SUMMARY MINUTES
PUBLISHED BY THE AUTHORITY OF THE CITY COUNCIL
OF BLOOMINGTON, ILLINOIS
MONDAY, DECEMBER 21, 2015; 7:00 P.M.

1. Call to Order

The Council convened in Regular Session in the Council Chambers, City Hall Building, at 7:00 p.m., Monday, December 21, 2015. The Meeting was called to order by Mayor Renner.

2. Pledge of Allegiance to the Flag

The Meeting was opened by Pledging Allegiance to the Flag followed by 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, Diana Hauman, Amelia Buragas, Joni Painter, Scott Black, Mboka Mwilambwe, Jim Fruin, Karen Schmidt and Mayor Tari Renner.

Staff Present: David Hales, City Manager, Steve Rasmussen, Assistant City Manager, George Boyle, Assistant Corporation Counsel, Cherry L. Lawson, City Clerk and other City staff were also present.

5. Public Comment

Mayor Renner opened the meeting to receive public comments. The following individuals provided comments during the meeting.

Gary Lambert
Glen Ludwig
Bruce Meeks
Matt Erickson
Alton Franklin
Aaron Lenny
Chris Johnson
Gay Asberg

6. Recognition / Appointments

The following was presented:

Item 6A. Proclamation declaring December 31, 2015 as, "Reverend Dr. Phenues Bush Day."

The following was presented:

Item 6B. Presentation of the Annual Report on Library Services for FY15 ***(Informational Report only) (Presentation by Carol Torrens, Adult Services Manager, Bloomington Public Library 10 minutes.)***

The following was presented:

Item 6C. Presentation on, Summer Jobs Program for At-Risk Youth in McLean County and Delinquency Prevention Plan that identifies specific issues within the Community and options for addressing those concerns. ***(Jason Chambers, McLean County State's Attorney 10 minutes.)***

The following was presented:

Mayor Renner asked Council whether there were any items they wish to have removed from the Consent Agenda for further discussion.

Mayor Renner requested Item No. 7D be pulled from the Consent Agenda. Alderman Buragas requested Item Nos. 7F and 7G be pulled from the Consent Agenda for further discussion.

Motion by Alderman Hauman, seconded by Alderman Painter that the Consent Agenda items are approved with the exception of Item Nos. 7D, 7F, and 7G.

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

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

Nays: None.

Motion carried.

7. Consent Agenda

Item 7A: Consideration of approving the Council Meeting Minutes of November 23, 2015. *(Recommend that the reading of the minutes of the previous Council Work Session Minutes of November 9, 2015 be dispensed with and the minutes approved as presented.)*

The following was presented:

Item 7B. Consideration of a approving a preliminary Engineering Services Agreement with the Norfolk Southern Railway Company for the proposed Hamilton Road crossing near Commerce Parkway..) *(Recommend that the agreement with Norfolk Southern Railway Co. for preliminary engineering services in the amount of $29,420 be approved and the City Manager and City Clerk be authorized to execute the necessary documents.)*

The following was presented:

Item 7C. Consideration of approving a Wireline Crossing Agreement with the Union Pacific Railroad Corporation for installation of roadway and pedestrian lighting to be attached to the railroad bridge at Market Street. *(Recommend that Wireline Crossing Agreement be approved and the Mayor and City Clerk be authorized to execute the necessary documents.)*

The following was presented:

Item 7D. Consideration of approving a contract with Blue Cross Blue Shield for the 2016 Stop Loss Insurance for Employee PPO Health Plan. *(Recommend that the Contract with Blue Cross Blue Shield for 2016 individual stop loss coverage on the City's employee PPO health plan be accepted and authorized the Mayor and City Clerk to execute the necessary documents.)* ***Pulled From Consent Agenda***

The following was presented:

Item 7E. Consideration of approving an Ordinance approving a Petition from CD PRYZ, LLC, for an Expedited Final Plat for CAMtek Subdivision, located east of Eastport Drive and North of Empire Street and a Subdivision Construction Agreement. *(Recommend that the Ordinance be approved for the Expedited Final Plat, subject to the Petitioner posting the required bond prior to recording of the final plat and contingent upon the execution of and the Subdivision Construction Agreement by all of the parties, in the form attached hereto or similar form approved by the City Manager, and that the City Manager and Clerk be authorized to execute a Subdivision Construction Agreement as deemed in the best interests of the City.)*

ORDINANCE NO. 2015 -87
AN ORDINANCE APPROVING THE FINAL PLAT OF NATURES TRAIL SUBDIVISION

The following was presented:

Item 7F. Consideration of adoption of an ordinance for Case SP-04-15 Petition requesting approval of a Special Use Permit for a Two-Family Dwelling for the property located at 1314 Fell Avenue. *(Recommend that an Ordinance be adopted for Case SP-04-15 for the Special Use Permit for a Two-Family Dwelling for the property located at 1314 Fell Avenue, and authorize the Mayor and City Clerk to execute the necessary documents.)* ***Pulled From Consent Agenda.***

ORDINANCE NO. 2015-88
AN ORDINANCE APPROVING A SPECIAL USE PERMIT FOR A
Two-Family Residential Use
FOR PROPERTY LOCATED AT: 1314 Fell Avenue

The following was presented:

Item 7G. Consideration of approving an Ordinance Prohibiting the Use of Groundwater as a Potable Water Supply and Approval of Highway Authority Agreement / Leave-in-place Agreement at 1331 N. Linden Street (Ward 7) *(Recommend that the Ground Water Ordinance and Highway Authority Agreement be delayed until a future meeting to allow City staff time to provide additional information for this item to be discussed on a regular agenda of the Council.) Pulled From Consent Agenda.*

ORDINANCE NO. 2015-89
AN ORDINANCE PROHIBITING THE USE OF GROUNDWATER AS POTABLE WATER SUPPLY BY THE INSTALLATION OR USE OF POTABLE WATER SUPPLY WELLS OR BY ANY OTHER METHOD

The following was presented:

Item 7H. Consideration of Amending the City Code Provisions on Lake Lease to update the terms, duration, and rental rates. *(Recommend that the Ordinance Amending the City Code on Lake Leases be approved and the Mayor and City Clerk be authorized to execute the Ordinance.)*

The following was presented:

Item 7I. Consideration of approving a Lake Bloomington Lease Transfer Petition for Lot 26, Block 2 of Camp Kickapoo, from Stanley R. Hoselton Trust to Anvil Real Estate, Inc.

The following was presented:

Item 7D. Consideration of approving a contract with Blue Cross Blue Shield for the 2016 Stop Loss Insurance for Employee PPO Health Plan. *Pulled From Consent Agenda*

Mr. Hales stated that the Human Resource Department has been working aggressively to secure a renewal of our individual health plan and stop loss coverage. New this year, the City has the opportunity to achieve some stop loss coverage for the prescription drug plan. The City has the potential through High Mark Insurance to not only save $21,000 in the premium for the medical, but also for the first time to have stop loss coverage for prescription drugs. For a $21,000 savings the City would add, a deductible limit of $155,000 for prescription drugs, and would have reinsurance for any amount above. However, the City has been running out of time, due to that

the City would like to have the Council consider an alternative motion for this item. Mr. Hales read the recommended motion into the record.

Motion by Alderman Fruin, seconded by Alderman Lower that the City Manager be authorized to enter into a contract for 2016 individual stop loss coverage on the City's employee PPO health and prescription drug plan with High Mark Insurance, contingent upon approval of the contractual language as determined by the Corporation Counsel, or in the alternative with Blue Cross Blue Shield for stop loss coverage on the City's employee PPO health plan only if the contractual language with High Mark Insurance is not deemed to be in the City's best interest by the Corporation Counsel.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7F. Consideration of adoption of an ordinance for Case SP-04-15 Petition requesting approval of a Special Use Permit for a Two-Family Dwelling for the property located at 1314 Fell Avenue. *(Recommend that an Ordinance be adopted for Case SP-04-15 for the Special Use Permit for a Two-Family Dwelling for the property located at 1314 Fell Avenue, and authorize the Mayor and City Clerk to execute the necessary documents.)* ***Pulled From Consent Agenda.***

ORDINANCE NO. 2015-88
AN ORDINANCE APPROVING A SPECIAL USE PERMIT FOR A
Two-Family Residential Use
FOR PROPERTY LOCATED AT: 1314 Fell Avenue

Alderman Buragas stated, she requested that this item be pulled from the Consent Agenda to commend the Community Development Department, and Fred Wollrab and Carol Sheppard, as this project is considered a success story in bringing back property into productive use, as this is really an asset for our community.

Motion by Alderman Buragas, seconded by Alderman Schmidt that an Ordinance be adopted for Case SP-04-15 for the Special Use Permit for a Two-Family Dwelling for the property located at 1314 Fell Avenue, and authorize the Mayor and City Clerk to execute the necessary documents.)

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

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

Nays: None.

Motion carried.

The following was presented:

Item 7G. Consideration of approving an Ordinance Prohibiting the Use of Groundwater as a Potable Water Supply and Approval of Highway Authority Agreement / Leave-in-place Agreement at 1331 N. Linden Street (Ward 7) *(Recommend that the Ground Water Ordinance and Highway Authority Agreement be delayed until a future meeting to allow City staff time to provide additional information for this item to be discussed on a regular agenda of the Council.)* ***Pulled From Consent Agenda.***

ORDINANCE NO. 2015-89
AN ORDINANCE PROHIBITING THE USE OF GROUNDWATER AS POTABLE WATER SUPPLY BY THE INSTALLATION OR USE OF POTABLE WATER SUPPLY WELLS OR BY ANY OTHER METHOD

Alderman Buragas stated this item deals with an environmental contamination that has occurred in Ward 4. She had been surprised to see this item come forward as there was no prior notice from the City staff regarding this item previously. She expressed concerned that there are a large number of questions that have not been addressed within the scope of the background. There is not sufficient information to make a sound decision on this item tonight. Since this involves public safety, due to contaminated groundwater in a residential area and Sugar Creek, she would prefer that this item be delayed and brought back to and fully brief the Council as to the nature and history of the contamination.

Motion by Alderman Buragas, seconded by Alderman Painter to delay this item to a future date to allow staff to provide Council with historical information, options and action plan for moving forward.

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

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

Nays: None.

Motion carried.

8. Regular Agenda

Item 8A. Consideration of approving Resolutions for the abatements of property taxes for the 2015 Tax Levy. *(Recommend that the Resolutions for the abatement of a total $6,933.026.29 of property taxes for the 2015 tax levy for debt service and rent payments be adopted, and authorize the Mayor and City Clerk to execute the necessary documents.)*

A. A Resolution Abating All or a Portion of the Taxes Heretofore Levied To Pay Debt Service on Certain General Obligation Bonds of the City Of Bloomington, Mclean County, Illinois.

B. A Resolution Abating Tax Levy For Rent Payable Under Lease Agreement Between The Public Building Commission, Mclean County And The City Of Bloomington For The Old Champion Building And The Expansion Of The Parking Garage.

Ms. Silva provided a brief overview of this item and stated that this is standard formality, whereby the Council decides the amount of tax levy, the City will then need to abate the debt service down to that level. If the City does not approve the resolutions, the tax levy increase by that amount.

Motion by Alderman Schmidt seconded by Alderman Mwilambwe that the Resolutions for the abatement of a total $6,933.026.29 of property taxes for the 2015 tax levy for debt service and rent payments be adopted, and authorize the Mayor and City Clerk to execute the necessary documents.

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

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

Nays: None.

Motion carried.

The following was presented:

Item 8B. Consideration of adoption of an ordinance for Case SP-05-15 Petition requesting approval of a Special Use Permit to allow the operation of an antique store for the property located at 403-405 E. Locust Street. *(Recommend that an Ordinance be adopted for Case SP-05-15 for the Special Use Permit for an antique store at 403-405 E. Locust Street, and authorize the Mayor and City Clerk to execute the necessary documents.)*

ORDINANCE NO. 2015-90
AN ORDINANCE APPROVING A SPECIAL USE PERMIT FOR A
Antique Store
FOR PROPERTY LOCATED AT: 405 E. Locust Street

Mr. Dabareiner, this is a straight-forward case, that typically an antique store would not be allowed in a residential district. It follows a series of non-conforming uses. Under the Zoning Ordinance, you can follow a non-conforming use with another non-conforming use with a special use.

This case was before the Zoning Board of Appeals for a public hearing and review on November 18, 2015. No citizens, outside of the applicant, spoke in favor; one citizen expressed concern over the impact of a retail use in a residential area but seemed satisfied with a limitation on hours. The Board recommended approval by unanimous vote with the condition that business hours be restricted to not exceed 8:00AM to 6:00PM, Monday through Friday, and 10:00AM to 5:00PM on Saturday and Sunday. This recommendation is largely consistent with staff's position.

Alderman Lower stated, it is his understanding that there are apartment units located within that building where residents are currently residing. Mr. Dabareiner stated that there are two apartments on the upper floor of this building.

Motion by Alderman Black, seconded by Alderman Buragas that an Ordinance be adopted for Case SP-05-15 for the Special Use Permit for an antique store at 403-405 E. Locust Street, and authorize the Mayor and City Clerk to execute the necessary documents.

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

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

Nays: None.

Motion carried.

The following was presented:

City Manager's Discussion

Mr. Hales wished everyone a happy holiday season.

Mayor Discussion

Mayor Renner, Google announced the City of Bloomington has been named the 2015 eCity of Illinois. The eCity Awards recognize the strongest online business community in each state - the digital capitals of America. These cities' businesses are embracing the web to find new customers, connect with existing clients and fuel their local economies. He wished the community a happy holiday season.

City Alderman's Discussion

No comments offered from the Aldermen.

Adjournment

Motion made by Alderman Hauman seconded by Alderman Schmidt to adjourn the meeting at 8:00 p.m.

Motion carried (viva voce).

City of Bloomington

Tari Renner, Mayor

Attest

Cherry L. Lawson, City Clerk