

**COUNCIL PROCEEDINGS
PUBLISHED BY THE AUTHORITY OF THE CITY COUNCIL
OF BLOOMINGTON, ILLINOIS**

The Council convened in regular Session in the Council Chambers, City Hall Building, at 7:00 p.m., Monday, April 13, 2015.

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

The Meeting was called to order by Mayor Renner who directed the City Clerk to call the roll and the following members answered present:

Aldermen: Kevin Lower, David Sage, Diana Hauman, Judy Stearns, Scott Black, Joni Painter, Mboka Mwilambwe, Karen Schmidt, Jim Fruin and Mayor Tari Renner.

City Manager David Hales, Interim City Clerk Renee Gooderham, and Corporate Counsel Jeff Jurgens were also present.

PUBLIC COMMENT: Mayor Renner opened the Public Comment section of the meeting. He added that there would not be a response from the City under the Public Comment portion of the meeting.

Josh Schmidgall, 2212 Beacon Ct., addressed the Council. He believed that \$14 million should be invested in people not buildings.

Nancy Miller, 2109 E. Gate Dr., addressed the Council. She had heard the Mayor speaking on the radio. He had referred to the Drop off Facility as the City Dump. She was offended by same.

Julian Sigler, 904 W. Grove St., addressed the Council. He believed Public Works (PW) and Solid Waste (SW) had a bulls eye on them for six (6) years. The Department had reduced staff by fifteen (15) personnel. He noted that PW also maintained alleyways, street sweeping, cleaning medians. Snow plow workers had restricted hours. A happy median was required between fee increases and subsidizing programs. SW pickups were tracked. He believed same equaled 4000 stops.

Patricia Martin, 1114 E. Grove St., addressed the Council. She had returned from a conference in Chicago on American Society and Aging.

Carl Woodward, 1707 Clearwater, addressed the Council. He believed the Council had lost effectiveness. Same need to provide goals and guidelines to David Hales, City Manager. They needed to look at the big picture. As a group they needed to work together, sticking to their decisions and list to Mr. Hales to be effective.

Gary Lambert, 3018 E. Oakland, addressed the Council. He noted that income tax freedom day was April 24, 2015. He believed that local taxes cost more than housing food and clothing.

Alton Franklin, 508 Patterson Dr., addressed the Council. He noted that ten percent (10%) of register voters participated in the last election.

Aaron LeNove, 1009 S. Madison St., addressed the Council. He believed the reinstatement of Scott Oglesby was unacceptable. He requested a civilian review board review allegations of harassment from citizens.

The following was presented:

Oath – Andrew Coe and Christopher McFarland, Entry Level Firefighters.

Chief Brian, Mohr introduced Andrew Coe and Christopher McFarland Entry Level Firefighters. Their one (1) year probation ended April 7, 2015. Mr. Coe was accompanied by his finance Elizabeth Waldorf. Mr. McFarland was accompanied by his wife Christie and son Carmeron.

The following was presented:

Student Presentation by Nagisa Sugarwara from Asahikawa, Japan.

Nagisa Sugarwara, addressed the Council. She had been in America for eight (8) months. She was attending Bloomington High School. She had six (6) siblings with her host family. She enjoyed choosing classes to attend. She noted that in Japan she cannot drive. She would attend schooling to become a teacher in Japan. She will return home June 2015.

The following was presented:

Bloomington - Normal Economic Development Council Update Presented by Kyle Ham, Chief Executive Officer, Bloomington - Normal Economic Development Council.

Kyle Ham, Chief Executive Officer (CEO), Bloomington - Normal Economic Development Council, addressed the Council. He had been the CEO for three (3) months. He intended on visiting with the 140 members' one on one. He believed McLean County had opportunities for growth. He noted four economic drivers: financial, agricultural, health care and education. He believed being too comfortable was risky.

He was currently working with existing businesses for retention. He believed the Downtown had potential for growth. Same should be capitalized on. Growth was the best way to generate revenue.

The following was presented:

Proclamation Declaring April 7, 2015, as National Service Recognition Day Presented by Tari Renner, Mayor to Brittany Cornell, Assistant Director Retired and Senior Volunteer Programs, Mclean County YWCA.

The following was presented:

Appointment of Noha Shawki to the Bloomington Normal Sister City Committee (Japan).

The following was presented:

Appointment of Carol Koos and Michael Raikes to the Board of Library Trustees.

The following was presented:

Appointment of Ann Bailen to the Historic Preservation Committee.

The following was presented:

Appointment of Eman Elsayed to the Human Relations Commission.

The following was presented:

Appointment of Megan Schubert to the Planning Commission.

The following was presented:

Reappointment of Marlene Gregor and Patricia Morin to the Citizen's Beautification Committee.

The following was presented:

Reappointment of Matthew Giordano and Sherry Galbreath to the Cultural District Commission.

The following was presented:

Reappointment of J. Alan Balmer and James Richard Pearson to the Planning Commission.

The following was presented:

Reappointment of Donald A. Wilkey to the Police Pension Board.

The following was presented:

Reappointment of Michael J. Buragas to the Regional Planning Commission.

The following was presented:

SUBJECT: Council Proceedings of March 23, 2015 and Special Session of March 7, 2015

RECOMMENDATION/MOTION: Recommend that the reading of the minutes of the previous Council Proceedings of March 23, 2015 and Special Session of March 7, 2015 be dispensed with and the minutes approved as printed.

STRATEGIC PLAN LINK: Goal 1. Financially sound City providing quality basic services.

STRATEGIC PLAN SIGNIFICANCE: Objective 1d. City services delivered in the most cost-effective, efficient manner.

BACKGROUND: The Council Proceedings of March 23, 2015 and Special Session of March 7, 2015 have been reviewed and certified as correct and complete by the City Clerk.

In compliance with the Open Meetings Act, Council Proceedings must be approved within thirty (30) days after the meeting or at the Council's second subsequent regular meeting whichever is later.

In accordance with the Open Meetings Act, Council Proceedings are made available for public inspection and posted to the City's web site within ten (10) days after Council approval.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: Not applicable.

Respectfully submitted for Council consideration.

Prepared by: Renee Gooderham, Interim City Clerk

Recommended by:

David A. Hales
City Manager

Motion by Alderman Schmidt, seconded by Alderman Painter that the reading of the minutes of the previous Council Proceedings of March 23, 2015 and Special Session Proceedings of March 7, 2015 be dispensed with and the minutes approved as printed.

The Mayor directed the clerk to call the roll which resulted in the following:

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

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Bills and Payroll

RECOMMENDATION/MOTION: That the bills and payroll be allowed and orders drawn on the Treasurer for the various amounts as funds are available.

STRATEGIC PLAN LINK: Goal 1. Financially sound City providing quality basic services.

STRATEGIC PLAN SIGNIFICANCE: Objective 1d. City services delivered in the most cost-effective, efficient manner.

FINANCIAL IMPACT: Total disbursements to be approved \$4,974,078.61, (Payroll total \$2,500,884.51, Accounts Payable total \$2,473,194.10)

Respectfully submitted for Council consideration.

Prepared by: Patti-Lynn Silva, Director of Finance

Recommended by:

David A. Hales
City Manager

Motion by Alderman Schmidt, seconded by Alderman Painter that the bills and payroll be allowed and orders drawn on the Treasurer for the various amounts as funds are available.

The Mayor directed the clerk to call the roll which resulted in the following:

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

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Appointment of Cherry Lawson as City Clerk

RECOMMENDATION/MOTION: Recommend that a motion be approved consenting to the appointment of Cherry Lawson as the City Clerk for the City.

STRATEGIC PLAN LINK: Goal 1. Financially Sound City Providing Quality Basic Services

STRATEGIC PLAN SIGNIFICANCE: Objective 1a. Budget with adequate resources to support defined services and level of services.

BACKGROUND: The City Code, Chapter 2, Section 45.1, provides the City Clerk shall be appointed by the City Manager with the advice and consent of the Council for an indefinite period. Cherry Lawson was identified as the most qualified individual to succeed Tracey Covert as City Clerk. Ms. Lawson will begin her position on May 11, 2015.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: A job posting was published through Experience Inc. on December 19, 2014; with Illinois Municipal League on December 16, 2014; and with the Association of Records Management Administrators, the League of Wisconsin Municipalities, the Iowa League of Cities, the Ohio Municipal League, the Indiana Association of Cities and Towns, the Michigan Municipal League, and the Kentucky League of Cities on December 15, 2014. Ads were placed with International CMA and the Bloomington Chamber of Commerce on December 19, 2014, as well as in numerous local and regional newspapers. A total of 14 applications were received.

FINANCIAL IMPACT: There are budgeted funds for this position in the FY15 Budget and the FY16 Budget if approved.

Respectfully submitted for Council consideration.

Prepared by: Beth Oakley, Executive Assistant

Reviewed by: David A. Hales, City Manager

Financial & budgetary review by: Carla A. Murillo, Budget Manager

Legal review by: Jeffrey R. Jurgens, Corporation Counsel

Recommended by:

David A. Hales
City Manager

Motion by Alderman Schmidt, seconded by Alderman Painter that a motion be approved consenting to the appointment of Cherry Lawson as the City Clerk for the City.

The Mayor directed the clerk to call the roll which resulted in the following:

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

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Appointments and Reappointments to Various Boards and Commissions

RECOMMENDATION/MOTION: Recommend that the Appointments and Reappointments be approved.

STRATEGIC PLAN LINK: Goal 4. Strong neighborhoods.

STRATEGIC PLAN SIGNIFICANCE: Objective 4e. Strong partnership with residents and neighborhood associations.

BACKGROUND: I ask your concurrence in the appointment of:

Noha Shawki of 816 E Monroe, Bloomington, IL 61701 to the Blm-Nml Sister City Committee (Japan). Her three (3) year term will be 5/1/15 – 4/30/18.

Carol Koos of 305 Woodland Avenue, Bloomington, IL 61701 to the Board of Library Trustees. Her three (3) year term will be 5/1/15 – 4/30/18.

Michael Raikes of 1520 N Clinton Blvd., Bloomington, IL 61701 to the Board of Library Trustees. His three (3) year term will be 5/1/15 – 4/30/18.

Ann Bailen of 1406 N. Clinton Blvd, Bloomington, IL 61701 to the Historic Preservation Committee. Her three (3) year term will be 5/1/15 – 4/30/18.

Eman Elsayed of 410 E Washington Street, Apt. #304, Bloomington, IL 61701 to the Human Relations Commission. Her three (3) year term will be 5/1/15 – 4/30/18.

Megan Schubert of 20 Brickyard Drive, Apt. D16, Bloomington, IL 61701 to the Planning Commission. Her three (3) year term will be 5/1/15 – 4/30/18.

I ask your concurrence in the reappointment of:

Marlene Gregor of 107 W Market Street, Bloomington, IL 61701 to the Citizen's Beautification Committee. Her three (3) year term will be 5/1/15 – 4/30/18.

Patricia Morin of 1405 N Clinton Blvd, Bloomington, IL 61701 to the Citizen's Beautification Committee. Her three (3) year term will be 5/1/15 – 4/30/18.

Matthew A. Giordano of 2 Turtleback Court, Bloomington, IL 61705 to the Cultural District Commission. His three (3) year term will be 5/1/15 – 4/30/18.

Sherry Galbreath of 3 Mallard Court, Bloomington, IL 61704 to the Cultural District Commission. Her three (3) year term will be 5/1/15 – 4/30/18.

J. Alan Balmer of 16 Fountain Lake Court, Bloomington, IL 61704 to the Planning Commission. His three (3) year term will be 5/1/15 – 4/30/18.

James Richard Pearson of 14 Hearthstone Court, Bloomington, IL 61704 to the Planning Commission. His three (3) year term will be 5/1/15 – 4/30/18.

Donald A. Wilkey of 107 Ruth Road, Bloomington, IL 61701 to the Police Pension Board. His three (3) year term will be 5/1/15 – 4/30/18.

Michael J. Buragas of 23 White Pl, Bloomington, IL 61701 to the Regional Planning Commission. His two (2) year term will be 5/1/15 – 4/30/17.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Mayor contacts all recommended appointments.

FINANCIAL IMPACT: None.

Respectfully submitted for Council consideration.

Prepared by: M. Beth Oakley, Executive Asst.

Recommended by:

Tari Renner
Mayor

Motion by Alderman Schmidt, seconded by Alderman Painter that the Appointments and Reappointments be approved.

The Mayor directed the clerk to call the roll which resulted in the following:

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

Nays: None.

Motion carried.**The following was presented:**

SUBJECT: Purchase of Replacement Trucks for the Water Department

RECOMMENDATION/MOTION: Recommend that the purchase of two (2) Ford F150 Pickup Trucks from Roesch Ford of Bensenville, IL using the Northwest Suburban Purchasing Cooperative Contract Number 148 in the total amount of \$50,710 be approved, and the Procurement Manager authorized to issue a Purchase order.

STRATEGIC PLAN LINK: Goal 1: Financially Sound City Providing Quality Basic Services.

STRATEGIC PLAN SIGNIFICANCE: Objective 1d. City Services delivered in the most cost-effective, efficient manner.

BACKGROUND: The Water Purification Division has a 2005 Dodge Dakota pickup truck that has 119,990 miles. This unit is ten (10) years old and scheduled to be replaced in the current budget year. Maintenance cost to date for the vehicle is \$17,317.62. The truck has had steering, engine, transmission, front suspension, brake, air bag system, body control module, and lighting electrical problems. The transmission oil pan rusted through. This truck is used for daily maintenance at the Water Treatment plant, pump stations at Lake Evergreen, and Water Sheds at Lake Bloomington and Lake Evergreen. The four (4) wheel drive feature will assist the lake personnel during inclement weather.

The Water Transmission and Distribution Division have a 2006 Dodge Dakota pickup truck that has 72,490 miles. The truck is nine (9) years old and scheduled to be replaced in the current budget year. Maintenance cost to date for the vehicle is \$14,121.06. This unit has had engine cooling system, front suspension, air bag system, power control module, engine, and transmission repairs. Staff will use this truck to replace an older truck that has 121,874 miles and is ten (10) years old. The truck is used for daily maintenance on water main inspections and for JULIE locates. The four (4) wheel drive feature will assist when inspecting new water main projects that are normally located off-road. Staff respectfully requests to have the older truck declared surplus and be sold on public auction using publicsurplus.com.

The Suburban Purchasing Cooperative is a cooperative of 150 municipalities in the six (6) county areas of Northern IL. Every municipality and government agency in the State is authorized to participate in this program. The City has successfully used this Cooperative in the past.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not Applicable.

FINANCIAL IMPACT: The Water Purification Division has \$22,821 budgeted this in FY 15 Capital Lease-Capital Outlay Licensed Vehicles account (40110131-72130). The replacement will cost \$25,355. The Water Transmission and Distribution Division has \$22,281 budgeted this

in FY 15 Capital Lease-Capital Outlay Licensed Vehicles account (40110131-72130). The replacement will cost \$25,355. Sufficient funds are available in the Capital Lease to cover the difference from budget to actual. Stakeholders can locate this in the FY 15 Budget Book titled Other Funds & Capital Improvement Program on pages 109 & 114.

Respectfully submitted for Council consideration.

Prepared by: Rob Kronos , Superintendent of Fleet Maintenance

Reviewed by: Brett Lueschen, Interim Water Director

Reviewed by: Steve Rasmussen, Asst. City Manager

Financial & Budgetary review by: Chris Tomerlin, Budget Analyst
Carla A. Murillo, Budget Manager

Legal review by: Jeffrey R. Jurgens, Corporation Counsel

Recommended by:

David A. Hales
City Manager

Motion by Alderman Schmidt, seconded by Alderman Painter that the purchase of two (2) Ford F150 Pickup Trucks from Roesch Ford of Bensenville, IL using the Northwest Suburban Purchasing Cooperative Contract Number 148 in the amount of \$50,710 be approved, and the Procurement Manager authorized to issue a Purchase order.

The Mayor directed the clerk to call the roll which resulted in the following:

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

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Compliance Commitment Agreement (CCA) with the Illinois Environmental Protection Agency (IEPA) Violation Notice M-2014-01040

RECOMMENDATION/MOTION: Recommend that the Compliance Commitment Agreement (CCA) with the Illinois Environmental Protection Agency (IEPA) regarding the closed fill area

at Lake Bloomington Violation Notice M-2014-01040 be approved and the Mayor and City Clerk authorized to execute the necessary documents.

STRATEGIC PLAN LINK: Goal 1. Financially Sound City Providing Quality Basic Services

STRATEGIC PLAN SIGNIFICANCE: Objective 1d. City Services delivered in the most cost-effective, efficient manner.

BACKGROUND: The City has utilized the area downstream of the dam at Lake Bloomington as a clean fill area for many decades. Implemented regulations in 2013 and zoning as residential resulted in the cessation of fill operations at the site. A new chain link fence and gate were installed in 2014. Discussions with McLean County concerning slope stabilization and seeding the area have been ongoing. McLean County staff indicated support of rezoning the area for uses more amenable to water treatment plant and lake park maintenance operations, after established permanent vegetative cover on stabilized slopes. The IEPA received a report of dumping at the site in September 2014. An IEPA inspector visited the site noting piles of nonhazardous excavation material and old fencing. Since a violation notice was issued. The material was removed and disposed of at a licensed landfill.

The attached CCA is a certification by the City that material was removed and the new chain link fence and gate were installed. The signed CCA will close the violation notice and remove legal liability in the matter.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: None.

FINANCIAL IMPACT: Not Applicable.

Respectfully submitted for Council consideration.

Prepared by: Brett Lueschen, Interim Water Director
Reviewed by: Jeffrey R. Jurgens, Corporation Counsel
Reviewed by: Stephen Rasmussen, Assistant City Manager
Financial & Budgetary review by: Chris Tomerlin, Budget Analyst
Carla A. Murillo, Budget Manager
Recommended by:

David A. Hales
City Manager

Motion by Alderman Schmidt, seconded by Alderman Painter that the Compliance Commitment Agreement (CCA) with the Illinois Environmental Protection Agency (IEPA)

regarding the closed fill area at Lake Bloomington Violation Notice M-2014-01040 be approved and the Mayor and City Clerk authorized to execute the necessary documents.

The Mayor directed the clerk to call the roll which resulted in the following:

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

Nays: None.

Motion carried.

The following was presented:

Motion carried.

The following was presented:

SUBJECT: Reject all Bids for the Traffic Line Paint and Beads, Waive the Formal Bid Process and Approve an Agreement with Diamond Vogel Paint

RECOMMENDATION/MOTION: Recommend that all bids (Bid #2015-53) be rejected for Traffic Line Paint and Beads, that the Formal Bid Process be waived and that an Agreement with Diamond Vogel Paint be approved in the amount of \$90,375 and the Purchasing Agent be authorized to issue a Purchase Order for same.

STRATEGIC PLAN LINK: Goal 2. Financially Sound City Providing Quality Basic Services.

STRATEGIC PLAN SIGNIFICANCE: Objective 1d. City Services delivered in the most cost-effective, efficient manner.

BACKGROUND: The Public Works Department's Streets and Sewers Division purchased a new self-propelled traffic line painting machine from E-Z Liner Industries in 2012. This machine requires the pavement marking beads to be loaded mechanically and the traffic line paint to be drawn from fifty-five (55) gallon drums. A bid specification was created which allows for the purchase of traffic line paint to be used not only with the new machine but also with the existing walk behind traffic line painting machines.

A total of four (4) Bids were received:

Ozark Materials:	NoBid
Ennis Paint:	\$85,425
Sherwin Williams Paint:	\$90,375
Diamond Vogel Paint:	\$90,375 (Suggested Bid)

Ennis Paint cannot meet the delivery requirement specifications. Both Sherwin Williams and Diamond Vogel did not provide a bid bond. Accordingly, there were no responsive bids. Since time is of the essence and the City has used Diamond Vogel’s Traffic Line Paint in the past with successful results, conducting a new round of bids is not recommended. Instead, staff recommends all bids be rejected and an agreement approved with Diamond Vogel Paint in the amount of \$90,375.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Public notice of the bid was published in the Pantagraph on February 26, 2015 (Bid #2015-53). Four (4) bid packages were provided.

FINANCIAL IMPACT: This is included in the FY 2016 Proposed Budget under Street Maintenance – Traffic Line Paint (10016120-71096). Stake holders can located this in the FY 2016 Proposed Budget Book titled “Budget Overview & General Fund” on page 293.

Respectfully submitted for Council consideration.

Prepared by: Colleen Winterland, Superintendent of Streets and Sewers

Reviewed by: Jim Karch, Director of Public Works

Reviewed by: Steve Rasmussen, Asst. City Manager

Financial & budgetary review by: Chris Tomerlin, Budget Analyst
Carla A. Murillo, Budget Manager

Legal review by: Jeffrey R. Jurgens, Corporation Counsel

Recommended by:

David A. Hales
City Manager

Motion by Alderman Schmidt, seconded by Alderman Painter that all bids (Bid #2015-53) be rejected for Traffic Line Paint and Beads, that the Formal Bid Process be waived and that an Agreement with Diamond Vogel Paint be approved in the amount of \$90,375 and the Purchasing Agent be authorized to issue a Purchase Order for same.

The Mayor directed the clerk to call the roll which resulted in the following:

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

Nays: None.

Motion carried.**The following was presented:**

SUBJECT: Waive the Formal Bid Process and Approve Agreement with Hanson Professional Services, Inc.

RECOMMENDATION/MOTION: Recommend to Waive the Formal Bid process and Approve Agreement with Hanson Professional Services, Inc. Springfield, IL not to exceed \$29,800, the Resolution be adopted and the Mayor and City Clerk authorized to execute the necessary documents.

STRATEGIC PLAN LINK: Goal 2. Upgrade City infrastructure and facilities.

STRATEGIC PLAN SIGNIFICANCE: Objective 2d. Well-designed, well maintained City facilities emphasizing productivity and customer service.

BACKGROUND: The Evergreen Lake Spillway Bridge Superstructure Replacement Project was awarded to Stark Excavating, Inc. on October 27, 2014. Stark has removed the old deck, replaced both pier caps, and performed concrete repairs on the abutments. Work will begin soon to install the new deck beams, bridge railing, waterproofing membrane, and wearing surface. All work is scheduled for completion by May 15, 2015.

Engineering Technician personnel have been performing daily construction observation duties. Going forward inspection staff will not be available to perform daily inspections.

The following proposals for daily inspection have been received from Hanson Professional Services, Inc. and Farnsworth Group of Bloomington.

Hanson Professional Services, Inc. \$29,800 (up to 260 hours inspection including expenses)

Farnsworth Group, Inc. \$29,900 to \$44,460 (up to 260 hours inspection including expenses, depending on personnel assigned)

Hanson Professional Services, Inc. is currently performing some of the specialized inspection work on the project and was also the bridge design consultant. Staff recommends selecting Hanson Professional Services, Inc. based on the bid amount and current work.

The agreement would authorize Hanson Professional Services, Inc. to provide up to 260 hours of construction inspection for a cost not to exceed of \$29,800.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: This expenditure was budgeted in the Water Transmission and Distribution – Other Professional & Technical Services account (50100120-70220). Stakeholders

can locate this in the FY 2015 Budget Book titled Other Funds & Capital Improvement Program on page 137.

Respectfully submitted for Council consideration.

Prepared by: Greg Kallevig, PE, CFM, Project Engineer

Reviewed by: Brett Lueschen, Interim Water Director

Reviewed by: Steve Rasmussen, Asst. City Manager

Financial & Budgetary review by: Chris Tomerlin, Budget Analyst

Legal review by: Jeffrey R. Jurgens, Corporation Counsel

Recommended by:

David A. Hales
City Manager

(ON FILE IN CLERK'S OFFICE)

RESOLUTION NO. 2015 - 12

**A RESOLUTION WAIVING THE FORMAL BIDDING PROCESS AND
AUTHORIZING THE PURCHASE OF PROFESSIONAL ENGINEERING SERVICES
TO PERFORM CONSTRUCTION INSPECTION AT THE EVERGREEN LAKE
BRIDGE FROM HANSON PROFESSIONAL SERVICES, INC. AT A COST NOT TO
EXCEED \$29,800**

Whereas, the need for obtaining necessary, additional observation services was due to unforeseen City staffing conditions; and

Whereas, Hanson Engineering is the designer of record on this project and has intimate knowledge of the project; and

Whereas, Hanson Engineering was previously engaged by the City to undertake limited observation duties on this project; and

Whereas, the value of the work to be undertaken might otherwise require more formalized procurement methods City staff sought input from two (2) respected and qualified Engineering firms whose work has been found acceptable in the past and with whom the City has a positive ongoing relationship; and

Whereas, time is of the essence to complete the project in a timely manner; and

NOW, THEREFORE, BE IT RESOLVED BY THE City Council of the City of Bloomington, Illinois, as follows:

Section 1. That the “bidding process” (formalized procurement process) be waived and the Purchasing Manager be authorized to pursue Engineering Services for Construction Inspection, for the above referenced project, at a cost not to exceed \$29,800.

ADOPTED this 13th day of April, 2015.

APPROVED this 14th day of April, 2015.

APPROVED:

Tari Renner
Mayor

ATTEST:

Renee Gooderham
Interim City Clerk

Motion by Alderman Schmidt, seconded by Alderman Painter to Waive the Formal Bid Process and Approve Agreement with Hanson Professional Services, Inc. Springfield, IL not to exceed \$29,800, the Resolution be adopted and the Mayor and City Clerk authorized to execute the necessary documents.

The Mayor directed the clerk to call the roll which resulted in the following:

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

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Suspension of Ordinances to Allow Consumption of Alcohol at Davis Lodge on September 12, 2015

RECOMMENDATION/MOTION: That the Ordinance be passed.

STRATEGIC PLAN LINK: Goal 5. Great place – livable, sustainable City.

STRATEGIC PLAN SIGNIFICANCE: Objective 5.d. Appropriate leisure and recreational opportunities responding to the needs of residents.

BACKGROUND: The Bloomington Liquor Commissioner Tari Renner called the Liquor Hearing to order to hear the request of Raymond Gerard III and Alyssa Kabureck to allow moderate consumption of alcohol at their September 12, 2015 wedding reception to be held at Davis Lodge. Present at the hearing were Liquor Commissioners Tari Renner, Geoffrey Tompkins and Jim Jordan; George Boyle, Asst. Corporation Counsel and Renee Gooderham, Interim City Clerk.

Commissioner Renner opened the liquor hearing and requested that the requestor address this request. Joni Gerard, mother of the groom, addressed the Commission. The wedding ceremony and reception would be held at the Davis Lodge on September 12, 2015. Red Bird Catering, located at 1507 N Main St., would provide the food and beverage service. Liquor service would be limited to beer and wine only.

Motion by Commissioner Tompkins, seconded by Commissioner Jordan that the request of Raymond Gerard III and Alyssa Kabureck to allow moderate consumption of alcohol at the Davis Lodge for their September 12, 2015 wedding reception be approved.

Motion carried, (viva voce).

Commissioner Renner stated that this item would appear on the Council's April 13, 2015 Consent Agenda. He encouraged them to attend same.

There being no further business before the Commission, the meeting recessed at 4:08 p.m.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: The Agenda for the March 10, 2015 Meeting of the Liquor Commission was placed on the City's web site. There also is a list serve feature for the Liquor Commission.

FINANCIAL IMPACT: None.

Respectfully submitted for Council consideration.

Prepared by: Renee Gooderham, Interim City Clerk

Reviewed by: Brett Lueschen, Interim Water Director

George D. Boyle, Asst. Corporation Counsel

Recommended by:

Tari Renner
Mayor

ORDINANCE NO. 2015 - 17

AN ORDINANCE SUSPENDING PORTIONS OF SECTION 701 OF CHAPTER 31 AND SECTION 26(d) OF CHAPTER 6 OF THE BLOOMINGTON CITY CODE FOR A WEDDING RECEPTION AT THE (LOCATION)

WHEREAS, Raymond Gerard III and Alyssa Kabureck are planning to hold their wedding reception at the Davis Lodge from 4:30 pm to 11:00 pm on September 12, 2015; and

WHEREAS, Raymond Gerard III and Alyssa Kabureck have requested permission from the City to serve beer and wine during this event; and

WHEREAS, in order to legally possess alcohol in a City Park, Section 701(a), (b) and (c) of Chapter 31 of the Bloomington City Code, which prohibits the drinking, selling and possessing alcohol beverages with the City parks and Section 26(d) of Chapter 6 of the Bloomington City Code, which prohibits possession of open alcohol on public property must be suspended;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLOOMINGTON, ILLINOIS;

Section 1: That Sections 701(a), (b) and (c) of Chapter 31 and Section 26(d) of Chapter 6 of the Bloomington City Code, 1960, as amended, are suspended for the duration of the wedding reception at the Davis Lodge on September 12, 2015 under the conditions set forth in the rental agreement.

Section 2: Except for the date of date set forth in Section 1 of this Ordinance, Sections 701(a), (b) and (c) of Chapter 31 and Section 26(d) of Chapter 6 of the Bloomington City Code, 1960, shall remain in full force and effect. Nothing in this Ordinance shall be interpreted as repealing said Sections 701(a), (b) and (c) of Chapter 31 and Section 26(d) of Chapter 6.

Section 3: This Ordinance shall be effective on the date of its passage and approval.

Section 4: This Ordinance is adopted pursuant to the home rule authority granted the City of Bloomington by Article VII, Section 6 of the 1970 Illinois Constitution.

PASSED this 13th day of April, 2015.

APPROVED this 14th day of April, 2015.

APPROVED:

Tari Renner
Mayor

ATTEST:

Renee Gooderham
Interim City Clerk

Motion by Alderman Schmidt, seconded by Alderman Painter that the Ordinance be passed.

The Mayor directed the clerk to call the roll which resulted in the following:

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

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Application of Bloom Happy Hour, Inc., d/b/a Happy Hour, located at 704 S. Eldorado Rd., requesting an RAS liquor license which would allow the sale of all types of alcohol by the glass for consumption on the premises seven (7) days a week

RECOMMENDATION/MOTION: That an RAS liquor license for Bloom Happy Hour, Inc., d/b/a Happy Hour, located at 704 S. Eldorado Rd., be created, contingent upon compliance with all applicable health and safety codes.

STRATEGIC PLAN LINK: Goal 4. Grow the local economy.

STRATEGIC PLAN SIGNIFICANCE: Objective 4.a. Retention and growth of current local business.

BACKGROUND: The Bloomington Liquor Commissioner, Tari Renner, called the Liquor Hearing to order to hear the application of Bloom Happy Hour, Inc., d/b/a Happy Hour, located at 704 S. Eldorado Rd., requesting an RAS liquor license which would allow the sale of all types of alcohol by the glass for consumption on the premises seven (7) days a week. Present at the hearing were Liquor Commissioners Tari Renner, Geoffrey Tompkins and Jim Jordan; City Staff George Boyle, Asst. Corporation Counsel, Clay Wheeler, Asst. Police Chief and Renee Gooderham, Interim City Clerk; and Sveenivas Poondru, Owner/Operator and Applicant representative.

Sveenivas Poondru, Owner/Operator and Applicant representative addressed the Commission. He stated that the establishment would be a restaurant/sports bar. Commissioner Renner reminded Mr. Poondru that fifty-one percent (51%) of sales must be from food to remain a restaurant. Mr. Poondru acknowledged same.

Mr. Poondru stated that he would employ two to three (2–3) bartenders and three to four (3–4) servers. All require BASSETT (Beverage Alcohol Sellers and Servers Education) certification prior to hiring.

Commissioner Jordan questioned video gaming machines. Mr. Poondru stated they had not thought about those.

Motion by Commission Jordan, seconded by Commission Tomkins, that the Revati Raman Bhanot, Inc., d/b/a Happy Hour, located at 704 S. Eldorado Rd., requesting an RAS liquor license which would allow the sale of all types of alcohol by the glass for consumption on the premises seven (7) days a week be approved contingent upon compliance with all applicable health and safety codes.

Motion carried, (viva voce).

Commissioner Renner stated that this item would appear on the Council's April 13, 2015 Consent Agenda. He encouraged Mr. Poondru to attend same.

There being no further business before the Commission, the meeting recessed at 4:55 p.m.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Public notice was published in the Pantagraph on March 2, 2015 in accordance with City Code. In accordance with City Code, approximately eighty-five (85) courtesy copies of the Public Notice were mailed to adjacent properties. In addition, the Agenda for the March 10, 2015 meeting of the Liquor Commission was placed on the City's web site. There also is a list serve feature for the Liquor Commission.

FINANCIAL IMPACT: The annual fee for an RAS liquor license is \$2,210.

Respectfully submitted for Council consideration.

Prepared by: Renee Gooderham, Interim City Clerk

Reviewed by: George D. Boyle, Asst. Corporation Counsel

Recommended by:

Tari Renner
Mayor

Motion by Alderman Schmidt, seconded by Alderman Painter that an RAS liquor license for Bloom Happy Hour, Inc., d/b/a Happy Hour, located at 704 S. Eldorado Rd., be created, contingent upon compliance with all applicable health and safety codes.

The Mayor directed the clerk to call the roll which resulted in the following:

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

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Application of Setinthebar, Inc., d/b/a Jazz Upfront located at 107 W. Front St., requesting a TAS liquor license which allows the sale of all types of alcohol by the glass for consumption on the premises seven (7) days a week

RECOMMENDATION/MOTION: That a TAS liquor license for Setinthebar, Inc., d/b/a Jazz Upfront, located at 107 W. Front St., be created, contingent upon compliance with all applicable health and safety codes.

STRATEGIC PLAN LINK: Goal 4. Grow the local economy.

STRATEGIC PLAN SIGNIFICANCE: Objective 4.a. Retention and growth of current local business.

BACKGROUND: The Bloomington Liquor Commissioner, Tari Renner, called the Liquor Hearing to order to hear the application of Setinthebar, Inc., d/b/a Jazz Upfront located at 107 W. Front St., requesting a TAS liquor license which allows the sale of all types of alcohol by the glass for consumption on the premises seven (7) days a week. Present at the hearing were Liquor Commissioners Tari Renner, Geoffrey Tompkins and Jim Jordan; City Staff George Boyle, Asst. Corporation Counsel, Clay Wheeler, Asst. Police Chief and Renee Gooderham, Interim City Clerk; also present was James Gaston, Owner/Operator and Applicant representative.

Commissioner Renner noted that the applicant had been approved on September 8, 2014 for a liquor license at the premise located at 105 W. Front Street. James Gaston addressed the Commission. He stated that the 105 W. Front St. location required extensive building repairs. The business model remained the same. He planned to host live entertainment on Friday and Saturday nights. This would be a jazz club.

Rich Marvel, 405 W. Front St., attorney for Mugshots Bar and Grill, LLC, d/b/a Mugshots, located at 107 W. Front St., addressed the Commission. He noted that Mugshots was operating and had a current liquor license at the location. George Boyle, Asst. Corporation Counsel, stated that Mr. Gaston had a signed lease. The lease began April 1, 2015. He questioned if the lease was under dispute. Mr. Marvel responded affirmatively. *Mugshots did not renew the second (2nd) quarter liquor license. They no longer have a vested interest in the property.*

Mr. Boyle stated that the Jazz Upfront's license would not take effect until Mr. Gaston had possession of the premises. Mr. Gaston stated that Fred Wollrab, owner of Redbird Properties Management Inc., assured him that there was an order to evacuate given to current tenant.

Motion by Commissioner Jordan, seconded by Commissioner Tompkins that the application of Setinthebar, Inc., d/b/a Jazz Upfront located at 107 W. Front St., requesting a TAS liquor license which allows the sale of all types of alcohol by the glass for consumption on the premises seven (7) days a week, be contingent upon compliance with all applicable health and safety codes and building possession.

Motion carried, (viva voce).

Commissioner Renner stated that this item would appear on the Council's April 13, 2015 Consent Agenda. He encouraged Mr. Gaston to attend same.

There being no further business before the Commission, the meeting recessed at 4:15 p.m.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Public notice was published in the Pantagraph on March 2, 2015 in accordance with City Code. In accordance with City Code, approximately sixty-two (62) courtesy copies of the Public Notice were mailed to adjacent properties. In addition, the Agenda for the March 10, 2015 meeting of the Liquor Commission was placed on the City's web site. There also is a list serve feature for the Liquor Commission.

FINANCIAL IMPACT: The annual fee for a TAS liquor license is \$2,210.

Respectfully submitted for Council consideration.

Prepared by: Renee Gooderham, Interim City Clerk

Reviewed by: George D. Boyle, Asst. Corporation Counsel

Recommended by:

Tari Renner
Mayor

Motion by Alderman Schmidt, seconded by Alderman Painter that a TAS liquor license for Setinthebar, Inc., d/b/a Jazz Upfront, located at 107 W. Front St., be created, contingent upon compliance with all applicable health, safety codes and building possession.

The Mayor directed the clerk to call the roll which resulted in the following:

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

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Application of Lincoln Springs Center, LLC, d/b/a Lincoln Springs Center, located at 1611 S. Morrissey Dr., Unit 1, requesting an EAS liquor license which allows the sale of all types of alcohol by the glass for consumption on the premises seven (7) days a week

RECOMMENDATION/MOTION: That an EAS liquor license for Lincoln Springs Center, LLC, d/b/a Lincoln Springs Center, located at 1611 S. Morrissey Dr., Unit 1, be created, contingent upon compliance with all applicable health, safety codes and written approval by Planning and Code Enforcement Fire Inspectors.

STRATEGIC PLAN LINK: Goal 4. Grow the local economy.

STRATEGIC PLAN SIGNIFICANCE: Objective 4.a. Retention and growth of current local business.

BACKGROUND: The Bloomington Liquor Commissioner, Tari Renner, called the Liquor Hearing to order to hear the application of Lincoln Springs Center, LLC, d/b/a Lincoln Springs Center, located at 1611 S. Morrissey Dr., Unit 1, requesting an EAS liquor license which allows the sale of all types of alcohol by the glass for consumption on the premises seven (7) days a week. Present at the hearing were Liquor Commissioners Tari Renner, Geoffrey Tompkins and Jim Jordan; George Boyle, Asst. Corporation Counsel, Clay Wheeler, Asst. Police Chief, Kathryn Gruber, Fire Inspector, Renee Gooderham, Interim City Clerk and John Coontz and Stacy Smith, Owner/Operators and Applicant representatives.

Stacy Smith, Owner/Operator and Applicant representative addressed the Commission. He stated that creation of a liquor license was approved by the Commission in June, 2014, for Smith Family Enterprises, LTD. Due to unforeseen issues, the corporate entity changed. He stated that the business model would remain the same. Mr. Smith anticipated that fire alarm and sprinkler system issues would be addressed March 11, 2015.

George Boyle, Asst. Corporation Counsel, provided the Commission with Exhibit A, an email from Leslie Yocum, Morrissey Crossing Property Manager to Kathryn Gruber, Fire Inspector. He noted that the fire report from June, 2014, indicated that there had been unresolved problems with the fire prevention system. Mr. Boyle stated that liquor license issuance and building occupancy should be contingent upon the fire alarm and sprinkler systems passing inspection.

John Coontz, Owner/Operator and Applicant representative addressed the Commission. Overland Alarm Systems would install the fire alarm system March 11, 2015.

Mr. Boyle noted that inspections had been conducted on March 2 and 9, 2015. Kathryn Gruber, Fire Inspector, addressed the Commission. She stated that at the March 2nd inspection she had been unable to access the sprinkler room and the fire alarms were not functioning. Staff went back on March 9th and some issues had not been addressed. The remaining issues involving the sprinkler and fire alarm systems could be remedied with 24 to 48 hours. She believed that the banquet hall was rented for the upcoming weekend. Occupancy would not be allowed until inspection items had been resolved.

Mr. Boyle stated that events should not be allowed at the location until the safety issues had been fully addressed.

Commissioner Jordan questioned an event with a hundred (100) attendees. Mr. Smith cited wedding receptions.

Commissioner Jordan cited a mixed age group event and how the Applicant planned to manage the bar service. Mr. Smith stated that the bartender would check the individual's identification. In addition, there would be a manager and security staff. Any concerns would be addressed.

Commissioner Jordan questioned a large mixed group event and how the Applicant planned to distinguish individuals over the age of twenty – one (21). Mr. Smith cited the manager and bar staff would be responsible for same. Staff would obtain BASSETT (Beverage Alcohol Sellers and Servers Education) certification.

Motion by Commissioner Tompkins, seconded by Commissioner Jordan that the application of Lincoln Springs Center, LLC, d/b/a Lincoln Springs Center, located at 1611 S. Morrissey Dr., Unit 1, requesting an EAS liquor license which allows the sale of all types of alcohol by the glass for consumption on the premises seven (7) days a week be approved contingent upon compliance with all applicable health and safety codes and written approval by Planning and Code Enforcement Fire Inspectors.

Motion carried, (viva voce).

Commissioner Renner stated that this item would appear on the Council's April 13, 2015 Consent Agenda. He encouraged Mr. Coontz and Mr. Smith to attend same.

There being no further business before the Commission, the meeting recessed at 4:40 p.m.

Written approval of the fire prevention and alarms systems was received from Kathryn Gruber, Fire Inspector on Monday, March 30, 2015.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Public notice was published in the Pantagraph on March 2, 2015 in accordance with City Code. In accordance with City Code, approximately twelve (12) courtesy copies of the Public Notice were mailed adjacent

properties. In addition, the Agenda for the March 10, 2015 Meeting of the Liquor Commission was placed on the City's web site. There also is a list serve feature for the Liquor Commission.

FINANCIAL IMPACT: The annual fee for an EAS liquor license is \$2,210.

Respectfully submitted for Council consideration.

Prepared by: Renee Gooderham, Interim City Clerk

Reviewed by: George D. Boyle, Asst. Corporation Counsel

Recommended by:

Tari Renner
Mayor

Motion by Alderman Schmidt, seconded by Alderman Painter that an EAS liquor license for Lincoln Springs Center, LLC, d/b/a Lincoln Springs Center, located at 1611 S. Morrissey Dr., Unit 1, be created, contingent upon compliance with all applicable health, safety codes and written approval by Planning and Code Enforcement Fire Inspectors.

The Mayor directed the clerk to call the roll which resulted in the following:

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

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Application of Lupita's Hispanic and American Grocery, Inc., d/b/a Lupita's Hispanic & American Grocery, located at 1512 W. Market St., requesting a PAS liquor license which would allow the sale of all types of packaged alcohol for consumption off the premises seven (7) days a week

RECOMMENDATION/MOTION: That a PAS liquor license for Lupita's Hispanic and American Grocery, d/b/a Lupita's Hispanic & American Grocery, located at 1512 W. Market St., be created, contingent upon compliance with all applicable health and safety codes, together with proof of BASSETT certification.

STRATEGIC PLAN LINK: Goal 4. Grow the local economy.

STRATEGIC PLAN SIGNIFICANCE: Objective 4.a. Retention and growth of current local business.

BACKGROUND: The Bloomington Liquor Commissioner, Tari Renner, called the Liquor Hearing to order to hear the application of Lupita's Hispanic and American Grocery, Inc., d/b/a Lupita's Hispanic & American Grocery, located at 1512 W. Market St., requesting a PAS liquor license which would allow the sale of all types of packaged alcohol for consumption off the premises seven (7) days a week. Present at the hearing were Liquor Commissioners Tari Renner, Geoffrey Tompkins and Jim Jordan; City Staff George Boyle, Asst. Corporation Counsel, Clay Wheeler, Asst. Police Chief and Renee Gooderham, Interim City Clerk; and Arturo Hernandez, Owner/Operator and Applicant representative.

Arturo Hernandez, Owner/Operator and Applicant representative addressed the Commission through a translator. He stated that the grocery store was currently operating. They wanted the ability to sell packaged alcohol.

Commissioner Renner questioned BASSETT (Beverage Alcohol Sellers and Servers Education) certification. Mr. Hernandez stated negatively. George Boyle, Asst. Corporation Counsel, noted that BASSETT training was required for the business manager and/or at least one employee on the premises at all times. Mr. Hernandez stated that the grocery store had three (3) employees.

Commissioner Renner questioned police concerns. Asst. Chief Wheeler stated there were none.

Commissioner Jordan questioned if he had held liquor license before and violations of same. Mr. Hernandez responded a liquor license was held in Onley, IL. There were no violations.

Motion by Commission Jordan, seconded by Commission Tomkins, that the application of Lupita's Hispanic and American Grocery, Inc., d/b/a Lupita's Hispanic & American Grocery, located at 1512 W. Market St., requesting a PAS liquor license which would allow the sale of all types of packaged alcohol for consumption off the premises seven (7) days a week be approved contingent upon compliance with all applicable health, safety codes and proof of BASSETT certification.

Motion carried, (viva voce).

Commissioner Renner stated that this item would appear on the Council's April 13, 2015 Consent Agenda. He encouraged Mr. Hernandez to attend same.

There being no further business before the Commission, the meeting recessed at 4:48 p.m.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Public notice was published in the Pantagraph on March 2, 2015 in accordance with City Code. In accordance with City Code, approximately forty-five (45) courtesy copies of the Public Notice were mailed to properties adjacent to or near the premises. In addition, the Agenda for the March 10, 2015 Meeting of the Liquor Commission was placed on the City's web site. There also is a list serve feature for the Liquor Commission.

FINANCIAL IMPACT: The annual fee for a PAS liquor license is \$1,410.

Respectfully submitted for Council consideration.

Prepared by: Renee Gooderham, Interim City Clerk

Reviewed by: George D. Boyle, Asst. Corporation Counsel

Recommended by:

Tari Renner
Mayor

Motion by Alderman Schmidt, seconded by Alderman Painter that a PAS liquor license for Lupita's Hispanic and American Grocery, d/b/a Lupita's Hispanic & American Grocery, located at 1512 W. Market St., be created, contingent upon compliance with all applicable health, safety codes and proof of BASSETT certification.

The Mayor directed the clerk to call the roll which resulted in the following:

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

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Formation of a Downtown Signage Committee

RECOMMENDATION/MOTION: Recommend to adopt the Resolution Establishing a Downtown Signage Committee.

STRATEGIC PLAN LINK: Goal 6. Prosperous Downtown Bloomington.

STRATEGIC PLAN SIGNIFICANCE: Objective 6c. Downtown becoming a community and regional destination.

BACKGROUND: The Downtown Traffic Committee recommends formation of the Committee to improve signage throughout Downtown promoting attractions and directing visitors. The Committee would be composed of staff, active citizens and a representative of the Bloomington-Normal Area Convention and Visitors Bureau.

The Committee will culminate after six (6) months of formation. The Committee will be tasked with the following:

- Recommending sites that should be highlighted with signage. This could include signs for civic attractions, government buildings and parking areas.
- Recommending a style of design. The recommendation on style should be limited to those recognized by the Manual On Uniform Traffic Control Devices (MUTCD).
- Recommending on sign size and placement.
- Investigating costs

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: The Downtown Traffic Committee is a key stakeholder involved in this project. The proposal for the committee was taken to the City Council Committee of the Whole on March 16, 2015, for discussion. No one voiced opposition to the committee.

FINANCIAL IMPACT: Cost is unknown at this time.

Respectfully submitted for Council consideration.

Prepared by: Stephen Arney, Public Works Administration

Reviewed by: Jim Karch, PE CFM, Director of Public Works

Reviewed by: Steve Rasmussen, Asst. City Manager

Financial & Budgetary review by: Chris Tomerlin, Budget Analyst

Legal review by: Jeffrey R. Jurgens, Corporation Counsel

Recommended by:

David A. Hales
City Manager

RESOLUTION NO. 2015 - 12

**A RESOLUTION ESTABLISHING THE FORMATION OF A
DOWNTOWN SIGNAGE COMMITTEE**

WHEREAS, the City Council has received recommendations that a Downtown Signage Committee (hereinafter “Committee”) be formed to improve signage throughout the City’s downtown to promote attractions and direct visitors; and

WHEREAS, the Committee will be composed of City staff, citizens active with Downtown revitalization and a representative from the Bloomington-Normal Area Convention and Visitors Bureau; and

WHEREAS, the Committee's tasks shall include the following: (1) recommending sites that should be highlighted with signage (including signs for civic attractions, government buildings and parking areas); (2) recommending a style of design for signs, limited to those recognized by the Manual On Uniform Traffic Control Devices; (3) recommending sign size and placement; and (4) investigation of costs regarding the proposed signage; and

WHEREAS, the Committee will culminate after six (6) months of formation, and

WHEREAS, the Committee shall further be charged with returning to the City Council and administration written recommendations on the tasks identified above, and

WHEREAS, the Committee shall be subject to the provisions of the Illinois Open Meetings Act and shall elect from one of its own members a secretary to take meeting minutes; and

WHEREAS, the members of the Committee shall be appointed by the Mayor, with the advice and consent of the City Council, and one of said appointees shall be designated by the Mayor as the Committee's chairperson.

NOW, THEREFORE, BE IT RESOLVED BY THE City Council of the City of Bloomington, McLean County, Illinois, as follows:

Section 1. The above stated recitals are incorporated herein by reference.

Section 2. The City Council of the City of Bloomington hereby formally creates the Downtown Signage Committee, which shall be considered an ad hoc committee of the City of Bloomington. The Committee shall meet at the call of the chairperson.

Section 3. This Resolution shall be in full force and effect immediately after its passage and approval.

APPROVED by the City Council of the City of Bloomington, McLean County, Bloomington, Illinois, April 13, 2015, by a vote of 7 to 2.

Tari Renner
Mayor

Renee Gooderham
Interim City Clerk

Motion by Alderman Black, seconded by Alderman Schmidt to Adopt the Resolution Establishing a Downtown Signage Committee.

The Mayor directed the clerk to call the roll which resulted in the following:

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

Nays: Aldermen Lower and Stearns.

Alderman Lower questioned signage cost and priorities. Mayor Renner believed same was a way to promote the Downtown and generate growth. At this time there was no cost.

The following was presented:

Public Hearing for the Fiscal Year (FY) 2016 Budget which begins May 1, 2015 and ends April 30, 2016.

Donna Borlen, 2702 Foxtrot Trl., addressed the Council. She cited footnotes from Exhibit A – 2016 Adopted Budget Summary of Revenues, Expenditures and Change in Fund Balances by Fund. She believed withdrawing money from the Fund Balance was alarming. She believed the General Reserve Fund was associated with Bond trading. Withdrawing from same was disconcerting. She believed taxes were increasing. Taxes on essential and non-essential items were getting out of hand. She suggested code enforcement before more taxes and fee increases.

Alton Franklin, 508 Patterson Dr., addressed the Council. He believed all departments should reduce budgets by two percent (2%). He questioned increasing the budget three to four percent (3 – 4%) with decreased revenue. Council needed to what it takes to get expenditures in line.

Gary Lambert, 3018 E. Oakland St., addressed the Council. He read a quote from the Pantagraph. He questioned \$2.5 million for the U.S. Cellular Coliseum.

J. Allan Balmer, 16 Fountain Lake Ct., addressed the Council. He believed projects undertook by Miller Park Zoo and the Zoological Society was geared towards self-sufficiency. He believed same assisted with the local economy. He believed staff stretched too thin. Further staff reductions would result in more workers compensation claims.

The following was presented:

SUBJECT: Adoption of the FY 2016 Proposed Budget and Appropriation Ordinance

RECOMMENDATION/MOTION: The Council approves the FY 2016 Appropriation Ordinance.

STRATEGIC PLAN LINK: Goal 1. Financially Sound City Providing Quality Basic Services.

STRATEGIC PLAN SIGNIFICANCE: Objective 1a. Budget with adequate resources to support defined services and level of services.

BACKGROUND: The City Code requires adoption of an annual appropriation Ordinance. The recommended budget was presented to Council in two (2) budget books at the Monday, February 23, 2015 Council meeting. The first book represents the City's General Fund, while the second book presents each Non-General Fund(s) in addition to the proposed Capital Improvement Program.

The City held a Council Work Session on Saturday, March 7, 2015 to provide the governing board the opportunity to discuss the budget. Public outreach also included a Citizens' Summit on January 20, 2015 and numerous Ward Meetings. The Budget Public Hearing will be held on April 13, 2015 during a Council meeting which is required by state statute and required to be conducted prior to the adoption of the FY 2015 Budget.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: The Public Hearing had been advertised in the Pantagraph. Public budget discussion on the City Manager proposed budget was undertaken on February 23rd, March 7th, and April 13th.

FINANCIAL IMPACT: The FY 2016 updated budget expenditures for the twenty-six (26) City funds are \$186,302,469 while budgeted revenue is updated to reflect \$172,474,544. The \$13,827,925 difference will be offset by a planned use of fund balance and net assets in the appropriate funds within the City's fund structure.

Prepared by: Carla A. Murillo, Budget Manager

Reviewed by: Patti-Lynn Silva, Finance Director

Legal review by: Jeffrey R. Jurgens, Corporation Counsel

Recommended by:

David A. Hales
City Manager

ORDINANCE NO. 2015 - 18**BUDGET AND APPROPRIATION ORDINANCE
FISCAL YEAR BEGINNING MAY 1, 2015 AND ENDING APRIL 30, 2016
CITY OF BLOOMINGTON**

Make appropriations for all Corporate Purposes for the Fiscal Year beginning May 1, 2015 and ending April 30, 2016, for the City of Bloomington, McLean County, Illinois.

Be It Ordained by the City Council of the City of Bloomington, Illinois: that passage of the Budget Document shall be in lieu of passage of a separate Appropriation Ordinance, as required by 65 ILCS 5/8-2-9 and 5/8-2-9.4.

Section One. That the amounts as listed in Exhibit A, or so much thereof as may be authorized by law, as may be needed and same is hereby appropriated for such purposes as General Fund, Motor Fuel Tax Fund, Board of Election Fund, Drug Enforcement Fund, Community Development Fund, Single Family Owner Occupied Rehab (SFOOR), Library Maintenance and Operation Fund, Library Fixed Asset Replacement Fund, Park Dedication Fund, General Bond and Interest Fund, 2004 Coliseum Bond Redemption, 2004 Multi-Project Bond Redemption, Capital Improvements Fund, Capital Lease Fund, Central Bloomington TIF Fund, Water Fund, Sewer Fund, Storm Water Fund, Solid Waste Fund, Abraham Lincoln Parking Fund, Golf Fund, City Coliseum Fund, Casualty Fund, Employee Insurance & Benefits Fund, Retiree Health Care Fund, and the J.M. Scott Health Care Fund for the fiscal year of said City of Bloomington, McLean County, Illinois, beginning May 1, 2015 and ending April 30, 2016.

Section Two. The amount appropriated for each object or purpose is set forth in the Annual Budget for the year ending April 30, 2016, a copy of which is available at the City Clerk's Office and incorporated by reference.

(NOTE: Amounts appropriated hereby are contained in the Annual Budget for the year ending April 30, 2016, published in book form, copies of which are available for inspection at City Hall, Bloomington Public Library, and other places throughout the City including the City's website at cityblm.org.)

Section Three. That all sums of money not needed for immediate specific purposes may be invested in City of Bloomington Tax Warrants, Tax Sale Certificate, or Notes of Indebtedness, General Water, Parking or Sewer Revenue Bonds, in securities of the Federal Government, in Federal Insured Savings and Loan Associations, Certificates of Deposit in Commercial Banks, or other instruments as allowed by law.

Section Four. Pursuant to 65 ILCS 5/8-2-9.6, and the home rule authority granted to the City of Bloomington pursuant to Article 7, Section 6 of the 1970 Illinois Constitution, the Finance Director, with the concurrence of the City Manager is authorized to revise the annual budget by deleting, adding to, changing or creating sub-classes within object classes budgeted

previously to a Department, Board or Commission, and to transfer amounts within a particular fund established by this Ordinance, with the restrictions that no such action may be taken which shall increase the budget in the event funds are not available to effectuate the purpose of the revision, and that the City Council shall hereafter be notified of such action by written report of the City Manager.

Section Five. Partial Invalidity. If any section, subdivision, sentence or clause of this Ordinance is for any reason held invalid or to be unconstitutional, such decision shall not affect the validity of the remaining portion of this Ordinance.

Section Six. That all Ordinances or parts of Ordinances conflicting with any of the provisions of this Ordinance be and the same are hereby repealed.

Section Seven. This Ordinance shall be in full force and effect from and after its passage.

PASSED by the City Council of the City of Bloomington, Illinois this 13th day of April, 2015.

APPROVED by the Mayor of the City of Bloomington, Illinois this 14th day of April, 2015.

APPROVED:

Tari Renner
Mayor

ATTEST:

Renee Gooderham
Interim City Clerk

Patti-Lynn Silva, Finance Director, addressed the Council. She noted that the General Fund (GF) total budget was reduced \$165,000. There was \$16,000 less in GF balance. The Fiscal Year (FY) 16 budget was \$186.3 million. \$13.8 million was from planned use from the Fund Balance. \$800,000 would be used for Operations for GF.

Prior to the \$5 million deficit David Hales, City Manager reduced thirty – seven (37) new full time employees (FTE), \$6.4 million for capital and \$3.8 million for rolling stock equipment. \$2 million was reduced by line item department reductions. Workers Compensation contributions were reduced by \$1.2 million.

The budget was not sustainable. She anticipated a GF transfer in the upcoming weeks.

Ms. Silva explained Sales Tax Revenue (STR) continued in a negative trend. There was less STR during the 2014 Christmas season compared that of the previous year.

David Hales, City Manager, addressed the Council. He noted Directors were working on contingency plans in anticipation that the General Assembly would reduce state shared revenue.

Alderman Stearns questioned STR reduction. Ms. Silva stated state sales tax was two percent (2%) below and home rule was four percent (4%) below. Alderman Stearns questioned reducing the deficit. Ms. Silva explained same would be taken from GF and Fund Reserve (FR). Alderman Stearns questioned FR balance after. Ms. Silva responded \$10 million. She cautioned that emergencies and retirements could affect same.

Alderman Mwilambwe questioned contingency plan and impact. Mr. Hales responded that FTE's, programs and services would be eliminated. It would be a significant impact. A long term financial strategy was needed. Expenditure projections would exceed revenue.

Alderman Black noted that Budget was accomplished with high level employee expertise. He believed there should be community conversations annotating what the city would provide by the way of services in the future. He cited concerns with the U.S. Cellular Coliseum (USCC) capital improvement projects. Specifically, the video board replacement, upgrade the point of sale system, repairs to the HVAC system, plumbing/electrical work, main seating area LED lighting and building automated system. He requested that May 11, 2015 there be a discussion on the vision for the USCC.

Alderman Sage believed a discussion could still happen with the budget approved as is. Alderman Black requested that CIAM, USCC management explain the urgent project needs. He recommended funding either moved back to same or place elsewhere in the budget.

Ms. Silva explained that \$2.5 million was financed. The savings was related to the \$2.5 million debt service or approximately \$175,000.

Mr. Hales noted that the video board replacement would ensure competitive. Summer time would be the best time to replace same. He reminded Council that two (2) years ago the current video board required repairs. CIAM was able to purchase used parts. These were no longer available.

Alderman Sage questioned show similar to Alan Jackson unable to use the video board. He noted the speed at which technology changed.

Alderman Fruin believed the USCC and Bloomington Center for the Performing Arts were the Downtown corner stones.

Alderman Black questioned how not replacing the video board would limit performances.

Motion by Alderman Black, seconded by Alderman Mwilambwe that the Council approve the FY 2016 Appropriation Ordinance with the exception of the USCC Capital Improvement Projects.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Fruin, Hauman, Sage, Lower, Stearns and Mwilambwe.

Nays: Aldermen Painter, Schmidt and Black.

Motion failed.

Alderman Lower believed prioritization needed to be explored. He believed that the local Motor Fuel Tax was not significant to cover the infrastructure needs.

Motion by Alderman Schmidt, seconded by Alderman Hauman the Council approves the FY 2016 Appropriation Ordinance.

The Mayor directed the clerk to call the roll which resulted in the following:

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

Nays: Aldermen Lower and Stearns.

Motion carried.

The following was presented:

SUBJECT: Payment for Property, Liability, Excess Liability, and Excess Worker's Compensation Insurance Coverage

RECOMMENDATION/MOTION: Recommend that the payment to Arthur J. Gallagher Itasca, IL for Insurance Coverage and Insurance Broker Service from May 1, 2015 through April 30, 2016 be approved in the amount of \$794,754.

STRATEGIC PLAN LINK: Goal 1. Financially sound City providing quality basic services.

STRATEGIC PLAN SIGNIFICANCE: Objective 1a. Budget with adequate resources to support defined services and level of services.

BACKGROUND: Arthur J. Gallagher (AJG) has served as the City's Insurance Broker since 2010. On April 22, 2013, Council approved AJG to continue to serve as its broker until April 30, 2016, with a three (3) year renewable contract. AJG is responsible for analyzing the insurance market and placing the City's Property, Liability, Excess Liability, Cyber, and Excess Worker's Compensation Insurance. The City also uses Mike Nugent, from Nugent Consulting Group,

Northbrook, to negotiate premiums. AJG had secured terms from insurers that results in a 2.8 percent increase for the FY16, and Mr. Nugent was able to negotiate that down to 2 percent.

An attached summary spreadsheet gives a three-year history of premiums by category and proposed premiums for the coming year. Here is a summary of premiums for Insurance Renewal Cost for FY16:

- Property Insurance premium increases \$2,249 to \$102,424.
- Excess Worker's Compensation premium increases by \$14,308 to \$265,315.
- Cyber coverage premium increases by just \$21, to \$21,515, and this follows a 10 percent increase incurred in the current fiscal year.
- The largest line item, liability, shows a slight one-year decrease, to \$295,740, and is 12 percent below what the City paid in FY13.
- All other miscellaneous insurance premiums - \$71,136
- Total Cost for the City's 2014 Insurance Premiums will be \$794,754. This cost includes Gallagher's Broker Fee in the amount of \$38,625.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: The payment for \$794,754 will be encumbered after May 1, 2015 contingent upon Council approval of the Arthur Gallagher Insurance Coverage and Insurance Broker Services that is included in the FY 2016 Proposed Budget. Funds were proposed in line items 60150150-70702 (Workers Compensation Premium), 60150150-70703 (Liability Premiums, 60150150-70704 (Property Premiums) and 60150150-70220 (Other Professional Services). Stakeholders can locate this in the FY 2016 Proposed Budget Book titled "Other Funds & Capital Improvement Program" on page 158.

Respectfully submitted for Council consideration.

Prepared by: Stephen Arney, Public Works Administration

Reviewed by: Steve Rasmussen, Asst. City Manager

Financial & budgetary review by: Carla A. Murillo, Budget Manager

Legal review by: Jeffrey R. Jurgens, Corporation Counsel

Recommended by:

David A. Hales
City Manager

Mayor Renner and Alderman Black left the dais at 8:36 p.m.

Mike Nugent, from Nugent Consulting Group, addressed the Council. Insurance costs were increasing 2.5%. Insurance expenditures increase \$94,000 over the last four (4)

years. He stated that in 2009 they were able to reduce insurance costs by \$1.7 million. He noted that property insurance rates had been flat or reduced due to higher insurable values. Liability rates had decreased. The \$794,754 included underground storage tanks and Cyber.

He cited Illinois Worker's Compensation (WC) difficulties as the Public Employee Disability Act (PEDA). PEDA allowed police and fire staff to collect 100% of their pay while on work related disability, tax free. Some created a lack of workers compensation insurers. The cost for same had increased 56%. Other employees received 67% of their pay for same. He explained that back, knee and shoulder claim for police/fire could cost two (2) times as much as a public works employee.

Alderman Black returned at 8:38 p.m.

He cited the following WC challenges: no credit for back injury settlements; no offset for prior injuries; employers cannot direct medical care; medical costs are among the highest and the 2012 Reform had minimal effect on IL employers WC.

Arthur J. Gallagher, Arthur J. Gallagher(AJG), Co., Insurance Broker, addressed the Council. He believed that AJG was the largest municipal insurer. They insured sixty (60) communities. He noted that WC premiums had increase and there was a reduction in retention. Loss prevention needed to be identified.

Mayor Renner returned at 8:42 p.m.

Motion by Alderman Painter, seconded by Alderman Hauman that the payment to Arthur J. Gallagher Itasca, IL for Insurance Coverage and Insurance Broker Service from May 1, 2015, through April 30, 2016, be approved in the amount of \$794,754.

The Mayor directed the clerk to call the roll which resulted in the following:

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

Nays: None

Motion carried.

The following was presented:

SUBJECT: Resolution Communicating the City of Bloomington 2015 Legislative Principles and Policies to State Legislators

RECOMMENDATION/MOTION: Recommend that the Resolution be adopted and the Mayor and City Clerk authorized to execute the necessary documents.

STRATEGIC PLAN LINK: Goal 5. Great Place - Livable, Sustainable City.

STRATEGIC PLAN SIGNIFICANCE: Objective 5a. Well planned City with necessary services and infrastructure.

BACKGROUND: Over the past several years the Council has hosted a legislative work session with state representatives to highlight legislation which may positively or negatively impact the City's ability to provide quality basic municipal services to community members. The proposed resolution is to serve as a guide on the core principles and policies supported by the Council as state legislators enter into the 99th General Assembly.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: None.

FINANCIAL IMPACT: The enclosed principles and policies seek to protect municipal budgets, preserve and enhance local control, streamline operations, and improve the City's ability to provide quality basic municipal services.

Respectfully submitted for Council consideration.

Prepared by: Alexander McElroy, Asst. to the City Manager

Recommended by:

David A. Hales
City Manager

RESOLUTION NO. 2015 - 14

A RESOLUTION ADOPTING THE CITY OF BLOOMINGTON'S 2015 CORE LEGISLATIVE PRINCIPLES FOR THE ILLINOIS GENERAL ASSEMBLY

WHEREAS, over the past several years, the Bloomington City Council has hosted a legislative work session with state legislators to highlight legislation that positively or negatively impacts the City's operations; and

WHEREAS, local governments, including specifically municipalities, provide direct services to the citizens of the State and have a long history of partnership with the State in funding and providing those services; and

WHEREAS, protecting shared revenues is a core principle of the City and the City Council further supports the restoration of a full 10% share of State Income Tax collection, opposes any diversions of revenue that is collected by the State on behalf of local governments; supports the restoration of previously diverted Corporate Personal Property Replacement Tax

and Local Government Fund Tax revenues; and supports full flexibility for municipal officials to spend municipal revenues to benefit communities, including broader discretion for expending Motor Fuel Tax revenues; and

WHEREAS, the enactment of laws and regulations that preempt local authority only hinder the ability of municipal officials to meet the needs of residents and address community problems; and

WHEREAS, to maintain the autonomy necessary to fulfill the City's appropriate responsibilities, the City Council supports the full preservation of home rule powers afforded under the Illinois Constitution; opposes federal and state preemption of traditional local rights and responsibilities, including the right to levy and collect taxes and fees and making local land use zoning decisions; opposes unfunded federal and state mandates on local communities either by legislative, executive or administrative action; opposes legislation to impose statewide building codes that fail to recognize the diversity and different needs of Illinois' communities; and supports legislation that grants municipalities authority to help reduce natural gas costs through natural gas aggregation programs; and

WHEREAS, as with the private sector, compensation and benefit decisions involving local government employees are appropriately made by the employer and the State's laws and regulations must recognize that wages and benefits must balance the interests of the employees, local government employer and the taxpayers; and

WHEREAS, the Governor and General Assembly must avoid approving policies that increase the costs of municipal compensation, benefits, and personnel without providing revenues to offset the financial obligations created by their actions; and

WHEREAS, to preserve the right of municipalities to decide employee wages, benefits, and staffing levels, the City Council supports reforms to the municipal police and fire pension systems that meaningfully reduce the long-term financial obligations to municipal employers and protects the solvency of the systems for participating employees; supports cost-saving reforms to the Public Safety Employee Benefits Act (PSEBA) with an ideal solution being the adoption of the federal definition of "catastrophic injury"; opposes legislation that would increase pension benefits or expand eligibility for retirement and disability benefits; supports requiring arbitrators to base awards on actual municipal revenues and not on municipal authority to increase taxes and fees or spend down financial reserves; opposes legislation that would require municipalities to collectively bargain personnel levels; supports legislation that imposes reasonable exemptions to the Illinois Prevailing Wage Act; opposes expansions to the Prevailing Wage Act; and supports reforms to the Workers' Compensation system that result in meaningful cost savings to local governments and taxpayers; and

WHEREAS, local governments and Illinois taxpayers benefit from the broad authority that allows local governments to cooperatively pool resources and share services; and

WHEREAS, service cooperation and consolidation reduces the cost of local governments, eliminates redundancies, and appropriates resources wisely and effectively. To

accomplish these efficiencies, the City Council opposes legislation that restricts, modifies, or otherwise infringes upon the authority of local government to voluntarily initiate or terminate intergovernmental cooperation arrangements; and supports legislation which enhances the local authority to consolidate services and share in service delivery with other local entities; and

WHEREAS, City officials believe that a vibrant democracy requires the active participation of an engaged citizenry. Citizens elect their local leaders and have an obligation to hold their leaders accountable. The Open Meetings Act, Freedom of Information Act, and public notification laws are essential accountability mechanisms. However, these laws must be balanced to consider staff obligations, personnel information sensitivities, evolving technology, and occasional abuses of the process by those seeking public information; and

WHEREAS, to balance the engagement of the citizenry and the operation of government in an open and honest manner with the high costs outlined above, the City Council opposes legislation claiming to enhance open and public meetings that in practice unnecessarily complicates the ability of a local governing body to properly communicate with the public and that discourages communications among governing body members through unproductive restrictions and inappropriate activities; supports legislation that allows for statutory reporting requirements and FOIA requests to be satisfied when the information is available on the website of the municipality; opposes legislation that results in duplicative posting requirements for local government information; and

WHEREAS, by this resolution, the City Council desires to set forth its legislative core principles and advocate for the sustainability and efficient operation of municipal government.

NOW, THEREFORE, BE IT RESOLVED BY THE City Council of the City of Bloomington, McLean County, Illinois, as follows:

Section 1. The above stated recitals are incorporated herein by reference.

Section 2. The City Council of the City of Bloomington hereby reaffirms its core legislative principles for 2015, including: (1) protecting state shared revenues; (2) preservation of home rule powers; (3) opposition to unfunded mandates; (4) preservation of the right of municipalities to decide employee wages, benefits, and staffing levels; (5) promotion of intergovernmental cooperation; and (6) continued transparency and accountability.

Section 3. This Resolution shall be in full force and effect immediately after its passage and approval.

APPROVED by the City Council of the City of Bloomington, McLean County, Bloomington, Illinois, April 13, 2015, by a vote of 8 to 0. One (1) Alderman was absent for the vote.

ADOPTED this 13th day of April, 2015.

APPROVED this 14th day of April, 2015.

APPROVED:

Tari Renner
Mayor

ATTEST:

Renee Gooderham
Interim City Clerk

Alderman Stearns left the dais at 8:46 p.m.

David Hales, City Manager, addressed the Council. He reminded Council of the Annual State Legislator meeting during the Committee of the Whole on April 20, 2015.

Alexander McElroy, Asst. to the City Manager, addressed the Council. He noted that the six (6) core principles were similar to the Illinois Municipal League 2015 Legislative Principles and Polices.

Motion by Alderman Schmidt, seconded by Alderman Painter that the Resolution be adopted and the Mayor and City Clerk be authorized to execute the necessary documents.

The Mayor directed the clerk to call the roll which resulted in the following:

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

Nays: None.

Absent: Alderman Stearns.

Motion carried.

Alderman Stearns returned at 8:50 p.m.

The following was presented:

SUBJECT: Text Amendment to Chapter 21, Refuse Code, Section 300.7

RECOMMENDATION/MOTION: That the Text Amendment to Chapter 21, Refuse Code, Section 300.7, be approved and the Ordinance be passed.

STRATEGIC PLAN LINK: Goal 1. Financially Sound City Providing Quality Basic Services.

STRATEGIC PLAN SIGNIFICANCE: Objective 1a. Budget with adequate resources to support defined services and level of services.

BACKGROUND: Staff is trying to find common ground acceptable to Council members to significantly reduce the gap between Solid Waste funding and fee-generated revenue. This is complicated, as members of Council, executive staff, Solid Waste Division employees and members of the public have provided a wide range of viewpoints.

Solid Waste currently has a wide gap between cost of the program and fees produced through the program. The projected deficit for FY16 is \$3 million. Staff offers a compromise plan that maintains high service, increases accessibility of service to residents with lower income levels, increases efficiency and reduces the funding gap. It will not fully close the funding gap, and proposals aimed at doing so have not been approved by the Council previously. Three recommendations follow:

1. Charge \$25 for all buckets of bulk collected at the curb. **Note:** The fee will be waived for residents who have signed up for the low-income discount.
2. Change the fee practices at the drop-off center. *The drop-off service isn't free currently. The City charges \$25 per bucket of bulk after the first bucket at the drop-off facility.* The drop-off center bulk should become free of charge for all buckets of bulky waste. This will apply only to customers of the Solid Waste program. It will not apply to businesses and contractors. The City will increase hours of operation.
3. Change bulk and brush collection to ever-other-week. Users of the solid waste system will be asked to place their bulk and brush on the curbside only on their recycling weeks. Every-other-week collection will improve efficiency of collection. Staff also will experiment with alternative ways of routing and tracking to replace the current method of bulk and brush collection in which bulk crews drive every street every week. This will reduce fuel and maintenance costs. In one area, the City ordinance already stipulates that bulk will be collected every two weeks; no ordinance change is needed in this area. The ordinance referring to charges for bulk per bucket, weekly, will be modified if this recommendation is approved. Users of the Solid Waste collection system may also choose to bring their bulk to the drop-off center rather than wait and set it out every other week.

First bucket of bulk: The reason staff advocates charging *some fee* for the first bucket of bulk at the curbside is because of the tremendous cost incurred from collecting it at the curb. The driving issue for bulk and brush pickup is the labor-intensive nature of our collection system. The City will be giving an incentive to residents to deliver their bulk to the drop-off rather than requiring curbside collection. Aldermen have noted that for economically struggling households, a fee for bulk – whether its \$50, \$25 or even \$10 – represents a burden. Many people simply cannot afford it. By providing a free drop-off facility, the City is able to provide a *free and more efficient option* of dropping it off at 402 S. East Street. A first-bucket fee will create more judicious use of the service by residents at all income levels, thereby reducing the number of curbside pickups and, as a result, reducing cost to the City.

There are numerous related issues that will now be addressed.

- Start date: Staff needs time for a public information effort and to work through operational logistics. Staff will notify Council members and the public as a start date approaches for the new fees and less frequent collection.
- Construction materials: Changes will not apply to collection and drop-off of shingles, rock and other construction materials outlined in the ordinance and requiring specially arranged collection and special fees to the City. The City will continue to charge for these construction materials at the drop-off center and the curb, calculating fees in order to provide the service at cost. The service is for do-it-yourselfers, not contractors.
- Appliances: Changes also do not apply to appliances. Appliances currently are collected at the curb by special arrangement of the customer and at the drop-off. A contracted hauler takes appliances at no cost to the City or to residents.
- Pickup by special arrangements: One concern is that the City will look cluttered if people don't wait to put out their bulk. Bulk could be sitting at a curb for two weeks. Residents will be asked to call Public Works to notify the Solid Waste Division of these situations. A bulk crew can be dispatched to pick up the pile rather than leaving it for the recycling day.
- "Efficiencies": On March 31, staff sent a document to aldermen outlining planned measures for efficiency. Those are provided as an attachment to this memo. They are summarized below.
 - Charge for every bulk bucket at the curb; make bulk at the drop-off center free of charge.**
 - Use a tracking system for bulky waste and brush to optimize routing.**
 - Collect bulk and brush curbside every other week rather than weekly.**
 - Test different equipment such as a knuckleboom truck on loan from Normal.**
 - Become more proactive and aggressive in enforcing ordinances relating to solid waste rules and regulations.**
- Staff desires no layoffs: Making the system more efficient will likely translate to fewer workers in the Solid Waste Division of the Public Works Department if "efficiencies" are to have meaningful budget impact. Conversations in regard to more efficient operations have centered on doing everything possible to move employees to vacant jobs outside of Solid Waste to prevent layoffs.
- Employee input: Executive staff has reached out to employees from the beginning of the study process headed by Assistant City Manager Rasmussen. This has included small weekly staff meetings in which Solid Waste personnel are invited. Additionally, Mr. Hales recently conducted a budget discussion in which all employees of Public Works operations were invited.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: The topic has been presented in various forums including aldermanic meetings, the Citizens' Summit, staff meetings and City Council meetings.

FINANCIAL IMPACT:

Solid Waste Fund Financing Scenarios	
Exhibit A	
FY2016 Projected Deficit	\$ (3,000,000)
General Fund Subsidy	\$ 1,500,000
Adopted Cart Rate Increase May 1, 2015: \$16/\$20/\$23	\$ 530,000
Proposed \$25/Bucket Bulk Waste Fee (No Brush Fee)	\$ 350,000
Total Projected Surplus/(Deficit)	\$ (620,000)

Under City Council policy, the Solid Waste Fund should be self-supporting, with no General Fund subsidy and with a 10 percent reserve. The chart above, **Exhibit A**, notes a projected deficit in the Solid Waste Fund of \$3 million for FY16. That is offset by a \$1.5 million General Fund subsidy for FY16, \$530,000 in increased cart-fee revenue from the scheduled rate increase effective May 1, 2015, and \$350,000 in revenue from curbside bulk collection. After these offsets, **Exhibit A** still shows a \$620,000 deficit that must be solved by efficiencies and cost savings such as those proposed above, raising fees or a combination of both.

Exhibit A estimates a drop in bulk waste usage. However, it is exceedingly difficult to estimate the change in consumer behavior due to a change in the curbside bulk fee and free bulk drop-off.

Respectfully submitted for Council consideration.

Prepared by: Stephen Arney, Public Works Administration

Reviewed by: Jim Karch, PE CFM, Public Works Director

Reviewed by: Steve Rasmussen, Asst. City Manager

Financial & Budgetary review by: Carla A. Murillo, Budget Manager

Legal review by: Jeffrey R. Jurgens, Corporation Counsel

Recommended by:

David A. Hales
City Manager

Steve Rasmussen, Asst. City Manager, addressed the Council. He cited the three 93) parts to Bulk Waste (BW) proposal: 1.) charge for all BW curbside pickup; 2.) no charge for BW taken to the Drop off Facility, located at 402 S. East St. and 3.) BW and brush pick up will be every other week.

Staff recommended the following BW charges: one (1) bucket - \$25; two (2) buckets - \$50 and three (3) buckets - \$75. Residents that take BW to the Allied Waste transfer station were charged \$89.74 per ton (minimum charge was same). Mr. Rasmussen noted that bi weekly BW pick up was located in Chapter 21 Refuse Code, Section 300.5 Frequency of Collection.

Mr. Rasmussen noted that three (3) cost efficiency initiatives would attempt to address the remaining deficit: 1.) route optimization; 2.) equipment efficiencies; and 3.) modified collection schedules. He stated that trucks were equipped with GPS. Same would assist with locating BW. BW pick up would be on the same schedule as recycling. Staff would conduct a Knuckleboom pilot program. Current vehicles were used for snow plowing. A knuckleboom would not have the capability to fulfill the dual role. Modifying schedule would mean that staff would be move to other positions/departments.

Alderman Painter questioned the automated trucks debt service. Patti – Lynn Silva, Finance Director, stated five (5) year debt service. Alderman Painter believed that salary and benefits were two (2) driving factors for the deficit. Mr. Rasmussen noted that weekly meetings were held with Public Works staff.

Alderman Schmidt questioned refuse code enforcement. Mr. Rasmussen stated that excess bags without stickers were not picked up.

Alderman Mwilambwe believed that citizens would work around BW charges. He cited concerns with the BW pick up administration. He believed same was tedious. Mr. Rasmussen stated the administrative burden was not significant due to GPS.

Alderman Lower believed programs and services needed to be reviewed prior to fee increases. If same was not a core service it should be eliminated or reduced. He questioned waiving/reducing SW fees for low income. Mr. Rasmussen stated that residents receiving waived/reduced SW fees same would apply to BW.

Alderman Black believed residents did not want to be charged more than what they were using. He questioned landlord BW fees. He believed future discussions would be landfills.

Alderman Hauman believed this was a starting point. She suggested reviewing SW/BW in three (3) months. She noted that property taxes were tax deductible.

Alderman Sage believed SW/BW had the same concept as the water bill; you pay for what you use. There would be a change in mind set.

Alderman Stearns believed the bucket pictures provided did not clearly define a bucket load. She suggested measurement in inches or feet for same.

Mr. Rasmussen believed there was an unknown. He suggested approving the text amendment; staff would report results September 2015.

Motion by Alderman Black, seconded by Alderman Hauman that the Text Amendment to Chapter 21, Refuse Code, Section 300.7, be approved and the Ordinance be passed.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Sage, Black, and Hauman.

Nays: Aldermen Lower, Mwilambwe, Stearns, Painter, Schmidt, and Fruin.

Motion failed.

Alderman Sage believed the efficiency increases suggested would continue.

Alderman Schmidt echoed Alderman Sage. She suggested results reported to Council September 2015.

Alderman Black questioned BW funding. Ms. Silva stated the General Fund Reserve would decrease \$350,000.

Motion by Alderman Sage, seconded by Alderman Black that staff continued with the following BW efficiencies: 1.) route optimization; 2.) equipment and other operational efficiencies; and 3.) modified collection schedules.

Motion carried, (viva voce).

CITY MANAGER'S DISCUSSION: None.

MAYOR'S DISCUSSION: None.

ALDERMEN'S DISCUSSION: Alderman Fruin questioned liquor approval for Davis Lodge and Miller Park Pavilion. David Hales, City Manager responded that each require the city code to be suspended to allow liquor.

Motion by Alderman Stearns, seconded by Alderman Hauman, that the meeting be adjourned. Time: 9:46 p.m.

Motion carried.

**Renee Gooderham
Interim City Clerk**