



**RECORD OF MOTIONS AND VOTES
PUBLISHED BY THE AUTHORITY OF THE CITY COUNCIL
OF BLOOMINGTON, ILLINOIS
MONDAY, OCTOBER 10, 2016; 7:00 P.M.**

The Council convened in Regular Session in the Council Chambers, City Hall Building, at 7:00 p.m., Monday, October 10, 2016.

The Meeting was called to order by Mayor Pro term Schmidt.

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

Mayor Pro term Schmidt 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.

Alderman absent: Mayor Tari Renner

Staff Present: David Hales; City Manager, Steve Rasmussen; Assistant City Manager, Jeffrey Jurgens; Corporation Counsel, Cherry L. Lawson; City Clerk, George Boyle; Assistant Corporation Counsel, Tom Dabareiner; Community Development Director, Austin Grammer; Economic Development Coordinator, Laurie Wollrab; Payroll and Benefits Manager, Jim Karch; Public Works Director, Brendan Hefner; Chief of Police, Kenneth Bays; Assistant Chief of Police, Brian Mohr; Chief of Fire, Melissa Hon; Assistant to City Manager, and other City staff were also present.

Recognition / Appointments

The following were presented:

- A. Proclamation declaring October 9 – 15, 2016 as “Fire Prevention Week”.
- B. Proclamation declaring October 2016 as, “Domestic Violence Awareness Month and Stand Up With Me Campaign Month.”
- C. Recognition of Achievement, Diversity Project Collaborative Mural.

Certificate of Award of Diversity Project Collaborative Mural: Artist and Mentor; Vince Bobrosky, Project Founder; Jeff Schwartz, Participants;

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Maximillian Beck, Richie Beck, Ethan Clay, Molly Klessig, Kristin Koe, Ved Lombar, Abhiru Raut, Olivia Urquizo, Oakar Urquizo.

- D. Appointment of Anthony Jones to the Bloomington Human Relations Commission.
- E. Appointment of Thomas Whalen to the Bloomington Board of Fire and Police Commissioners.

Consent Agenda

*Items listed on the Consent Agenda are approved with one motion, and is provided in **BOLD**, and items that Council pull from the Consent Agenda for discussion are listed with a notation **Pulled from the Consent Agenda**.*

Motion by Alderman Hauman, seconded by Alderman Painter, that the Agenda be approved with exception of Items 7I and 7R.

Mayor Pro term Schmidt directed the Clerk to call the roll which resulted in the following:

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

Nays: None.

Motion carried.

The following was presented:

Item 7A: Consideration of approving the Minutes of the September 26, 2016 Regular City Council Meeting.

The following was presented:

Item 7B. Consideration of approving Bills, Payroll, and Electronic Transfers in the amount of \$5,337,370.73.

The following was presented:

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

The following was presented:

Item 7D. Consideration of approving the purchase of mowers for the Parks, Recreation and Cultural Arts Department.

The following was presented:

Item 7E. Consideration of Analysis of a Proposal and Approval of a Contract with Corrective Asphalt Materials, LLC in the amount of \$100,000 for FY 2017 Pavement Preservation.

The following was presented:

Item 7F. Consideration of approving a Professional Services Contract with BLDD Architects, Inc. for Professional Architectural Services for Fire Station Alerting, (RFQ 2016-04).

The following was presented:

Item 7G. Consideration of review and approval of funding a shoreline stabilization installation at Comlara Park Campsite, Evergreen Lake through the City's Intergovernmental Agreement with McLean County, The Town of Normal, and the McLean County Soil and Water Conservation District.

The following was presented:

Item 7H. Consideration of approving an extension of Fuel Contract with Evergreen FS for Fleet Vehicles and Equipment.

The following was presented:

Item 7I. Consideration of adopting a Resolution waiving the bidding requirements, and approving the purchase of five (5) portable beverage carts for the U.S. Cellular Coliseum. *This item was pulled from the agenda for further Council discussion.*

RESOLUTION NO. 2016 – 36

A RESOLUTION AUTHORIZING WAIVING THE TECHNICAL BIDDING REQUIREMENTS AND APPROVING THE PURCHASE OF FIVE PORTABLE BEVERAGE CARTS FROM IOWA ROTOCAST PLASTICS, INC.

Motion by Alderman Black, seconded by Alderman Buragas, that a Resolution waiving the bidding requirements to approve the purchase of five (5) portable beverage carts from Iowa Rotocast Plastics, Inc. in the amount of \$72,810.00, be approved, the City Manager authorized to execute any necessary documents to effectuate the purchase, and the Mayor and City Clerk be authorized to execute the Resolution.

Mayor Pro term Schmidt directed the Clerk to call the roll which resulted in the following:

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

Nays: None.

Motion carried.

The following was presented:

Item 7J. Consideration of adopting an Ordinance approving a Petition from Various Petitioners, for an expedited final plat for Meadow Ridge Subdivision, located South of Veterans Parkway and West of Morris Avenue.

ORDINANCE NO. 2016 - 101

AN ORDINANCE APPROVING THE FINAL PLAT OF MEADOW RIDGE SUBDIVISION

Item 7K. Consideration of adopting an Ordinance approving a Petition to Rezone 901 W. MacArthur Avenue from R-1C, Single Family Residential District to R-1C with the S-4 Historic Preservation District Overlay.

ORDINANCE NO. 2016 - 102

AN ORDINANCE REZONING 901 W MACARTHUR AVE FROM R-1C, SINGLE FAMILY RESIDENTIAL to R-1C, SINGLE FAMILY RESIDENTIAL WITH THE S-4 HISTORIC PRESERVATION DISTRICT OVERLAY

The following was presented:

Item 7L. Consideration of adopting an Ordinance approving a Petition to Rezone 913 W. MacArthur Avenue from R-1C, Single Family Residential District to R-1C with the S-4 Historic Preservation District Overlay.

ORDINANCE NO. 2016 - 103

AN ORDINANCE REZONING 913 W. MACARTHUR AVE. FROM R-1C, SINGLE FAMILY RESIDENTIAL to R-1C, SINGLE FAMILY RESIDENTIAL WITH THE S-4 HISTORIC PRESERVATION DISTRICT OVERLAY

The following was presented:

Item 7M. Consideration of adopting an Ordinance approving a Petition to Rezone 931 W. MacArthur Ave from R-1C, Single Family Residential District to R-1C with the S-4 Historic Preservation District Overlay.

ORDINANCE NO. 2016 - 104

AN ORDINANCE REZONING 931 W MACARTHUR AVE FROM R-1C, SINGLE FAMILY RESIDENTIAL to R-1C, SINGLE FAMILY RESIDENTIAL WITH THE S-4 HISTORIC PRESERVATION DISTRICT OVERLAY

The following was presented:

Item 7N. Consideration of approving a Lake Bloomington Lease Transfer Petition for Lot 15, Block 5 of Camp Kickapoo, from the Elizabeth A. Weir estate to Ruth A. Trower and Susan R. Trower.

The following was presented:

Item 7O. Consideration of the application of 8 Bit II, Inc., d/b/a 8 Bit Beercade located at 236 E. Front St Suite 1, requesting a TAS 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.

The following was presented:

Item 7P. Consideration of the application of Al Sagri Group LLC, d/b/a Garden of Paradise Restaurant, located at 1412 E Empire, requesting a RAS 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.

The following was presented:

Item 7Q. Consideration of the application of Rosy's Grill Restaurant, Inc., d/b/a Rosy's Grill, located at 912 W. Market St., requesting an RBS liquor license which would allow the sale of beer and wine only by the glass for consumption on the premises seven (7) days a week.

The following was presented:

Item 7R. Consideration of the application of Extravaganza Ballroom, Inc., d/b/a Extravaganza Ballroom, located at 113 E. Monroe, 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 or subject to the conditions set forth in the Recommendation/Motion. ***This item was pulled from the agenda for further Council discussion.***

Motion by Alderman Hauman, seconded by Alderman Black, that From two of the Commissioners serving at the time that the application of Extravaganza Ballroom, Inc.,

d/b/a Extravaganza Ballroom, located at 113 E. Monroe, 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: 1. that alcohol sales cease at 12:00 a.m. (Midnight); 2. That the establishment shall close at 1:00 a.m.; 3. That the establishment will be open only Friday through Sunday; 4. That the maximum occupancy allowed in the establishment shall be the lesser of 200 persons or the occupancy load determined by the Fire Inspector. Note the Liquor Commissioner has not made a recommendation on this item.

Mayor Pro term Schmidt directed the Clerk to call the roll which resulted in the following:

Ayes: Aldermen Black

Nays: Alderman Lower, Sage, Mwilambwe, Buragas, Painter, Schmidt, Hauman, and Fruin.

Motion failed.

Motion by Alderman Lower, seconded by Alderman Buragas, that this item be sent back to the Liquor Commission for a second consideration on specification of location in regards to the Downtown Master Plan, concerns for parking, concerns of experience of who will be running the business and their age, and to put something in writing that states this business will not rent out to the public, will not bring bands in if they are not renting the building through contract for a private party, and it will not be a public venue for entertainment and alcohol.

Mayor Pro term Schmidt directed the Clerk to call the roll which resulted in the following:

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

Nays: Alderman Schmidt and Hauman.

Motion carried.

The following was presented:

Item 7S. Consideration of an Ordinance Suspending Portions of Chapter 6 of the City Code to Allow Possession of Open Alcohol on Public Property in a portion of downtown Bloomington during the “A Noble Run” event on October 22, 2016.

ORDINANCE NO. 2016 - 105

AN ORDINANCE SUSPENDING PORTIONS OF SECTION 26(d) OF CHAPTER 6 OF THE BLOOMINGTON CITY CODE TO ALLOW POSSESSION OF OPEN ALCOHOL ON PUBLIC PROPERTY IN A PORTION OF DOWNTOWN BLOOMINGTON DURING THE “A NOBLE RUN” EVENT.

The following was presented:

Item 7T. 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 November 5, 2016.

ORDINANCE NO. 2016 - 106

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 NOVEMBER 5, 2016

The following was presented:

Item 7U. 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 November 19, 2016.

ORDINANCE NO. 2016 - 107

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 NOVEMBER 19, 2016

The following was presented:

Item 7V. 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 March 25, 2017.

ORDINANCE NO. 2016 - 108

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 MARCH 25, 2017

Public Hearing

The following was presented:

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Item 8A. Public Hearing for the Downtown-Southwest Redevelopment Project Area

- (a) Public Hearing Downtown-Southwest Redevelopment Project Area
 - (i) Open Public Hearing
 - (ii) Staff Overview (*Presentation by Austin Grammer, Economic Development Coordinator 5 minutes*)
 - (iii) *Public Comment*
 - (iv) Close Public Hearing

This item was a Public Hearing with no vote.

The following was presented:

Item 8B. Public hearing on Petitions from the Public Building Commission of McLean County, for a Street Vacation Plat for Main Street between Olive Street and Front Street.

- (a) Public Hearing Petition from the Public Building Commission of McLean County, for a street vacation plat for Main Street between Olive Street and Front Street.
 - (i) Open Public Hearing
 - (ii) Staff Overview (*Presentation by Jim Karch, Director of Public Works, Eric Schmitt, McLean County Administrative Services, and John Bishop, Farnsworth 15minutes*)
 - (iii) *Public Comment*
 - (iv) Close Public Hearing

This item was a Public Hearing with no vote.

Regular Agenda

The following was presented:

Item 9A. Consideration of adopting:

- a). An Ordinance Approving Petitions from the Public Building Commission of McLean County for a Street Vacation Plat for Main Street between Olive Street and Front Street

ORDINANCE NO. 2016 - 109

AN ORDINANCE APPROVING THE MAIN STREET VACATION PLAT

- b). An Ordinance Approving Petitions from the Public Building Commission of McLean County for an Expedited Final Plat for McLean County Government

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Subdivision, located west of East Street, North of Olive Street, and south of Front Street.

ORDINANCE NO. 2016 - 110

AN ORDINANCE APPROVING THE FINAL PLAT OF MCLEAN COUNTY
GOVERNMENT SUBDIVISION

Motion by Alderman Black, seconded by Alderman Hauman, that the Ordinances be passed approving the street vacation plat and the expedited final plat for McLean County Government Subdivision and that the Mayor and City Clerk be authorized to sign the necessary documents.

Mayor Pro term Schmidt directed the Clerk to call the roll which resulted in the following:

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

Nays: None.

Recused: Alderman Amelia Buragas

[8:26 PM Minutes:] Alderman Amelia Buragas left the dais.

[8:27 PM Minutes:] Alderman Amelia Buragas returned to the Meeting.

Motion carried.

The following was presented:

Item 9B. Consideration of approving a Professional Services Contract with Shive-Hattery, Inc. for Professional Architectural, Environmental and Land Surveying Services for Police Indoor Training Facility Improvements, (RFQ 2016-04).

Motion by Alderman Lower, seconded by Alderman Schmidt, that the Professional Services Contract with Shive- Hattery, Inc. for Professional Architectural, Environmental and Land Surveying Services for Police Indoor Training Facility Improvements in the amount of \$55,100.00 be approved, and authorize the City Manager and City Clerk to execute the necessary documents.

Mayor Pro term Schmidt directed the Clerk to call the roll which resulted in the following:

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

Nays: None.

Motion carried.

Adjournment

Motion made by Alderman Hauman, seconded by Alderman Painter, to adjourn the meeting at 8:48 p.m.

Motion carried (viva voce).

Respectfully submitted,

Cherry L. Lawson, C.M.C.
City Clerk