

SUMMARY MINUTES
PUBLISHED BY THE AUTHORITY OF THE CITY COUNCIL
OF BLOOMINGTON, ILLINOIS
MONDAY, MARCH 27, 2017; 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 27, 2017. 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, Scott Black, Karen Schmidt, Joni Painter, Diana Hauman, Jim Fruin, and Mayor Tari Renner.

Staff Present: Jeffrey Jurgens; Corporation Counsel, Cherry L. Lawson; City Clerk, Bob Yehl, Water Director; Craig McBeath, Webmaster; Nicole Albertson, Human Resource Director, Jim Karch, Public Works Director; and other City Staff were also present.

Staff Absent: David Hales, City Manager; Steve Rasmussen, Assistant City Manager; and Brendan Heffner, Chief of Police.

5. Recognition/Appointments

- A. Proclamation declaring the month of April 2017 as Stepping Stones Campaign
- B. Proclamation declaring the month of April 2017 as Blue Bow Campaign Child Abuse Prevention Month.
- C. Reappointment of Patricia Marton and Robin VanDermay to the Citizens Beautification Committee.
- D. Reappointment of Barbara Meek to the Board of Zoning Appeals.
- E. Reappointment of Larry Stevig to the Building Board of Appeals.
- F. Reappointment of Angelique Racki to the Cultural District Commission.
- G. Reappointment of John Elterich to the Historic Preservation Commission.

- H. Reappointment of Rhonda Smith and Kiranmayi Konam to the Human Relations Commission.
- I. Reappointment of Alicia Whitworth to the Library Board of Trustees.
- J. Reappointment of Kevin Suess to the Planning Commission.
- K. Reappointment of Rodney Smithson to the Property Maintenance Review Board.
- L. Reappointment of Kyle Silver to the Bloomington-Normal Sister City Committee (Japan).
- M. Appointment of Dianne Hollister to the Library Board of Trustees.

6. Public Comment

Cecelia Tuchardt
Donna Boelen

Glen Ludwig
Bruce Meeks

Patricia Marton
Scott Stimely

7. 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 Consent Agenda be approved, with the exception of Items 7A, 7C, 7D, 7I, and 7K.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7A: Consideration of approving the Minutes of the March 13, 2017 Regular City Council Meeting, and the March 11, 2017 Budget Work Session Meeting. ***(Item pulled from the Consent Agenda)***

Alderman Mwilambwe stated that as he read the minutes for the Budget Work Session, it seems like there was something that was attributed to him that was not what he said, and something that was not attributed to him is what he said.

Mayor Renner stated that it is possible that the names are switched. He asked since we are not 100% sure at this point, could we just postpone this and vote on it at the next meeting.

Motion by Alderman Mwilambwe, seconded by Alderman Lower, that the Minutes of the March 11, 2017 Budget Work Session Meeting be postponed until April 10, 2017 to allow for corrections to be made.

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

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

Nays: None.

Motion carried.

Motion by Alderman Hauman, seconded by Alderman Schmidt, that the Minutes of the March 13, 2017 Regular City Council Meeting be approved as printed.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7B: Consideration of Approving Bills, Payroll, Procurement Card Purchases, and Electronic Transfers in the amount of \$ 6,018,994.51.

The following was presented:

Item 7C: Consideration of approving the Work Session Meeting Minutes of the October 26, 2009, May 11, 2009, December 17, 2007, February 12, 2007, September 11, 2006, January 24, 2005, October 11, 2004, August 2, 2004, November 29, 2003, October 13, 2003, September 22, 2003, September 2, 2003, August 26, 2003, August 25, 2003, October 9, 2002, February 26, 2002, January 7, 2002, October 1, 2001, August 20, 2001, September 11, 2000, June 7, 2000, January 31, 2000 and March 12, 1998 Work Session Council Meetings. *(Item pulled from the Consent Agenda)*

Alderman Hauman stated that she had read Jeff Jurgen's email to the Council earlier, but is still uncomfortable voting to approve the work session meeting minutes since she was not there.

Mayor Renner stated there had been a backlog of minutes and asked if there was audio when these were developed.

Mr. Jurgens stated that he did not believe there was audio, but there are the hand-written notes of the previous City Clerk. This Clerk's office is trying to type those up and more formalize them. We do not have any record that they were actually approved, not to say 100% that they were not.

Mayor Renner stated the record would show that most of the Council and himself as Mayor, he was not Mayor, most of the Council members were not on the Council at the time of many of these.

Alderman Mwilambwe stated that earlier he spoke with Jeff and also felt a little uncomfortable in not having been there to approve something that he was not a part of. He remembered Mr. Jurgens saying that he is not sure if they had been approved and asked if we could check.

Mr. Jurgens stated that we are not 100% sure that they have not been approved but our best estimate is that they were not ever formally approved and were never able to find evidence of that. Alderman Mwilambwe asked if we were able to check with previous employees.

Alderman Fruin asked Ms. Lawson if she was still transcribing or taking them from handwritten notes and asked why we have not gone to using technology and voice recognition and have this done automatically.

Ms. Lawson stated that at each Council meeting and our special Council meetings, this meeting is recorded by way of video as well as audio and so we are able to go back after the meetings and either review on audio or the video streaming and transcribe those minutes. As of February, the Clerk Office started having an outside vendor transcribe the minutes, so that office did not spend that much time on transcribing. The only things that are transcribed in the office are the Special Council Meeting minutes.

Alderman Black stated that it does not bother him to vote on these minutes as it just seems like it is housekeeping.

Mr. Jurgens stated that to some extent this is natural, but it is not always uncommon for you to have to go back and vote on meeting minutes that you were not a part of.

Motion by Alderman Black, seconded by Alderman Painter, that the reading of minutes be dispensed and approved as printed.

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

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

Nays: None.

Abstain: Alderman Diana Hauman

Motion carried.

The following was presented:

Item 7D: Consideration of Approving Reappointments and Appointments to Various Boards and Commissions. *(Item pulled from the Consent Agenda)*

Motion by Alderman Painter, seconded by Alderman Hauman, that Patricia Marton and Robin VanDerMay be reappointed to the Citizens Beautification Committee, that Barbara Meek be reappointed to the Board of Zoning Appeals, that Larry Stevig be reappointed to the Building Board of Appeals, that Angelique Racki be reappointed to the Cultural District Commission, that John Elterich be reappointed to the Historic Preservation Commission, that Rhonda Smith and Kiranmayi Konam be reappointed to the Human Relations Commission, that Alicia Whitworth be reappointed to the Library Board of Trustees, that Kevin Suess be reappointed to the Planning Commission, that Rodney Smithson be reappointed to the Property Maintenance Review Board, that Kyle Silver be reappointed to the Bloomington-Normal Sister City Committee (Japan), and that Dianne Hollister be appointed to the Library Board of Trustees.

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

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

Nays: None.

Recuse: Alderman Karen Schmidt

Motion carried.

The following was presented:

Item 7E: Consideration of declaring as surplus a 2008 Ford Clubwagon Econoline E350 Super Duty Van and approving the donation of a Surplus Vehicle to the YWCA McLean County.

The following was presented:

Item 7F: Consideration of approving the appointment of Joshua Hansen, Compensation and Benefit Manager as the Illinois Municipal Retirement Fund (IMRF) Authorized Agent for the City of Bloomington effective March 28, 2017.

The following was presented:

Item 7G: Consideration of approving the purchase of a video conferencing solution to be installed in Fire Station One (Headquarters), Fire Station Two (Hamilton Road) and Fire Station Six (East Oakland Avenue).

The following was presented:

Item 7H: Consideration and acceptance of the bid from Otto Baum Company, Inc. in the amount of \$89,880.00 for tuck pointing and sealing work at Fire Stations #2, #4 and Headquarters as set forth in the City of Bloomington Bid 2017-30 opened on February 23, 2017.

The following was presented:

Item 7I: Consideration of approving a Professional Services Contract with BLDD Architects, Inc. for architectural design services for the renovation of Fire Station #3 located at 2301 E. Empire, (RFQ 2016-04). *(Item pulled from the Consent Agenda)*

Alderman Fruin stated that his only concern is encouragement to his colleagues to maybe take a look at this going forward and the reason we are approving this tonight without a bid process is an action we took back in March of 2016 when we established certain firms for certain services and we approved the three-year contract period. At some point, there should be some dollar limit that some of these are put out for bid.

Motion by Alderman Fruin, seconded by Alderman Hauman, that the professional services contract with BLDD Architects, Inc. for architectural design services for the renovation of Fire Station #3 (2301 E. Empire) in the amount of \$310,000 be approved, and the Mayor 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 Lower, Sage, Mwilambwe, Buragas, Painter, Black, Hauman, Schmidt and Fruin.

Nays: None.

Motion carried.

The following was presented:

Item 7J: Consideration of approving the purchase of one E-One 1500gpm Rescue Pumper Engine.

The following was presented:

Item 7K: Consideration of approving the donation of 48 bicycles to the West Bloomington Revitalization Partnership for the Walk-In Bike-Out Program. *(Item pulled from the Consent Agenda)*

Motion by Alderman Painter, seconded by Alderman Hauman, that Council approves the donation and the bicycles be given to the West Bloomington Revitalization Partnership.

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

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

Recuse: Aldermen Scott Black and Karen Schmidt

Nays: None.

Motion carried

The following was presented:

Item 7L: Consideration of the analysis of bids and award of a contract to Rowe Construction, a Division of United Contractors Midwest, Inc. for the Vernon & Towanda Intersection Improvements, MFT (Motor Fuel Tax) No. 14-00353-00-TL.

The following was presented:

Item 7M: Consideration of approving the purchase of a scheduled replacement vehicle for the Parks Division of the Parks, Recreation, and Cultural Arts Department.

The following was presented:

Item 7N: Considering of approving the FY18 Rock Salt Contract with the Illinois Department of Central Management Services.

The following was presented:

Item 7O: Consideration of review and approval of funding a shoreline stabilization installation at the Evergreen Lake Comlara Park picnic areas 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 7P: Consideration of rejecting a bid from CAD Construction, Inc. for replacement of the Lake Bloomington Water Treatment Plant Annex Roof.

The following was presented:

Item 7Q: Consideration of authorizing the purchase of White and Yellow High Durability Latex Traffic Line paint and Glass Beads for pavement marking materials from Diamond Vogel Paint of Bloomington.

RESOLUTION NO. 2017 – 09
A RESOLUTION AUTHORIZING WAIVING THE TECHNICAL BIDDING
REQUIREMENTS AND APPROVING THE PURCHASE OF TRAFFIC LINE
PAINT AND GLASS BEADS FROM DIAMOND VOGEL PAINT

The following was presented:

Item 7R: Consideration of an Ordinance Amending Ordinance No. 2016-21, Which Rezoned Certain Premises Located At 1110 Redwood Avenue From R-1C To B-1, Removing The Condition In Said Ordinance Prohibiting Access From The Premises To Redwood Avenue.

ORDINANCE NO. 2017- 23
AN ORDINANCE AMENDING ORDINANCE NO. 2016-21, APPROVING REZONING OF
CERTAIN PREMISES TO B-1 FOR PROPERTY LOCATED AT 1110 REDWOOD AVENUE,
BLOOMINGTON, ILLINOIS REMOVING THE CONDITION IN SAID ORDINANCE
PROHIBITING ACCESS TO AND FROM REDWOOD AVENUE

The following was presented:

Item 7S: Consideration of a request for \$20,000 in funding for the McLean County Medivan Cooperative program to continue ridership through year end.

8. Public Hearing

The following was presented:

Item 8A: Public hearing for the Program Year (PY) 43/Fiscal Year (FY)18 CDBG Action Plan and consideration of authorizing submittal of the PY43/FY18 CDBG Action Plan to the US Department of Housing and Urban Development.

Ms. Toney spoke about some changes that have happened since February that the budget was tentatively approved. As part of our action plan process, the City is required to do a public notification. The action plan became available to the public on February 24th, and we are required to have it available for at least 30 days prior to the public hearing. The City received notification that we received two grants that were applied for last fall and both are from the Illinois Housing Development Authority. She stated, \$721,554 was requested in the budget to be put in for revenues.

Alderman Sage stated that a little bit more than a third of the budget is on housing rehabilitation and asked if a lot of that is unspecified.

Alderman Fruin asked if we had ever considered housing rehabilitation assistance outside of the CDBG Program. Ms. Toney stated that they are exploring a CDBG tool that is called the Neighborhood Revitalization Strategy Area.

Alderman Schmidt stated that in some years there has been CDBG money for sidewalk upgrades and asked if that was in there this year.

Public hearing only, no action.

The following was presented:

Item 8B: Public Hearing for the FY 2018 Proposed Budget.

Ms. Silva stated the Public Hearing tonight is for the budget that was the proposed budget on February 27th which is for a total \$213,830,887. A grant totaling \$311,000 was added to the packet, but public comment is actually on the original budget less the \$300,000.

Alderman Painter thanked all the staff because the budget reflects over \$2,000,000 in cuts that every Department has made on their own and was difficult to do.

Alderman Black stated that the staff has done a lot of extra work on this and believes this is our best budget yet in being able to show people the programming that is going into the services that they receive. He asked what the next steps of the budget are.

Ms. Silva stated that we are proposing to adopt the budget on April 10th at the next City Council meeting, but we have until April 30th to adopt the budget.

Alderman Fruin stated that we have to be careful that we are a balanced community and if we start looking at neighborhood issues, ward issues, we are going to be heading down the wrong path. This is about balance and about previous discussions and maybe their obligations, implications, but it is no different than the coliseum or BCPA or things that we have committed to that we have said we would build it, we have developed it, we have approved it and not to follow through with our intentions and our prior discussions, that is concerning. Be careful that

we do not pull the plug on things that we have already discussed and debated and approved in the past.

Alderman Schmidt stated that what she hears being said is that we need to take care of what we have got, and taking care of what we have got is looking at what has been neglected for many, many years.

Ms. Silva thanked her staff, the Budget Manager and all the Department heads who helped in making those reductions.

Public hearing only, no action.

9. Regular Agenda

The following was presented:

Item 9A: Consideration of a Resolution approving the submittal the PY43/FY18 CDBG Action Plan to the US Department of Housing and Urban Development.

RESOLUTION NO. 2017-10

**RESOLUTION AUTHORIZING THE FILING OF A COMMUNITY DEVELOPMENT PROGRAM APPLICATION FOR PROGRAM YEAR FORTY-THREE (43)
(May 1, 2017-April 30, 2018)**

Motion by Alderman Hauman, seconded by Alderman Painter, that Council approve the Resolution approving the submittal of the PY43/FY18 CDBG Action Plan to the US Department of Housing and Urban Development, 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, Sage, Mwilambwe, Buragas, Painter, Hauman, and Fruin.

Nays: None.

Recuse: Aldermen Scott Black and Alderman Karen Schmidt

Motion carried.

The following was presented:

Item 9B: Consideration of the analysis of bids (COB Bid #2017-32) and award of the contract, in amount of \$1,489,904.31 for the Linden Street Bridge over Sugar Creek Improvements, MFT No. 15-00354-00-BR.

Mr. Karch stated that the actual lowest bid is underneath the Engineer's estimate and the budget, so staff would recommend that it is awarded.

Alderman Lower stated that he did still object but that he wanted to make notice of public record that he is going to vote yes. He stated that he objects to the fact that we are voting in absentia into the future on 30 to 40% of a bridge to allow for a trail that we do not know is ever going to exist.

Motion by Alderman Black, seconded by Alderman Schmidt that the contract in amount of \$1,489,904.31, to construct the improvements be awarded to Stark Excavating, Inc. and the Mayor 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 Lower, Sage, Mwilambwe, Buragas, Painter, Hauman, Black, Schmidt and Fruin.

Nays: None.

Motion carried.

The following was presented:

Item 9C: Consideration of awarding a Construction Contract with Layne Christensen Company for the St. Peter Aquifer Test Wells 1 and 2 Project.

Mr. Yehl stated that in July of 2016 the design contract was presented. What we have now is a construction contract, so we are moving to the next step. The contract that was approved in July had a number of items included. We are at the bidding phase at this time looking to award that to a contractor with still some things to come from our consultant. We propose to award the contract to Layne Christensen Company, which is a 1.49 million dollar contract.

Alderman Sage stated that his perception is that now we have a more cost effective option and he wanted to acknowledge that.

Motion by Alderman Hauman, seconded by Alderman Lower, that the minor variance to the bid submittal be waived, based on the staff recommendation below, and the contract for the St. Peter Aquifer Test Wells 1 and 2 Project (Bid #2017-33), to Layne Christensen Company for the St. Peter Aquifer Test Wells 1 and 2 Project in the amount of \$1,848,772.00, at the unit prices listed, and in conformance and meeting all requirements of

the original Contract documents, 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 Lower, Sage, Mwilambwe, Buragas, Painter, Hauman, Black, Schmidt and Fruin.

Nays: None.

Motion carried.

10. City Manager's Discussion

Chief Mohr did not have any comments to offer.

11. Mayor's Discussion

Mayor Renner thanked Alderman Scott Black for taking the Mayor's Open House on Friday. He stated that he attended the One Voice trip. One of the big takeaways is that nobody in Washington seems to know what is going to happen next in terms of the budget or anything. We did have a resolution that was drafted by City Councilman Jim Fruin and Normal Town Councilman R.C. McBride to talk about what we might do as two communities moving forward.

12. City Alderman's Discussion

Alderman Fruin stated he thinks it is a nice document to help our unification. If we are going to move forward, it is principles, it is policy, it is intentions, it is guidelines.

Alderman Hauman reminded everyone that Wednesday evening, March 29th, Alderman Buragas and she are holding a Town Hall Meeting at the BCPA, 5 to 7pm.

13. Adjournment

Motion made by Alderman Black, seconded by Alderman Hauman, to adjourn the meeting at 8:27p.m.

Motion carried (viva voce).

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Cherry L. Lawson, City Clerk