



## MINUTES

PUBLISHED BY THE AUTHORITY OF THE CITY COUNCIL OF BLOOMINGTON, ILLINOIS  
MONDAY, AUGUST 26, 2019, 6:00 P.M.

The Council convened in Regular Session in the Council Chambers, City Hall Building, at 6:00 p.m., Monday, August 26, 2019.

Council Member Carrillo called in to the meeting (5:38 p.m.).

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

Council Members: Jamie Mathy, Donna Boelen, Mboka Mwilambwe, Julie Emig, Joni Painter, Scott Black, Jeff Crabill, Kim Bray, and Mayor Tari Renner.

Staff Present: Tim Gleason, City Manager; Billy Tyus, Deputy City Manager; Jeffrey Jurgens, Corporation Counsel; Jay Tetzloff, Parks, Recreation, and Cultural Arts Director; Scott Rathbun, Finance Director; Scott Sprouls, Information Services Director; and other City staff were present.

Mayor Renner asked for a motion to allow Council Member Carrillo to participate by phone as she was unable to attend the meeting due to traveling for work purposes.

**Council Member Mathy made a motion, seconded by Council Member Emig, that Council Member Carrillo be approved to participate in the meeting by phone.**

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

**Ayes: Council Members Mathy, Boelen, Mwilambwe, Emig, Painter, Black, Crabill, and Bray.**

**Nays: None.**

**Motion carried.**

### Recognition/Appointments

- A. Appointments approved by City Council at the August 12, 2019 meeting.
- i. Brittany Burton was appointed to the Citizens' Beautification Committee.
  - ii. Jeffrey Pitzer was appointed to the Cultural Commission.
  - iii. Betty Middleton was appointed to the Bloomington Housing Authority.
  - iv. Colton Sylvester was appointed to the John M. Scott Health Care Commission.
  - v. Ed Breitweiser was appointed to the Transportation Commission.

### Public Comment

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

Kim Jackson	Peter Pontius
Scott Stimeling	Nancy Marciniac
Tom Hubbard	Neal Uphoff
Regina Noland	

## Consent Agenda

*Items listed on the Consent Agenda are approved with one motion; Items pulled by Council from the Consent Agenda for discussion are listed separately.*

**Council Member Mwilambwe made a motion, seconded by Council Member Crabill, that the Consent Agenda, including all the items listed below, be approved as presented with the exception of Items 7I and 7F.**

Item 7A. Consideration and action to approve Bills, Payroll, Electronic Transfers, and Procurement Card Purchases in the amount of \$6,048,241.33, as requested by the Finance Department. *(Recommended Motion: The proposed Bills, Payroll, Electronic Transfers, and Procurement Card Purchases be approved.)*

Item 7B. Consideration and action to 1) approve the purchase of one (1) 2019 Dodge Grand Caravan from National Auto Fleet Group of Watsonville, CA., in the amount of \$29,752.14, using Sourcewell (Contract #120716-NAF, exp. 9/5/2019), and 2) approve the transfer of 2005 Dodge Grand Caravan (Unit 82) to Information Services, as requested by the Public Works Department. *(Recommended Motion: The proposed Purchase and Transfer be approved.)*

Item 7C. Consideration and action on a Bid from William Masters, Inc. for installing new emergency backup generators at Fire Stations 1, 3 and 4 through BID #2020-08, as requested by the Fire and Facilities Management Departments. *(Recommended Motion: The proposed Bid and Contract be approved.)*

Item 7D. Consideration and action to accept the alternate bid for Hydrofluosilicic Acid (fluoride) water treatment chemical from Mosaic Global Sales, LLC., and approve the contract, as requested by the Public Works Department. *(Recommended Motion: The proposed Bid be accepted, and the proposed Contract be approved.)*

Item 7E. Consideration and action to adopt an Ordinance Approving the First Amendment to the Contract Between the City of Bloomington and Tim Gleason and Establishing the Salary of the City Manager and Making Retroactive Salary Adjustments, as requested by the City Council. *(Recommended Motion: The proposed Ordinance be approved.)*

Item 7F was pulled from the Consent Agenda by Council Member Mathy.

Item 7G. Consideration and action on a Towing Contract with Joe's Towing & Recovery for 10,000 GVW and Under, for a period of three (3) years with up to two (2) additional twelve (12) month extensions (based on satisfactory performance ratings), as requested by the Police Department. *(Recommended Motion: The proposed Contract be approved.)*

Item 7H. Consideration and action to approve an Agreement with Corrective Asphalt Materials, LLC., as a Limited Source for the FY 2020 Pavement Preservation Program, in the

amount of \$419,887.60, as requested by the Public Works Department. (*Recommended Motion: The proposed Agreement be approved.*)

Item 7I was pulled from the Consent agenda by Council Member Crabill.

Item 7J. Consideration and action on an Ordinance Suspending Portions of Section 701 of Chapter 31 and Section 26(d) of Chapter 6 of the City Code Prohibiting Alcohol on Public Property as They Pertain to the Davis Lodge at Lake Bloomington on September 6, 2019, to Allow Moderate Consumption of Alcohol for the Sunken and Hites Wedding Reception, as requested by the City Clerk Department. (*Recommended Motion: The proposed Ordinance be approved.*)

Item 7K. Consideration and action on an Ordinance Suspending Portions of Section 701 of Chapter 31 and Section 26(d) of Chapter 6 of the City Code Prohibiting Alcohol on Public Property as They Pertain to the Davis Lodge at Lake Bloomington on September 28, 2019, to Allow Moderate Consumption of Alcohol for the Bothast and Erwin Wedding Reception, as requested by the City Clerk Department. (*Recommended Motion: The proposed Ordinance be approved.*)

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

**Ayes: Council Members Mathy, Boelen, Mwilambwe, Emig, Painter, Carrillo, Black, Crabill, and Bray.**

**Nays: None.**

**Motion carried.**

The following item was pulled from the Consent Agenda by Council Member Crabill.

Item 7I. Consideration and action on an Application for Jay Goga, Inc. d/b/a Illini Liquor, to be located at 2402 E. Oakland Ave., Suite 6, requesting a Class PAS (Package, All Types of Alcoholic Liquor, and Sunday Sales) liquor license, which would allow the sale of all types of packaged alcoholic liquor for consumption off premises seven (7) days a week, as requested by the City Clerk Department. (*Recommended Motion: The proposed Application and License be approved.*)

Council Member Crabill stated that he is in favor of approving the license, but had a few questions regarding criteria for approving liquor license. He addressed a few items within the license application and referred to specific language in the City Code (Chapter 6, Sections 4A and 4B).

Jeffrey Jurgens, Corporation Counsel, stated that while George Boyle, Assistant Corporation Counsel, is the one who advises the Liquor Commission, he believed that the Sections acted as a guide to what should be considered in evaluating applications.

Mayor Renner also clarified the same understanding and spoke on practices of the Liquor Commission.

Leslie Yocum, City Clerk, stated that the factors contained in Section 4B have historically been used to promote transparency to applicants and interested parties by allowing them to be prepared for what factors may be considered in evaluating applications.

Council Member Boelen mentioned that the Illinois Municipal League (IML) recommends that a site visit occur when evaluating locations for liquor license. She asked whether a site visit had occurred with Jay Goga. Mayor Renner responded by discussing common site visit practices of the Liquor Commission. He believed that at least one Commissioner had visited the Jay Goga's site.

**Council Member Crabill made a motion, seconded by Council Member Bray, that the Consent Agenda Item 7I be approved as presented.**

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

**Ayes: Council Members Mathy, Boelen, Mwilambwe, Emig, Painter, Carrillo, Black, Crabill, and Bray.**

**Nays: None.**

**Motion carried.**

The following item was pulled from the Consent Agenda by Council Member Mathy.

Item 7F. Consideration and action on a Contract with SCADAware, Inc., for SCADA Maintenance Services (RFQ #2020-07), in the amount of \$2,000,000.00, for a five-year period, as requested by the Public Works Department. *(Recommended Motion: The proposed Contract be approved.)*

Council Member Mathy provided background on the item and addressed a few factors of importance that he believed were important to point out to citizens. He asked Public Works Director, Jim Karch, to come forward and provide insight on the item.

Mr. Karch came forward to address Council. Mr. Karch discussed the importance of water quality, SCADAware, and the need for a distribution system that ensures water quality.

Council Member Mathy pointed out that the contract does not include a scope of work because the exact work required has not yet been identified. He also touched on the need for the City to utilize all the resources available to it in the community and beyond.

Mr. Karch agreed that community resources are important and mentioned that his Department has multiple contracts with universities in the area and that the City is always looking to partner with universities for researching opportunities.

**Council Member Mathy made a motion, seconded by Council Member Painter, that the Consent Agenda Item 7F be approved as presented.**

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

**Ayes: Council Members Mathy, Boelen, Mwilambwe, Emig, Painter, Carrillo, Black, Crabill, and Bray.**

**Nays: None.**

**Motion carried.**

## **Regular Agenda**

The following was presented:

Item 8A. Consideration and action on an Ordinance Approving a Real Estate Contract with the Boys & Girls Club of Bloomington-Normal for the Sale of Property Near 407 East Erickson Avenue in Bloomington, as requested by the Administration Department.

Tim Gleason, City Manager, gave a brief overview and was excited about the item. He provided history on the item, walked through challenges and successes of the project. He recognized Terry Reed and Tony Morstatter.

Mr. Morstatter and Mr. Reed came forward to address Council. Mr. Morstatter thanked Council for their patience and expressed excitement for the project as a whole. He mentioned that the Boys & Girls Club has had a waiting list for a long time and that they look forward to further serving the community.

Mr. Reed thanked Council for their effort and participation. He encouraged Council and the community to visit the Boys & Girls Club's programming to see the joy it brings to children in the community. He believed those smiles to be the reason for wonderful projects such as this one.

Council Member Painter expressed sincere encouragement for the project.

**Council Member Painter made a motion, seconded by Council Member Bray, that the Ordinance be approved.**

Council Member Boelen expressed her support for the item and walked through a few details of the agreement.

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

**Ayes: Council Members Mathy, Boelen, Mwilambwe, Emig, Painter, Carrillo, Black, Crabill, and Bray.**

**Nays: None.**

**Motion carried.**

Item 8B. Consideration and action to approve: (1) An Ordinance Amending Chapter 7 of the City Code to Implement New Video Gaming Licensure Requirements within the City; and (2) An Ordinance Setting a Date for Acceptance of Video Gaming License Applications, both as requested by the Administration Department.

Tim Gleason, City Manager, gave a brief overview of Item 8B. He believed that the Item as presented took into consideration the concerns Council previously expressed. He walked through the main provisions of the proposed Ordinance and discussed two potential amendments that had been prepared in advance should Council need them.

Council Member Black asked a procedural question regarding how the amendments would work with the overall vote. Mr. Jurgens responded by laying out procedure.

**Council Member Mathy made a motion, seconded by Council Member Crabill, that the Ordinances be approved.**

Council Member Black made a motion, seconded by Council Member Emig, that draft Amendment #1 be approved lowering the terminal fee for veterans and fraternal organizations.

Council and Mr. Jurgens had additional discussion on procedure.

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

**Ayes:** Council Members Mathy, Boelen, Mwilambwe, Emig, Painter, Carrillo, Black, Crabill, and Bray.

**Nays:** None.

**Motion carried.**

Council Member Mathy made a motion, seconded by Council Member Mwilambwe, that draft Amendment #2 be approved limiting large truck stops to 5 terminals.

Council Member Boelen reminded Council that truck stop money received comes from transient funds and was torn in how to vote because she was concerned with equitable treatment.

Council Member Mathy offered support for his motion to limit all gaming locations to 5 terminals. He pointed out that it would be easier to increase the number of allowable machines later, but that it would be very detrimental should Council decide to reduce the number of allowable terminals once businesses had made investments for preparing for 10 machines.

Council Member Black thanked Mr. Gleason and staff for their time invested. He stated that he would not be voting for the motion and provided support for why intended to vote "No".

Council Member Carrillo was also not supportive of the motion and provided insight on why she would also be voting against the amendment.

Council Member Bray echoed Council Member Mathy's comments.

Mayor Renner complimented staff and discussed why he believed the amendment was a well-rounded approach.

Council Member Emig agreed that the Ordinances as presented reflects the request of Council. She found the decision on the amendment to be difficult, but pointed out that the State had already decided that truck stops are different than other businesses. She believed that that distinction was enough to persuade her to vote against the amendment.

Council Member Boelen complimented Council Member Painter for her efforts and commitment to this topic.

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

**Ayes:** Council Members Mathy, Boelen, Mwilambwe, Painter, and Bray.

**Nays:** Council Members Emig, Carrillo, Black, and Crabill

**Motion carried.**

Council Member Crabill asked what happened to applications submitted during the moratorium. Mr. Jurgens walked through procedure and discussed the second Ordinance proposed under 8B. Leslie Yocum, City Clerk, clarified that no applications had been accepted during the moratorium, meaning no applications were currently on file.

Council Member Carrillo complimented staff and their efforts in preparing the Ordinances, but stated that she would not be voting in favor.

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

**Ayes: Council Members Mathy, Boelen, Mwilambwe, Emig, Painter, Black, Crabill, and Bray.**

**Nays: Council Member Carrillo.**

**Motion carried.**

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

#### **A. Finance Director's Report**

City Manager Gleason called Finance Director Scott Rathbun forward to present the Finance Director's report.

Mr. Rathbun came forward to address Council. He provided insight through July 31, 2019. He discussed Replacement Tax being added as additional line item in his monthly presentations and walked through the various line items included in his Major Tax Revenue Summary. He went on to cover General Fund Revenue & Expenditures by Category, as well as Enterprise Funds.

Council Member Black left the meeting at 7:08 p.m. and returned at 7:10 p.m.

Council Member Boelen asked for some explanation of the red numbers used in the presentation under the Enterprise Funds. Mr. Rathbun provided additional insight into each Fund.

Mr. Gleason finished his City Manager's update. He pointed out the upcoming calendar of events available on the City's website, provided insight on the monthly Finance Director's Report, and thanked Council for approval of the item on the agenda regarding him.

Council Member Carrillo lost connection and her call ended (7:06 p.m.). Mayor Renner read a text he received from her regarding her having to return back to work.

### **Mayor's Discussion**

Mayor Renner talked about the Downtown Music Fest, complimenting the event. He pointed out the upcoming Labor Day parade and talked about upcoming Boards and Commissions appointments.

### **Council Member's Discussion**

Council Member Black thanked Mr. Gleason for his efforts as City Manager and offered support for the work he has accomplished over the last year. He talked about feedback he's received and stressed Mr. Gleason having done a great job!

Council Member Bray echoed Council Member Black's comments. She discussed the process used in evaluating the City Manager and thanked the rest of Council for the smooth and efficient process used. She also thanked Mr. Jurgens and Council Member Black for their assistance in the review.

Council Member Mathy also thanked and complimented Mr. Gleason. He believed the process used in the evaluation was wonderful and pointed out that the goals for the City Manager were synergistic. He went on to point out that ticket sales for the Bloomington Center of Performing Arts opened last week and was impressed by the season announced.

Council Member Mwilambwe also echoed his peers regarding Mr. Gleason. He stated that he has always felt that Council made the right decision in choosing Mr. Gleason as City Manager and believed it was one of the most important decisions he's been a part of making.

### Executive Session

### Adjournment

Council Member Black made a motion, seconded by Council Member Painter, that the meeting be adjourned.

Motion carried unanimously (viva voce).

The meeting adjourned at 7:24 p.m.

CITY OF BLOOMINGTON



Tari Renner, Mayor

ATTEST



Leslie Yocum, City Clerk