



City Logo Design Rationale

The symbol for the City of Bloomington is multifaceted in its visual and conceptual approach. Visually the symbol and the City's identity represent a modern progressive style which is consistent with the City's government. The symbol is based on three different concepts which combine to represent the City in a contemporary and appropriate way.

First and foremost is the chevron. The City government is a respected agency dedicated to serving the public. In this way, the chevron represents service, rank and authority.

The symbol may also be seen as a three dimensional building. This represents growth and diversity in our community.

Finally, the flower or plant derived from the original name "Blooming Grove," represents a community that is friendly and safe. Progress and growth are also associated with plant life as well as regeneration and renewal.

The symbol's positive upward movement is representative of the City's commitment to excellence!



CITY OF
BLOOMINGTON
SPECIAL MEETING
SESSION
APRIL 18, 2016

AGENDA

City of Bloomington – Strategic Plan

Vision 2025

Bloomington 2025 is a beautiful, family friendly city with a downtown – the heart of the community and great neighborhoods. The City has a diverse local economy and convenient connectivity. Residents enjoy quality education for a lifetime and choices for entertainment and recreation. Everyone takes pride in Bloomington.

Jewel of Midwest Cities.

Mission

The Mission of the City of Bloomington is to be financially responsible providing quality, basic municipal services at the best value. The city engages residents and partners with others for community benefit.

Core Beliefs

Enjoy Serving Others

Produce Results

Act with Integrity Take

Responsibility Be

Innovative Practice

Teamwork

Show the **SPIRIT!!**

Goals 2015

Financially Sound City Providing Quality Basic Services

Upgrade City Infrastructure and Facilities

Strong Neighborhoods

Grow the Local Economy

Great Place to Live – A Livable, Sustainable City

Prosperous Downtown Bloomington

12/11/2010



2015 Strategic Plan Goals

Goal	1. Financially Sound City Providing Quality Basic Services
Objective	<ol style="list-style-type: none">Budget with adequate resources to support defined services and level of servicesReserves consistent with city policiesEngaged residents that are well informed and involved in an open governance processCity services delivered in the most cost-effective, efficient mannerPartnering with others for the most cost-effective service delivery
Goal	2. Upgrade City Infrastructure and Facilities
Objective	<ol style="list-style-type: none">Better quality roads and sidewalksQuality water for the long termFunctional, well maintained sewer collection systemWell-designed, well maintained City facilities emphasizing productivity and customer serviceInvesting in the City's future through a realistic, funded capital improvement program
Goal	3. Grow the Local Economy
Objective	<ol style="list-style-type: none">Retention and growth of current local businessesAttraction of new targeted businesses that are the "right" fit for BloomingtonRevitalization of older commercial homesExpanded retail businessesStrong working relationship among the City, businesses, economic development organizations
Goal	4. Strong Neighborhoods
Objective	<ol style="list-style-type: none">Residents feeling safe in their homes and neighborhoodsUpgraded quality of older housing stockPreservation of property/home valuationsImproved neighborhood infrastructureStrong partnership with residents and neighborhood associationsResidents increasingly sharing/taking responsibility for their homes and neighborhoods
Goal	5. Great Place – Livable, Sustainable City
Objective	<ol style="list-style-type: none">Well-planned City with necessary services and infrastructureCity decisions consistent with plans and policiesIncorporation of "Green Sustainable" concepts into City's development and plansAppropriate leisure and recreational opportunities responding to the needs of residentsMore attractive city: commercial areas and neighborhoods
Goal	6. Prosperous Downtown Bloomington
Objective	<ol style="list-style-type: none">More beautiful, clean Downtown areaDowntown Vision and Plan used to guide development, redevelopment and investmentsDowntown becoming a community and regional destinationHealthy adjacent neighborhoods linked to DowntownPreservation of historic buildings



**SPECIAL MEETING SESSION AGENDA
OF THE CITY COUNCIL
CITY HALL COUNCIL CHAMBERS
109 E. OLIVE STREET, BLOOMINGTON, IL 61701
MONDAY, APRIL 18, 2016, 5:30 P.M.**

1. Call to Order
2. Roll Call of Attendance
3. Public Comment
4. Action on settlement authority in the case Calhoun v. City of Bloomington, et. al. Case No. 15-CB-1247. (*Presentation by Jim Sotos, Sotos Law Firm, 5 minutes, and Council discussion 10 minutes.*)
5. Action on the application from VenuWorks of Bloomington, LLC, d/b/a US Cellular Coliseum (USCC), located at 101 S. Madison St., requesting an EAS liquor license which would allow the sale of all types of alcohol by the glass for consumption on the premises seven (7) days a week. (*Recommend that an EAS liquor license VenuWorks of Bloomington, LLC, d/b/a US Cellular Coliseum (USCC), located at 101 S. Madison St., be approved contingent upon compliance with all health safety codes.*) (*Council discussion 5 minutes.*)
6. Bloomington Administrative Court: First Year Presentation and Overview. (*Presentation by Angela Fyans-Jimenez, Deputy Corporation Counsel, 10 minutes. Council discussion 10 minutes.*)
7. Closed Special Meeting
 - A. Personnel - Section 2(c) (1) of 5 ILCS 120/1, Ch. 102 (*60 minutes*)
8. Return to Open Session and Adjourn (*estimated time 7:40 PM*)



**SPECIAL MEETING SESSION
AGENDA ITEM NO. 4**

FOR COUNCIL: April 18, 2016

SUBJECT: Formal settlement authority in the case Calhoun v. City of Bloomington, et al., Case No. 15-CB-1247.

RECOMMENDATION/MOTION: That the City Council formally approves and ratifies the settlement and Offer of Judgment in the amount of \$120,000 in the case Calhoun v. City of Bloomington, et al., Case No. 15-CB-1247, and authorize the City Mayor and City Clerk to execute any and all documents necessary to effectuate the resolution of the case.

STRATEGIC PLAN LINK: Goal 1. Financially sound City providing quality basic services.

STRATEGIC PLAN SIGNIFICANCE: Objective 1d. City services delivered in the most cost effective, efficient manner.

BACKGROUND: On October 2, 2015, Gabriella Calhoun filed a nine count First Amended Complaint alleging federal and state claims against five named police officers, an unidentified City employee, and the City of Bloomington, all related to her arrest and prosecution. The arrest occurred on June 29, 2013, after a large party on her behalf concluded and attendees then began to enter the Denny's restaurant adjacent to where the party was located. Around 1:30 a.m., there were over 100 people inside and outside the Denny's restaurant and parking lot, resulting in a chaotic scene with some standing and dancing on vehicles and others yelling "f--- the police." A fight thereafter ensued within the Denny's restaurant, resulting in the stabbing of one individual. After the fight, individuals were removed which led to the incident with Ms. Calhoun and her subsequent arrest.

As part of Ms. Calhoun's arrest, she chipped three of her front teeth and claims excessive force was utilized. The City denies the claims in the lawsuit and strongly believes the officers acted appropriately in subduing Ms. Calhoun under the tense, chaotic and dangerous circumstances that existed on the night of the incident. As the anticipated costs of defending the case were expected to be significantly higher than the amount of the settlement (already \$130,000 to date), the decision to settle the litigation was an economic decision made by the City's insurer. Although the City is confident it and the police officers would have prevailed if the case was tried on its merits, litigating the case was simply cost prohibitive.

As the settlement of the case is being handled procedurally through an Offer of Judgment, there are no formal settlement agreements to approve, nor any other documents that need to be executed by the City to finalize the case.

The City was represented in this case by the Sotos Law Firm based out of Itasca, Illinois.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: The City is responsible for the first \$125,000 under its current liability insurance. Accordingly, the City's insurance will cover any costs (i.e., settlements, attorney fees, etc.) over the \$125,000 retention amount.

Respectfully submitted for Council consideration.

Prepared by: Jeffrey R. Jurgens, Corporation Counsel

Recommended by:



David A. Hales
City Manager

Attachments:

- Offer of Judgment

Motion: _____

Motion: _____ Seconded by: _____

	Aye	Nay	Other		Aye	Nay	Other
Alderman Black				Alderman Painter			
Alderman Fruin				Alderman Sage			
Alderman Hauman				Alderman Schmidt			
Alderman Lower				Alderman Buragas			
Alderman Mwilambwe							
				Mayor Renner			

**IN THE UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF ILLINOIS**

GABRIELLA CALHOUN,)	
)	Case No. 15-cv-1247
Plaintiff,)	
)	
v.)	
)	Judge Joe Billy McDade
CITY OF BLOOMINGTON AND)	Magistrate Judge Jonathan E. Hawley
BLOOMINGTON POLICE OFFICERS JUSTIN)	
GALE, STEVEN STATZ, IVY THORNTON,)	
BRENTON VAN HOVELN, JEREMY)	
CUNNINGHAM, and UNKNOWN CITY OF)	
BLOOMINGTON EMPLOYEE,)	
Defendants.)	JURY DEMANDED

**NOTICE OF ACCEPTANCE OF
DEFENDANTS' RULE 68 OFFER OF JUDGMENT**

Pursuant to Rule 68 of the Federal Rules of Civil Procedure, Plaintiff Gabriella Calhoun, by and through her attorneys, Abby D. Bakos and Brendan Shiller of the Shiller Preyar Law Offices, hereby accepts the April 11, 2016 Offer of Judgment by Defendant City of Bloomington as follows: Judgment is to be entered against Defendant City of Bloomington and in favor of Plaintiff in the amount of \$120,000.00 inclusive of reasonable attorneys' fees and costs accrued as of April 11, 2016.¹ Further, pursuant to Federal Rule of Civil Procedure 68, this acceptance is filed within 14 days of receipt of the Rule 68 Offer of Judgment.

Respectfully submitted,

GABRIELLA CALHOUN
By One of HER Attorneys:

s/Abby D. Bakos
Abby D. Bakos

Shiller*Preyar Law Offices
601 S. California Ave.
Chicago, IL 60612
(312) 226-4590

¹ Defendants' Offer of Judgment is attached hereto as Exhibit A.

CERTIFICATE OF SERVICE

The undersigned, an attorney, hereby certifies that a copy of the foregoing Notice of Acceptance of Defendants' Rule 68 Offer of Judgment was served upon all counsel of record via the CM/ECF system on April 12, 2016.

Respectfully submitted,

s/Abby D. Bakos

Abby D. Bakos

Shiller*Preyar Law Offices
601 S. California Ave.
Chicago, IL 60612
(312) 226-4590

**IN THE UNITED STATES DISTRICT COURT FOR THE
CENTRAL DISTRICT OF ILLINOIS**

GABRIELLA CALHOUN,)	
)	Case No. 15 CV 1247
Plaintiff,)	
)	Judge Joe Billy McDade
v.)	Magistrate Jonathan E. Hawley
)	
CITY OF BLOOMINGTON, <i>et al.</i> ,)	JURY TRIAL DEMANDED
)	
Defendants.)	

OFFER OF JUDGMENT

Defendant City of Bloomington, by its attorneys, The Sotos Law Firm, P.C., pursuant to FED. R. CIV. P. 68, makes the following offer of judgment to Plaintiff, Gabriella Calhoun:

1. Pursuant to FED. R. CIV. P. 68, Defendant City of Bloomington hereby offers to allow Plaintiff, Gabriella Calhoun, to take judgment against it in this action for the total sum of One Hundred Twenty Thousand Dollars and 00/100 (\$120,000.00), inclusive of reasonable attorneys' fees, expenses and costs accrued to date, for Plaintiff's federal and state law claims.

2. This judgment shall be in full satisfaction of all federal and state law claims or rights that Plaintiff may have to damages, or any other form of relief, arising out of the alleged acts or omissions of Defendants City of Bloomington, Ivy Thornton, Brenton Van Hovel, Steven Statz, Justin Gale and Jeremy Cunningham, or any official, employee, or agent, either past or present, of the City of Bloomington, or any agency thereof, in connection with the facts and circumstances that are the subject of this action.

3. This offer of judgment is made for the purposes specified in FED. R. CIV. P. 68 and is not to be construed as an admission of liability by any Defendant, or any official, employee

or agent of the City of Bloomington, or any agency thereof; nor is it an admission that Plaintiff has suffered any damages.

4. Acceptance of this offer of judgment will act to release and discharge Defendants City of Bloomington, Ivy Thornton, Brenton Van Hovel, Steven Statz, Justin Gale and Jeremy Cunningham; their successors or assigns; and all past and present officials, employees, representatives and agents of the City of Bloomington, or any agency thereof, from any and all claims that were or could have been alleged by Plaintiff in the above-referenced action, *Calhoun v. City of Bloomington, et al.*, No. 15 CV 1247, specifically including, but not limited to, Plaintiff's claims of excessive force (Count I), unlawful seizure/false arrest (Count II), unreasonable search and seizure (Count III), failure to intervene (Count IV), civil conspiracy (Count V), due process violation (*Brady*) (Count VI), malicious prosecution (Count VII), conspiracy to commit malicious prosecution (Count VIII), indemnification Count IX) and *respondeat superior* (Count X).

5. Pursuant to FED. R. CIV. P. 68, an offer of judgment not accepted within fourteen (14) days after service of the offer shall be deemed withdrawn and evidence thereof is not admissible except in a proceeding to determine costs.

Dated: April 11, 2016

RESPECTFULLY SUBMITTED,

/s/ James G. Sotos
*James G. Sotos, One of the Attorneys for
Defendants City of Bloomington, Ivy Thornton,
Brenton Van Hovel, Steven Statz, Justin Gale and
Jeremy Cunningham*

James G. Sotos
Elizabeth A. Ekl
Jordan A. Lejcar
Jeffrey R. Kivetz
THE SOTOS LAW FIRM, P.C.
550 East Devon Avenue, Suite 150
Itasca, Illinois 60143
Tel: (630) 735-3300
Fax: (630) 773-0980
jsotos@jsotoslaw.com

CERTIFICATE OF SERVICE

Under penalties as provided by law, pursuant to 28 U.S.C.A. § 1746, James G. Sotos, an attorney states that a true and correct copy of the **Offer of Judgment** was served upon the attorneys listed on April 11, 2016 by sending a copy of same via electronic mail.

Attorney for Plaintiff

Abby D. Bakos

Brendan Shiller

SHILLER PREYAR LAW OFFICES

601 S. California Avenue

Chicago, IL 60612

(312) 226-4590

brendan@shillerlaw.com

abby@shillerpreyar.com

/s/ James G. Sotos

JAMES G. SOTOS, Attorney No. 06191975

One of the Attorneys for Defendants



**SPECIAL MEETING SESSION
AGENDA ITEM NO. 5**

FOR COUNCIL: April 18, 2016

SUBJECT: Consideration of approving an application from VenuWorks of Bloomington, LLC, d/b/a US Cellular Coliseum (USCC), located at 101 S. Madison St., requesting an EAS liquor license which would allow the sale of all types of alcohol by the glass for consumption on the premises seven (7) days a week.

RECOMMENDATION/MOTION: That an EAS liquor license for VenuWorks of Bloomington, LLC, d/b/a US Cellular Coliseum (USCC), located at 101 S. Madison St., be approved and created contingent upon compliance with all health and safety codes.

STRATEGIC PLAN LINK: Goal 4. Grow the local economy.

STRATEGIC PLAN SIGNIFICANCE: Objective 4.a. Retention and growth of current local business.

BACKGROUND: The Bloomington Liquor Commissioner, Tari Renner, called the hearing to order on April 12, 2016, to hear the request of VenuWorks of Bloomington, LLC, d/b/a US Cellular Coliseum (USCC), located at 101 S. Madison St., requesting an EAS liquor license which would allow the sale of all types of alcohol by the glass for consumption on the premises seven (7) days a week.

Present at the hearing were Liquor Commissioners Tari Renner, Sue Feldkamp and Jim Jordan, George Boyle, Asst. Corporation Counsel, Renee Gooderham, Chief Deputy Clerk, and Timothy Barry, Interim Executive Officer, applicant representative, for VenuWorks of Bloomington, LLC.

Commissioner Renner noted that the applicant's representative was currently on their way. He provided a brief history. The City Council had approved a transitional 90-day management agreement with VenuWorks on March 28, 2016 to operate the USCC. Central Illinois Arena Management (CIAM) had chosen not to renew their contract for same.

Timothy Berry, Interim Executive Officer, VenuWorks arrived at 4:30 p.m.

Commissioner Jordan questioned familiarity with the pending liquor fee increases and Chapter 6, Alcoholic Beverages. Mr. Berry responded affirmatively. He stated that staff would have BASSET (Beverage Alcohol Sellers and Servers Education) certification and there would be no video gaming.

Motion by Commissioner Jordan, seconded by Commissioner Feldkamp that the application of VenuWorks of Bloomington, LLC, d/b/a US Cellular Coliseum (USCC), located at 101 S. Madison St., requesting an EAS liquor license which would allow the sale of all types of alcohol by the glass for consumption on the premises seven (7) days a week be approved contingent upon compliance with all health and safety codes.

Motion carried, (viva voce).

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Public notice was published in the Pantagraph on April 4, 2016 in accordance with City Code. In accordance with City Code, approximately five (5) courtesy copies of the Public Notice were mailed on April 4, 2016. In addition, the Agenda for the April 12, 2016 Meeting of the Liquor Commission was placed on the City's web site. There also is a list serve feature for the Liquor Commission.

FINANCIAL IMPACT: The annual fee for an EAS liquor license is \$2,210.

Respectfully submitted for Council consideration.

Prepared by:

Renee Gooderham, Chief Deputy Clerk

Reviewed by:

Cherry L. Lawson, City Clerk

George D. Boyle, Assistant Corporation Counsel

Recommended by



Tari Renner
Mayor

Attachments:

- Chapter 6: Section 4B Creation of New License - Findings
 - Liquor License Questionnaire
 - License Application for the Sale of Alcoholic Beverages
 - License Application for Sunday Sales of Alcoholic Beverages
-

Chapter 6: Section 4B: Creation of New License – Findings

(a) Standard for Creation. The City Council shall not create a new liquor license unless it has previously found that the creation of such license is necessary for the public convenience of residents of Bloomington and is in the best interest of the City of Bloomington. (Ordinance No. 1981-18)

(b) Factual Criteria. In deciding whether creation of a new license is necessary, the City Council shall consider:

- (1) The class of liquor license applied for;
- (2) Whether most of the establishment's anticipated gross revenue will be from sale of alcohol or other resources;
- (3) The character and nature of the proposed establishment;
- (4) The general design, layout and contents of the proposed establishment;
- (5) The location of the proposed establishment and the probable impact of a liquor establishment at that location upon the surrounding neighborhood or the City as a whole giving particular consideration to; (Ordinance No. 2004-2)

(a) the type of license(s) requested in the application;

(b) the nature of the proposed establishment; (Ordinance No. 2004-2)

(c) the location of the building of the proposed establishment in relation to any dwelling, church, school, hospital, home for the aged, indigent or veteran's and their wives, or any military or naval station with particular emphasis on its entrances/exits, windows and parking facilities; (Ordinance No. 2004-2)

(d) the hours of operation of the proposed establishment; (Ordinance No. 2004-2)

(e) the effect of live entertainment and/or amplified music in the proposed establishment upon persons in the surrounding area, particularly with respect to any dwelling, church, school, hospital, home for the aged, indigent or veteran's and their wives, or any military or naval station; (Ordinance No. 2004-2)

(f) signs and lights which are visible from the exterior of the proposed establishment;

(g) whether a Sunday license is being requested for the proposed establishment;

(h) the extent to which other businesses are licensed to sell alcoholic beverages at retail in the area under consideration;

(i) whether and what types of alcohol the applicant proposes to sell in single serving sizes for consumption off of the premises. (Ordinance No. 2004-2)

- (6) The probable demand for the proposed liquor establishment in the City;
- (7) The financial responsibility of the applicant;
- (8) Whether the applicant, or (if the applicant is a partnership or corporation) whether any partner, officer or director of the applicant has ever held a liquor license and his or her performance as a licensee; (Ordinance No. 1977-69)
- (9) Whether the applicant intends to furnish live entertainment in the establishment, and if so, the nature of such entertainment;
- (10) Whether the applicant intends to obtain a dancing permit pursuant to Chapter 7 of Bloomington City Code;
- (11) Whether the proposed establishment poses any problem to the Bloomington Police Department or Liquor Commissioner in the enforcement of City Ordinance or State and Federal Law;
- (12) Whether a current City of Bloomington liquor license has been issued for the premises sought to be licensed in the application;
- (13) Whether the premises complies with all pertinent health and safety codes applicable within the City of Bloomington;
- (14) No license shall be created for, or maintained by, an establishment whose primary or major focus is video gaming. In determining whether an establishment's primary or major focus is video gaming, the following factors may be considered.

(a) The layout and design of the establishment, including such factors as:

1. The number of video gaming machines relative to the customer seating capacity of the establishment; and
2. The square footage of space devoted to video gaming relative to the amount of space devoted to other activities;

(b) Whether the probable revenue derived from the establishment will be primarily from video gaming;

(c) The number of employees at the establishment and their proposed function;

(d) Other relevant factors. (Ordinance No. 2013-13)

(15) The recommendation of the Liquor Commission. (Ordinance No. 2013-13)

(c) All licenses created hereby are subject to issuance by the Mayor in his discretion as provided in 235 ILCS 5/4-4 and Section 37 of this Chapter. (Ordinance No. 2013-13)

LIQUOR LICENSE QUESTIONNAIRE

TO THE APPLICANT:

On August 28, 1972, the Bloomington City Council enacted Ordinance No. 1972-57 revising standards for issuance of liquor licenses. The Ordinance, in addition to providing for an increase in the number of licenses, reflected a change in public attitude toward liquor licenses. Rather than lucrative privileges to be bought or sold, they are viewed as potential tools for community development, which can be an asset to the community. Consequently, licenses will be approved, not as a matter of right, but only where a need can be shown to exist and where the issuance of a license for a particular kind of establishment is supportive of and consistent with sound community planning. The following questions and the answers thereto can be of significant value in allowing the Liquor Commission to make an intelligent assessment of your application. Your cooperation in completing it as fully and in as much detail as possible is appreciated.

The questions in the Questionnaire apply equally to yourself and any partner, or any officer or director of a corporation. If more space is needed to answer any question completely, use additional paper.

1. LEGAL REQUIREMENTS:

- | | | |
|-----|--|----------|
| (a) | Have you attained the age of 21 years? | <u>Y</u> |
| (b) | Have you been a resident of the City of Bloomington for one year? | <u>N</u> |
| (c) | Are you a citizen of the United States? | <u>Y</u> |
| (d) | Are you a person of good character and reputation? | <u>Y</u> |
| (e) | Have you ever been convicted of a felony under the laws of the United States or any state? | <u>N</u> |
| (f) | Have you ever been convicted of being the keeper, or are you now the keeper of a house of prostitution? | <u>N</u> |
| (g) | Have you ever been convicted of pandering or any other crime opposed to decency and morality? | <u>N</u> |
| (h) | Have you ever had a Bloomington liquor license revoked for any cause? | <u>N</u> |
| (i) | (If applicant is a corporation). Is a holder of over 5% of corporate stock ineligible to hold a liquor license for any reason other than citizenship or residence? | <u>N</u> |
| (j) | Is the Manager of the establishment ineligible to hold a liquor license for any reason other than citizenship or residence? | <u>N</u> |

- (k) Have you ever been convicted of a violation of any federal or state law concerning the manufacture, possession or sale of alcoholic liquor? N
- (l) Do you own or have a valid lease to the premises for which the license is sought? Y
- (m) Are you eligible for a state retail liquor dealer's license? N
- (n) Is the establishment located within 100' of any church, school, hospital, home for aged or indigent persons or war veterans, their wives or children? N

2. **NATURE OF LICENSE:**

- (a) What class liquor licenses are you seeking? **EAS**
- (b) What type of establishment do you intend to operate with this license? (e.g. lounge, tavern, restaurant, wine & cheese shop). arena
- (c) State the significance of a liquor license to your establishment, present or future. A liquor license allows us to maintain the same concession products as the previous manager and will result in additional revenue available to the city-owned building.
- (d) How will a liquor license of the kind requested benefit the City of Bloomington and its residents? It will allow the Coliseum to maintain the same concession products the public already enjoys.
- (e) Upon what facts do you base your answers to the previous question? The previous management company ~~holds~~ held a liquor license.
- (f) Do you intend to furnish live entertainment in the establishment to be licensed? Y
- (g) If you answer "YES" to the previous question, state the nature of such entertainment. concerts, sporting events, family shows
- (h) Will most of the establishment's gross revenue come from sources other than sale of alcohol? Y

- (i) If you answered "YES" to the previous question, from what sources will such revenue be derived? Sponsorships, tickets, + food sales
- (j) Do you intend to obtain and use a dance license? N
- (k) If establishment is not in operation, attach a drawing showing:
 (1) General design of establishment;
 (2) Where alcohol is to be distributed and/or served.

3. **IMPACT OF ESTABLISHMENT:**

- (a) State the location of the establishment. 101 S Madison St.
- (b) What hours will the establishment be open? 11am to 2am dependent on events, no later than midnight
- (c) What type or types of building(s) adjoin the establishment? Pepsi Ice Center
- (d) If any adjoining buildings are office or commercial, approximately what hours are they open for business? N/A
- (e) If adjoining buildings are predominately residential, are they single or multi-family and what other business establishments are in the area? N/A
- (f) Describe streets immediately adjoining the establishment (e.g. Approximate width, one or two-way, parking restrictions, etc.) one-way, 4 lanes
- (g) How much additional traffic do you expect the establishment with a liquor license to generate? no more than current amount
- (h) Describe on and off street parking facilities to handle traffic anticipated. parking garage
- (i) How many establishments with liquor licenses are located within the immediate area of your establishment? 0
- (j) What do you estimate to be the demand for your establishment in the area in which it is or will be located? high

(k) Upon what facts do you base your answer to the previous question? concerts + sporting events attract large numbers of people

4. **RESPONSIBILITY:**

- (a) If establishment is presently in operation, attach a financial statement of the establishment's last fiscal year.
- (b) If establishment is not presently in operation, attach a statement showing your assets and liabilities (or if a corporation, the assets and liabilities of the corporation).
- (c) Do you now or have you ever had a Bloomington liquor licenses? N
- (d) If you answer to the previous question is "YES", how many times have you been found guilty by the Bloomington Liquor Commission of violating Bloomington's liquor ordinance? N/A

DATED this 25th day of March, 20 16

SIGNED:

[Signature]
(Name)
4611 Mortensen Rd, Ste 111
(Address)
Ames IA
(City) (State)

(Name)

(Address)

(City) (State)

(Name)

(Address)

(City) (State)

LICENSE APPLICATION
For the Sale of Alcoholic Beverages

TO THE LOCAL LIQUOR CONTROL COMMISSIONER OF THE CITY OF BLOOMINGTON,
McLEAN COUNTY, ILLINOIS:

1. Application is herein made a CLASS _____ LICENSE to sell Malt Vinous Beverages, pursuant to Chapter 6 of the Bloomington City Code 1960.

2. The undersigned applicant is ___ an individual; ___ a partnership; a corporation; (Check one)

A. If an individual: Name _____ Age _____
Address _____

Legal resident of City of Bloomington for more than One (1) year? Yes ___ No ___

B. If a partnership: Following are the names of all partners who are entitled to share in any profit of the business:

Name: _____ Address: _____

Legal resident of City of Bloomington for more than One (1) year? Yes ___ No ___

Name: _____ Address: _____

Legal resident of City of Bloomington for more than One (1) year? Yes ___ No ___

C. If a corporation, state whether same is organized for profit or nonprofit ____, under laws of the State of Iowa

Date of incorporation 3/24/2016

Objects of incorporation according to Charter of corporation. (Attach additional information by separate sheet if necessary)

Following are the names and addresses of all officers and directors of the said corporation and if the majority of stock is owned by one person, his name and address:

Name: Steven Peters Title or position: Owner

Address: 4611 Mortensen Road, Suite 111 City/State/Zip Ames, IA 50014

Name: _____ Title or position: _____

Address: _____ City/State/Zip _____

Name: _____ Title or position: _____

Address: _____ City/State/Zip _____

Name: _____ Title or position: _____
Address: _____ City/State/Zip _____

3. This application is for renewal of license now held ___ or an original application (Check one)
4. Location and description of the premises or place of business to be operated under this license
101 S Madison St, Bloomington
- A. Trade Name U.S. Cellular Coliseum
5. Is this location within 100 feet of any church, school, hospital, home of aged, or indigent persons, or for War Veterans, their wives, or children? Yes ___ No
6. Does the place of business have access to any other portion of the same building or structure which is used for dwelling or lodging purposes, and which is permitted to be used or kept accessible for use by the public? Yes ___ No
7. Is it proposed to sell food in this place of business? Yes No ___
8. Is applicant or any partner, officer, director, or majority stockholder engaged in the business of manufacturing or bottling malt vinous beverages or is the agent or any such person or corporation, or is a jobber of malt or vinous beverages? Yes ___ No
9. Has applicant, or any partner, officer, director, or majority stockholder ever been convicted of a felony, or of the violation of any law relating to the prohibition of the sale of intoxicating liquors, or any other crime or misdemeanor, (other than minor traffic violations)? Yes ___ No If yes, fully explain.
10. Has any other license issued to individual applicant, or to any partner, officer, director, or majority stockholder, issued for sale of alcoholic beverages, ever been revoked? Yes ___ No If yes, give further details.
11. Has a similar application ever been refused for cause that has been made by any of the foregoing persons? Yes ___ No
12. Is the applicant herein, the owner of the premises for which this license is sought? Yes ___ No
13. If no, the name of the building owner: Name City of Bloomington
Address 109 E Olive St, Bloomington, IL
Term of written lease, from (date) _____ to _____
(Copy of Lease attached)
14. Do you know of any reason whether stated in the above questions or not, that this application does not comply with the laws of the State of Illinois, or the Bloomington City Code 1960 in connection with the proposed sale of alcoholic beverages?
Yes ___ No

Applicants and each of them jointly and severally, including all partners, officers, directors, or majority stockholders, hereinafter named and whose signatures are affixed to this application, agree and acknowledge that they and each of them fully understand that any license issued hereunder may be revoked in accordance with the Ordinance of this City.

Dated this 25th day of March, 2016.

A. (Individual)

Individual's signature

B. (Partnership)

Business Name

(All Partners of applicant)

C. (Corporation)

VenueWorks of Bloomington, LLC
(Corporate Name)

VenueWorks, Inc
(President of Corporation)

LICENSE APPLICATION
FOR SUNDAY SALE OF ALCOHOLIC BEVERAGES

TO: The Liquor Control Commissioner of the City of Bloomington, McLean County, Illinois

NAME OF APPLICANT Venu Works of Bloomington, LLC
Hereinafter referred to as the "Applicant" represents to the Bloomington Liquor Commission the following:

1. A CLASS _____ LIQUOR LICENSE is currently held by or is being applied for by the Applicant and it authorizes or will authorize the liquor sales on Monday-Saturday.
2. The Applicant herein requests a CLASS S LICENSE to authorize the operation of the Applicant's liquor establishment on Sundays in the same manner as is or will be authorized by and during the valid period of the license referred to in Paragraph 1 hereof.
3. The Applicant and each and every partner, officer, director, majority stockholder or agent thereof, agree and acknowledge the following:
 - (a) Any license issued hereunder may be revoked in accordance with the Ordinances of the City of Bloomington;
 - (b) All persons who are employed by or who have an ownership interest in the Applicant will testify under oath to all competent, relevant, and material questions propounded to any of them in any hearing conducted by the local Liquor Commissioner;
 - (c) Failure of any person to testify according to the provisions of subsection (b) above shall be sufficient reason for suspension or revocation of any license which may be issued pursuant to this Application; and
 - (d) The Applicant will furnish, upon request from the Liquor Commissioner, any books and/or records of its business operations which are relevant to the question of whether such Applicant qualifies or has qualified at any time for the basic license or for the license which may be issued pursuant to this Application.

Dated this 29th day of March, 2016

A. (Individual)

(Name)

B. (Partnership)

(Business Name)

All partners of applicant: _____

C. (Corporation)

Steven Peters

Venu Works of Bloomington, LLC
(Corporate Name)

By: *Steven Peters, Pres.*
(Name of Officer: President)

VenuWorks, Inc

Attest:

Secretary

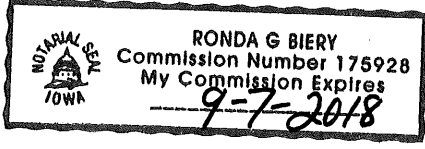
And the following officers, directors, or majority stockholders:

STATE OF ILLINOIS,)
) ss.
County of McLean,)

being first sworn on their respective oaths say that they comprise all of the owners, partners, officers, directors, or majority stockholders of the above named applicant in accordance with definitions of the Bloomington City Code 1960; that they and each of them have read and signed the foregoing application for license, know the contents thereof, and that all the statements made therein are true.

Subscribed and sworn to before me this *29th* day of *March*, 20 *16*

Ronda G Biery
Notary Public





**SPECIAL MEETING SESSION
AGENDA ITEM NO. 6**

FOR COUNCIL: April 18, 2016

SUBJECT: Bloomington Administrative Court: First Year Presentation & Overview

RECOMMENDATION/MOTION: Informational Only.

STRATEGIC PLAN LINK: Goal 1. Financially sound City providing quality basic services; Goal 4. Strong Neighborhoods

STRATEGIC PLAN SIGNIFICANCE: Objective 1d. City services delivered in the most cost-effective, efficient manner; Objective 4a; Residents feeling safe in their homes and neighborhoods; Objective 4c. Preservation of property/home valuations.

BACKGROUND: On November 10, 2014, the City Council approved the adoption of an administrative court system for the City of Bloomington for the adjudication of behavioral and property violations. This program was implemented in 2015, with the first hearing date being held on April 1, 2015.

With a full year of the City's administrative court system successfully completed, City staff will be presenting an overview of the year to the City Council and answering any questions. As a result of the administrative court, City staff has been able to focus on obtaining compliance with property code violations. Approximately 88% of all property violation cases that were handled in administrative court between April 1, 2015 and March 31, 2016, have resulted in compliance. City staff has also dramatically increased, by 144%, the number of property code violations being issued and handled. Note that for property code violations, the City focuses on compliance as opposed to the collection of fines. However, when compliance is not obtained, the City does pursue fines which accrue on a daily basis and can be significant.

Although the number of behavioral citations that were issued were down by about 32% from the previous year, the administrative court handled 957 cases between April 1, 2015 and March 31, 2016.

Financially, the City collected a total of \$151,855 between April 1, 2015 and March 31, 2016 for its citations. City staff estimates nearly 95% of these fines and fees are related to behavioral citations. Although this represents a 33% decrease in fines received from the previous year, there were nearly 660 fewer behavioral citations issued and the City has focused on compliance, as opposed to penalties, regarding the property maintenance violations.

Overall, City staff believes the administrative court and focus on compliance has been a big success in terms of results. The program has created dramatic improvements in the speed and efficiency in

which property code violations are heard and handled. This improves the quality of life in the City and helps maintain property values.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: Jeffrey R. Jurgens, Corporation Counsel

Recommended by:



David A. Hales
City Manager

Attachments:

- PowerPoint Presentation

Motion: _____ Seconded by: _____

	Aye	Nay	Other		Aye	Nay	Other
Alderman Black				Alderman Painter			
Alderman Hauman				Alderman Sage			
Alderman Fruin				Alderman Schmidt			
Alderman Lower				Alderman Buragas			
Alderman Mwilambwe							
				Mayor Renner			



City of Bloomington *Administrative Court*

YEAR ONE OVERVIEW

PROPERTY & HOUSING VIOLATIONS



PROPERTY & HOUSING VIOLATIONS

- ▶ Quick Facts

- ▶ First Hearing Date: April 8, 2015
- ▶ 237 Cases Filed (compared to 97 cases in previous year)
 - ▶ 88% of the cases that have been heard have resulted in compliance;
 - ▶ 76 cases are still pending
 - ▶ 17 cases are being pursued in Circuit Court



PROPERTY & HOUSING VIOLATIONS

- ▶ Housing Court is not about the money!
 - ▶ Focus on compliance
 - ▶ \$3,350 in fines collected
 - ▶ \$113,100 in default judgments being pursued



PROPERTY & HOUSING VIOLATIONS

- ▶ Faster Results
- ▶ Increased Compliance
- ▶ **144%** Increase in Cases Being Handled
- ▶ Better Quality of Life



BEHAVIORAL VIOLATIONS



BEHAVIORAL VIOLATIONS

▶ Quick Facts

- ▶ First Hearing Date: April 1, 2015
- ▶ 957 Cases Filed
 - ▶ 32% of the cases have been closed and all fines paid
 - ▶ \$56,505 in fines paid
 - ▶ 51% of cases resulted in default judgments
 - ▶ Collection efforts to seek \$144,430 in fines
 - ▶ Remaining cases are either still pending or have been dismissed



CITATION PAYMENTS

- ▶ First Year Payments: \$151,855
- ▶ Previous Year Payments: \$235,885
 - ▶ *Approximate 35% decrease*
- ▶ Rationale
 - ▶ Approximately 660 fewer behavioral citations were issued (33% decrease)
 - ▶ City's focus on compliance for housing violations
 - ▶ Implementing new collection and judgment enforcement efforts

NEXT STEPS

- ▶ Evaluating and improving collection efforts
- ▶ Improving system to enforce of judgments
- ▶ Requiring payment of costs with housing violations



RECOGNITION OF ADMINISTRATIVE COURT TEAM



QUESTIONS & ANSWERS

