

**SUMMARY MINUTES
PUBLISHED BY THE AUTHORITY OF THE CITY COUNCIL
OF BLOOMINGTON, ILLINOIS
MONDAY, MARCH 28, 2016; 7:00 P.M.**

1. Call to Order

The Council convened in Regular Session in the Council Chambers, City Hall Building, at 7:00 p.m., Monday, March 28, 2016. The Meeting was called to order by Mayor Renner.

2. Pledge of Allegiance to the Flag

The Meeting was opened by Pledging Allegiance to the Flag followed by a moment of silent prayer.

3. Remain Standing for a Moment of Silent Prayer

4. Roll Call

Mayor Renner directed the City Clerk to call the roll and the following members of Council answered present:

Aldermen: Kevin Lower, David Sage, Scott Black, Mboka Mwilambwe, Jim Fruin, Karen Schmidt, Diana Hauman, Joni Painter and Mayor Tari Renner.

Alderman absent: Amelia Buragas.

Staff Present: David Hales, City Manager, Steve Rasmussen, Assistant City Manager, Jeffrey Jurgens, Corporation Counsel, Patti-Lynn Silva, Finance Director, Cherry Lawson, City Clerk and other City staff were also present.

5. Public Comment *Moved after Recognition / Appointments*

Motion by Alderman Hauman, seconded by Alderman Schmidt, to move Public Comments after Recognition / Appointments.

Mayor Renner directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Lower, Mwilambwe, Sage, Black, Painter, Hauman, Fruin and Schmidt.

Nays: None.

Motion carried.

6. Recognition / Appointments

The following was presented:

- A. Proclamation, Recognition for Greg Koos.
- B. Proclamation, Declaring April 5, 2016 to be National Service Recognition Day.
- C. Reappointment of Carole Ringer to the Cultural District Commission.
- D. Reappointment of Sherry Graehling to the Historic Preservation Commission.
- E. Reappointment of Suresh Krishma to the Human Relations Commission.
- F. Reappointment of Janet Lancaster to the Human Relations Commission.
- G. Reappointment of Julian Westerhout to the Board of Library Trustees.
- H. Reappointment of David Stanczak to the Planning Commission.
- I. Reappointment of Teodora Amoloza to the Bloomington-Normal Sister City Committee (Japan).
- J. Reappointment of Ken Ota to the Bloomington-Normal Sister City Committee (Japan).

Mayor Renner opened Public Comment. The following individuals provided comments during the meeting.

Dan Demeen
Alton Franklin
Roger Eckert
Butch Cotter
Patricia Marton
Mike Fitzgerald

The following was presented:

7. Consent Agenda

Mayor Renner asked Council whether there were any items they wished to have removed from the Consent Agenda for further discussion.

Alderman Lower requested Item No. 7M be pulled from the Consent Agenda.

Alderman Sage requested Item No. 7S be pulled from the Consent Agenda.

Motion by Alderman Painter, seconded by Alderman Hauman, that the Consent Agenda be approved with exception of Items 7M and 7S.

Mayor Renner directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Lower, Mwilambwe, Fruin, Sage, Painter, Schmidt, Black and Hauman.

Nays: None.

Motion carried.

The following was presented:

Item 7A: Consideration of approving the Minutes of the following Meetings of the Council: March 14, 2016 Regular City Council Meeting Minutes, March 12, 2016 Budget Work Session Meeting Minutes, February 11, 2013 Work Session Meeting, January 14, 2013 Work Session Meeting, February 13, 2012 Work Session Meeting, March 14, 2011 Work Session Meeting, December 17, 2007 Continuation of Council Retreat Meeting Session, and the March 7, 2002 Work Session Meeting.

The following was presented:

Item 7B. Consideration of approving Bills, Payroll and Electronic Transfers in the amount of \$ \$4,836,566.90.

The following was presented:

Item 7C. Consideration of approving Reappointments and Appointments to Various Boards and Commissions.

The following was presented:

Item 7D. Consideration of approving an amendment to the Community Garden Land Lease Agreement.

The following was presented:

Item 7E. Consideration of approving the purchase of a wide area rough mower for The Den at Fox Creek Golf Course utilizing the National Joint Powers Alliance Purchasing Contract #070313-DAC.

The following was presented:

Item 7F. Consideration of approving a contract with Vision Internet (a limited source service provider) to Upgrade Existing City Website Content Management System and Redesign Main City and BCPA Websites.

The following was presented:

Item 7G. Consideration of approving the Purchase for two (2) Nimble Storage Disk Arrays, and professional implementation services in the amount of \$146,264.27.

The following was presented:

Item 7H. Consideration of approving the purchase of training Ammunition for the Police Department through the Illinois Department of Central Management Services Contract No. 4017592.

The following was presented:

Item 7I. Consideration of approving a three (3) year extension agreement with Mad Bomber Fireworks Productions for July 4, 2016; July 4, 2017; and July 4, 2018.

The following was presented:

Item 7J. Consideration of approving the purchase of one (1) Physio-Control LifePak 15 Cardiac Monitor as a limited source.

The following was presented:

Item 7K. Consideration of approving a Resolution Establishing a New Culmination Period for the Tasks Assigned to the Downtown Signage Committee.

RESOLUTION NO. 2016 – 11
A RESOLUTION ESTABLISHING A NEW CULMINATION PERIOD FOR THE TASKS
ASSIGNED TO THE DOWNTOWN SIGNAGE COMMITTEE

The following was presented:

Item 7L. Consideration of adopting an ordinance approving the Official 2015 Zoning Map.

ORDINANCE NO. 2016 – 19
AN ORDINANCE ADOPTING THE OFFICIAL 2015 ZONING MAP FOR THE CITY OF
BLOOMINGTON

The following was presented:

Item 7M. Consideration of adopting an Ordinance denying a petition to rezone the property located at 411 N Oak Street from GAP-5 to GAP-3. *Pulled from the Consent Agenda.*

ORDINANCE NO. 2016 – 20
AN ORDINANCE DENYING REZONING
FOR PROPERTY LOCATED AT: 411 N. OAK STREET, BLOOMINGTON ILLINOIS

The following was presented:

Item 7N. Consideration of adopting an ordinance approving the rezoning of 1110 Redwood Avenue from R-1C, Single Family Residential, to B-1, Highway Business District.

ORDINANCE NO. 2016 – 21
AN ORDINANCE APPROVING REZONING CERTAIN PREMISES TO B-1
FOR PROPERTY LOCATED AT: 1110 REDWOOD AVE, BLOOMINGTON IL

The following was presented:

Item 7O. Consideration of adopting an ordinance approving the rezoning of 1112 Redwood Avenue from R-1C, Single Family Residential, to B-1, Highway Business District.

ORDINANCE NO. 2016 – 22
AN ORDINANCE APPROVING REZONING CERTAIN PREMISES TO B-1
FOR PROPERTY LOCATED AT: 1112 REDWOOD AVE, BLOOMINGTON IL

The following was presented:

Item 7P. Consideration of approving a resolution for right of way dedication along Hershey Road south of College Avenue.

RESOLUTION NO. 2016 – 23
A RESOLUTION ACCEPTING THE DEDICATION OF PUBLIC RIGHT OF WAY FOR
HERSHEY ROAD IN THE SHIRK COMMERCIAL SUBDIVISION 3RD ADDITION

The following was presented:

Item 7Q. Consideration of adopting an ordinance approving the rezoning of the property located at College Avenue, Hershey Road and Jumer Drive (±17.50 acres) M-1, Restricted Manufacturing District, to B-1, Highway Business District.

ORDINANCE NO. 2016 – 23
AN ORDINANCE REZONING THE PROPERTY LOCATED AT COLLEGE AVENUE,
HERSHEY ROAD and JUMER DRIVE FROM “M-1” TO “B-1”

The following was presented:

Item 7R. Consideration of approving an Ordinance approving a Petition from Sunrise Co., LLC, for an Expedited Final Plat for Third Addition to Shirk Commercial Subdivision, located south of College Avenue, north of Jumer Drive and west of Hershey Road.

ORDINANCE NO. 2016 – 24
AN ORDINANCE APPROVING THE FINAL PLAT OF SHIRK COMMERCIAL
SUBDIVISION, THIRD ADDITION

The following was presented:

Item 7S. Consideration of approving a First Amendment to the Settlement Agreement between State Farm Mutual Automobile Insurance Company, the City of Bloomington, and other taxing bodies in McLean County, Illinois regarding the assessed value of parcels owned by State Farm, applicable to tax years 2015-2019. *Pulled from the Consent Agenda.*

The following was presented:

Item 7T. Consideration of approving an Award of Audit Contract to Baker Tilly.

The following was presented:

Item 7U. Consideration of approving Amendments to the Bloomington City Code, Chapter 2, Article II, regarding placement of Public Comment at City Council Meetings, and establishing time procedures for Regular Agenda items.

ORDINANCE 2016 – 25
AN ORDINANCE AMENDING THE PLACEMENT OF PUBLIC COMMENT ON MEETING
AGENDAS AND ESTABLISHING PROCEDURES FOR THE PLACEMENT OF TIME
LIMITATIONS ON REGULAR MEETING AGENDA ITEMS

The following was presented:

Item 7V. Consideration of approving an amendment to Ordinance 1965-51 and Ordinance 2015-66 to temporarily extend the electric franchise agreement with Corn Belt Electric Cooperative, Inc. to allow time for the City and Corn Belt to negotiate a new franchise agreement.

ORDINANCE 2016 – 26

AN ORDINANCE AMENDING ORDINANCE NO. 1965-51 AND ORDINANCE 2015-66 TO
TEMPORARILY EXTENDING THE FRANCHISE AGREEMENT BETWEEN THE CITY
AND CORN BELT ELECTRIC COOPERATIVE

The following was presented:

Item 7M. Consideration of adopting an Ordinance denying a petition to rezone the property located at 411 N Oak Street from GAP-5 to GAP-3.

ORDINANCE NO. 2016 – 20
AN ORDINANCE DENYING REZONING
FOR PROPERTY LOCATED AT: 411 N. OAK STREET, BLOOMINGTON ILLINOIS

Alderman Lower believed Council should carefully review the form-based code before changing any future zoning areas that could impact current property owners.

Alderwoman Schmidt stated the Gridley, Allin and Prickett (GAP) form-based code was crafted with neighborhood input. Alderman Black agreed.

Motion by Alderman Black, seconded by Alderman Schmidt, that an ordinance be adopted denying rezoning for property located at 411 N. Oak Street, Bloomington, Illinois, and authorize the Mayor and City Clerk to execute the necessary documents.

Mayor Renner directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Lower, Mwilambwe, Black, Fruin, Sage, Painter, Schmidt and Hauman.

Nays: None.

Motion carried.

The following was presented:

Item 7S. Consideration of approving a First Amendment to the Settlement Agreement between State Farm Mutual Automobile Insurance Company, the City of Bloomington, and other taxing bodies in McLean County, Illinois regarding the assessed value of parcels owned by State Farm, applicable to tax years 2015-2019.

Motion by Alderman Schmidt, seconded by Alderman Painter, that the Council approve First Amendment to the Settlement Agreement between State Farm Mutual Automobile Insurance Company, the City of Bloomington, and other taxing bodies in McLean County, Illinois regarding the assessed value of parcels owned by State Farm, applicable to tax years 2015-2019.

Mayor Renner directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Lower, Mwilambwe, Black, Fruin, Painter, Schmidt and Hauman.

Recused: Alderman David Sage.

[7:31 PM Minutes:] Alderman Sage left the dais.

[7:32 PM Minutes:] Alderman Sage returned to the Meeting.

Nays: None.

Motion carried.

8. Public Hearing

The following was presented:

Item 8A. Public Hearing for the FY 2017 Proposed Budget Presentation.

David Hales, City Manager, provided a brief overview. The City Code required adoption of an annual appropriation Ordinance. The proposed budget was presented to Council in two (2) budget books at the Monday, February 22, 2016 Council meeting. The first book represented the City's General Fund. The second book presented each Non-General Fund(s) in addition to the proposed Capital Improvement Program.

The City held a Council Work Session on Saturday, March 12, 2016, to provide the Council the opportunity to discuss the budget and the opportunity for public comment. He noted that the public was able to provide comments at all the Budget Task Force meetings held from June through September 2015.

He believed the budget was balanced due to the one percent (1%) sales tax increase adopted on September 21, 2015. Long term financial planning was a continuous effort. Priority-based budgeting would assist with efficiency and effectiveness with funds. A five (5) year Capital Improvement budget would be introduced prioritizing long-range Master Plans.

Mayor Renner opened and closed the Public Hearing. The following members of the public provided comment:

Gary Lambert
Alton Franklin
Laura Bowie
Donna Bolden

Mr. Hales clarified that the FY2017 budget was balanced utilizing existing assets and fund balancing.

9. Regular Agenda:

The following was presented:

Item 9A. Consideration of an Ordinance and Intergovernmental Agreement amending the Bloomington / Normal / Gibson City / McLean County / Ford County Enterprise Zone to support the relocation and expansion of Destihl Brewery from the City of Bloomington to the Town of Normal.

ORDINANCE NO. 2016 – 27

AN ORDINANCE AMENDING “AN ORDINANCE DESCRIBING AND DESIGNATING AN AREA LOCATED PARTIALLY WITHIN THE CITY OF BLOOMINGTON, THE TOWN OF NORMAL, AND UNINCORPORATED MCLEAN COUNTY AS AN ENTERPRISE ZONE” AS AMENDED

Mr. Hales provided a brief overview. Destihl 3, LLC (Destihl) was expanding their facilities located at 1616 General Electric Rd. #1.

Austin Grammer, Economic Development Coordinator, stated the purpose of the Illinois Enterprise Zone Act was to stimulate economic growth and neighborhood revitalization in economically depressed areas. Businesses located (or that choose to locate) in a designated Enterprise Zone (EZ) could become eligible to obtain special state and local tax incentives, regulatory relief and improved governmental services, providing an economic stimulus to an area that would otherwise be neglected.

The current EZ would expire July 1, 2016. The Bloomington-Normal Economic Development Council (BNEDC) was leading a joint effort to re-apply for a new EZ that could take effect immediately upon the expiration of the current EZ or January 1, 2017.

The BNEDC and the Town of Normal (Town) requested expansion of the current EZ to facilitate a proposal by Destihl would invest \$14 million in the production brewery construction, retail taproom and restaurant on Greenbriar Dr. in the North-Land Commercial Subdivision (north of Menards). Mr. Grammer stated the location would provide visibility and access from the Interstate.

The EZ expansion would assist Destihl with the proposed brewery project and permit this economic development tool to be utilized promoting private investment in the community.

Destihl’s intention was to purchase some of the building materials for the new facility as soon as possible taking advantage of the sales tax abatement. With the potential for job creation and the significant capital investment, EZ designation of the subject property was reasonable and appropriate.

Alderman Lower expressed support with some reservations. He believed it would have been beneficial had Destihl chosen to stay within the City’s boundaries.

Alderman Painter expressed support stating this was a great collaboration and example of an Intergovernmental Agreement.

Motion by Alderman Black, seconded by Alderman Hauman, that the Ordinance amending “An Ordinance Describing and Designating an Area Located Partially within the City of Bloomington, the Town of Normal, and Unincorporated McLean County as an Enterprise Zone” As Amended be approved and authorize the Mayor and City Clerk to execute the necessary documents.

Mayor Renner directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Sage, Mwilambwe, Hauman, Painter, Lower, Fruin, Black and Schmidt.

Nays: None

Motion carried.

The following was presented:

Item 9B. Consideration of approving a Resolution for Professional Services Agreement with VenuWorks for Temporary Management of the U.S. Cellular Coliseum.

RESOLUTION NO. 2016 – 13
A RESOLUTION APPROVING A CONTRACT FOR PROFESSIONAL SERVICES WITH
VENUWORKS OF BLOOMINGTON, LLC

Mr. Hales introduced Steve Peters, Founder and President of VenuWorks. Mr. Peters stated he lived in Ames, IA. The core of his business was serving some twenty (20) communities in the Midwest similar to the City. The network provided programming, operations, food and beverage services, ticketing and sales to each venue. A budget would be prepared and validated monthly. He believed VenuWorks would be accountable and transparent. He believed every decision made was a marketing decision.

Jeff Jurgens, Corporate Counsel, stated Staff had been working on the U.S. Cellular Coliseum (USCC) management company renewal. In early March, it became evident that the City and Central Illinois Arena Management (CIAM) were not going to be able to reach an agreement on the continued USCC management. Staff began seeking proposals from the industry leaders in venue management and evaluating the best fit. The team charged with this review included representatives from Administration, the Finance Department, the Parks Department, the Legal Department and the City’s special project leaders.

Staff was recommending Council enter into a transitional 90-day management and operation agreement for USCC with VenuWorks. VenuWorks was a full-service professional management company, based out of Iowa and managed approximately 52 different venues across the United States. The company's niche was working in secondary markets, with arenas of our size. The company provided marketing, concessions, consulting and event booking.

VenuWorks required no other incentive fees. Their contract would include a "disincentive" fee. Commissions would be lowered if they did not meet the agreed upon budget goals. The City would have a five (5) year contract that could be terminated by the City, without cause, after the first three (3) years.

VenuWorks had agreed to assist in the transition, without a management fee charge, for the first ninety (90) days while the formal management agreement was finalized. A more formal management agreement would be brought back before Council for consideration prior to June 30, 2016.

VenuWorks had proposed an experienced, professional, general manager to take over operations of USCC and developed detailed marketing and strategic plans to improve the financial condition.

Mayor Renner thanked staff for handling the situation timely and efficiently. Alderman Lower expressed support but had concerns with making the decision so quickly. He questioned continued research with other companies. Mr. Hales clarified that a five (5) year agreement with VenuWorks would be brought back to Council for approval. After three (3) years the City would have the option to pursue other firms.

Alderman Black thanked staff for their efforts. He encouraged having a public hearing on the contract consideration.

Motion by Alderman Hauman, seconded by Alderman Schmidt that the Resolution approving the Agreement for Professional Services with VenuWorks be adopted and the Mayor and City Clerk be authorized to execute the resolution and the City Manager be authorized to execute the Contract.

Mayor Renner directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Sage, Mwilambwe, Fruin, Hauman, Painter, Black, Lower and Schmidt.

Nays: None

Motion carried.

The following was presented:

Item 9C. Consideration of adopting a Resolution Supporting the Retention of the Bloomington Golf Course as City-owned Properties for the Sport of Golf and Ceasing the RFQ/RFP Process for Outside Management.

RESOLUTION NO. 2016 – 14
A RESOLUTION SUPPORTING THE RETENTION OF THE BLOOMINGTON GOLF
COURSES AS CITY-OWNED PROPERTIES FOR THE SPORT OF GOLF AND CEASING
THE RFQ/RFP PROCESS FOR OUTSIDE MANAGEMENT

Mr. Hales provided a brief overview. He commended the Golf Course management staff from Highland Golf Course, Prairie Vista Golf Course and the Den at Fox Creek Golf Course.

A Work Session held on January 11, 2016 and based on recommendations from the Budget Task Force (BTF), staff presented a Request for Qualifications (RFQ)/Request for Proposal (RFP) process for possible outsourcing Golf operations. Considerable support for keeping Golf as a City operation had surfaced. The resolution would solidify the Council's desire to cease the RFP/RFQ process and retain the City's Golf Courses as City-owned and operated properties.

Mayor Renner noted that the public had expressed a desire to form an organization to assist with funding and activities to help offset expenses.

Alderman Lower stated the Golf Courses should not be sold. He questioned the Capital Investment invested in Prairie Vista for the next year. Mr. Hales stated approximately \$250,000 was budgeted for major and critical needs for resurfacing and cart replacement. Alderman Lower believed entertainment venues needed to be able to support themselves.

Alderman Sage thanked the public who would be participating in the Citizens Advisory group. He stated the BTF presented a variety of budget options to the Council. Council prioritized same. Golf Courses were a Council prioritized item. A proposal to gather comparisons between the City courses and other municipal courses was suggested. He would vote against the resolution.

Alderman Painter questioned whether the Operating profits go back into the Capital Improvements fund for the Golf Courses. Mr. Hales stated any profits in the Enterprise Fund remains in the Enterprise Fund. Alderman Painter expressed support. She encouraged the public to volunteer to assist.

Alderman Hauman believed there was additional opportunity for marketing to attract outside golfers to generate additional revenue. She expressed support for the resolution.

Alderman Black expressed appreciation for the public's enthusiasm for this topic. He expressed support for the resolution. He believed tax payers benefited from discontinuation of research.

Alderman Fruin believed Council had learned much about entertainment value, the quality of life and City values through this process. He believed prioritization of entertainment venues was necessary. He thanked the community for voicing concerns.

Alderman Painter clarified the one percent (1%) sales tax increase was not used to pay for golf.

Motion by Alderman Fruin, seconded by Alderman Hauman, that the Resolution be adopted and authorize the Mayor and City Clerk to execute the necessary document.

Mayor Renner directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Mwilambwe, Fruin, Hauman, Lower, Painter, Black and Schmidt.

Nays: Alderman Sage

Motion carried.

The following was presented:

Item 9D. Bloomington Police Department Youth Intervention Specialist 2015-2016 Year-End Review Presentation

Brendan Heffner, Chief of Police, provided a brief overview. He believed it was important to work with the City's youth. The position of the Youth Intervention Specialist (YIS) was designed to support same.

Michael Donnelly, Youth Intervention Specialist, enumerated the areas impacted by the position and the partnerships developed. The YIS was utilized to have a positive impact on youth in the community. The purpose of the presentation was to allow some reflection on those involvements and emphasized the importance of the evolving program moving forward.

Mr. Donnelly stated the objectives were: 1.) reduce juvenile delinquency in the community; 2.) connect youth and families to community resources in times of crisis and 3.) to enhance relationship building between the community and local law enforcement.

Some challenges facing youth and our community include: 1.) Mental health issues within the family; 2.) Identifying hardcore youth versus "on the fence" youth; 3.) Self-medicating – drug/alcohol usage; 4.) Lack of structure at home and within gangs; 5.) Easier access to dangerous weapons and 6.) Non-severe punishment for criminal acts.

Community Partners were: Lawrence Irvin Neighborhood Center (LINC), Boys and Girls Club, Teen Club, Western Avenue Community Center, Project OZ, District 87, Next Step and Local Food Pantries. One-on-one mentoring was done with the YouthBuild Summer Jobs Program. The Community Engagement program partnered with Mid Central Community Action and engaged twenty-five (25) youths to assist in neighborhood cleanup. The City helped support a 2015 Christmas Party with 150 young people attending and interacted with local law enforcement.

Next steps included: 1.) Development of the Director of Teen Services position; 2.) Summer Programming (Youth ages 12-15); 3.) Enhanced relationships with local school districts; 4.) Continued development of services for youth and families and 5.) Cultivate relationships with Mental Health providers as it relates to youth and their families.

City Manager's Discussion

David Hales, City Manager, had no comments.

Mayor Discussion

Mayor Renner had no comments.

City Alderman's Discussion

Alderman Schmidt stated work was continuing on the draft for Councilmen to request an item be added to the Council Meeting Agenda. Friday, April 1, 2016, from 5:30 to 7:30 pm was the WBRP Taste of the West at the First Christian Church.

Alderman Hauman noted that Tuesday, March 29, 2016, from 5:00 to 6:30 pm, at the Bloomington Public Library would be Chat with your Councilwoman.

Executive Session – Per Section 2 (c) (1) of 5ILCS 120/2, Ch. 102

Motion by Alderman Hauman, seconded by Alderman Painter, to move into the Executive Session.

Mayor Renner directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Lower, Mwilambwe, Fruin, Sage, Painter, Hauman, Black and Schmidt.

Nays: None.

Motion carried.

Adjournment

Motion made by Alderman Hauman, seconded by Alderman Painter, to adjourn the meeting at 9:15 p.m.

Motion carried (viva voce).

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Cherry L. Lawson, City Clerk