



**RECORD OF MOTIONS AND VOTES
PUBLISHED BY THE AUTHORITY OF THE CITY COUNCIL
OF BLOOMINGTON, ILLINOIS MONDAY, SEPTEMBER 24, 2018, 6:00 P.M.**

The Council convened in Regular Session in the Council Chambers, City Hall Building, at 6:03 p.m., Monday, September 24, 2018.

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: Steve Rasmussen, Assistant City Manager; Angela Fyans-Jimenez, Deputy Corporation Counsel; Ashley Lara, Legislative Assistant; Amanda Mohan, Records & Licensing Specialist; Katie Simpson, City Planner; Bob Yehl, Water Director; Bob Mahrt, Community Development Director; Scott Rathbun, Finance Director; Brian Mohr, Fire Chief; Melissa Hon, Assistant to the City Manager; Scott Sprouls, Information Services Director; and other City staff were also present.

Recognition/Appointments

- A. Proclamation declaring October 2018 “Community Planning Month”.
- B. Proclamation declaring October 1, 2018 “Illinois Wesleyan Day”.
- C. Proclamation declaring October 7 – 13, 2018 “Fire Prevention Week”.
- D. Recognition of the Parks, Recreation, and Cultural Arts Departments 50th Anniversary.

Public Comment

Mayor Renner opened the meeting to receive public comment, and the following individuals provided comments to the Council:

Michelle Rothwell	Scott Stimeling	Glen Ludwig
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“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 Schmidt that the Consent Agenda be approved.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7A. Consideration of approving the Minutes of the September 10, 2018 Regular City Council Meeting. *(Recommend the reading of minutes be dispensed and approved as printed.)*

The following was presented:

Item 7B. Consideration of approving Bills, Payroll, Electronic Transfers, and Procurement Card Purchases in the amount of \$8,225,687.45. *(Recommend the Bills, Payroll, Electronic Transfers, and Procurement Card Purchases be allowed in the amount of \$8,225,687.45, and orders drawn on the Treasurer for the various amounts as funds are available.)*

The following was presented:

Item 7C. Ratification of the Collective Bargaining Agreement with AFSCME Local 699, who represent workers at the Bloomington Public Library, as requested by the Bloomington Public Library. *(Recommend the Ratification of the Collective Bargaining Agreement with AFSCME Local 699, who represent workers at the Bloomington Public Library, be approved.)*

The following was presented:

Item 7D. Consideration of a Professional Services Contract with Clark Dietz, Inc. for Professional Engineering Services related to Locust Colton CSO Elimination and Water Main Replacement Phase 2, not to exceed the amount of \$136,700, as requested by the Public Works Department and Water Department. *(Recommend the Professional Services Contract with Clark Dietz, Inc. for Professional Engineering Services related to Locust Colton CSO Elimination and Water Main Replacement Phase 2, not to exceed the amount of \$136,700, be approved, and the City Manager and City Clerk be authorized to execute the necessary documents.)*

The following was presented:

Item 7E. Consideration of a Temporary Easement Agreement with Local 197, IBEW Building

Corporation, in conjunction with the Fox Creek Road Improvement Project, in the amount of \$4,424, as requested by the Public Works Department. *(Recommend the Temporary Easement Agreement with Local 197, IBEW Building Corporation, in conjunction with the Fox Creed Road Improvement Project in the amount of \$4,424 be approved, and the City Manager and City Clerk be authorized to execute the necessary documents.)*

The following was presented:

Item 7F. Consideration of a Temporary Easement Agreement with Connect Transit, so the company can install bus shelters and benches to temporarily relocate the Downtown Transfer Center during construction on Front Street, as requested by the Public Works Department. *(Recommend the Temporary Easement Agreement with Connect Transit so the company can install bus shelters and benches to temporarily relocate the Downtown Transfer Center during construction on Front Street be approved, and the Mayor and City Clerk be authorized to execute the necessary documents.)*

The following was presented:

Item 7G. Consideration of a Roadway Dedication Agreement with American Legion, Louis E Davis Post #56, in conjunction with the Fox Creek Road Improvement Project, in the amount of \$379, as requested by the Public Works Department. *(Recommend the Road Dedication Agreement with American Legion, Louis E Davis Post #56, in conjunction with the Fox Creek Road Improvement Project, in the amount of \$379, be approved, and the City Manager and City Clerk be authorized to execute the necessary documents.)*

The following was presented:

Item 7H. Consideration of a Roadway Dedication Agreement with Mervin and Wilma Borkholder, in conjunction with the Fox Creek Road Improvement Project, in the amount of \$23,000, as requested by the Public Works Department. *(Recommend the Road Dedication Agreement with Mervin and Wilma Borkholder, in conjunction with the Fox Creek Road Improvement project, in the amount of \$23,000, be approved, and the City Manager and City Clerk be authorized to execute the necessary documents.)*

The following was presented:

Item 7I. Consideration of an MFT Resolution Appropriating FY 2019 Motor Fuel Tax (MFT) Funds to be used for the purchase of Right-Of-Way and Easements for the Fox Creek Road Project, in the amount of \$80,000, as requested by the Public Works Department. *(Recommend the MFT Resolution Appropriating FY 2019 Motor Fuel Tax (MFT) Funds to be used for the purchase of Right-Of-Way and Easements for the Fox Creek Road Project, in the amount of \$80,000, be approved, and the Mayor and City Clerk be authorized to execute the necessary documents.)*

RESOLUTION NO. 2018 – 53

A RESOLUTION APPROPRIATING THE FY 2019 MOTOR FUEL TAX (MFT) FUNDS TO BE USED FOR THE PURCHASE OF RIGHT-OF-WAY AND EASEMENTS FOR THE FOX CREEK ROAD PROJECT IN THE AMOUNT OF \$80,000

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The following was presented:

Item 7J. Consideration of an Ordinance approving a Dedication of a Utility Easement located at Lot 19 of Medical Hills Subdivision, so the developer can install public fire hydrants, as requested by the Public Works and Water Departments. *(Recommend the Ordinance approving the Dedication of a Utility Easement located at Lot 19 of Medical Hills Subdivision be approved, and the Mayor and City Clerk be authorized to execute the necessary documents.)*

ORDINANCE NO. 2018 – 77

AN ORDINANCE APPROVING THE DEDICATION OF A UTILITY EASEMENT LOCATED AT LOT 19 OF MEDICAL HILLS SUBDIVISION, BLOOMINGTON ILLINOIS

The following was presented:

Item 7K. Consideration of an Ordinance amending the Fiscal Year 2019 Budget in the amount of \$25,548.42 to adjust the Illinois Housing Development Authority Single Family Rehabilitation (SFOOR) Fund, as requested by the Community Development Department – Office of Grants Administration. *(Recommend the Ordinance amending the Fiscal Year 2019 Budget in the amount of \$25,548.42 to adjust the Illinois Housing Development Single Family Rehabilitation (SFOOR) Fund be approved, and the Mayor and City Clerk be authorized to execute the necessary documents.)*

ORDINANCE NO. 2018 – 78

AN ORDINANCE AMENDING THE BUDGET ORDINANCE FOR THE FISCAL YEAR ENDING APRIL 30, 2019

The following was presented:

Item 7L. Consideration of 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 Davis Lodge at Lake Bloomington on October 6, 2018, the request from Don Badgerow and Kelsie Howerton to allow moderate consumption of beer and wine, as requested by the City Clerk’s Office. *(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 at Lake Bloomington on October 6, 2018 be approved, and the Mayor and City Clerk be authorized to execute the necessary documents.)*

ORDINANCE NO. 2018 – 79

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 6, 2018 AT DAVIS LODGE AT LAKE BLOOMINGTON

The following was presented:

Item 7M. Consideration of an Ordinance Suspending Portions of Chapter 6 of the Bloomington City Code prohibiting possession of open alcohol in public for Fat Jacks, Inc. d/b/a Fat Jacks Oktoberfest event on Saturday, September 29, 2018 from 12:00 p.m. to 8:00 p.m. in the 500-600 block of North Main Street in downtown Bloomington and portions contiguous with Main Street associated with the event, as requested by the City Clerk’s Office (*Recommend the Ordinance Suspending Portions of Chapter 6 of the Bloomington City Code prohibiting possession of open alcohol in public for Fat Jacks, Inc. d/b/a Fat Jacks Oktoberfest event on Saturday, September 29, 2018 from 12:00 p.m. to 8:00 p.m. in the 500-600 block of North Main Street in downtown Bloomington and portions contiguous with Main Street associated with the event be approved, and the Mayor and City Clerk be authorized to execute the necessary documents.*)

ORDINANCE NO. 2018 – 80

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 THE 500-600 BLOCK OF NORTH MAIN STREET IN DOWNTOWN BLOOMINGTON AND PORTIONS CONTIGUOUS WITH MAIN STREET ASSOCIATED WITH FAT JACKS’ OKTOBERFEST EVENT

“Regular Agenda”

The following was presented:

Item 8A. Consideration and action on an Ordinance amending the City Code provisions on Administrative Adjudication, including clarification of the requirement for payment of Court Costs and Minimum Fines, as requested by the Legal and Community Development Departments. (*Recommend the Ordinance amending the City Code Provisions on Administrative Adjudication, including clarification of the requirement for payment of Court Costs and Minimum Fines, be approved and the Mayor and City Clerk authorized to execute the Ordinance.*) (*Brief Overview by Steve Rasmussen, Assistant City Manager. Presentation by Angela Fyans Jimenez, Deputy Corporation Counsel, and Bob Mahrt, Community Development Director, 5 minutes, City Council discussion, 10 minutes.*)

ORDINANCE NO. 2018 – 81

AN ORDINANCE AMENDING THE CITY CODE PROVISIONS ON ADMINISTRATIVE ADJUDICATION

Motion by Alderman Schmidt and seconded by Alderman Black that the Ordinance amending the City Code Provisions on Administrative Adjudication, including clarification of the requirement for payment of Court Costs and Minimum Fines, be approved and the Mayor and City Clerk authorized to execute the Ordinance.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 8B. Consideration of an Ordinance approving an Economic Incentive Agreement to support the retention and expansion of Commercial Packaging in the City of Bloomington, as requested by the Community Development Department – Office of Economic Development. *(Recommend the Ordinance approving the Economic Incentive Agreement by and between the City of Bloomington and Commercial Bag Company, Inc. be approved, and authorize the Mayor and City Clerk to execute the necessary documents.) (Presentation by Bob Mahrt, Community Development Director, 5 minutes, City Council discussion, 5 minutes.)*

ORDINANCE NO. 2018 – 82

**ORDINANCE APPROVING AN ECONOMIC INCENTIVE AGREEMENT
BY AND BETWEEN THE CITY OF BLOOMINGTON, MCLEAN COUNTY, ILLINOIS AND
COMMERCIAL BAG COMPANY AND 4-EGGS, LLC
(2047 Ireland Grove Road)**

Motion by Alderman Hauman and seconded by Alderman Mathy that the Ordinance approving the Economic Incentive Agreement by and between the City of Bloomington and Commercial Bag Company, 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 Mathy, Mwilambwe, Buragas, Hauman, Sage, Black, and Bray.

Nays: Alderman Painter and Schmidt.

Motion carried.

Adjournment

Motion by Alderman Black seconded by Alderman Bray adjourning the meeting. Meeting adjourned at 7:06 p.m.

Motion carried. (Viva Voce)

Respectfully submitted,

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