



**RECORD OF MOTIONS AND VOTES
PUBLISHED BY THE AUTHORITY OF THE CITY COUNCIL
OF BLOOMINGTON, ILLINOIS
MONDAY, October 23, 2017; 7:00 P.M.**

The Council convened in Regular Session in the Council Chambers, City Hall Building, at 7:00 p.m., Monday, October 23, 2017.

The Meeting was called to order by Mayor Renner.

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

Mayor Renner 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.

Staff Present: David Hales, City Manager, Steve Rasmussen, Assistant City Manager; Jeffrey Jurgens; Corporation Counsel, Cherry Lawson, City Clerk; Patti-Lynn Silva, Finance Director; Brendan Heffner, Chief of Police; Brian Mohr, Fire Chief, Scott Sprouls, IS Director, Nicole Albertson, Human Resource Director; Jim Karch, Public Works Director; Bob Yehl, Water Director; and other City staff were also present.

Recognition/Appointments

- A. Recognition of Achievement to Colleen Winterland for earning a Certification from the Illinois Public Service Institute; American Public Works Association – Illinois Chapter.
- B. Appointment of Mark Muehleck to the Planning Commission.
- C. Appointment of the following individuals to the Public Safety and Community Relations Board William Bennett, Robert Bosquez, Surena Fish, Janet Lancaster, Sally Rudolph, Arthur Taylor, and Jeffery Woodard.

Public Comment

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Angela Scott	Leon Kaeb	Lee Eutsey
Doug Rutter	Aaron LeNeve	Scott Stimeling
Donna Bolen	Judy Stearns	

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 and seconded by Alderman Bray that the Consent Agenda be approved, with the exception of Item No. 7H.

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

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

Nays: None

Motion carried.

The following was presented:

Item 7A: Consideration of approving the Minutes of the October 9, 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 \$ 6,912,197.33. *(Recommend that the Bills, Payroll, Procurement Card Purchases, and Electronic Transfers be allowed in the amount of \$ 6,912,197.33 and orders drawn on the Treasurer for the various amounts as funds are available.)*

The following was presented:

Item 7C: Consideration of Approving Various Appointments to Boards and Commissions. *(Recommend Mark Muehleck be appointed to the Planning Commission and that William Bennett, Robert Bosquez, Surena Fish, Janet Lancaster, Sally Rudolph, Arthur Taylor, and Jeffery Woodard be appointed to the Public Safety and Community Relations Board.)*

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The following was presented:

Item 7D: Consideration of a Resolution approving waiving the bidding that identifies Helena Chemical as a single source distributor, and enter into an Early Order Program for procurement of Syngenta, BASF, Bayer, Nufarm (the manufacturers) golf course chemicals and fertilizer products utilized in the management of turf-grass maintenance. *(Recommend approving a Resolution waiving the bidding requirements which identifies Helena Chemical as the local distributor for these products the Parks, Recreation and Cultural Arts Department to participate in the Syngenta, BASF, Bayer and Nufarm chemicals “early order discount program” for golf turf grass management for the 2018 golf season (City Fiscal Year 2019), and, further authorize the Mayor and City Clerk to execute the necessary documents.)*

RESOLUTION NO. 2017 – 41

A RESOLUTION AUTHORIZING WAIVING THE TECHNICAL BIDDING REQUIREMENTS AND APPROVING THE PURCHASE OF SYNGENTA, BASF, BAYER AND NUFARM CHEMICALS AND FERTILIZERS FROM HELENA CHEMICALS.

The following was presented:

Item 7E: Consideration of approving the purchase of Axon Taser conducted energy weapons to retire out of warranty weapons as a limited source justification. *(Recommend approving the purchase of 125 Axon Taser X2’s from Axon in the amount of \$181,168.75 over five (5) years be approved as a limited source, and the Purchasing Agent be authorized to issue a purchase order for same.)*

The following was presented:

Item 7F: Consideration of a Resolution approving a bid waiver to enter into an agreement with AccuMed Ambulance Billing Service. *(Recommend approving a Resolution authorizing waiving the Technical Bidding Requirements and approve the Agreement with AccuMed Billing Services for ambulance billing services, and authorize the Mayor and City Clerk to execute the necessary documents.)*

RESOLUTION NO. 2017 – 42

A RESOLUTION AUTHORIZING WAIVING THE TECHNICAL BIDDING REQUIREMENTS AND APPROVING THE AGREEMENT WITH ACCUMED BILLING SERVICES.

The following was presented:

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Item 7G: Consideration of review and approval of funding stabilization installation work at Lakes Evergreen and Bloomington, that includes stretches of reservoir shoreline near the Pump House at Evergreen Lake and near the Davis Lodge on Lake Bloomington, and tributary streambank in the T3 area through the City's Intergovernmental Agreement with McLean County, the Town of Normal, and the McLean County Soil and Water Conservation District. *(Recommend approving the proposal for the Evergreen Lake Pump House, T3 tributary streambank area, and Davis Lodge at Lake Bloomington stabilization project through the Watershed Conservation Intergovernmental Agreement that the project be approved in the amount of \$162,029.60, and the Procurement Manager be authorized to issue a purchase order.)*

The following was presented:

Item 7H: Consideration of an Ordinance Amending Chapter 29 of the Bloomington City Code to Codify a Taxicab/TNC Vehicle Stand and Amending Provisions of said Chapter Pertaining to On-Street Accessible Parking Locations and Streets with Truck Traffic Prohibited. *(Recommend an Ordinance be Adopted to Codify a Taxicab/TNC Vehicle Stand and Amending Provisions of said Chapter Pertaining to On-Street Accessible Parking Locations and Streets with Truck Traffic Prohibited be adopted, and the Mayor and City Clerk be authorized to execute the necessary documents.)*

ORDINANCE NO. 2017-87

AN ORDINANCE AMENDING BLOOMINGTON CITY CODE CHAPTER 29
TO CODIFY A TAXICAB/TNC VEHICLE STAND AND AMENDING PROVISIONS OF SAID CHAPTER
PERTAINING TO ON-STREET ACCESSIBLE PARKING STALL LOCATIONS AND STREETS WITH
TRUCK TRAFFIC PROHIBITED

Motion by Alderman Black and seconded by Alderman Mwilambwe that an Ordinance be adopted to Codify a Taxicab/TNC Vehicle Stand and Amending Provisions of said Chapter Pertaining to On-Street Accessible Parking Locations and Streets with Truck Traffic Prohibited be adopted, 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 Painter, Mathy, Sage, Mwilambwe, Buragas, Schmidt, Black, Hauman and Bray.

Nays: None

Motion carried.

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The following was presented:

Item 7I: Consideration of approving an Ordinance prohibiting the use of groundwater as a potable water supply by the installation or use of potable water supply wells or by any other method in a defined area near 802 North Main Street, Bloomington, Illinois. *(Recommend the Ordinance prohibiting the use of groundwater as a potable water supply by the installation or use of potable water supply wells or by any other method in a defined area near 802 North Main Street, Bloomington, Illinois and that the Mayor and City Clerk be authorized to execute the necessary documents.)*

ORDINANCE NO. 2017-88

AN ORDINANCE PROHIBITING THE USE OF GROUNDWATER
AS A POTABLE WATER SUPPLY BY THE INSTALLATION OR USE OF
POTABLE WATER SUPPLY WELLS OR BY ANY OTHER METHOD IN A DEFINED AREA
NEAR 802 NORTH MAIN STREET, BLOOMINGTON, ILLINOIS

The following was presented:

Item 7J: Consideration of an Ordinance approving a Zoning Map amendment for 1611 N. Hershey Road from C-2 Neighborhood Shopping District to B-2 General Business Service District. *(Recommend an Ordinance approving a Zoning Map amendment for 1611 N. Hershey Road from C-2 Neighborhood Shopping District to B-2 General Business Service District be adopted, and the Mayor and City Clerk be authorized to execute the necessary documents.)*

ORDINANCE NO. 2017 - 89

AN ORDINANCE APPROVING THE ZONING MAP AMENDMENT FOR 1611 N. HERSHEY
ROAD FROM C-2, NEIGHBORHOOD SHOPPING DISTRICT, TO
B-2, GENERAL BUSINESS SERVICE DISTRICT

The following was presented:

Item 7K: Consideration of approving Ordinances from RHP Investments, L.L.C., for the vacation of an existing Final Plat and approval of a replacement Final Plat for the Eagle View South Commercial Subdivision located east of Towanda Barnes Road and north of General Electric Road. *(Recommend that an Ordinance Approving the Vacation of the Public Streets and Easements in Eagle View South Commercial Subdivision and the subsequent Ordinance Approving the Re-subdivision of Eagle View South Commercial Subdivision both be approved and the Mayor and Clerk be authorized to sign the corresponding documents.)*

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ORDINANCE NO. 2017 - 90

AN ORDINANCE APPROVING THE FINAL PLAT FOR THE RESUBDIVISION OF EAGLE VIEW SOUTH COMMERCIAL SUBDIVISION

ORDINANCE NO. 2017 - 99

AN ORDINANCE APPROVING THE VACATION OF THE PUBLIC STREETS AND EASEMENTS IN EAGLE VIEW SOUTH COMMERCIAL SUBDIVISION

The following was presented:

Item 7L: Consideration of Suspending the Ordinance to Portions of Section 701 of Chapter 31 and Section 26(d) of Chapter 6 to allow moderate consumption of alcohol at Davis Lodge for the wedding reception request of Alan Burton and Chelsea Wiser on October 28, 2017. *(Recommend the 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 Davis Lodge on October 28, 2017 be approved, and that the Mayor and City Clerk be authorized to execute the necessary documents.)*

ORDINANCE NO. 2017 - 91

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 ON OCTOBER 28, 2017 AT DAVIS LODGE

The following was presented:

Item 7M: Consideration of Suspending the Ordinance to Portions of Section 701 of Chapter 31 and Section 26(d) of Chapter 6 to allow moderate consumption of alcohol at Miller Park Pavilion for the wedding reception request of Jason Bader and Lydia Reitz on November 11, 2017. *(Recommend the 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 11, 2017 be approved, and that the Mayor and City Clerk be authorized to execute the necessary documents.)*

ORDINANCE NO. 2017 - 92

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 ON NOVEMBER 11, 2017 AT MILLER PARK PAVILION

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The following was presented:

Item 7N: Consideration of Suspending the Ordinance to Portions of Section 701 of Chapter 31 and Section 26(d) of Chapter 6 to allow moderate consumption of alcohol at Davis Lodge for the wedding reception request of Jake Carls and Molly Davis on November 11, 2017. *(Recommend the 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 Davis Lodge on November 11, 2017 be approved, and that the Mayor and City Clerk be authorized to execute the necessary documents.)*

ORDINANCE NO. 2017 - 93

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 ON NOVEMBER 11, 2017 AT DAVIS LODGE

The following was presented:

Item 7O: Consideration of Suspending the Ordinance to Portions of Section 701 of Chapter 31 and Section 26(d) of Chapter 6 to allow moderate consumption of alcohol at Davis Lodge for the wedding reception request of Jeremy Baker and Sara Bailey on November 18, 2017. *(Recommend the 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 Davis Lodge on November 18, 2017 be approved, and that the Mayor and City Clerk be authorized to execute the necessary documents.)*

ORDINANCE NO. 2017 - 94

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 ON NOVEMBER 18, 2017 AT DAVIS LODGE

Regular Agenda

The following was presented:

Item 8A: Consideration of a Motor Fuel Tax Resolution for an additional \$900,000 for intersection design, plans, construction documents, right-of-way, utility relocation, and construction for intersection of Towanda Barnes Road and Ireland Grove Road. *(Recommend the Motor Fuel Tax Resolution for an additional \$900,000 for intersection design, plans, construction documents, right-of-way, utility relocation, and construction for intersection of Towanda Barnes Road and Ireland Grove Road be*

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*approved and the Mayor and City Clerk be authorized to execute the necessary documents.)
(Presentation by Jim Karch, Public Works Director 5 minutes, Council discussion 10 minutes.)*

Motion by Alderman Schmidt seconded by Alderman Mathy to send this item to the City of Bloomington Transportation Commission to review the engineering report and understand the safety issues regarding Towanda Barnes and Ireland Grove Roads intersections, review the City of Bloomington interactions and compare the five year crash data as well as cost factors for ongoing maintenance of these roads.

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

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

Nays: None

Recuse: Alderman Amelia Buragas

Motion carried.

The following was presented:

Item 8B: Consideration of an Ordinance providing for the City to petition to annex certain properties located in the City of Bloomington into the Bloomington Normal Water Reclamation District. *(Recommend an Ordinance providing for the City to petition the Bloomington Normal Water Reclamation District to annex the City owned properties Ewing Park I, Ewing Park II and the adjacent City bridle path and further providing and allowing for certain other properties located in said area to join said Annexation Petition and that the Mayor and City Clerk be authorized to execute the necessary documents. (Presentation George Boyle, Assistant Corporation Counsel 5 minutes, Council discussion 10 minutes.)*

ORDINANCE NO. 2017- 95

AN ORDINANCE AUTHORIZING AN ANNEXATION PETITION FOR CERTAIN PROPERTIES
LOCATED IN THE CITY OF BLOOMINGTON INTO THE BLOOMINGTON NORMAL WATER
RECLAMATION DISTRICT

Motion by Alderman Painter seconded by Alderman Schmidt to an Ordinance providing for the City to petition the Bloomington Normal Water Reclamation District to annex the City owned properties Ewing Park I, Ewing Park II and the adjacent City bridle path and further providing and allowing for certain other properties located in said area to join said Annexation Petition and that 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:

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

Nays: None

Recuse: Alderman Amelia Buragas

Motion carried.

The following was presented:

Item 8C: Consideration of adopting an Ordinance Amending the City Code to rename “Planning and Code Enforcement” as the “Community Development Department” and to change the location for filing certain applications with the Community Development Department instead of the City Clerk. *(Recommend an Ordinance amending the City Code to rename “Planning and Code Enforcement” as the “Community Development Department” and to change the location for filing certain applications with the Community Development Department instead of the City Clerk be adopted, and the Mayor and City Clerk be authorized to execute the necessary documents.) (Presentation by David Hales, City Manager 5 minutes, and Council discussion 10 minutes.)*

ORDINANCE 2017 – 96

AN ORDINANCE APPROVING A TEXT AMENDMENT TO THE CITY OF BLOOMINGTON ZONING CODE AND CITY CODE TO RENAME THE PLANNING AND CODE ENFORCEMENT DEPARTMENT
AS THE COMMUNITY DEVELOPMENT DEPARTMENT AND TO CHANGE THE LOCATION FOR FILING CERTAIN APPLICATIONS WITH THE COMMUNITY DEVELOPMENT DEPARTMENT INSTEAD OF THE CITY CLERK

Motion by Alderman Hauman seconded by Alderman Buragas to an Ordinance amending the City Code to rename “Planning and Code Enforcement” as the “Community Development Department” and to change the location for filing certain applications with the Community Development Department instead of the City Clerk be adopted, 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 Painter, Mathy, Sage, Mwilambwe, Schmidt, Buragas, Black, Hauman and Bray.

Nays: None

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Motion carried.

The following was presented:

Item 8D: Discussion and Possible Action on an Ordinance Amending the City Code to Adopt Procedures on City Council Expenses and Reimbursements. (*Recommend an Ordinance Amending the City Code to Adopt Procedures on City Council Expenses and Reimbursements be approved and the Mayor and City Clerk be authorized to sign the ordinance.*) (Council discussion 15 minutes.)

ORDINANCE NO. 2017-97

AN ORDINANCE AMENDING THE CITY CODE TO ADOPT PROCEDURES ON CITY COUNCIL EXPENSES AND REIMBURSEMENTS

Motion by Alderman Sage seconded by Alderman Bray to approve an Ordinance Amending the City Code to Adopt Procedures on City Council Expenses and Reimbursements be approved and the Mayor and City Clerk be authorized to sign the ordinance.

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

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

Nays: None

Motion carried.

The following was presented:

Item 8E: Discussion and action on an Ordinance Amending the City Code to Clarify Provisions on Public Comment. (*Recommend an Ordinance Amending the City Code to Clarify Provisions on Public Comment be approved and the Mayor and City Clerk be authorized to sign the ordinance.*) (*Presentation by Jeffrey Jurgens, Corporation Counsel 5 minutes, Council discussion 10 minutes.*)

ORDINANCE NO. 2017-98

AN ORDINANCE AMENDING THE CITY CODE TO CLARIFY PROVISIONS ON PUBLIC COMMENT

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Motion by Alderman Schmidt seconded by Alderman Painter to approve an Ordinance Amending the City Code to Clarify Provisions on Public Comment be approved and the Mayor and City Clerk be authorized to sign the ordinance.

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

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

Nays: None

Motion carried.

Motion to enter into Closed Session Meeting

Motion by Alderman Schmidt seconded by Alderman Bray to enter into a Closed Session Meeting for the purpose of Personnel – Section (c) (1) of 5 ILCS 120/2).

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

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

Nays: None

Motion carried.

Adjournment

Motion by Alderman Black seconded by Alderman Hauman adjourn the meeting. Meeting adjourned at 8:45 PM.

Motion carried. (Viva Voce)

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