

**SUMMARY MINUTES  
PUBLISHED BY THE AUTHORITY OF THE CITY COUNCIL  
OF BLOOMINGTON, ILLINOIS  
MONDAY, APRIL 25, 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, April 25, 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, Mboka Mwilambwe, Amelia Buragas, Joni Painter, Karen Schmidt, Scott Black, Diana Hauman, Jim Fruin and Mayor Tari Renner.

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

**5. Recognition / Appointments**

The following were presented:

- A. Proclamation declaring April 25 – 30, 2016 as, “International Understanding and World Peace Week”.
- B. Proclamation declaring May 2016 as, “Building Safety Month”.
- C. Proclamation declaring May 1 – 7, 2016 as, “Municipal Clerk’s Week”.
- D. Reappointment of Michael Kerber to the Cultural District Commission.
- E. Reappointment of Van Miller to the Library Board of Trustees.
- F. Appointment of Kyle Silver to the Sister City (Japan) Committee.
- G. Appointment of Alicia Henry to the Library Board of Trustees.
- H. Presentation on Tree USA (*Jay Tetzloff, Director of Parks & Recreation, 5 minutes*).

## 6. Public Comment

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

Patricia Marton  
Rich Buchanan  
Chris Hubbard  
Jeremy Studebaker  
Alton Franklin  
Pete Pontius  
Mickey Fabrizio  
Gary Lambert  
Cheris Larson  
Ryan Heeren  
Joe Wargo

## 7. Consent Agenda

The following was presented:

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

Alderman Fruin requested Item No. 7G be pulled from the Consent Agenda.

Alderman Buragas requested Item No. 7H be pulled from the Consent Agenda.

**Motion by Alderman Painter, seconded by Alderman Schmidt, that the Consent Agenda be approved with exception of Items 7G and 7H.**

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

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

**Nays: None.**

**Motion carried.**

The following was presented:

Item 7A: Consideration of approving the Minutes of the April 18, 2016 Special Session Meeting and the April 11, 2016 Regular City Council Meeting.

The following was presented:

Item 7B. Consideration of approving Bills, Payroll and Electronic Transfers in the amount of \$ 5,575,091.27.

The following was presented:

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

The following was presented:

Item 7D. Consideration of approving a three-year Agreement with Nugent Consulting Group (NCG) for Insurance and Consulting Services from May 1, 2016 through April 30, 2018.

The following was presented:

Item 7E. Consideration of approving a Contract with Arthur J. Gallagher for Insurance Coverage and Broker Service, and authorize Payment for Property, Liability, Excess Liability, and Excess Worker's Compensation Insurance Broker Service.

The following was presented:

Item 7F. Consideration of approving a Contract with Alternative Services Concepts (ASC) for the Fiscal Year May 1, 2016 through April 30, 2018 for providing Third Party Administrator Claims Adjustment Service.

The following was presented:

Item 7G. Consideration of approving a Professional Services Contract with Shive Hattery, Inc. for Professional Architectural, Environmental and Land Surveying Services for Police Training Facility Improvements, (RFQ 2016-04). ***Pulled from the Consent Agenda.***

The following was presented:

Item 7H. Consideration of approving a Professional Services Contract with the Farnsworth Group for Professional Engineering and Land Surveying Services for Demolition of the City Hall Annex, (RFQ 2016-04). ***Pulled from the Consent Agenda.***

The following was presented:

Item 7I. Consideration of Review and Analysis of RFQ # 2016-36 - Lift Station and Force Main Evaluation.

The following was presented:

Item 7J. Consideration of an approving an Intergovernmental Agreement between the City of Bloomington and Hudson Township Road District for equipment rental and maintenance.

The following was presented:

Item 7K. Consideration of approving the submittal of an application for Monarch Butterfly Conservation Fund Grant 2016.

The following was presented:

Item 7L. Consideration of approving a two-year agreement with the Ecology Action Center for a Bloomington-Normal Community Energy Strategic Plan.

The following was presented:

Item 7M. Consideration of approving a Resolution waiving the bidding requirements and approve a Contract with POS Partners, Inc. to Purchase a Replacement Point of Sale System for Use within the US Cellular Coliseum.

RESOLUTION NO. 2016 – 18  
A RESOLUTION WAIVING THE FORMAL BIDDING PROCESS AND  
AUTHORIZING A CONTRACT WITH POS PARTNERS, INC.

The following was presented:

Item 7N. Consideration of approving an Ordinance to Cede the City of Bloomington's Allocation of the Private Activity Bonding Cap to the Easter Illinois Economic Development Authority.

ORDINANCE NO. 2016 – 30  
A SPECIAL ORDINANCE AUTHORIZING THE CEDING  
OF PRIVATE ACTIVITY BONDING AUTHORITY

The following was presented:

Item 7O. Consideration of Approving an Ordinance approving a Petition for Dedication of Public Utility Easement.

ORDINANCE NO. 2016 – 31  
AN ORDINANCE APPROVING THE DEDICATION  
OF UTILITY EASEMENT

The following was presented:

Item 7P. Consideration of adoption of an ordinance approving a Special Use Permit for a Duplex in an R-1C, High Density Single Family Residential District for the property located at 1015 ½ E. Front St.

ORDINANCE NO. 2016 – 32  
AN ORDINANCE APPROVING A SPECIAL USE PERMIT FOR A  
DUPLEX in the R-1C DISTRICT FOR PROPERTY  
LOCATED AT: 1015 ½ E. Front Street

The following was presented:

Item 7Q. Consideration of approving an Ordinance Suspending Portions of Section 701 of Chapter 31 and Section 26(d) of Chapter 6 of the City Code for a Wedding Reception at Miller Park Pavilion on October 1, 2016.

ORDINANCE NO. 2016 – 33  
AN ORDINANCE SUSPENDING PORTIONS OF SECTION 701 OF CHAPTER 31 AND  
SECTION 26(d) OF CHAPTER 6 OF THE CITY CODE FOR A WEDDING RECEPTION AT  
MILLER PARK PAVILION ON OCTOBER 1, 2016

The following was presented:

Item 7R. Consideration of approving the Second Amendment to the Contract for Professional Services with VenuWorks for Temporary Management at the U.S. Cellular Coliseum.

The following was presented:

Item 7G. Consideration of approving a Professional Services Contract with Shive Hattery, Inc. for Professional Architectural, Environmental and Land Surveying Services for Police Training Facility Improvements, (RFQ 2016-04).

Alderman Fruin questioned hiring Consultants for surveying work. He stated an improved Intergovernmental Agreement (IGA) for financial responsibility would be beneficial for this effort as the facility was used by the Town of Normal's (Town) Police Department and McLean County (County) Sheriff's Department.

David Hales, City Manager, stated the Consultants' purpose was to determine the cost and the work required for the facility to resume indoor training.

**Motion by Alderman Mwilambwe that the Council approve a Professional Services Contract with Shive Hattery, Inc. for Professional Architectural, Environmental and Land Surveying Services for Police Training Facility Improvements, (RFQ 2016-04).**

**Motion failed due to lack of second.**

The following was presented:

Item 7H. Consideration of approving a Professional Services Contract with the Farnsworth Group for Professional Engineering and Land Surveying Services for Demolition of the City Hall Annex, (RFQ 2016-04).

Alderman Fruin questioned staff completing the project versus hiring Consultants. David Hales, City Manager, stated current staff did not have the expertise required for the design work. The building demolition was necessary and involved the following major issues: 1.) relocation of the City's fiber optic cable that runs through the building; 2.) demolition of the building; 3.) installation of a retaining wall along the north side of the building; and 4.) grading, site drainage and surface improvements to allow use for Fleet Maintenance storage and parking.

**Motion by Alderman Black, seconded by Alderman Hauman, that the Council approve a Professional Services Contract with the Farnsworth Group for Professional Engineering and Land Surveying Services for Demolition of the City Hall Annex, (RFQ 2016-04).**

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

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

**Recused: Alderman Amelia Buragas.**

**[7:32 PM Minutes:] Alderman Buragas left the dais.**

**[7:36 PM Minutes:] Alderman Buragas returned to the Meeting.**

**Nays: Alderman Fruin.**

**Motion carried.**

## **8. Public Hearing**

The following was presented:

Item 8A. Public Hearing for Cable Television Franchise with CMN-RUS, INC. (Metronet).

- (a) Open Public Hearing
  - (i) Staff Overview
  - (ii) John Campbell, Corporate Counsel, Metronet
  - (iii) Public Comment
  - (iv) Close Public Hearing

David Hales, City Manager, stated Metronet would install a 100% fiber optic network throughout the City. Same would connect directly to customers' homes or places of business. Council should consider the following: 1.) The public need for an additional cable television franchise; 2.) The capacity of the right of ways to accommodate equipment and infrastructure required by the additional franchise; 3.) The potential disruption to existing users of public right

of ways due to the construction for or services provision pursuant to the additional franchise; 4.) The long term economic impact of the additional franchise; and 5.) Any other factors deemed appropriate.

Austin Grammer, Economic Development Coordinator, stated negotiations were conducted with Metronet representatives to achieve a fair and beneficial agreement that was compliant with the law. The proposed agreement was based on the City's existing franchise agreements and provided for franchise fee revenues as allowed under law. Minor modifications were requested by Metronet in an effort to promote increased competition which would ultimately lead to more choices for consumers, faster Internet speeds in residential areas and lower prices for consumers.

Residents had expressed a desire for the local deployment of Fiber-To-The-Home (FTTH) / Gigabit digital video and Internet service. The City's Comprehensive Plan 2035 "encouraged increased accessibility to state-of-the-art telecommunication and broadband networks" by "encouraging competition for telecommunications broadband services by prohibiting exclusionary contracts".

John Campbell, Metronet's Corporate Council, provided a brief presentation. CMN-RUS, INC. (Metronet) of Evansville, IN, had requested a Cable Television Franchise with the City to offer FTTH broadband Internet, voice, and video services. The company's customer focused motto was "Passion to Serve".

Metronet offered services to businesses, including hosted PBX, Fiber Internet, Fiber WAN (on-net and off-net), IPTV services, Firewall/Security services, etc. Benefits included World Class Broadband Networks, Gigabit City designation, an economic development tool for future growth and future proof – virtually limitless bandwidth. Metronet was privately funded. This competition should lower prices and offer better customer service.

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

Alton Franklin  
Ryan Fiella  
Gary Lambert

Alderman Hauman questioned Metronet's choosing the City. Mr. Campbell stated the quality of life, education and Universities, among others attracted the company to the community.

Alderman Black questioned the process involved with street/sidewalk repair. Mr. Campbell stated engagement with City engineers would be required along with permits. Plans would be formed with the City. Mr. Hales stated inspections would be completed to ensure the

installation quality. Proper notifications would be given to impacted citizens. Some cables would be placed on utility poles.

Alderman Mwilambwe questioned the time frame for residential service. Mr. Campbell stated work on the core infrastructure would start immediately. Once completed, service to residents would be provided.

Alderman Sage questioned right of ways used to bring service to residents' homes. Mr. Campbell stated the same easements would be used as Comcast unless obstacles were now blocking same.

Alderman Buragas questioned the cost to do business. Mr. Campbell stated there was none. Alderman Buragas questioned the franchise fee and provisions to schools and governments who request services. Mr. Campbell stated the franchise fee would mirror the incumbent's franchise fee. Metronet would provide service to any school building or governmental facility requesting same.

Alderman Lower questioned the network source along I55 as a secondary provider or if Metronet would provide their own. Mr. Campbell stated a third party with network facilities would be utilized for the back haul to the Indiana facilities.

## **9. Regular Agenda:**

The following was presented:

Item 9A. Consideration of approving an Ordinance Ratifying a Cable Television Franchise Agreement with CMN-RUS, INC.

ORDINANCE NO. 2016 – 34  
AN ORDINANCE APPROVING AND AUTHORIZING ENTERING INTO AND  
EXECUTING A CABLE TELEVISION FRANCHISE BETWEEN THE CITY OF  
BLOOMINGTON, ILLINOIS AND CMN-RUS, INC.  
(Metronet)

Austin Grammer, Economic Development Coordinator, stated under the Illinois Municipal Code, (65 ILCS 5/11-42-11), Metronet's request to obtain a cable television franchise required holding a Public Hearing to determine whether granting an additional franchise would be appropriate. He noted that Comcast of Illinois/Indiana/Ohio, LLC, and i-TV3 Inc. have a Cable Television Franchise within the City.

Metronet was privately funded. He believed same was a great opportunity to acquire a fiber optics network.

**Motion by Alderman Painter, seconded by Alderman Hauman, that the Ordinance approving and authorizing entering into and executing a Cable Television Franchise**



**Agreement with CMN-RUS, INC. 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, Fruin, Buragas, Hauman, Painter, Black, Lower and Schmidt.**

**Nays: None**

**Motion carried.**

The following was presented:

Item 9B. Presentation regarding Connect Transit Comprehensive Operational Analysis and Route Restructure Plan.

The following was presented:

Andrew Johnson, Connect Transit (Connect) General Manager, provided a brief presentation. Connect's goal was to strike a balance with efficiency and coverage through a Route Restructure. He believed not everyone would be satisfied with the changes. The current system did not provide good balance. A review was undertaken to improve and expand service. The community had provided feedback.

Isaac Thorn, Chief Operating Officer, stated Connect contracted with Nelson\Nygaard Consulting Associates to assist with identifying the current system's strengths and weaknesses. The Comprehensive Operational Analysis Goals included: 1.) Support and meeting the transit riders needs; 2.) Provide an attractive mobility option for as many residents and visitors as possible; 3.) Build upon recent capital investments, such as buses and amenity enhancements, including a bus tracking application; and 4.) Operate in a cost effective and efficient manner. Bus stop shelters and benches would be installed.

Guiding principles used for transit planning included: 1.) Service should be simple; 2.) Service should operate at regular intervals; 3.) Routes should operate along a direct path; 4.) Routes should be symmetrical; 5.) Routes should serve well defined markets; and 6.) Service should be well coordinated.

Input from the community included: 1.) More frequent service; 2.) Increase service hours; and 3.) More weekend service. Nelson\Nygaard used the feedback when proposing changes to the network. The proposed network would be simplified and easy to understand. Service would be bi-directional. The grid-system would have multiple transfer points. A new hub was proposed with three (3) routes to serve the City's west-side Walmart. A high-frequency route between Uptown Station and the City's Downtown would be made. Routes would be interlined to reduce directional confusion. A one-seat ride between the airport and Uptown Station/ISU would be introduced.

The proposed plan would provide a thirty (30) minute service during peak hours on most routes. The frequency on Saturday's would be scaled back. Sunday service would be provided contingent on available funding from local sales tax funds from 7:00 am to 7:00 pm.

Nelson\Nygaard concluded that fifty-seven percent (57%) of residents would have increased weekday service. There would be no disparate impact on low income or minority residents. Some outlying areas would have service eliminated. Partnership with Uber and local taxi companies to provide a "First mile/Last mile" solution was being considered. Service being eliminated included: 1.) Danbury Apartments; 2.) Hilltop Mobile Home Park; and 3.) Ironwood Gardens Apartments. "First mile/Last mile" service involved an Uber/taxi driver picking up the resident and taking them to a designated stop to connect with a bus.

Future Service Expansion included monitoring ridership on the new routes for the first (1<sup>st</sup>) year and would be based on service standards approved by the Board of Trustees. Employees would increase by thirty (30) including a trainer and supervisors for the additional day of service.

Next steps included: 1.) A Public Hearing on May 2, 2016 at 4:30 pm at the Uptown Station, fourth (4<sup>th</sup>) Floor Multipurpose Room; 2.) The route restructure final vote by the Connect Transit Board of Trustees on May 3, 2016, 4:30 pm, at the same place; 3.) If approved, the changes would take effect August 2016; and 4.) Sunday service would commence at that time. A marketing and awareness campaign was being developed for the new routes and service.

Alderman Lower questioned the ride expense to the designated stop. Mr. Johnson stated a \$2 fee was charged when using Connect Mobility. Many residents utilize Connect Transit cost free using a State program.

Alderman Mwilambwe questioned the planned service cost with Uber/taxi drivers. Mr. Johnson stated the pilot program would be subsidized partly by Connect Transit with the rider paying the remainder.

Alderman Fruin commended Connect Transit for removing reference to any particular Ward but bringing attention to the community as a whole.

Alderman Schmidt cited concern with residents west of Main St. losing service such as Project OZ, Community Action and West Bloomington Revitalization Project. She questioned the accuracy of statements made in the presentation: 1.) Residents of neighborhoods with the greatest increase in service have lower household income than the McLean County average; and 2.) No disparate impact on low income or minority residents. Petitions would be brought forth at the May 2, 2016 Public Hearing. Alderman Black cited the same concerns.

Alderman Sage questioned Connect Transit receiving funds from the local sales tax and reducing service to a large area of the City. He requested specific details on the "First Mile/Last Mile" pilot process. Mr. Johnson stated there was no contract for this as talks were ongoing. The proposed plan was: 1.) A resident would contact Uber/taxi company for a ride to the bus stop; 2.)

Uber would have a code to directly bill Connect for the fee portion; 3.) The resident would pay the balance. Connect Mobility was available for qualified residents.

Alderman Sage questioned whether the “First Mile/Last Mile” concept was due to community outreach. Mr. Johnson responded that the proposal had been brought to the foreground within the last two (2) months. Connect was close to the contract phase with Uber. He expected that the cost subsidy would be half (1/2), in accordance with the transit model. Program evaluation would occur around six (6) months. Alderman Sage cited concern as there was a subsidized housing area in the Southwest section. Same would lose access to Connect’s service. He cited the same concerns as Aldermen Schmidt and Black.

Alderman Black questioned Uber’s surge pricing with the planned pilot. Mr. Johnson stated it would not be Connect’s intent to subject anyone to surge pricing.

Item 9C. Consideration of approving an Ordinance Increasing Liquor License Fees.

ORDINANCE NO. 2016 – 35  
AN ORDINANCE AMENDING BLOOMINGTON CITY CODE CHAPTER 6

Mayor Renner stated the Ordinance for increasing Liquor License fees was a cost recovery mechanism. The Police Officer Downtown Hireback cost was \$130,000. Other costs incurred included: Police Officer salaries, pensions, health care, equipment such as breathalyzers, cameras, legal administrative costs, legal fees, court reporters and legal settlement costs. Taxpayers, through the General Fund, had absorbed these costs for thirty-four (34) years.

The license fee increases were designed to raise revenue to offset the cost of liquor license regulation and law enforcement activities. Alcohol use was linked to domestic violence, fights, Driving Under the Influence (DUI), and traffic accidents, among other criminal or socially undesirable behaviors. The costs associated with same were less quantifiable compared to administration and regulation. These costs have increased significantly since 1982.

Mayor Renner introduced Jim Jordan, Liquor Commissioner. He noted that Mr. Jordan had worked as a Supervisor for twenty-two (22) of twenty-five (25) years with the Normal Police Department and was a Special Agent and Investigations Supervisor for the Illinois State Liquor Board for ten (10) years.

Mr. Jordan noted that the last time liquor license fees were raised was in 1982. The proposed Ordinance would increase liquor license fees over a three (3) year period beginning January 1, 2017. The licenses with the highest fees (CA [Clubs - All Types of Alcoholic Liquor], EA [Entertainment/Recreational Sports Venue – All Types of Alcoholic Liquor], RA [Restaurant - All Types of Alcoholic Liquor], ST [Stadium] and TA [Tavern - All Types of Alcoholic Liquor] Class Licenses) would increase from \$1,760 to \$2,100 in 2017, \$2,400 in 2018, and \$2,700 in 2019.

He believed License fees should be related to the costs incurred by a Municipality in administration and regulation of licensees. As stated by the Illinois Supreme Court, “the

rule...does not apply where the license charged was imposed on those occupations which, while they were tolerated, were recognized as being hurtful to public morals, productive of disorder, or injurious to the public, such as the liquor traffic.” Sager v. City of Silvis, 402 Ill. 262 (1947).

The fee increases would be similar to those charged by the Town of Normal (Town). The cost of the restaurant or tavern license serving all kinds of alcohol in the City was \$1,760, or about fifty-nine percent (59%) less than the Town, which charged \$3,000. He explained the additional \$450 charge for Sunday sales. The fees would increase approximately ninety percent (90%) in 2019 placing same in line with the Town. The Town’s liquor licenses were available in the Town’s Municipal Code, Chapter 4: Liquor, Section 4.10: Classification and Fees; [www.normal.org](http://www.normal.org).

Alderman Sage questioned packaged liquor fees. Mr. Jordan stated that all liquor license holders would have a fee increase.

Alderman Lower questioned legal costs. Mayor Renner stated the maximum fine was \$3,400. Same doesn’t cover the legal costs. Alderman Lower believed the fee increase was high. He was not in favor of same.

**Motion by Alderman Black, seconded by Alderman Sage, that discussion be extended for an additional fifteen (15) minutes.**

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

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

**Nays: None.**

**Motion carried.**

Alderman Black questioned a monthly fee implementation along with the quarterly payment.

Alderman Mwilambwe recommended spreading the fee increase out more than three (3) years. He questioned the process after the current fee increase. Mr. Jordan believed a review after three (3) to five (5) years would be required.

Alderman Buragas stated the process had been well vetted with plenty of opportunity for comments and suggestions. She believed the proposal was well-informed and fair.

Alderman Painter believed thirty-four (34) years without a liquor license fee increase was too long. She supported spreading out the increases.

Mr. Jordan stated new liquor licenses and video gaming machines have caused a change in how many people want to get involved with same. He believed the video gaming business was profitable. He believed the City should have charged a fee for the machines from the beginning. There were establishments that were in violation of the Video Gaming Ordinance if the Video

Gaming exceed proceeds from food and beverage. Approximately \$1 million a month was being taken out of the City's economy and going to these establishments.

Alderman Sage questioned the handling of those establishments that were in violation of City codes. Mr. Jordan stated an audit would be necessary.

Alderman Painter questioned the award received by the City for having many Video Gaming Terminals (VGT).

**Motion by Alderman Mwilambwe, seconded by Alderman Buragas, that the Ordinance Increasing Liquor License Fees, every other year, over a period of five (5) years, be adopted, 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 Mwilambwe, Hauman, Buragas, Painter and Black.**

**Nays: Aldermen Lower, Sage, Schmidt and Fruin.**

**Motion carried.**

The following was presented:

Item 9D. Consideration of approving an Ordinance, Amending Chapter 6 of the Bloomington City Code to provide for Video Gaming Licensing.

ORDINANCE NO. 2016 –  
AN ORDINANCE AMENDING BLOOMINGTON  
CITY CODE CHAPTER 6, ARTICLE II: VIDEO GAMING LICENSE

**Motion by Alderman Black, seconded by Alderman Hauman, that the Council table this item for further discussion at a Committee of the Whole within sixty (60) days.**

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

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

**Motion carried.**

The following was presented:

Item 9E. Consideration of Approving a:

(a) Contract with Rowe Construction for the FY 2017 General Resurfacing program, (RFQ 2016-39).

(b) Contract with Rowe Construction for the FY 2017 Street and Alley Repair program, (RFQ 2016-40).

(c) Contract with J. G. Stewart Contractors, Inc. for FY 2017 Sidewalk Replacement and Handicap Ramp Program, (RFQ 2016-38).

David Hales, City Manager, stated Council could make one motion to approve the three (3) contracts as they were interrelated.

Jim Karch, Public Works Director, stated the General Resurfacing program included larger volume street resurfacing and the Linden Street widening from Locust to Empire. Motor Fuel Tax (MFT) and the quarter (1/4) cent sales tax funds would be used.

**Motion by Alderman Buragas, seconded by Alderman Hauman, that the unit prices from Rowe Construction, for the FY 2017 General Resurfacing Program in the amount of \$2,395,990.71 be accepted; that the unit prices from Rowe Construction, for the FY 2017 Street and Alley Repair program in the amount of \$1,300,343.29 be accepted; that the unit prices from J. G. Stewart Contractors, Inc., for the FY 2017 Sidewalk Replacement and Handicap Ramp Program in the amount of \$900,000 be accepted, and the contracts for each contractor be approved and authorize the City Manager and City Clerk to execute the necessary documents.**

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

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

**Nays: None.**

**Motion carried.**

The following was presented:

Item 9F. Consideration of Review and Analysis of Bids, and approval of the HoJo and Wittenberg Sewer Improvements Contract, City Bid No. 2016-44.

David Hales, City Manager, noted the high cost of the project, \$1.450 million.

Jim Karch, Public Works Director, stated this was the first (1<sup>st</sup>) step in a multi-year project to improve the City's sanitary and storm sewer lift stations. Same was in compliance with the Sewer Master Plan.

The HoJo Pump Station's failing condition was identified as a major priority for an upgrade due to employee safety concerns for lift station functionality, reduced operation, maintenance costs and potentially eliminate a station that required extraordinary monitoring.

The HoJo Pump Station was originally constructed in 1977 and included a concrete wet well and steel dry well. The steel dry well was about twenty (20) feet below ground and housed the pumps, valves and controls for the station. The pump station was at the end of its design life. Since the existing dry well and all controls were below grade, inspection and maintenance were difficult and required monitoring. Work on this station was considered confined space entry and made this station a safety hazard for employees who were responsible for maintenance. The project included converting and rehabilitating an existing force main connected to the HoJo lift station to a gravity sewer. Wittenberg Woods lift station would be eliminated with the installation of a new gravity sewer.

**Motion by Alderman Black, seconded by Alderman Painter, that the unit prices from Stark Excavating, Inc. be accepted, and a contract awarded in the amount of \$1,450,000.00, and the City Manager and City Clerk be authorized to execute the necessary documents.**

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

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

**Nays: None.**

**Motion carried.**

The following was presented:

Item 9G. Consideration of adoption of an ordinance amending Chapter 24 of the City Code regarding street and alley vacation and adopting a policy on same.

ORDINANCE NO. 2016 – 36  
AN ORDINANCE AMENDING THE CITY CODE AND  
ADOPTING A POLICY ON STREET & ALLEY VACATIONS

David Hales, City Manager, recommended formal Policy approval to set guidelines ensuring all street and alley vacation requests were handled in a uniform manner.

The streets and alleys vacation requests were governed by the Illinois Municipal Code. Section 11-91-1, allowed corporate authorities to vacate any street or alley when it was deemed to be in the public interest. Same must be completed by ordinance and passed by an affirmative three-fourths (3/4) Council vote. The ordinance was not effective until adjoining property owner paid the fair market value of the property acquired or of the benefits which would accrue to them by reason of the vacation.

Those seeking such vacations would be required to file petitions, at a \$150 cost. The City Manager, in consultation with the Public Works Department, would review the request and make a recommendation to Council. Council would hold a public hearing to determine whether the vacation would be granted. Prior to the public hearing, a fifteen (15) day notice would be published in the newspaper and notices mailed to adjoining property owners.

Compensation would be determined by utilizing a formula of three (3) times the estimated assessed land valuation (per square foot) of the adjoining property times the square feet of the area to be vacated (3 x Adjoining Land EAV x Sq. Ft. within the property to be vacated). Petitioners could have the property appraised separately. The Policy allowed for no compensation to be required where the City had requested the vacation.

**Motion by Alderman Schmidt, seconded by Alderman Painter, approving an ordinance Amending the City Code, Chapter 24 and Adopting a Policy on Street & Alley Vacations, 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 Mwilambwe, Buragas, Lower, Fruin, Hauman, Painter, Black, Sage and Schmidt.**

**Nays: None.**

**Motion carried.**

#### **City Manager's Discussion**

David Hales, City Manager, had no report.

#### **Mayor Discussion**

Mayor Renner stated the one (1) year anniversary of the opening of the Route 66 Visitor Center, located at 200 N. Main St., was April 25, 2016.

#### **City Alderman's Discussion**

Alderman Fruin thanked the Public Works Department for listing the work on the last three (3) items. Same allowed Council to approve quickly.

Alderman Mwilambwe thanked Jim Karch, Public Works Director, and Bob Yehl, Water Director, for providing a resident assistance and excellent customer service with an underground water issue.

Alderman Lower requested to have item 7G. "Consideration of approving a Professional Services Contract with Shive Hattery, Inc. for Professional Architectural, Environmental and



Land Surveying Services for Police Training Facility Improvements, (RFQ 2016-04)” brought to a Committee of the Whole meeting for further discussion.

**Adjournment**

**Motion made by Alderman Black, seconded by Alderman Schmidt, to adjourn the meeting at 10:07 p.m.**

**Motion carried (viva voce).**

**CITY OF BLOOMINGTON**

**ATTEST**

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Tari Renner, Mayor

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Cherry L. Lawson, City Clerk