

**SUMMARY MINUTES  
PUBLISHED BY THE AUTHORITY OF THE CITY COUNCIL  
OF BLOOMINGTON, ILLINOIS  
MONDAY, AUGUST 28, 2017; 7:00 P.M.**

The Council convened in Regular Session in the Council Chambers, City Hall Building, at 7:04 p.m., Monday, August 28, 2017.

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

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

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

Aldermen: Jamie Mathy, David Sage, Mboka Mwilambwe, Amelia Buragas, Scott Black, Joni Painter, Diana Hauman, Kim Bray, Karen Schmidt, and Mayor Tari Renner (Absent).

Staff Present: David Hales, City Manager, Steve Rasmussen, Assistant City Manager; Jeffrey Jurgens; Corporation Counsel, Cherry Lawson, City Clerk; Brendan Heffner, Chief of Police; Scott Sprouls, IS Director, Nicole Albertson, Human Resource Director; Jim Karch, Public Works Director; Austin Grammar, Economic and Development Coordinator, Melissa Hon, Assistant to the City Manager, and other City staff were also present.

**Recognition / Appointments**

- A. Reappointment of John Weber to the Building Board of Appeals

**Public Comment**

Ruth Haney	Tim Tilton	Gary Lambert	Glen Ludwig
Scott Stimley	Joe Haney	Joe Walden	Martha Burk
Denise Geske	Vicki Tilton	Jan Lancaster	

**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.**

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

**Ayes: Aldermen Schmidt, Sage, Mathy, Mwilambwe, Buragas, Painter, Black, Hauman and Bray.**

**Nays: None.**

**Motion carried.**

The following was presented:

Item 7A: Consideration of approving the Minutes of the August 14, 2017 Regular City Council Meeting. (Recommend that the reading of the minutes be dispensed with and the minutes approved as printed.)

The following was presented:

Item 7B: Consideration of Approving Bills, Payroll, Procurement Card Purchases, and Electronic Transfers in the amount of \$ 4,990,021.45.

The following was presented:

Item 7C: Consideration of Approving a Reappointment to the Building Board of Appeals.

The following was presented:

Item 7D: Consideration of approving the purchase of a scheduled replacement of one (1) Street Sweeper for the Storm Water Division of the Public Works Department.

The following was presented:

Item 7E: Consideration of approving the purchase of scheduled replacement of two (2) Patrol Vehicles for the Police Department.

The following was presented:

Item 7F: Consideration of Bids, and approval of Contracts with Vendors for Supply and Delivery of various Water Treatment Chemicals (Bid No. 2018-14).

The following was presented:

Item 7G: Consideration of passing an ordinance rezoning the property at 510 W. Oakland Ave from S-2, Public Lands and Institutions to R-1C, Single Family Residential District.

ORDINANCE NO. 2017 - 68

AN ORDINANCE REZONING THE PROPERTY LOCATED AT 510 W OAKLAND AVE FROM S-2, PUBLIC LANDS AND INSTITUTIONS DISTRICT TO R-1C, SINGLE FAMILY RESIDENTIAL DISTRICT

The following was presented:

Item 7H: Consideration of an Ordinance Suspending Portions of Section 26(d) of Chapter 6 of the City Code to Allow Possession of Open Alcohol (beer and wine) on Public Property in a portion of Downtown Bloomington during the A Noble Run 5K Race on September 9, 2017, from 12:00 P.M. to 9:00 P.M. in the area directly located in front of Drifters, 612 N. Main St.

ORDINANCE NO. 2017 - 69

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 BLOOMINGTON-NORMAL A NOBLE RUN IN BLOOMINGTON.

The following was presented:

Item 7I: Consideration of approving an Ordinance Suspending Portions Of Section 26(D) Of Chapter 6 And Section 701 Of Chapter 31 of the Bloomington City Code To Allow Possession Of Open Alcohol On Public Property During The ZooDo To Be Held At The Miller Park Zoo And Pavilion on September 23, 2017.

ORDINANCE NO. 2017 - 70

AN ORDINANCE SUSPENDING PORTIONS OF SECTION 26(d) OF CHAPTER 6 AND SECTION 701 OF CHAPTER 31 OF THE BLOOMINGTON CITY CODE TO ALLOW POSSESSION OF OPEN ALCOHOL ON PUBLIC PROPERTY DURING THE ZODO TO BE HELD AT THE MILLER PARK ZOO AND PAVILION

The following was presented:

Item 7J: Consideration of approving a petition for the Lake Bloomington Lease Transfer of Lot 6 and 10 feet of Lot 7 in Block 5 in Camp Kickapoo, from Scott and Debra Rolfs to Peter and Katherine Yelinek.

The following was presented:

Item 7K: Consideration of approving a petition for the Lake Bloomington Lease Transfer of Lot 3 in Block 29 in Camp Potawatomie, from David and Jeanne Cleary to Jim and Amy France.

The following was presented:

Item 7L: Consideration of approving a petition for a Lake Bloomington Lease Transfer of Lot 14 in Block 3 in Camp Kickapoo, from Roger and Beth Yoder to Finn Amble.

## **Regular Agenda**

The following was presented:

Item 8A: Consideration of an Ordinance Amending Fiscal Year 2018 Budget for Analysis of Bids and Approval of the Coliseum Sidewalk & Ramp Modifications Contract with Stark Excavating, Inc. for City Bid #2018-08 in the amount of \$571,875 for the Base Bid + Alternate 1A.

Mr. Waller described the areas of the sidewalks that are noncompliant and the ADA ramp on the North side. He highlighted some of the work that has been done and some work yet to be done including interior to the locker rooms and noted that a lot of the locker rooms do not have ADA compliant benches, and the home-team and guest locker rooms, there are no cubby holes that meet ADA compliancy. He also stated that work was done in the showers and in the future, an elevator will be installed. The summary of costs that have been spent to date is about \$31,000 just in materials with no labor included. External work includes the ADA showers hiring a plumber, design costs for the elevator and for the sidewalk repairs, and the modifications proposed for the sidewalk actual construction. Grand total about \$351,000 and estimated future cost is essentially for the elevator about \$450,000.

Regarding the sidewalk and ramp modifications, Mr. Waller pointed out the picture and the sidewalk along Madison Street. He stated not all of the sidewalk needs to be replaced but a substantial portion does. After discovering that a substantial portion of the sidewalk along Madison Street needed to be removed, this was looked at as an opportunity to potentially provide some safety improvements. He then showed a conceptual draft plan of the barriers that are being proposed in the bid in order to provide safety measures to prevent accidents.

Mayor Pro Tem Schmidt asked for any questions and there were none.

ORDINANCE NO. 2017 – 71

AN ORDINANCE AMENDING THE BUDGET ORDINANCE

FOR THE FISCAL YEAR ENDING APRIL 30, 2018

**Motion by Alderman Black seconded by Alderman Mwilambwe Council the Ordinance Amending Fiscal Year 2018 Budget be approved; unit prices and Contract with Stark Excavating, Inc. for the Coliseum Sidewalk & Ramp Modifications, (Bid 2018-08) in the amount of \$571,875 for the Base Bid + Alternate 1A be approved; authorize the City Manager and City Clerk to execute the contractual documents, and authorize the Mayor and City Clerk to execute the Budget Amendment Ordinance.**

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

**Ayes: Aldermen Schmidt, Sage, Hauman, Mathy, Mwilambwe, Buragas, Black, Painter, and Bray.**

**Nays: None.**

**Motion carried.**

Alderman Black clarifies the motion as being the M50 rating as the motion being carried. The following was presented:

The following was presented:

Item 8B:

Consideration of:

- a. Approving the Establishment of the Downtown Development as a division within the Community Development Department; and
- b. An Ordinance Approving an Amendment to the FY 2018 Budget in the amount of \$144,304.85.

Mayor Pro Tem Schmidt stated that Alderman Mathy and Alderman Painter were recusing themselves. Alderman Mathy is on the DBA Board. Alderman Painter is involved with the Illinois Prairie Community Foundation. Mayor Pro Tem Schmidt asked if there were any questions.

Alderman Mwilambwe questioned about the staff taking care of homelessness/homeless issue.

Mr. Rasmussen answered that, yes, there were a number of projects that they would like to take on and one of the things that they had been working with was a volunteer task force in the city was the subject of homelessness.

Alderman Mwilambwe asks if he could talk about some of the things that they would do then as part of this project.

Mr. Rasmussen responded that it was recognized that there are people who have the right to be on the street, but there are also problems with businesses and families that shop downtown and so what they would like to do is kind of limit that a little and try to remove some of the more offensive aspects of that. He then highlighted some things that were being worked on such as adding public restrooms downtown and providing more information to the homeless about the services being provided in different places downtown.

Alderman Mwilambwe stated that in the proposal there was also mention of the DDD staff working on grants and grant funding and asked if Mr. Rasmussen could expound on that.

Mr. Rasmussen commented he did not have any of those at his fingertips right now, but what would happen is the Downtown Development Division would be assigned to work on some of those because they would now have more time and resources that are available to make those things work as part of Community Development Department.

Alderman Sage stated he will be voting against this proposal and his reason for doing so, which was talked about in the work session and involved taking some of the current workload off the DBA staff. He reemphasized the reality of a multi-million dollar structural deficit within the city and the hard decisions to be made. He explained, he is trying to balance those aspects as well as trying to create opportunities for downtown to move forward.

Alderman Hauman stated she feels the need to move forward on this and that a thriving downtown will help the economy and the economic growth, and will be voting in favor of the motion.

Alderman Mwilambwe stated he still has a few questions about this. He feels that some of the questions that he asked, as far as the answers that he got, tell him that this is not 100% ready. He appreciated the perspective that was provided by a number of people that gave comments and how that gave him a good sense of history of downtown and how much those individuals pour themselves into downtown. From his perspective, if they had an opportunity to explore all those possibilities, they could possibly come up with a better proposal.

## ORDINANCE NO. 2017 – 72

### AN ORDINANCE AMENDING THE BUDGET ORDINANCE FOR THE FISCAL YEAR ENDING APRIL 30, 2018

**Motion by Alderman Buragas seconded by Alderman Hauman that Council approve the Establishment of the Downtown Development as a division within the Community**

**Development Department, Approve an Ordinance Amending the FY 2018 Budget in the amount of \$144,304.85, and authorize the Mayor and City Clerk to execute the necessary documents.**

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

**Ayes: Aldermen Schmidt, Buragas, Hauman, Black, and Bray.**

**Recuse: Alderman Joni Painter and Jamie Mathy**

**Nays: Alderman Sage and Alderman Mwilambwe.**

**Motion carried.**

The following was presented:

Item 8C: Consideration of a Resolution approving commitment of funding the Hamilton Road - Bunn to Commerce project.

Mr. Karch presented the proposed resolution. He explained the investment that the City has already made and there will continue to be additional investments by the Council in a southern, east-west arterial road that has some additional benefits. The funding for this to this point is \$36.3 million dollars being spent on this road and a positive thing is they now have secured 80% federal funding for the majority of the project. He stated they have gone for every type of grant that they could possibly qualify for, have tried multiple years, and have not been able to secure difficult grant funding. Finally, through the Federal Aid Urban Funding through the Metropolitan Organization - McLean County Regional Planning facilitates that NPO process - we have been able to secure that. However, we as a City have to be able to show we continue to be behind this project, and what we are asking tonight is for you to support a resolution. Whenever we look at the overall funding of just the road, if it is just over \$10 million dollars, 20% of that is just over \$2 million dollars.

#### **RESOLUTION NO. 2017-30**

#### **A RESOLUTION TO COMMIT TO PROVIDING CONSTRUCTION FUNDS FOR THE HAMILTON ROAD (BUNN TO COMMERCE) CONNECTION**

**Motion by Alderman Sage seconded by Alderman Hauman that Council a Resolution to commit to fund the 20% local match in order to receive 80% federal funding for the design and construction of Hamilton Road from Bunn to Commerce be adopted.**

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

**Ayes: Aldermen Sage, Mathy, Schmidt, Mwilambwe, Buragas, Hauman, Black, Painter, and Bray.**

**Nays: None**

**Motion carried.**

The following was presented:

Item 8D: Consideration of adopting an ordinance approving termination of a three-party agreement pertaining to a portion of Eagle View South Commercial Subdivision and approving an amended preliminary plan entitled “Revision #2 to a portion of the Eagle View South Commercial Subdivision Preliminary Plan Bloomington, Illinois” dated June 29, 2017, for 15.84 acres located north of GE Road and east of Towanda Barnes Rd.

Mr. Dabareiner stated that Council has seen this project in several forms before, a couple different adorations, and tonight’s discussion is about two items. First of all, adopting an ordinance that approves the termination of the original 3-party agreement from 2007 and then secondly, approving an amended preliminary plan.

**ORDINANCE NO 2017-73**

**AN ORDINANCE APPROVING A TERMINATION AGREEMENT FOR THE 2007 THREE PARTY AGREEMENT PERTAINING TO A PORTION OF EAGLE VIEW SOUTH AND APPROVING AN AMENDED PRELIMINARY PLAN FOR THE EAGLE VIEW SOUTH SUBDIVISION ENTITLED “REVISION #2 TO A PORTION OF THE EAGLE VIEW SOUTH COMMERCIAL SUBDIVISION PRELIMINARY PLAN BLOOMINGTON, ILLINOIS” AND DATED JUNE 29, 2017**

**Motion by Alderman Hauman seconded by Alderman Bray that Council adopt an ordinance approving termination of a three-party agreement pertaining to a portion of Eagle View South Commercial Subdivision and approving an amended preliminary plan entitled “Revision #2 to a portion of the Eagle View South Commercial Subdivision Preliminary Plan Bloomington, Illinois” revised on June 29, 2017, for 15.84 acres located north of GE Road and east of Towanda Barnes Rd. and that the Mayor and City Clerk be authorized to execute the necessary documents.**

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

**Ayes: Aldermen Sage, Mathy, Schmidt, Mwilambwe, Buragas, Hauman, Black, Painter, and Bray.**

**Nays: None.**



**Motion carried.**

The following was presented:

Item 8E: Presentation on the proposed Streets Master Plan

Mr. Karch introduced Kurt Bialobreski, the project engineer from Hanson. Mr. Bialobreski presented some of the highlights of the things that have been done. He stated they had taken a list of about 20 projects and asked for more input from constituents.

Alderman Mathy comments that he does not want us to have wider roads everywhere that are more expensive to maintain and promote a problem that we already have.

Mr. Bialobreski stated that part of that was because we have not done a full design and considered the entire context of the surrounding lane usage and things like that because they were in a master planning stage.

Alderman Mathy asked where or how are you projecting what he thinks will soon be a trend in self-driving vehicles and how he would see that changing things.

Mr. Bialobreski responded that he believes that at some point the use of those vehicles is actually going to induce transportation demand because what you are going to see is that the cost for transportation is going to go down half or less and actually at some point just be buying mobility, whether or not we even own cars, is one of the things that is likely to happen that far out in the future.

Alderman Buragas stated Alderman Mathy had some very important points that he brought to the conversation. She appreciated the attempt to take a more holistic approach here in looking at planning for infrastructure needs because this is a significant investment and not just in the performance of these projects but also a commitment to maintaining them in the future.

Alderman Painter stated she really liked the idea of thinking ahead.

Alderman Hauman asked if we are looking at changing transportation, looking at millennials who do not have cars and struggling to make the public transportation system really work for us, so she is wondering how all this emphasis on streets impacts or could impact what is going to happen. She also asked whether emergency vehicles have been taken into consideration in this plan.

Mr. Bialobreski responded that he believes they reached out to police and fire, as they usually do this as part of the process, but he is not sure if they have and they can definitely work with the City to get with city staff to get some of the surveys out to police and fire to let them tell us where they see some issues or not, but we actually reached out to schools for sure because we considered the bus route.

Alderman Sage commented about the planning and assembling a number of different plans and rolling them up into a CIP and with a little bit of luck when they get the CIP fully detailed out and get some convergence along with prioritized budgeting, he is hopeful that finally we will understand the full value and impact of what has been happening all of these years.

Mr. Hales commented about what Hanson had brought to this study and analysis. He stated that is important because going forward, what we hopefully continue to have the Council support for is that we recommend future priorities for the long-range transportation plan cycle of these streets.

Mr. Bialobreski applauded Public Works engineering staff for the amount of effort that they put into the pavement preservation and states that it is more than we see a lot of communities do.

Mr. Karch commented Public Works staff very strongly believes in pavement preservation.

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

Mr. Hales mentioned an upcoming event called Projects with a Cop.

### **Mayor's Discussion**

Mayor Pro Temp Schmidt discussed questions she had received about the Public Safety and Community Relations Board and where they are and what they are doing.

### **City Aldermen's Discussion**

Alderman Sage suggested using the September Committee of the Whole meeting to flush out all the details around the significant decisions. This gives staff time to get the feedback, make those adjustments and then come back perhaps in the next meeting or a very near meeting after that.

Alderman Mathy stated he was impressed with the quality of the applications received for the Community Relations Board and that it was a lot more difficult than he expected to be.

Alderman Black commented on the applicants received for the Community Relations Board and that they need to get more people involved and engage folks from different backgrounds and different lifestyles.

### **Executive Session – Cite Section**

### **Adjournment**

**Motion made by Alderman Hauman seconded by Alderman Mwilambwe to adjourn the meeting at 8:57 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