INFRASTRUCTURE MAINTENANCE PROGRAMS:

Town Engineer Gene Brown and Finance Director Andrew Huhn presented an extensive overview of the Town's annual street resurfacing and infrastructure maintenance programs. Mr. Brown and Mr. Huhn also suggested possible sources of additional funds to increase these programs.

Councilmember Nielsen thanked staff for the presentation and indicated the importance of finding some funding source to rebuild this program. Mr. Nielsen indicated he was not in favor of any type of tax increase as a funding source. Councilmember Gaines also indicated she was not in favor of a tax increase to fund this program. Ms. Gaines questioned what amount would be reasonable to make headway on increasing the number of streets that could be resurfaced yearly. Town Engineer Gene Brown indicated an additional one million dollars per year for a few years would make a great headway in addressing the priority list of streets to be resurfaced. Considerable Council discussion ensued.

Mayor Koos thanked Staff for the information provided and indicated the general consensus of the Council would be not to implement any tax increase at this time to accomplish additional resurfacing. Mayor Koos further advised Staff to explore other areas of revenue that could possibly be used to jump-start the resurfacing program and make additional headway on the priority list of streets to be resurfaced.

13. DISCUSSION ON THE PARK AND TRAILS PROJECTS FOR AN ILLINOIS JOBS NOW! GRANT THROUGH THE ILLINOIS DEPARTMENT OF COMMERCE AND ECONOMIC OPPORTUNITY IN THE AMOUNT OF \$500,000:

City Manager Mark Peterson provided the Council with a brief background of the Illinois Department of Commerce and Economic Opportunity Illinois Jobs Now! Grant program where the Town had submitted a request for a \$500,000 grant for parks and trail improvements within Normal. Mr. Peterson further related the Town had been contacted to provide specific project information for the use of a \$500,000 grant for the parks in Normal.

Mayor Koos suggested the Council choose from the seven projects outlined in the Council Report, indicating possibly choosing both large and small projects to be funded. Considerable Council discussion ensued concerning the park projects to be considered.

City Manager Mark Peterson summarized the Council's desire to complete projects throughout the Town and suggested the Council proceed with the following projects: the Eagles Landing Trail Extension project with an estimated cost of \$295,000; the Ironwood Park/Neighborhood Constitution Trail Access with an estimated cost of \$35,000; the Underwood Park Parking Lot/Trail Access Ramp project with an estimated cost of \$175,000; and the Maxwell Park Playground Replacement project with an estimated cost of \$65,000. City Manager Mark Peterson indicated the estimated costs of these projects would be slightly over the \$500,000 grant, but that additional funds could probably be made available to complete all four projects. The Council concurred with Mr. Peterson's suggestions.

14. CONCERNS:

1. FOOD TRUCKS:

Councilmember Fritzen stated he had furnished Council with a copy of an article from the Wall Street Journal concerning food trucks, specifically on college campuses. Mr. Fritzen indicated the article was very timely with the recent discussion the Council had on mobile food vendors.

2. THANKS:

Councilmember Fritzen thanked everyone for recognizing the recent passing of his mother, who had been a resident of Normal for nearly all of her life.

15. REQUEST TO 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 October 3, 2011, and May 7, 2012, Executive Sessions and to discuss matters pertaining to collective bargaining.

MOTION:

Councilmember Nielsen moved, seconded by Councilmember Gaines, the Council Adjourn to Executive Session to Approve the Minutes of the October 3, 2011, and the May 7, 2012, Executive Sessions and to Discuss Matters Pertaining to Collective Bargaining.

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

NAYS: None.

Motion declared carried.

Mayor Koos adjourned the Regular Meeting of the Normal Town Council at 9:20 p.m., Tuesday, September 4, 2012, to Executive Session to Approve the Minutes of the October 3, 2011, and the May 7, 2012, Executive Session and to Discuss Matters Pertaining to Collective Bargaining.