Bloomington Illinois

REGULAR CITY COUNCIL MEETING SESSION PUBLISHED BY THE AUTHORITY OF THE CITY COUNCIL OF BLOOMINGTON, ILLINOIS MONDAY, JUNE 22, 2015; 7:05 P.M.

1. Call to order

The Council convened in Regular Session in the Council Chambers, City Hall Building, at 7:05 p.m., Monday, June 22, 2015, with Mayor Renner calling the meeting to order.

2. Pledge of Allegiance to the Flag

The meeting was opened by Pledging Allegiance to the flag followed by a moment of silent prayer.

3. Remain Standing for a Moment of Silent Prayer

4. Roll Call

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

Aldermen: Kevin Lower, David Sage (absent), Diana Hauman, Amelia Buragas, Scott Black, Joni Painter, Mboka Mwilambwe, Karen Schmidt, Jim Fruin and Mayor Tari Renner.

City Staff in Attendance:

City Manager David Hales, City Clerk Cherry L. Lawson and Corporate Counsel Jeffery Jurgens, and other city staff were also present.

5. 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.

Alderman Hauman asked whether or not there are many speakers for public comment.

Motion by Alderman Hauman seconded by Alderman Lower to extend Public Comment to thirty (30) minutes total.

Mayor Renner responded that there are 11 requests for public comment.

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

City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **1** of **28** Ayes: Aldermen Schmidt, Lower, Hauman, Black, Fruin, Buragas, Painter.

Nays: None

Motion carried.

The following citizens offered comments to the Council:

Josh Schmidgell Gary Lambert John Rayford John Kraft John Walthen Alton Franklin Patricia Martin Joe Walden David Gronomu (illegible) Kirk Allen Bruce Meeks

6. **Recognition/Appointments**

The following was presented:

Item 6A. Appointment of Brandi Sweeney to the Scott Estate Health Care Trust Investment Committee.

The following was presented:

Item 6B. Appointment of Eric Penn to the Board of Fire and Police Commissioners.

The following was presented:

Item 6C. Reappointment of Susan (Albee) Grant to the John M. Scott Health Care Commission.

The following was presented:

Item 6D. Reappointment of Dr. Donna Hartweg to the John M. Scott Health Care Commission.

Mayor Renner asked whether there were any items that Council wished to be pulled from the Agenda for discussion.

Alderman Lower requested to have Item 7J pulled from the Consent Agenda for discussion.

City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **2** of **28** Alderman Fruin asked a question about the appointment of Item 6C and that he doesn't recall even seeing the application for Item 6B.

Mayor Renner explained that the Council doesn't actually make those appointments that the only application that would be available to the Council would be that of Item 6B and that it can be viewed in the council chambers.

Alderman Fruin expressed he is not going to pull the appointments but wants to be sure the application for appointments are available in advance to Council. He expressed it is important to be consistent in procedure.

Mayor Renner agreed completely with Alderman Fruin and stated this is the first time he has known this to happen, and that we can make sure that the systems are in place to prevent this from being a reoccurrence.

7. "Consent Agenda"

Motion by Alderman Lower, seconded by Alderman Hauman to move forward with the Consent Agenda with the exception of Item 7J.

Alderman Lower stated he is having Item 7J pulled for further clarification and concern, in regards to the priorities downtown and how the Council is handling development. He also referenced Item 7H pertaining to the Bid and Contract for the Lincoln Street Parking Garage Improvements. He expressed that there is a concern that the City is continuing to have a raised expense in regards to parking.

Mr. Hales stated that the communications were provided within the council memo, and addressed that it will continue to be a constant fiscal challenge for the City because many of these facilities do not have amicable parking.

Alderman Lower posed the question of whether this will be a reoccurring issue, and whether or not there were other pending projects with higher costs.

Mr. Hales addressed it in an issue that adjacent property owners have to negotiate the sharing of parking, because those agreements are not definite. Secondly, the Downtown Master Plan does call for another parking garage in the northeast quadrant of downtown. He further stated, the need for more parking would have to be fulfilled by the City.

Alderman Lower responded that the City is experiencing that downtown is very congested during the weekend and late hours and that is causing a lot of complaints by the City's residents who use on street parking more frequently during that time.

City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **3** of **28** Alderman Schmidt expressed that she appreciated the concern for parking. She said the neighborhood is showing support to the changes.

Alderman Lower purports that his main concern is if the city is moving forward with its current plans, and whether or not those plans are appropriate to start with.

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

Ayes: Aldermen Schmidt, Lower, Hauman, Black, Fruin, Buragas, Painter.

Nays: None

Motion carried.

Item 7A: Consideration of approving the Council Proceedings of June 8, 2015 and Work Session of June 8, 2015.

Motion by Alderman Hauman, seconded by Alderman Schmidt that the reading of the minutes of the previous Council Proceedings of June 8, 2015 and the Work Session of June 8, 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, Lower, Hauman, Black, Fruin, Buragas, Painter.

Nays: None

Motion carried.

<u>RECOMMENDATION/MOTION:</u> That the reading of the minutes of the previous Council Proceedings of June 8, 2015 and Work Session of June 8, 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 costeffective, efficient manner.

<u>BACKGROUND</u>: The Council Proceedings of June 8, 2015 and Work Session of June 8, 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.

City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **4** of **28** 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 for approval.

| Prepared by: | Renee Gooderham, Chief Deputy Clerk |
|-----------------|-------------------------------------|
| Reviewed by: | Cherry Lawson, City Clerk |
| Recommended by: | David Hales, City Manager |

The following was presented:

Item 7B: Consideration of approving Bills and Payroll.

Motion by Alderman Hauman, seconded by Alderman Schmidt 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, Lower, Hauman, Black, Fruin, Buragas and Painter.

Nays: None

Motion carried.

<u>RECOMMENDATION/MOTION:</u> 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.

<u>STRATEGIC PLAN SIGNIFICANCE</u>: Objective 1d. City services delivered in the most costeffective, efficient manner.

FINANCIAL IMPACT: Total disbursements to be approved \$7,440,066.76 (Payroll total \$2,348,223.75 and Accounts Payable total \$4,938,129.10).

Respectfully submitted for Council consideration.

Prepared by: Recommended by: Patti-Lynn Silva, Director of Finance David Hales, City Manager City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **5** of **28** The following was presented:

Item 7C. Consideration of approving the appointments and reappointments to various boards and commissions.

Motion by Alderman Hauman seconded by Alderman Schmidt that the Appointments be approved.

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

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

Nays: None.

Motion carried.

<u>RECOMMENDATION/MOTION:</u> That Brandi Sweeney be appointed to the Scott Estate Health Care Trust Investment Committee, Susan (Albee) Grant be reappointed to the John M. Scott Health Care Commission, Dr. Donna Hartweg be reappointed to the John M. Scott Health Care Commission, and Eric Penn be appointed to the Board of Fire and Police Commissioners.

<u>STRATEGIC PLAN LINK:</u> Goal 4. Strong neighborhoods.

<u>STRATEGIC PLAN SIGNIFICANCE</u>: Objective 4e. Strong partnership with residents and neighborhood associations.

BACKGROUND: Scott Estate Health Care Trust Investment Committee: On October 23, 1992, the Judge of the Circuit Court approved the Trustee recommendation for the diversification of Trust investments and requested Trustees to appoint an Investment Committee, a custodial bank, and an investment manager.

On October 28, 1999, the City Council, as Trustee of the John M. Scott Health Care Trust, adopted and approved a revised Investment Policy entitled "John M. Scott Health Care Trust Investment Procedures and Policies." This Policy states that "Individuals serving on the Investment Committee must be recommended by the Scott Commission and approved by the Trustee. As a Subcommittee of the Scott Health Care Commission, the Investment Committee must be authorized to oversee and make investment decisions, select investment managers, allocate or reallocate funds among the various types of investment or managed funds for the Trust, subject to the review and approval of the Scott Health Care Commission and the Trustee."

I ask your affirmation of the following appointment to the Investment Committee recommended by the Scott Commission on January 14, 2015.

City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **6** of **28** Brandi Sweeney of P.O. Box 2850, Bloomington, IL 61702-2840. Ms. Sweeney will replace Ms. Annette Martinez. Her three (3) year term will be 5/1/15 - 4/30/18.

I ask your affirmation of the following appointment to the Board of Fire and Police Commissioners:

<u>Board of Fire and Police Commissioners</u>: Eric Penn of 1016 McGregor, Bloomington, IL 61701 to the Board of Fire and Police Commissioners. His three (3) year term will be 5/1/15 - 4/30/18. I ask your affirmation of the following reappointments to the John M. Scott Health Resource Center:

<u>John M. Scott Health Resource Center</u>: Susan (Albee) Grant of 200 W Front Street, Bloomington, IL 61701, representing McLean County Health Department to the John M. Scott Health Care Commission (JMSHCC). Her third three (3) year term will be 5/1/15 - 4/30/18.

Dr. Donna Hartweg of 1608 East Washington, Bloomington, IL 61701, representing 9th District Nurses Association to the John M. Scott Health Care Commission (JMSHCC). Her third three (3) year term will be 5/1/15 - 4/30/18.

Applications/letters of interest are on file in the Administration Office.

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

FINANCIAL IMPACT: None applicable.

Respectfully submitted for Council consideration.

| Prepared by: | M. Beth Oakley, Executive Assistant |
|-----------------|-------------------------------------|
| Recommended by: | Tari Renner, Mayor |

The following was presented:

Item 7D. Consideration of approving a renewal maintenance agreement with Tyler Technologies software license maintenance and support in the amount of \$156,002.74 for several modules of the City's Munis Modules Enterprise Resource Planning System.

Motion by Alderman Hauman seconded by Alderman Schmidt that the maintenance agreement for software license maintenance and support invoice from Tyler Technologies, covering various modules of the City's Munis Enterprise Resource Planning (ERP) system in the amount of \$156,002.74 be approved.

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

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

City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **7** of **28** Nays: None

Motion carried.

<u>RECOMMENDATION/MOTION:</u> That maintenance agreement be renewed and the payment for software license maintenance and support invoice with Tyler Technologies, covering various modules of the City's Munis Enterprise Resource Planning (ERP) system, in the amount of \$156,002.74 be approved.

STRATEGIC PLAN LINK: This activity promotes Goal 1, Financially Sound City, Providing Quality Basic Services, and Objective D City services delivered in the most cost-effective, efficient manner.

STRATEGIC PLAN SIGNIFICANCE: Objective 1.d. The Munis ERP system is critical to the daily operations of every City department. As the ERP system is implemented, it is helping to streamline and automate many service-related processes throughout the City. The maintenance agreement is a key ongoing requirement as it provides technical support and software updates for the system.

BACKGROUND: Staff has requested Council approve the payment to Tyler Technologies for the maintenance agreement for multiple Munis modules. This payment provides coverage from May 2015, through April 2016. Modules included in this maintenance agreement request are:

Human Resources Management Payroll Bid/Contract Mgmt.General Ledger Accounts Payable Accounts Receivable BudgetGeneral Billing Treasury Management Cashiering Project AccountingFleet Mgmt. Facility Management Work Orders Tyler Content Manager **Business Licenses** InventoryFixed Assets Utility Billing Tyler 311 CRM (Citizen Request Management) Performance Based Budgeting **Business & Vendor Self Service** Citizen Self Service **Employee Self Service** Employee Expense ReimbursementGASB 34 Report Writer Maplink (GIS interface)

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable

FINANCIAL IMPACT: Funds are included in the FY 2016 Budget under the Information Services-Repair/Maintenance Office & Computer Equipment Account (10011610-70530). Stakeholders can

City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **8** of **28** locate this in the FY 2016 Proposed Budget Book titled "Budget Overview & General Fund" on page 146.

Respectfully submitted for Council consideration.

| Prepared by: | Scott A. Sprouls, Information Services Director |
|----------------------------------|--|
| Reviewed by: | Alexander McElroy, Assistant to the City Manager |
| Financial & budgetary review by: | Chris Tomerlin, Budget Analyst |
| | Carla A. Murillo, Budget Manager |
| Legal review by: | Jeffery R. Jurgens, Corporation Counsel |
| Recommended by: | David Hales, City Manager |

The following was presented:

Item 7E. Consideration of adopting a Resolution waiving the formal bidding process and authorize the Water Department to purchase the specialty water treatment chemical, polymer, from Brenntag Mid-South, Inc. for the year March 30, 2016.

Motion by Alderman Hauman, seconded by Alderman Schmidt that the Council approve waiving the formal bidding process for the specialty water treatment chemical, polymer and purchase this chemical from Brenntag Mid-South, Inc. the supplier at the quoted price for the year of \$.665 per pound for cationic polymer and \$1.25 per pound for anionic polymer.

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

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

Nays: None

Motion carried.

<u>RECOMMENDATION/MOTION:</u> That the Council adopt a Resolution waiving the formal bidding process for the specialty water treatment chemical, polymer and purchase this chemical from Brenntag Mid-South, Inc. a limited source supplier, at the quoted price for the year of \$.665 per pound for cationic polymer and \$1.25 per pound for anionic polymer.

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.

<u>BACKGROUND</u>: Each year, staff has requested competitive bids for the Water Department's annual water treatment chemical needs. However, these bids have historically not included polymers for the water clarification process. The Water Department, through years of exhaustive bench testing and actual

City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **9** of **28** use in the water treatment plant, has determined what polymers have worked with the specific water quality that is experienced in our water treatment plant. The polymers used by the City are as follows

Cationic polymer; product name: Robin 120, with a typical dosage of ~1.25 - 1.75 parts per million.

Anionic polymer; product name: Robin 30A, with a typical dosage of ~0.25 - 0.50 parts per million.

The City uses two different types of polymers for two different purposes. Both types are extremely critical in removing particles from the reservoir water that is being treated. The broad difference between the two polymers is that one polymer has a net positive charge (cationic) and the other has a net negative charge (anionic). The cationic polymer is used to neutralize the net negative surface charges of the particles in the reservoir water, which then collide and stick together in large groups of particles (algae, bacteria, silt, possible disease causing organisms, etc.) which settle out as heavier-than-water particles and are removed during treatment. The anionic polymer improves the settling characteristics of the heavier-than-water particles and the minerals (hardness) that are removed during the softening process. Both types of polymers are extremely important in assuring that small particles of potential health significance are removed during treatment.

Polymers are, generally, long chains of carbon groups linked together with other functional groups to "connect" the heavier-than-water particles and precipitated minerals to improve their settling characteristics. Small changes in formulations can have large effects on treatment performance. Characteristics of individual water sources and temperature also affect polymer performance. Many surface water reservoir supplies in central Illinois use a variation of a class of polymers called poly-diallyldiammonium chloride (polyDADMAC for short). The City uses a low molecular weight version that is currently purchased from Brenntag Mid-South, Inc. The anionic polymer is also purchased Brenntag Mid-South, Inc. Once a polymer is found that works well for a particular water source and treatment system, utilities generally stay with the product unless reliability of supply or if raw water or polymer characteristics change to where treatment efficiencies change.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: There were no

Community Groups contacted for this petition as it is a routine matter.

FINANCIAL IMPACT: Payment for the purchase of water treatment chemicals throughout the year will be made from the Water Purification-Water Chemicals Account (50100130-71720).

This account has a budget of \$841,948 for all of the water treatment chemicals in FY 2016. Stakeholders can locate this in the FY 2016 Proposed Budget Book titled "Other Funds & Capital Improvement Program" on page 103.

Respectfully submitted for Council consideration.

Prepared by:Rick TReviewed by:Brett LFinancial & budgetary review by:Chris T

Rick Twait, Water Purification Superintendent Brett Lueschen, Interim Water Director y: Chris Tomerlin, Budget Analyst City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **10** of **28** Legal review by: Recommended by: Carla A. Murillo, Budget Manager Jeffery R. Jurgens, Corporation Counsel David Hales, City Manager

The following was presented:

Item 7F. Consideration of:

a. Adopting a Resolution waiving a formal bid process and a supplemental agreement for an Engineering Services Contract with Clark Dietz, Inc.

b. Adopting a Resolution with Illinois State Department of Transportation (IDOT) to close out Motor Fuel Tax-funded projects in the amount of \$35,283.

Motion by Alderman Hauman, seconded by Alderman Schmidt that Council adopt the Resolution waiving the formal bid process and approve a supplemental agreement for an Engineering Services Contract with Clark Dietz, Inc., and adopt a Resolution with IDOT for work on MFT project closeouts for a maximum amount of \$35,283 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, Lower, Hauman, Black, Fruin, Buragas, and Painter.

Nays: None

Motion carried.

<u>RECOMMENDATION/MOTION</u>: Adopt the Resolution waiving the formal bid process and approve a supplemental agreement for an Engineering Services Contract with Clark Dietz Inc., and adopt a Resolution with IDOT for work on MFT project closeouts for a maximum amount of \$35,283, and the Mayor and City Clerk be authorized to execute the necessary documents.

<u>STRATEGIC PLAN LINK:</u> Goal 1. Financially sound City providing quality basic services.

<u>STRATEGIC PLAN SIGNIFICANCE</u>: Objective 1d. City services delivered in the most costeffective, efficient manner.

BACKGROUND: The Illinois Department of Transportation has stringent requirements regarding project documentation when Motor Fuel Tax is used on a project. (This applies only to state MFT, not Bloomington's local fuel tax.) Because of the work load and limited staff, the Public Works Department has been unable to devote staff time to close out its files for numerous projects. Closing out these projects will help to maintain our working relationship with the Illinois Department of Transportation

City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **11** of **28** (IDOT), enable the City to focus on upcoming projects, and reallocate any available MFT funds that are currently encumbered by these projects.

On July 28, 2014, the City Council approved an agreement to hire Clark Dietz Inc. to assemble and oversee closing out twenty-three MFT projects. Fifteen closeouts have been completed and progress has been made on the remaining eight under the MFT agreement. Clark Dietz states that some of the projects were more time-consuming than had been initially estimated based on limited information. City staff concurs with this assessment. It is evident to Public Works management that Clark Dietz performed outstanding work on this time-consuming, complex task. Additional detailed information regarding status performed to date can be found in the attachments.

Staff recommends that the contract be extended through a supplemental agreement so that Clark Dietz can complete the final eight projects, which will require an estimated 250 hours. Clark Dietz would be paid utilizing the "cost plus fixed fee" method for this continuation of the work.

Clark Dietz staff works from City computers in the Public Works office at the Government Center. Electronic and paper records are located at Public Works. Given Clark Dietz's familiarity with the work and the records and given the progress already made, Staff recommends retaining Clark Dietz to complete this work.

Rationale for no-bid: Clark Dietz personnel did what staff considers an excellent and time-efficient job on MFT close-out work. Its staff members have a firm grasp of the projects involved and what work is required to close out specific projects. They also know how these files are organized and rapidly retrieved from City databases. If another firm was selected, personnel from a different firm would have to learn the database system and duplicate the groundwork that Clark Dietz staff has already laid for MFT close-outs. This would be wasteful and not in the interest of taxpayers.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: The Motor Fuel Tax-Engineering Services Account (20300300-70050) will be used for payment of up to \$35,283 in FY 2016. Stakeholders can locate this in the FY 2016 Proposed Budget Book titled "Other Funds & Capital Improvement Program" on page 10.

Respectfully submitted for Council consideration.

| Prepared by: | Stephen Arney, Public Works Administration |
|----------------------------------|--|
| Reviewed by: | Kevin Kothe, City Engineer |
| | Steve Rasmussen, Assistant City Manager |
| Financial & budgetary review by: | Chris Tomerlin, Budget Analyst |
| | Carla A. Murillo, Budget Manager |
| Legal review by: | Jeffery R. Jurgens, Corporation Counsel |
| Recommended by: | David Hales, City Manager |
| | |

City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **12** of **28** The following was presented:

Item 7G. Consideration of:

a. Formal Bid Waiver for the purchase of limited source water meters and related accessories for the Water Departments FY 2016 water meter installation program.

b. Authorize the payment of invoice (0138556) from June 2, 2015 in the amount of \$95,669.30 to Ferguson Waterworks for 50 Compound Meters.

Motion by Alderman Hauman, seconded by Alderman Schmidt that Council waive, as a limited source the formal bidding process and retroactively authorize the purchase of water meters and related accessories from Ferguson Waterworks that have been received, authorize Neptune water meter supplier for this area, at the purchase prices listed on the attached price list.

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

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

Nays: None

Motion carried.

<u>RECOMMENDATION/MOTION:</u> That Council waive, as a limited source the formal bidding process and retroactively authorize the purchase of water meters and related accessories from Ferguson Waterworks that have been received, the authorized Neptune water meter supplier for this area, at the purchase prices listed on the attached price list.

<u>STRATEGIC PLAN LINK:</u> Objective 4 – City Services delivered in the most cost-effective, efficient manner

<u>STRATEGIC PLAN SIGNIFICANCE</u>: Goal 1 - Financially Sound City Providing Quality Basic Services, and Goal 2. Upgrade City infrastructure.

BACKGROUND: Currently, water metering technology varies greatly from one manufacturer to another as different technologies and proprietary components are used, particularly in the areas of communication of meter reading information. At this point, the reading equipment and interactivity with the utility billing software makes it is extremely difficult and not cost productive to invest in more than one type of meter Simply put, different brands of water meters do not communicate well, if at all, with one another. Therefore, many utilities have settled upon a particular brand of meter and negotiated the price of the water meters and the related accessories. That is what the City has done for at least 20 years. The City cannot competitively bid water meters of different brands and integrate them into the existing system.

City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **13** of **28** The City embraced the emerging technology of radio frequency (RF) transmitting data collectors on water meters and the resultant efficiencies of reduced personnel needed for meter reading through City Council action on February 28, 2005, specifically identifying Neptune as the manufacturer of water meters to be used by the City. The Water Department has been installing RF transmitting data collectors on its water meters since that time and is approximately 90% deployed (approximately 27,500 RF units installed on 32,000 total water meters). The City has reduced its meter reading force by two employees over that.

The Water Department, is requesting the waiving of the formal bidding process due to its limited source and the authorization of the purchase of Neptune Water meters and the related accessories listed in the attached price list for its FY 2016 water meter program.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: Water meter and ancillary components are included in the 2016 Water Meter Service Department budget in the amount of \$1,300,000.00 under the Meter Services-Meters Account (50100150-71730). City Council approves the payment of invoice (0138556) from June 2, 2015 in the amount of \$95,669.30 to Ferguson Waterworks for 50 Compound Meters. The remaining \$1,204,330.70 will be spent on Neptune meters and ancillary components in the 2016 fiscal year.

Respectfully submitted for Council consideration.

| Prepared by: | Brett Lueschen, Interim Water Director |
|----------------------------------|---|
| Reviewed by: | Stephen Rasmussen, Assistant City Manager |
| Financial & budgetary review by: | Chris Tomerlin, Budget Analyst |
| | Carla A. Murillo, Budget Manager |
| Legal review by: | Jeffery R. Jurgens, Corporation Counsel |
| Recommended by: | David Hales, City Manager |

The following was presented:

Item 7H. Consideration of review, analysis and approval of Bid No. 2015-55 and contract with J. Gill and Company for the Lincoln Parking Garage Improvements in the amount of \$245,265, the conditions therein.

Motion by Alderman Hauman seconded by Alderman Schmidt that the contract prices for J. Gill and Company be accepted and approved in the amount of \$245,265, and authorize the Mayor and City Clerk to execute the necessary documents once approval of the work is provided by McLean County and the Public Building Commission.

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

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

City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **14** of **28** Nays: None

Motion carried.

<u>RECOMMENDATION/MOTION:</u> That the contract prices from J. Gill and Company be accepted and approved in the amount of \$245,265, and authorize the Mayor and City Clerk to execute the necessary documents, after written approval is given by the McLean County and the Public Building Commission.

STRATEGIC PLAN LINK: Goal 2. Upgrade City Infrastructure & Facilities.

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

BACKGROUND: The Lincoln Parking Garage was originally constructed as a three level facility in 1990. Two additional levels were added to the garage in 2004. Both of these construction projects were performed by the Public Building Commission of McLean County in accordance with intergovernmental agreements between the City, McLean County and the Public Building Commission. These agreements stipulate that the City operate and maintain the parking garage and lease parking spaces to McLean County until the expiration of the agreements, which is in 2021. The agreements also indicate that the City must obtain approval from the County and Public Building Commission before any maintenance expense over \$5,000 is performed.

City staff has consulted with representatives from both the County and Public Building Commission on this project. Staff is also working with the County on establishing new procedures for operation and maintenance of the facility and a request will be made to the County to pay 50% for these repairs.

The attached Faithful & Gould Condition Assessment summary of the Lincoln Garage indicates recommended improvements. Many of the recommended improvements for the 2015 project year are safety issues or items which could cause damage to vehicles using the facility. The repairs to be performed in this contract will address the safety and potential vehicle damage issues. Repairs include minor structural repairs, expansion joint repairs, sealant replacement, stairwell repairs and drain & piping replacement. A summary of the submitted bids follows and the bid tabulation is attached.

ContractorBase BidAlternate 1Total Bid

J. Gill and Company Inc.\$ 208,305\$ 36,960\$ 245,265 Low Bid

Western Waterproofing\$ 225,629\$ 52,654\$ 278,283

Otto Baum\$ 439,897\$ 33,333\$ 473,230

Budget \$ 251,700

City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **15** of **28** <u>COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED</u>: This work was advertised in The Pantagraph on March 23, 2015 and a pre-bid meeting was held at 10:00 a.m. on March 31, 2015 in the parking garage.

FINANCIAL IMPACT: Funding for this project in the amount of \$251,700 is included in the FY2016 Budget under Capital Lease-Buildings Account (40110133-72520). Stakeholders can locate this in the FY 2016 Proposed Budget Book titled "Other Funds & Capital Improvement Program" on pages 79, 199, 240, 264 and 265.

Respectfully submitted for Council consideration.

| Prepared by: | Russel Waller, P.E., Facilities Manager |
|----------------------------------|---|
| Reviewed by: | Stephen Rasmussen, Assistant City Manager |
| Financial & budgetary review by: | Chris Tomerlin, Budget Analyst |
| | Carla A. Murillo, Budget Manager |
| Legal review by: | Jeffery R. Jurgens, Corporation Counsel |
| Recommended by: | David Hales, City Manager |

The following was presented:

Item 7I. Consideration of approving an Indemnification Agreement with the Bloomington and Normal Reclamation District (BNWRD) for Relocation of the two 24" Transmission Mains in the Town of Normal at the Main Street Bridge.

Motion by Alderman Hauman, second by Alderman Schmidt that the City enter into an Indemnification Agreement with Bloomington and Normal Reclamation District, 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, Lower, Hauman, Black, Fruin, Buragas, and Painter.

Nays: None

Motion carried.

<u>RECOMMENDATION/MOTION</u>: That the City to enter into an Indemnification Agreement with Bloomington and Normal Reclamation District, and the Mayor and City Clerk be authorized to execute the necessary documents.

STRATEGIC PLAN LINK: Goal #2 – Upgrade City Infrastructure and Facilities.

STRATEGIC PLAN SIGNIFICANCE: Objective #2 – Quality Water for the Long Term and Objective #5 – Investing in the City's future through a realistic, funded capital improvement program. City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page 16 of 28 **BACKGROUND:** The Illinois Department of Transportation is replacing the Main Street Bridge that crosses Sugar Creek in the Town of Normal. The City of Bloomington has two 24" transmission mains that are located under the bridge. With the bridge replacement the City of Bloomington has to relocate these two mains. The mains will need to be relocated before IDOT can start the bridge work in the summer of 2015. These transmission mains provide water from the Fort Jesse Pump Station to the underground storage reservoirs at the Division Street pump station. BNWRD owns and controls part of the property where the relocation work will be performed, and has requested that the City enter into an Indemnification Agreement. This agreement requires the City to indemnify and hold BNWRD harmless for any damages that occur as a result of the project. This is standard in the industry and the City would require such indemnification for work on its property.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: None applicable.

Respectfully submitted for Council consideration.

| Prepared by: | Brett Lueschen, Interim Water Director |
|----------------------------------|---|
| Reviewed by: | Stephen Rasmussen, Assistant City Manager |
| Financial & budgetary review by: | Patti-Lynn Sylva, Finance Director |
| Legal review by: | Jeffery R. Jurgens, Corporation Counsel |
| Recommended by: | David Hales, City Manager |

The following was presented:

Item 7J. Consideration of approving an Ordinance approving Case No. Z-03-15 Rezoning from B-2, General Business District with the S-4 Historic Preservation overlay to B-3, Central Business District with an S-4 Historic Preservation overlay for the property at 315 N. Prairie Street. PULLED FROM CONSENT.

<u>RECOMMENDATION/MOTION</u>: That the Council approve an ordinance approving Case Z-03-15 for the rezoning from B-2, General Business District with an S-4 Historic Preservation overlay to B-3, Central Business District with an S-4 Historic Preservation overlay for land located 315 N Prairie Street.

STRATEGIC PLAN LINK: The rezoning is linked to Goal 3, Grow the Local Economy and Objective D, Expanded Retail Businesses.

STRATEGIC PLAN SIGNIFICANCE: The rezoning will facilitate the objective of expanded retail businesses by allowing a new nonprofit business to operate in a building that has been vacant in recent years.

BACKGROUND: N. Prairie Historical Synagogue desires the rezoning to enable the building to be used as a community center. The historic zoning and character of the building will be maintained. The

City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **17** of **28** building has been vacant recently but had been used as a residence. Originally it was constructed as a Jewish synagogue. With the change in use the Zoning Ordinance requires off-street parking for the site yet most of the site is occupied by the building. Little if any land is available for onsite parking. With a change to the B-3 zoning, no parking is required.

The subject property has three adjacent sites all with B-3 zoning. The adjacent property uses include a temple, churches and a school administration building which are all compatible with a community center and other B-3 uses.

If approved the rezoning will remove a "spot zone." Generally zoning districts should contain more than one parcel. This is to create more compatible land uses and cohesive neighborhoods.

PLANNING COMMISSION: This case was before the Planning Commission for a public hearing and review on May 27, 2015. Staff explained how the rezoning is compatible with the nearby land uses. The petitioner explained the intentions for the property including preserving the historic character of the building. No one else from the public spoke regarding the petition. The Planning Commission voted to recommend approval of the rezoning by a vote of 8-0. This recommendation is consistent with staff's position.

<u>COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED</u>: Public notice was published in the Pantagraph in accordance with City Code. In accordance with the Zoning Code (Ordinance No. 2006-137), courtesy copies of the Public Notice were mailed to approximately 49 property owners within 500 feet. In addition, public notice/identification signs were posted on the property.

FINANCIAL IMPACT: If the rezoning is approved, there could be a slight increase in sales tax for the city as materials are purchased for renovations.

Respectfully submitted for Council consideration.

| Prepared by: | Mark Woolard, City Planner |
|----------------------------------|---|
| Reviewed by: | Tom Dabareiner, Director of Community Development |
| Financial & budgetary review by: | Chris Tomerlin, Budget Analyst |
| | Carla A. Murillo, Budget Manager |
| Legal review by: | Jeffery R. Jurgens, Corporation Counsel |
| Recommended by: | David Hales, City Manager |
| | |

The following was presented:

Item 7K. Consideration of approving an Ordinance Suspending Portions of Section 701 of Chapter 31 and Section 26(d) of Chapter 6 of the City Code for a wedding at Davis Lodge.

Motion by Alderman Hauman seconded by Alderman Schmidt the that the Ordinance suspending portion of Section 701 of Chapter 31 and Section 26(d) of Chapter 6 of the City Code

City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **18** of **28** for an August 14, 2015 rehearsal dinner and an August 15, 2015 wedding at Davis Lodge be approved, and authorize the Mayor and City Clerk to sign the ordinance.

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

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

Nays: None

Motion carried.

<u>RECOMMENDATION/MOTION:</u> That the Ordinance Suspending Portions of Section 701 of Chapter 31 and Section 26(d) of Chapter 6 of the City Code for a Wedding Reception at Davis Lodge be approved, the Mayor and City Clerk authorized to executed the necessary documents.

<u>STRATEGIC PLAN LINK</u>: 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 Ian Spencer-Smith and Abby Spachman to allow moderate consumption of alcohol at their July 17, 2015 wedding reception to be held at Davis Lodge.

Present were Commissioners Tari Renner, Geoffrey Tompkins and Jim Jordan. City staff present were Asst. Corporation Counsel, George Boyle, Asst. Chief Wheeler and Chief Deputy Clerk, Renee Gooderham and Jim Spachman father of Abby Spachman.

Jim Spachman father of Abby Spachman, addressed the Commission. He stated that Biaggi's would cater the event. Beer and wine only would be served.

Motion by Commissioner Tompkins, seconded by Commissioner Jordan that the request of Ian Spencer-Smith and Abby Spachman to allow moderate consumption of alcohol at their July 17, 2015 wedding reception to be held at Davis Lodge be approved.

Motion carried, (viva voce).

<u>COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED</u>: The Agenda for the June 9, 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 applicable.

Respectfully submitted for Council consideration.

City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **19** of **28** Prepared by: Reviewed by:

Recommended by:

Renee Gooderham, Chief Deputy Clerk Brett Lueschen, Interim Water Director Jeffery R. Jurgens, Corporation Counsel Tari Renner, Mayor

The following was presented:

Item 7L. Consideration of approving an Ordinance Suspending Portions of Section 701 Chapter 31 and Section 26(d) of Chapter 6 of the City Code for a birthday celebration at Davis Lodge.

Motion by Alderman Hauman seconded by Alderman Schmidt that the Ordinance Suspending Portions of Section 701 of Chapter 26(d) of Chapter 6 of the City Code be approved and authorize the Mayor and City Clerk to sign the Ordinance.

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

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

Nays: None

Motion carried.

<u>RECOMMENDATION/MOTION:</u> That the Ordinance Suspending Portions of Section 701 of Chapter 31 and Section 26(d) of Chapter 6 of the City Code for a Birthday Celebration at Davis Lodge be approved, the Mayor and City Clerk authorized to executed the necessary documents.

<u>STRATEGIC PLAN LINK:</u> Goal 5. Great place – livable, sustainable City.

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

<u>BACKGROUND</u>: The Bloomington Liquor Commissioner, Tari Renner, called the Liquor Hearing to order to hear the request of Beth Laakman-Schaumburg to allow moderate consumption of alcohol at her husband's birthday party on July 17, 2015 at Davis Lodge.

Present were Commissioners Tari Renner, Geoffrey Tompkins and Jim Jordan. City staff present were Asst. Corporation Counsel, George Boyle, Asst. Chief Wheeler and Chief Deputy Clerk, Renee Gooderham and Beth Laakman-Schaumburg.

Beth Laakman-Schaumburg, addressed the Commission. She stated that Time Past would cater the event. Beer and wine only would be served.

City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **20** of **28** Motion by Commissioner Tompkins, seconded by Commissioner Jordan that the request of Beth Laakman-Schaumburg to allow moderate consumption of alcohol at her husband's birthday party on July 17, 2015 at Davis Lodge be approved.

Motion carried, (viva voce).

<u>COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED</u>: The Agenda for the June 9, 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 applicable.

Respectfully submitted for Council consideration.

| Prepared by: | Renee Gooderham, Chief Deputy Clerk |
|------------------------------|---|
| Reviewed by: | Brett Lueschen, Interim Water Director |
| | Jeffery R. Jurgens, Corporation Counsel |
| Recommended by: | Tari Renner, Mayor |
| The following was presented. | - |

The following was presented:

Item 7M: Consideration of approving a Lake Bloomington Lease Transfer Petition for Lot 2, Block 26 of Camp Potawatomie, from Emma Lou Steffen Trust to John & Laura Dirks.

Motion by Alderman Hauman, seconded by Alderman Schmidt that the Lake Lease Transfer be approved 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, Lower, Hauman, Black, Fruin, Buragas, Painter.

Nays: None

Motion carried.

<u>RECOMMENDATION/MOTION:</u> That the Lake Lease Transfer be approved and the Mayor and City Clerk be authorized to execute the necessary documents.

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

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

City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **21** of **28** **BACKGROUND:** The sewage disposal system inspection was completed in May 2015. The septic system appears to be functioning normally. The septic tank does not need to be pumped but should be checked regularly. The age of the sewage disposal system is over twenty-five (25) years. The McLean County Health Department estimates sewage disposal systems have an average life span of approximately twenty to twenty-five (20-25) years. However, this can be affected greatly by usage patterns of the premises (seasonal versus full time occupancy) and system maintenance.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: This petition will have a neutral financial impact in that the current lease uses the current formula, (0.40 per 100 of Equalized Assessed Value), for determining the Lake Lease Fee. With this transfer, the lake lease formula will generate about 974.06 per year in lease income. This lake lease income will be posted to Lake Maintenance-Lease Income Account (50100140 - 57590). Stakeholders can locate this in the FY 2016 Proposed Budget Book titled "Other Funds & Capital Improvement Program" on page 104.

Respectfully submitted for Council consideration.

| Prepared by: | Connie Fralick, Office Manager |
|----------------------------------|---|
| Reviewed by: | Brett Lueschen, Interim Water Director |
| Financial & budgetary review by: | Chris Tomerlin, Budget Analyst |
| | Carla A. Murillo, Budget Manager |
| Legal review by: | Jeffery R. Jurgens, Corporation Counsel |
| Recommended by: | David Hales, City Manager |

8. "Regular Agenda"

The following was presented:

Item 8A. Consideration of denial of an Ordinance for Case No. Z-04-15 requesting the approval of a Rezoning from R-1C, Single Family Residence District to R-2, Mixed Residence District for the property at 1314 Fell Avenue.

Motion by Alderman Buragas, seconded by Alderman Schmidt that this item be delayed to the first meeting in July, 2015 (July 13, 2015).

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

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

Nays: None

Motion carried.

City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **22** of **28** Alderman Buragas expressed that proceeding with this item or a presentation of this item would not be good use of the Council's time.

Mr. Hales asked for Corporate Counsel to weigh in on the procedural issues within the Planning Commission.

Corporate Counsel Jurgens answered that the item will be discussed with Thomas Dabareiner, the Director of Planning and Code Enforcement.

The following was presented:

Item 8B. Consideration of approving an Ordinance Amending the Public Comment Rules at City Council Meetings for the City of Bloomington.

Mayor Renner stated nothing is more important than transparency and trust in government. He acknowledged that the City was awarded by the Illinois Policy Institute. The Mayor continued to state that the City has advanced, and is the only City he knows of that has an open house the Friday prior to every regular meeting. He continued to remark on the responsiveness of the Mayor and the Council of the City of Bloomington. The Mayor expressed that there are much more productive ways to give the public the answers they desire and deserve.

Corporate Counsel Jurgens provided an overview of the Town of Normal's ordinances regarding to public comment. The Town of Normal requires that public's comments must be pertaining to the agenda. Also in Normal if a person speaks once that person cannot speak for another 45 days, and each speaker is only allotted two (2) minutes. The Town of Normal also only allocates 10 minutes total for public comments and requires two (2) hours advance notice. He further stated that the City of Bloomington's focus is to limit the public comment content to the items of the agenda. Corporate Counsel Jurgens stated that those desiring to participate in public comment should be signed up 2-4 hours earlier to enhance the administrative process. He also spoke on the possibility of a continual queue of desired speakers. He briefly discussed the role of public comment in Work Session Meetings. Corporate Counsel Jurgens also suggested a provision that if a speaker has spoken in the last 15 days that that person is only allowed to speak again if time allows. Corporate Counsel Jurgens emphasized the desire to be fair and not limit public comment, however, there to be clear and reasonable rules in regards to how public comments would be conducted.

Motion by Alderman Lower, seconded by Alderman Mwilambwe to table Item 8B until July Committee of the Whole meeting.

Ayes: Aldermen Lower, Mwilambwe, Schmidt, Fruin

Nays: Buragas, Painter, Black, Hauman, Renner (Voted; tie vote)

Motion failed 5 to 4

City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **23** of **28** Motion by Alderman Black, seconded by Hauman to move to approve with some amendments to the Ordinance that provides the following provisions: 15 minutes for Public Comments, Public Comments sign-up closes five (5) minutes before the start of the meeting, no germaneness to the agenda, and language regarding campaigning or promoting of oneself or business. Also, if any person listed to speak does not get a chance to speak during their allotted that that person would have opportunity at the next meeting. Finally, any email from businesses or residents should be kept in public record.

Corporate Counsel Jeff Jurgens asked for clarification on Alderman Blacks mentioned provisions to item 8B.

Alderman Black clarified that signup for public comment will begin 15 prior to meeting beginning and close 5 minutes prior to when the meeting is scheduled to begin. He then restates all of the aforementioned provisions.

Alderman Lower asked whether or not a separate email account could be created, for example publiccomment@cityblm.org, for those who want their comments to be added to public record.

Director of Information Services, Scott Sprouls responded that an email for public comment could be implanted rather quickly, within the next business day, and that it is possible to require specific identification if necessary.

Corporate Counsel Jurgens discussed there may be some legality issues that need to be revisited in regards to developing an email account for public comment.

Alderman Mwilambwe commented that there are too many items to be approved in a given time and he would not be in favor of that. There is more that needs to be taken a closer look at before he would be able to vote in favor of the proposed motion.

Alderman Black proposed to revise his motion removing the email portion to be revisited at another date for further staff review, but purported the rest of the motion is just provisional to the original amendments.

Mayor Renner repeats the provisions of the motion: the amended Ordinance that provides the following provisions: 15 minutes for Public Comments, Public Comments sign-up closes five (5) minutes before the start of the meeting, no germaneness to the agenda, and language regarding campaigning or promoting of one self or business, and that if any person listed to speak does not get a chance to speak during their allotted that that person would have opportunity at the next meeting.

Alderman Black purported that when a person misses a time to speak that they are offered the time to speak again at that same meeting type. (For example miss an opportunity to speak at a Committee of a Whole meeting, that person next opportunity to speak would be the next Committee of the Whole meeting.)

City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **24** of **28** Alderman Buragas stated that if the email provisions are going to be discussed at a later date that they need to be clear.

Alderman Fruin discussed with Council the details of the ordinance, and stated that he does not agree or disagree, but purported this needs to be discussed as a body prior to moving forward.

Alderman Schmidt agreed with Alderman Fruin, and stated that she needs time to read the language before she'd be able to vote. She brings up a concern with the last portion of the public comment provision about rotating out those who do not get a chance to speak. Alderman Schmidt continued to state that this can cause bitterness in the public if they have come to speak on items that will be voted upon in a given meeting and then are not able to speak. She states she does not know a resolution but she says she cannot agree with that portion.

Corporate Counsel Jurgens asked would a solution be to increase the time of public comment allotted.

Alderman Schmidt stated that this current amendment does not align with what the values of the City are pertaining to public comment. She recollected on the process to even have public comment included in Council proceedings.

Alderman Hauman expressed if the Council amends to 15 minutes of public comment most people would not be able to speak. She stated that she appreciated Alderman Black's comments and suggestions for changes. Alderman Hauman explained she had done some background research on how similar sized communities handle public comment. She points out how the Town of Normal has their public comment sector at the end of their Council proceedings.

Alderman Lower revisited why he was elected, and stated that it deserves the proper amount of honor. He expressed that there has to be careful consideration on how the Council places limits on the public.

Alderman Buragas commented about the limited about time if there are a lot of items on the agenda that will affect the time allotted for public comment. She continued to state that the changes being made are minor and do not require an extended amount of consideration.

Mayor Renner repeated what is being motioned minus the inclusion of the email portion which could be postponed to be discussed at a later time because it was not in the ordinance and can be approved in three (3) weeks.

Alderman Mwilambwe asked for clarification of the motion, is he voting to bring it back or voting to agree on the portions currently included.

Alderman Schmidt also wanted clarification is the vote for Corporate Counsel to work on the ordinance or to vote to agree with the ordinance as it currently is.

City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **25** of **28** Alderman Mwilambwe commented in restructuring the language on the ordinance in regards to time limits and what is limited as far as public matter in regards to public comment.

Corporate Counsel Jurgens stated that he could bring back a revised ordinance to next Council Meeting to present a better policy on public comment.

Mayor Renner stated what citizen's feel or have expressed in regard to public comment.

Alderman Black emphasized the importance of trying to develop the public comment email account.

Corporate Council Jurgens responded that is something that the Council can work towards developing how that will be implemented. He expressed that the logistics of a public comment email account.

Mayor Renner asked was the Council voting to adopt the same policy as Normal only allotting two (2) minutes per person.

Corporate Counsel Jurgens clarified that three (3) minutes is a more reasonable amount of time per person.

Alderman Schmidt asked again exactly what the vote is on.

Alderman Black agreed his understanding is also a different from what seems to be being discussed. He said are we taking feedback then taking it back to staff to develop the ordinance.

Madam Clerk Lawson commented that the Clerk's office should be involved the reception of public comment email.

Alderman Fruin explained that he is supportive of further staff efforts to address concerns. He stated this is a great example of the difficulty the council as collaborating with one another. He gave credit to Alderman Black for his efforts. Alderman Fruin stated that he is in favor of the staff making further efforts to restructure the ordinance.

Mayor Renner commented about the County's process of receiving public comment.

Motion by Alderman Black, Seconded by Alderman Hauman to table Item 8B for further review by the staff until July 13, 2015 Council proceedings.

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

Ayes: Aldermen Hauman, Black, Fruin, Buragas, Mwilambwe, Scott and Painter.

Nays: Lower

City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **26** of **28**

Motion carried.

9. City Manager's Discussion

Mr. Hales, City Manager, had no current reports.

10. Mayor's Discussion

Mayor Renner opened his discussion by thanking Alderman Black for handling the Mayor's Open House. He also commended Aldermen Schmidt and Mwilambwe for handling the Juneteenth Celebration events. He also gave a synopsis of his experience at the Mayors Conference. He expounded on the diverseness of the people at the conference. Mayor Renner also gave examples of the different issues that other mayors are currently addressing. He mentioned the retirement of the Mayor of Charleston, South Carolina, Mayor Riley.

11. City Aldermen's Discussion

Alderman Hauman announced the Press Conference held Thursday, 6/25/15 at the Museum of History Court House Square 11:00 a.m. to discuss proposed budget cuts by the State that will affect our most vulnerable residents majorly the elderly and disabled population.

Alderman Lower addressed an email received from Mt. Pisgah that from 8-9 p.m. in Miller Park a remembrance is being held for those who lost their lives in the incident that recently occurred in Charleston, South Carolina. He also discussed that violence issues in Miller Park are not prevalent, although the public sometimes purports that. Alderman Lower extended an invitation to the City to attend this event, and assured it would be a safe event.

12. Executive Session: Pursuant to Section 2(c)(11) – Litigation

Motion by Alderman Hauman, seconded by Alderman Schmidt that the Council adjourned to its Executive Session. Time: 8:47 p.m.

13. Adjournment

Motion by Alderman Painter, seconded by Alderman Black to return to Regular Meeting Session and adjourn the meeting. Time: 9:27 PM

City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **27** of **28** 14. Notes

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Cherry L. Lawson, City Clerk

City of Bloomington Regular City Council Meeting Summary Minutes Monday, June 22, 2015; 7:05 pm Page **28** of **28**