

CITY OF
BLOOMINGTON
COUNCIL MEETING
DECEMBER 7, 2020



COMPONENTS OF THE COUNCIL AGENDA

RECOGNITION AND PROCLAMATION

This portion of the meeting recognizes individuals, groups, or institutions publically, as well as those receiving a proclamation, or declaring a day or event.

PUBLIC COMMENT

Each regular City Council meeting shall have a public comment period not to exceed 30 minutes. Every speaker is entitled to speak for up to 3 minutes. To be considered for public comment, please complete a public comment card at least 5 minutes prior to the start of the meeting. The Mayor will randomly draw from the cards submitted. Public comment is a time to give comment. It is not a question and answer period and the City Council does not respond to public comments. Speakers who engage in threatening or disorderly behavior will have their time ceased.

CONSENT AGENDA

All items under the Consent Agenda are considered to be routine in nature and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member, City Manager or Corporation Counsel so requests; in which event, the item will be removed from the Consent Agenda and considered in the Regular Agenda, which typically begins with Item No. 8.

The City's Boards and Commissions hold Public Hearings prior to some Council agenda items appearing on the Council's Meeting Agenda. Persons who wish to address the Council should provide new information that is pertinent to the issue before them.

PUBLIC HEARING

Items that require receiving public testimony will be placed on the agenda and noticed as a Public Hearing. Individuals have an opportunity to provide public testimony on those items that impact the community and/or residence.

REGULAR AGENDA

All items that provide the Council an opportunity to receive a presentation, ask questions of City Staff, seek additional information, or deliberate prior to making a decision will be placed on the Regular Agenda.

MAYOR AND COUNCIL MEMBERS

Mayor, At-Large - Tari Renner

City Council Members

Ward 1 - Jamie Mathy

Ward 2 - Donna Boelen

Ward 3 - Mboka Mwilambwe

Ward 4 - Julie Emig

Ward 5 - Joni Painter

Ward 6 - Jenn Carrillo

Ward 7 - Mollie Ward

Ward 8 - Jeff Crabill

Ward 9 - Kim Bray

City Manager - Tim Gleason

Deputy City Manager - Billy Tyus

CITY LOGO DESIGN RATIONALE

The **CHEVRON** Represents:
Service, Rank, and Authority
Growth and Diversity
A Friendly and Safe Community
A Positive, Upward Movement and
Commitment to Excellence!

MISSION, VISION, AND VALUE STATEMENT

MISSION

To Lead, Serve and Uplift the
City of Bloomington

VISION

A Jewel of the Midwest Cities

VALUES

Service-Centered,
Results-Driven,
Inclusive

STRATEGIC PLAN GOALS

- ❖ Financially Sound City Providing Quality Basic Services
- ❖ Upgrade City Infrastructure and Facilities Grow the Local Economy
- ❖ Strong Neighborhoods
- ❖ Great Place - Livable, Sustainable City
- ❖ Prosperous Downtown Bloomington

AGENDA



REGULAR SESSION CITY COUNCIL MEETING AGENDA
CITY COUNCIL CHAMBERS
109 EAST OLIVE STREET, BLOOMINGTON, IL 61701
MONDAY, DECEMBER 7, 2020, 6:00 P.M.

THIS MEETING WILL BE HELD VIRTUALLY. LIVE STREAM AVAILABLE AT:
www.cityblm.org/live

Prior to 15 minutes before the start of the meeting, 1) those persons wishing to provide public comment or testify at the meeting must register at www.cityblm.org/register, and/or 2) those persons wishing to provide written comment must email their comments to publiccomment@cityblm.org.

Members of the public may also attend the meeting at City Hall. Attendance will be limited to 10 people including staff and Board Members and will require compliance with City Hall COVID-19 protocols and social distancing. Participants and attendees are encouraged to attend remotely.

The rules for participation and attendance may be subject to change due to changes in law or to executive orders relating to the COVID-19 pandemic occurring after the publication of this agenda. Changes will be posted at www.cityblm.org/register.

1. Call to Order
2. Pledge of Allegiance to the Flag
3. Remain Standing for a Moment of Silent Prayer
4. Roll Call
5. COVID-19 Update by City Manager
6. Recognition/Appointments
 - A. Proclamation recognizing the 25th Anniversary of Prairie Pride Coalition, as requested by the Administration Department. (*Recommended Motion: None; recognition only.*)
 - B. Recognition of Appointments to various Boards and Commissions, as requested by the Administration Department. (*Recommended Motion: None; recognition only.*)
7. Public Comment

This meeting is being held virtually via live stream. Public comment will be accepted up until 15 minutes before the start of the meeting. Written public comment must be emailed to publiccomment@cityblm.org and those wishing to speak Live must register at <https://www.cityblm.org/register>.

8. Consent Agenda

Clerk-led Roll Call Vote

- A. Consideration and action to approve the Minutes of the October 26, 2020 Regular City Council Meeting, as requested by the City Clerk Department. *(Recommended Motion: The proposed Minutes be approved.)*
- B. Consideration and action to approve Bills and Payroll in the amount of \$6,346,143.68, as requested by the Finance Department. *(Recommended Motion: The proposed Bills and Payroll be approved.)*
- C. Consideration and action on a Resolution to Authorize a Change Order in the Amount of \$31,919 for the Contract Between the City of Bloomington and N. Zobrist & Sons, Inc. for the Construction of the De Brazza Monkey Exhibit and Authorizing the City Manager to Approve Additional Change Orders Not to Exceed \$18,000, as requested by the Parks, Recreation and Cultural Arts Department. *(Recommended Motion: The proposed Resolution be approved.)*
- D. Consideration and action on the Request from ARV Cuisine, LLC d/b/a Bloom Bawarchi V2.0, located at 503 N Prospect Rd, STE 103 & 104, for a Class RAPS (Restaurant, All Types of Alcohol, Package and Sunday Sales) Liquor License, as requested by the City Clerk Department. *(Recommended Motion: The proposed License be approved contingent upon compliance with all building, health, and safety codes.)*
- E. Consideration and action on the Request from Pueblo Grande Mexican Restaurant, Inc. d/b/a Pueblo Grande Mexican Restaurant, to be located at 2303 E. Washington St., Unit 3, for a Class RAS (Restaurant, All Types of Alcohol, and Sunday Sales) Liquor License, as requested by the City Clerk Department. *(Recommended Motion: The proposed License be approved contingent upon compliance with all building, health, and safety codes.)*
- F. Consideration and action on the Request from Hatoom, Inc. d/b/a Armanetti Express Wine and Spirits, to be located at 706 N Clinton Ave., for a Class PAS (Package, All Types of Alcohol, and Sunday Sales) Liquor License, as requested by the City Clerk Department. *(Recommended Motion: The proposed License be approved with the following conditions: (1) no sale of hard liquor in quantities less than a half-pint (6.8 oz); (2) no sale of beer or wine in quantities less than 24 oz.; (3) the implementation of internal/external cameras; (4) improvements in proper lighting and parking; and (5) hours of operation from 11:00 a.m. to 10:00 p.m.; and that the creation of said license be contingent upon compliance with all building, health, and safety codes.)*
- G. Consideration and action to approve a Lake Bloomington Lease Transfer and Supplemental Agreement for Lot 2 in Block 11 of Camp Potawatomie, from Cates Estate, to the petitioners, James and Robin Millner, as requested by the Public Works Department. *(Recommended Motion: The proposed Lease Transfer and Supplemental Agreement be approved.)*

9. Public Hearing

- A. Public hearing for a Substantial Amendment to the 2020-2024 Consolidated Plan and 2020 Annual Action Plan, as requested by the Economic & Community

Development Department. *(Recommended Motion: The public hearing is open to receive public comment on amendments to the 2020-2024 Consolidated Plan and 2020 Annual Action Plan. No action required.) (Presentation by Jennifer Toney, Grants Coordinator, 10 minutes; and City Council discussion, 10 minutes.)*

10. Regular Agenda

Clerk-led Roll Call Vote

- A. Presentation of the FY2020 Comprehensive Annual Financial Report as audited, delivered by audit firm Baker Tilly Virchow Krause LLP, as requested by the Finance Department. *(Recommended Motion: None; presentation only.) (Presentation by Jason Coyle, Partner - Baker Tilly Virchow Krause LLP, 10 minutes; and City Council discussion, 10 minutes.)*
- B. Consideration and action on 1) an Ordinance Levying Taxes for the City of Bloomington, McLean County, Illinois for the Fiscal Year Beginning May 1, 2020 and Ending April 30, 2021, and 2) an Ordinance Levying Taxes for the City of Bloomington - Library, McLean County, Illinois for the Fiscal Year Beginning May 1, 2020 and Ending April 30, 2021, to Approve the 2020 Tax Levy of \$20,645,384 for the City of Bloomington and \$4,967,785 for the Bloomington Public Library, as requested by the Finance Department. *(Recommended Motion: The proposed Ordinances be approved.) (Presentation by Scott Rathbun, Director of Finance, 3 minutes; and City Council discussion, 3 minutes.)*
- C. Consideration and action on 1) a Resolution Abating All or a Portion of the Taxes Heretofore Levied to Pay Debt Service on Certain Obligation Bonds of the City of Bloomington, McLean County, Illinois, and 2) 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 (two Resolutions for the abatement of property taxes totaling \$4,966,569), as requested by the Finance Department. *(Recommended Motion: The proposed Resolutions be approved.) (Presentation by Scott Rathbun, Director of Finance, 3 minutes; and City Council discussion, 3 minutes.)*
- D. Consideration and potential action regarding Ordinance 2020-18, An Ordinance Declaring a Local Emergency Due to the COVID-19 Virus & Enacting Various Emergency Measures, as requested by the Legal Department. *(Recommended Motion: No modifications recommended at this time.) (Presentation by Tim Gleason, City Manager, 5 minutes; and City Council discussion, 5 minutes.)*

11. City Manager's Discussion

12. Mayor's Discussion

13. Council Member's Discussion

14. Executive Session - Cite Section

Clerk-led Roll Call Vote

15. Adjournment

Voice Vote

RECOGNITIONS



RECOGNITION/APPOINTMENTS ITEM NO. 6.A

FOR COUNCIL: December 7, 2020

SPONSOR: Administration Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Proclamation recognizing the 25th Anniversary of Prairie Pride Coalition, as requested by the Administration Department.

RECOMMENDED MOTION:

None; recognition only.

STRATEGIC PLAN LINK:

-Goal 5. Great Place - Livable, Sustainable City

STRATEGIC PLAN SIGNIFICANCE:

-Objective 5b. City decisions consistent with plans and policies

BACKGROUND: The included Proclamation is a public statement that brings attention to factors that affect our community.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: N/A

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: Amy Overton, Executive Assistant

Reviewed by:


Billy Ryus, Deputy City Manager 12/1/2020

Recommended by:


Tim Gleason, City Manager

Attachments:

- ADM 1B Prairie Pride Coalition 25 Years

PROCLAMATION

In Recognition of the Prairie Pride Coalition's 25th Anniversary

WHEREAS, the Advocacy Council for Human Rights, known today as the Prairie Pride Coalition, was organized 25 years ago, and

WHEREAS, the Prairie Pride Coalition sponsored a community meeting on a snowy Sunday evening in November 1995 to push for the city of Bloomington to expand its human rights ordinance to include protections for people based on their sexual orientation, and

WHEREAS, this community meeting occurred at the Bistro, Bloomington's LGBTQIA+ bar and de facto community center, and

WHEREAS, the Prairie Pride Coalition in 2002 helped gain passage of an amended human rights ordinance that ensured protections for members of the local gay, lesbian, and bisexual community who live and work in Bloomington, and

WHEREAS, the Prairie Pride Coalition has pushed for passage of additional laws on the local and state levels that ensure equity, inclusion, and justice for members of the Bloomington/Normal LGBTQIA+ community, and

WHEREAS, members of the Prairie Pride Coalition have worked to raise awareness and education and seek justice for local marginalized communities within the local LGBTQIA+ community, and

WHEREAS, the Prairie Pride Coalition continues to work on a variety of local projects and programs that help make the Bloomington/Normal area a more welcoming, just, safe, and inclusive environment for all members of the LGBTQIA+ community:

THEREFORE, BE IT RESOLVED that I, Tari Renner, Mayor of the City of Bloomington, extend my congratulations on behalf of the City of Bloomington to the **Prairie Pride Coalition** and wish it continued success as it pursues equity and justice for local members of the lesbian, gay, bisexual, transgender, queer, intersex, and asexual community.



Tari Renner
Mayor



Leslie Yocum
City Clerk



RECOGNITION/APPOINTMENTS ITEM NO. 6.B

FOR COUNCIL: December 7, 2020

SPONSOR: Administration Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Recognition of Appointments to various Boards and Commissions, as requested by the Administration Department.

RECOMMENDED MOTION:

None; recognition only.

STRATEGIC PLAN LINK:

-Goal 5. Great Place - Livable, Sustainable City

STRATEGIC PLAN SIGNIFICANCE:

-Objective 5b. City decisions consistent with plans and policies

BACKGROUND: The included Appointments are representative of City Council's approval from the November 23, 2020 meeting.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: N/A

COMMUNITY DEVELOPMENT IMPACT: N/A

FUTURE OPERATIONAL COST ASSOCIATED WITH NEW FACILITY CONSTRUCTION: N/A

Respectfully submitted for Council consideration.

Prepared by: Amy Overton, Executive Assistant

Reviewed by:


Billy Iyus, Deputy City Manager

12/1/2020


Tara Henry, Legislative Assistant

12/1/2020

Recommended by:

A handwritten signature in black ink, appearing to read 'T. Gleason', is positioned above a horizontal line.

Tim Gleason, City Manager

Attachments:

- ADM 2B Recognition of Appointment from 112320_Historic Preservation_Human Relations



Appointment

Dawn Peters: Historic Preservation Commission



Appointment

Nibandhini Kinikar: Human Relations Commission

CONSENT AGENDA



**MINUTES
REGULAR SESSION CITY COUNCIL MEETING
MONDAY, OCTOBER 26, 2020, 6:00 P.M.**

This meeting was conducted under Governor Pritzker's Executive Order 2020-07, Section 6 implemented in response to COVID-19, which suspended in-person attendance under the Open Meeting Act, 5 ILCS 120.

The City Council convened in regular session virtually via Zoom conferencing with the City Manager, Tim Gleason, and Deputy City Clerk, Amanda Mohan, in-person in City Hall's Council Chambers at 6:02 p.m., Monday, October 26, 2020. The meeting was called to order by Mayor Tari Renner.

Roll Call

Attendee Name	Title	Status	Arrived
Tari Renner	Mayor	Remote	
Jamie Mathy	Ward 1	Remote	
Donna Boelen	Ward 2	Remote	
Mboka Mwilambwe	Ward 3	Remote	
Julie Emig	Ward 4	Remote	
Joni Painter	Ward 5	Remote	
Jennifer Jazmin Carrillo	Ward 6	Remote	
Scott Black	Ward 7	Remote	
Jeff Crabill	Ward 8	Remote	
Kim Bray	Ward 9	Remote	

COVID-19 Update by City Manager

Tim Gleason, City Manager, noted that COVID-19 cases continued to rise. He went on to discuss the City's CARES Act grant submission, noting that the City planned to seek full reimbursement of \$3.2 million and that the item would soon appear on a future Council agenda. He closed by providing an update on staff COVID-19 cases and explained procedures followed when staff had potential COVID-19 exposures.

Recognition/Appointments

- A. Proclamation recognizing October 2020 as Community Planning Month

Megan Headean, Chair of the Planning Commission, accepted the Proclamation and addressed Council. She thanked Council and discussed how Community Planning Month benefited the community. She then listed multiple achievements by the Planning Commission in 2020 and Mayor Renner read the Proclamation aloud.

- B. Proclamation recognizing October 2020 as Domestic Violence Awareness Month

Mayor Renner read the Proclamation aloud.

- C. Proclamation recognizing November 1, 2020 as Extra Mile Day

Mayor Renner read the Proclamation aloud.

Public Comment

Mayor Renner opened the meeting for public comment and the following individuals spoke live: (1) Abdul-Malik Salah; (2) Dave Fedor; (3) Judy Glenn; (4) Katie Hoy; (5) Krystle Able; (6) Neil Finlen; (7) Sonny Garcia; and (8) Jon Reed. Both Craig Earl and Elizabeth Megli had registered to speak, but were not present in the meeting. No emailed public comments were received.

Consent Agenda

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

Mayor Renner requested that the appointment of Jennifer Wilks to the Public Safety and Community Relations Board ("PSCRB") not be considered as part of Item 8.B.

Council Member Boelen made a motion, seconded by Council Member Crabill, that the Consent Agenda, including all items listed below, be approved as presented with the exception of Items 8.C., 8.G., 8.I., 8.J., and the appointment of Jennifer Wilks to the Public Safety and Community Relations Board ("PSCRB") not being considered as part of Item 8.B.

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

AYES: Mathy, Boelen, Mwilambwe, Emig, Painter, Carrillo, Black, Crabill, Bray

Motion carried.

Item 8.A. Consideration and action to approve Bills and Payroll in the amount of \$7,229,753.90, as requested by the Finance Department. (Recommended Motion: The proposed Bills and Payroll be approved.)

Item 8.B. Consideration and action to approve Appointments to various Boards and Commissions, as requested by the Administration Department. (Recommended Motion: The proposed Appointments be approved.)

Item 8.C. was withdrawn from the Consent Agenda by Mayor Renner.

Item 8.D. Consideration and action to approve a Contract Extension with Evergreen FS for fuel from November 1, 2020 through October 31, 2021 for the City's vehicles and equipment, as requested by the Public Works Department. (Recommended Motion: The proposed Contract Extension be approved.)

Item 8.E. Consideration and action to (1) renew the Agreement with Jellyvision (via the ALEX tool) as a limited source, so that employees may be better educated regarding their 2021 Benefits, and (2) approve an Ordinance Amending the Budget Ordinance for the Fiscal Year Ending April 30, 2021, in the amount of \$47,768, as requested by the Human Resources Department. (Recommended Motion: The proposed Agreement be renewed, and the proposed Ordinance be approved.)

Item 8.F. Consideration and action on a Resolution Authorizing Waiving the Technical Bidding Requirements and Approving the Purchase of Syngenta, BASF, Bayer and Nufarm Chemicals and Fertilizers from Marubeni America Corporation DBA Helena Agri Enterprises

LLC, as requested by the Parks, Recreation and Cultural Arts Department. (Recommended Motion: The proposed Resolution and Purchase be approved.)

Item 8.G. pulled from the Consent Agenda by Council Member Bray.

Item 8.H. Consideration and action on a Resolution Approving a Variance to Chapter 38, Section 602 (Ch. 38, Sec. 123), and Chapter 24, Manual of Practice, Standard Detail 4.06F, of the Bloomington City Code to Allow Permits to be Issued for a 32-foot-wide Driveway at 54 Fedor Circle, as requested by the Public Works Department and the Economic & Community Development Department. (Recommended Motion: The proposed Resolution be approved, and the Public Works Department be authorized to issue a Permit.)

Item 8.I. pulled from the Consent Agenda by Council Member Boelen.

Item 8.J. pulled from the Consent Agenda by Council Member Mathy.

Item 8.K. Consideration and action on an Ordinance Amending the Budget Ordinance for the Fiscal Year ending April 30, 2021, to increase the Community Development Block Grant (CDBG) budget by \$631,100, as requested by the Economic & Community Development Department. (Recommended Motion: The proposed Ordinance be approved.)

Item 8.L. Consideration and action on an Ordinance Approving a Zoning Map Amendment for Property Located at the Southeast Corner of PIN: 22-09-476-002, Approximately 1.79 Acres, from P-2 Public Lands and Institutions To R-2 Mixed Residence District, as requested by the Economic & Community Development Department. (Recommended Motion: The proposed Ordinance be approved.)

Item 8.M. Consideration and action on an Ordinance Approving the Hershey Grove Subdivision Amended Preliminary Plan in the City of Bloomington, as requested by the Economic & Community Development Department. (Recommended Motion: The proposed Ordinance be approved.)

Item 8.N. Consideration and action on an Ordinance Approving the Grove on Kickapoo Creek Second Amended Preliminary Plan for Approximately 10 Acres North of Ireland Grove Road and West of N2100 East Road in the City of Bloomington, as requested by the Economic & Community Development Department. (Recommended Motion: The proposed Ordinance be approved.)

Item 8.O. Consideration and action to approve a Lake Bloomington Lease Transfer of Lot 7 in Block 4 in Camp Kickapoo, from Johnson Family Trust to the petitioners, KR&KJ Properties, LLC, as requested by the Public Works Department. (Recommended Motion: The proposed Lease Transfer and Supplemental Agreement be approved.)

Item 8.P. Consideration and action to approve a Lake Bloomington Lease Transfer and Supplemental Agreement for Lot 9 in Block 4 of Camp Kickapoo, from Ross M. Clark, to the petitioners, Ross M. and Angela M. Clark, as requested by the Public Works Department. (Recommended Motion: The proposed Lease Transfer and Supplemental Agreement be approved.)

Items Removed from the Consent Agenda

Item 8.C. Consideration and action to approve a Purchase Order to Dell, Inc. for the 2020 Microsoft Enterprise Software Annual Renewal, for software maintenance and support covering the City's Microsoft licensing, in the amount of \$189,646.31 from the State of

Illinois Department of Innovation and Technology JPMC Microsoft Licensing Solutions Provider (LSP), as requested by the Information Technology Department.

Mayor Renner explained that he pulled the item to allow staff additional time for consideration and review. No motion was made on the item.

Item 8.G. Consideration and action on a Resolution Approving the Second Amended Rules of the Public Safety & Community Relations Board Regarding Recommendations of the Board, as requested by the Legal Department.

Council Member Bray stated that she was part of the Council that implemented PSCRB and, after an analysis, believed that making recommendations went beyond what was needed. She noted that the City continued to have a 0% report ratio, both presently and in the past, and did not believe that Council should expand the duties of the PSCRB.

Council Member Bray motioned, seconded by Council Member Boelen, to strike the proposed PSCRB Amended Bylaws.

Council Member Mathy stated that he was also on the Council that created PSCRB and disagreed with Council Member Bray's comments. He supported allowing the PSCRB to have conversations and make recommendations similar to other City boards and commissions. He reminded Council that it was ultimately their decision to adopt the recommendations or not.

Council Member Mwilambwe asked for additional information on how the PSCRB would review and make recommendations to Council.

Mayor Renner recommended that if Council felt items that were routine in nature, such as this one, warranted further discussion that the item should be tabled to a future meeting.

Council Member Mwilambwe was interested in tabling the item for further discussion.

Council Member Crabill asked Jeff Jurgens, Corporation Counsel, for confirmation on the amended bylaws language. Mr. Jurgens stated that the PSCRB could make recommendations, but that the amendment to the bylaws clearly defines the process of reporting data and recommendations to City officials.

Council Member Bray was also interested in tabling the item for further discussion.

Council Member Carrillo stated that she was a lead organizer of the PSCRB campaign and believed that the low number of complaints could reflect an unwillingness to report or a lack of trust in the complaint process. She noted independent studies as support and believed that the PSCRB was created to empower citizens. She then called the question. Council Member Black objected and discussion continued.

Council Member Black compared the alleged number of complaints to be reported as stated at the inception of the PSCRB to the current amount. He acknowledged that the low number of reports could have been contributed to for a multitude of reasons. He believed Council should be diligent when crafting ordinances to ensure that no unintended consequences resulted after implementation. He recommended the community push the Town of Normal and the County of McLean to create similar boards.

Mayor Renner reiterated his comments about tabling for further Council discussion.

Council Member Black cautioned Council on creating an atmosphere where citizens do not volunteer for fear of potential negative repercussions from the community. He was in favor of the amended bylaws.

Council Member Emig agreed with Council Member Crabill and stated that the amendment outlined a formal process and increased transparency.

Council Member Boelen asked Council Member Bray to consider amending the motion to place the item on the next Committee of the Whole agenda.

Council Member Carrillo called the question.

Mayor Renner explained that Council would consider the current motion and if it failed, Council could consider another motion.

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

AYES: Bray

NAYS: Mathy, Boelen, Mwilambwe, Emig, Painter, Carrillo, Black, Crabill

Motion failed.

Council Member Mathy made a motion, seconded by Council Member Carrillo, that the proposed Resolution be approved.

Council Member Bray reminded Council that a “yes” vote would not allow the opportunity for further discussion. She believed that the changes were significant in nature and warranted further consideration in a work session or a Committee of the Whole meeting.

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

AYES: Mathy, Emig, Carrillo, Black, Crabill

NAYS: Boelen, Mwilambwe, Painter, Bray

Motion carried.

Item 8.1. Consideration and action on an Ordinance Approving a Text Amendment to the City of Bloomington Zoning Code, Chapter 44, to Amend Current References to the "Community Development Department" to State the "Economic and Community Development Department", as requested by the Economic & Community Development Department.

Council Member Boelen expressed that many of her constituents asked who to contact to report ordinance violations.

Mr. Gleason responded that citizens could report code violations to the Economic and Community Development Department.

Council Member Boelen made a motion, seconded by Council Member Painter, that the proposed Ordinance be approved.

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

AYES: Mathy, Boelen, Mwilambwe, Emig, Painter, Carrillo, Black, Crabill, Bray

Motion carried.

Item 8.J. Consideration and action on an Ordinance Approving the Final Plat of the Ninth Addition to Brookridge Apartments Subdivision, as requested by the Public Works Department.

Council Member Mathy asked specific questions regarding the construction agreements.

Melissa Hon, Economic and Community Development Director, responded that staff continued to finalize details on the agreement with the developer and that final plats would be brought for Council consideration within 90 days of submission.

Council Member Mathy made a motion, seconded by Council Member Boelen, that the proposed Ordinance be approved, subject to the petitioner providing the required sureties.

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

AYES: Mathy, Boelen, Mwilambwe, Emig, Painter, Carrillo, Black, Crabill, Bray

Motion carried.

Public Hearing

Item 9.A. Public Hearing for the 2019 Community Development Block Grant (CDBG) Consolidated Annual Performance Evaluation Report (CAPER), as requested by the Economic & Community Development Department.

Mayor Renner opened the Public Hearing at 6:57 p.m.

Jennifer Toney, Grants Coordinator, addressed Council. She presented an overview of the 2015-2019 Consolidated Plan and explained program funding and expenditures for each year. She discussed multiple goals and accomplishments related to the rehabilitation of housing, demolition of housing, public service projects, and public facilities and infrastructure projects. She went on to highlight various sources of grant funding separate from the Community Development Block Grant ("CDBG"), which included the Illinois Housing Development Authority ("IDHA") Single Family Rehab (\$1,058,250 awarded), the IDHA Abandoned Property Program (\$208,000 awarded), and the IDHA Home Accessibility Program (\$100,000 awarded). She explained how each source of funds were used and how each benefited the City.

Mayor Renner opened the Public Hearing for public comment. Ms. Mohan responded that no one had registered to speak for the Public Hearing.

Mayor Renner closed the Public Hearing at 7:03 p.m.

Regular Agenda

The following item was presented:

Item 10.A. Presentation and Update on the Mobile Crisis Unit, as requested by the Administration Department.

Mr. Gleason recognized Council Member Painter for her remarks regarding community mental health opportunities. He stated that the purpose of the presentation was to provide information on the resources currently available to help residents. He asked Camille Rodriguez, McLean County Administrator, to address Council. Ms. Rodriguez thanked Council

for the opportunity to present and noted that one of the presenters, Trisha Malott, Behavioral Health Coordinating Council Supervisor, was unable to attend, but that two other staff members were present: Nicole Kirshtine and Kevin McCall.

Tom Barr, Executive Director of the McLean County Center for Human Services, addressed Council and provided background on the County's mobile crisis program ("MCP"). He explained that the program worked with multiple organizations to connect individuals in crisis to the correct resources or aid.

Council Member Mathy asked about the number of individuals that their program helped. Mr. Barr responded that MCP assisted 1,173 un-duplicated clients and received 3315 requests/calls so far this year.

Council Member Boelen asked for an example of a standard night's work for the MCP. Mr. Barr responded, providing multiple examples.

Council Member Boelen asked for additional details on transportation. Mr. Barr responded that the MCP team did not transport clients.

Council Member Crabill asked how the MCP was funded. Mr. Barr listed multiple sources of funding, including the State of Illinois and the Board of Health Department.

Council Member Crabill asked how individuals were helped after assessment. Mr. Barr stated that individuals were referred to providers or programs that best suit their crisis needs.

Council Member Emig asked if the MCP met the needs of the community or if there was a need to expand. Mr. Barr believed that their staff were able to meet the needs of the community. He went on to explain that the MCP tracked response times for calls/service requests and provided reasoning for extended wait times.

Council Member Mwilambwe asked what were about the busiest times of the year. Mr. Barr responded that it was common for calls to increase around the holidays. Council Member Mwilambwe asked Mr. Barr to provide data on calls for service.

Mr. McCall began his presentation by discussing Frequent Users System Engagement ("FUSE") which serviced individuals who were in the justice, homeless, or crisis systems. He discussed how the outreach team worked and noted that the individuals on the team were volunteers. He went on to explain that the new FUSE program continued to work 24/7 and provided an update on the program's five active program participants.

Ms. Kirshtine provided an overview of the Triage Center including how it worked and the organizations with which it partnered. She provided statistics on results of the Triage Center, noting that law enforcement was the biggest source of referrals.

Council Member Crabill asked how both programs were funded. Mr. McCall responded that they were funded through the shared sales tax inter-governmental agreement.

Council Member Crabill asked details on follow ups with the participants. Mr. McCall explained how staff followed up with individuals and tracked data.

Council Member Bray asked for data on the number of participants in each program. Mr. McCall responded.

Council Member Boelen expressed appreciation of the project and the quality of volunteer staff.

Council Member Boelen expressed interest in a follow up report in six months.

Council Member Mwilambwe asked if there was an increase in the number of calls due to COVID-19. Mr. McCall responded that the programs began in early 2020 and it was difficult to determine if the increase was due to COVID-19. Mr. Barr responded that the MCP received an increased number of calls due to COVID-19.

The following item was presented:

Item 10.B. Consideration and action on an Ordinance Amending Chapter 2 of the City Code to Create a Public Arts Commission, as requested by the Administration Department.

City Manager Gleason provided a brief overview of the item and discussed changes made to the proposed Ordinance since the last meeting.

Council Member Painter listed multiple continued concerns and expressed reasoning why she did not support the item as it stood.

Council Member Boelen agreed with Council Member Painter's concerns and expressed interest in additional specifics on if funding should be added.

Council Member Mathy motioned, seconded by Council Member Mwilambwe, to extend the discussion time by ten minutes.

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

AYES: Mathy, Boelen, Mwilambwe, Emig, Painter, Carrillo, Black, Crabill, Bray

Motion carried.

Council Member Bray suggested that, considering Council's concerns, the recommended motion not be considered and instead additional time for consideration be taken.

Mayor Renner asked Jeff Jurgens, Corporation Counsel, questions on the budgeting process. Mr. Jurgens responded that the Public Arts Commission would have a budgeted amount in addition to an approval process to award funds.

Council Member Bray expressed Council taking time to create a more structured system for the distribution of funds.

Council Member Carrillo stated that approval of Item 10.B. did not commit Council to art projects. She noted that Council had ample opportunity to provide feedback.

Council Member Mathy suggested that the City provide a small amount of project seed funds plus a matching funds program similar to the Community Development Block Grant.

Council Member Boelen reiterated her comments on funding structure.

Council Member Black made a motion, seconded by Council Member Emig, that the proposed Ordinance be approved.

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

AYES: Mathy, Mwilambwe, Emig, Carrillo, Black, Crabill

NAYS: Boelen, Painter, Bray

Motion carried.

The following item was presented:

Item 10.C. Consideration and action on an Ordinance Recognizing Juneteenth within the City of Bloomington and Amending Chapter 22.2 of the City Code to have the Human Relations Commission Hold an Annual Event Celebrating Juneteenth, as requested by the Administration Department. (Recommended Motion: The proposed Ordinance be approved.)

City Manager Gleason provided a brief overview of the item and then asked Council Member Mwilambwe to address Council. Council Member Mwilambwe discussed the educational and economic development benefits of establishing Juneteenth as a City holiday in Bloomington.

Mayor Renner left at 7:48 p.m. and returned at 7:49 p.m.

Council Member Mwilambwe made a motion, seconded by Council Member Bray, that the proposed Ordinance be approved.

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

AYES: Mathy, Boelen, Mwilambwe, Emig, Painter, Carrillo, Black, Crabill, Bray

Motion carried.

The following item was presented:

Item 10.D. Consideration and potential action regarding Ordinance 2020-18, An Ordinance Declaring a Local Emergency Due to the COVID-19 Virus & Enacting Various Emergency Measures, as requested by the Legal Department.

No modifications were recommended.

Finance Director's Report

City Manager Gleason stated that the City continued to trend better than the initial projection provided during early COVID-19. He asked Scott Rathbun, Finance Director, to address Council.

Mr. Rathbun presented the Fiscal Year ("FY") 2021 Major Tax Revenue Summary for the period of May 1, 2020 to September 30, 2020 by highlighting various tax line items, comparing projections to actual figures and their effects on the budget. He then discussed how CARES Act funding could affect the budget and presented FY 2021 General Fund Revenue & Expenditures noting revised budget figures. He ended his presentation by discussing trends in the FY 2021 Enterprise Funds through July 31, 2020.

Council Member Emig asked specifics on CARES Act grant funds and how they could be applied. Mr. Rathbun responded that the CARES Act grant is considered expense reimbursement to fill the revenue gap created by COVID-19.

City Manager's Discussion

Mr. Gleason announced and congratulated the City staff members from the Parks, Recreation, and Cultural Arts Department that would manage the Arena for the next 18 months. He explained the next 18 months would allow the community to move past COVID-

19 and provide staff the opportunity to manage the Arena locally. He noted cost savings and efficiencies of the opportunity.

He went on to highlight the internal promotion of Craig McBeath to the Director of Information Technology Department and asked Mr. McBeath to address Council. Mr. McBeath addressed Council. He expressed his appreciation and stated that he looked forward to continuing to further develop opportunities for the City.

Mr. Gleason then highlighted the internal promotion of Michael Hurt to the Chief Diversity and Inclusion Officer. He noted that he had been working on this new position since he first came to the City and explained that in his new role, Mr. Hurt would be present at every job interview intentionally focusing on diversifying the City's workforce. Mr. Gleason asked Mr. Hurt to address Council. Mr. Hurt did so and expressed excitement for being able to assist the City in carrying forward its goal of diversifying the workforce. He expressed appreciation that the position was not created in response to recent national tragedies and believed that the City and staff would benefit greatly from the position.

Mr. Gleason moved on to announce the retirement of Fire Chief Brian Mohr. He thanked him for his 30 years of service to the City and asked Chief Mohr to address Council. Chief Mohr address Council stating that he was honored to have serve Bloomington and wished the City and the Fire Department all the best in the future.

Mr. Gleason concluded by mentioning upcoming Downtown events and reminded the community to stay safe during Halloween. He thanked Billy Tyus, Deputy City Manager, and Mr. Jurgens, for their continued work on Juneteenth and the Public Arts Committee.

Mayor's Discussion

Mayor Renner thanked Chief Mohr for his service and congratulated Craig McBeath and Michael Hurt on their new positions. He stated that the meeting would be the last for Council Member Scott Black of Ward 7, who had submitted his resignation in September. He thanked Council Member Black for his service to the community. He ended by pointing out that both Columbus, OH and Portland, OR had created a police-civilian review board similar to Bloomington's PSCRB.

Council Member's Discussion

Council Member Mathy asked the public to support small businesses. He welcomed Council Member Black to the Dimmitt's Grove neighborhood and thanked him for his service.

Council Member Crabill noted that the police department was testing hybrid vehicles to save fuel, and that the golf courses were using techniques to reduce chemical use on the courses. He went on to discuss concerns on road preservation work in Ward 8 and expressed appreciation that road work was being completed based on need, rather than by ward. He congratulated Mr. McBeath and Mr. Hurt and thanked Chief Mohr and Council Member Black for their service.

Council Members Bray, Mwilambwe, and Emig echoed thanks to Council Member Black.

Council Member Black thanked City staff and his fellow Council Members. He stated that he would focus his free time on projects that he had not been able to complete during his time on Council, and that he would be serving on the Board for the Convention and Visitor's Bureau.

Executive Session - Cite Section

No Executive Session was held.

Adjournment

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

Motion carried (viva voce).

The meeting adjourned at 8:30 p.m.

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Amanda Mohan, Deputy City Clerk

DRAFT



**MINUTES
REGULAR SESSION CITY COUNCIL MEETING
MONDAY, OCTOBER 26, 2020, 6:00 P.M.**

This meeting was conducted under Governor Pritzker's Executive Order 2020-07, Section 6 implemented in response to COVID-19, which suspended in-person attendance under the Open Meeting Act, 5 ILCS 120.

The City Council convened in regular session virtually via Zoom conferencing with the City Manager, Tim Gleason, and Deputy City Clerk, Amanda Mohan, in-person in City Hall's Council Chambers at 6:02 p.m., Monday, October 26, 2020. The meeting was called to order by Mayor Tari Renner.

Roll Call

Attendee Name	Title	Status	Arrived
Tari Renner	Mayor	Remote	
Jamie Mathy	Ward 1	Remote	
Donna Boelen	Ward 2	Remote	
Mboka Mwilambwe	Ward 3	Remote	
Julie Emig	Ward 4	Remote	
Joni Painter	Ward 5	Remote	
Jennifer Jazmin Carrillo	Ward 6	Remote	
Scott Black	Ward 7	Remote	
Jeff Crabill	Ward 8	Remote	
Kim Bray	Ward 9	Remote	

COVID-19 Update by City Manager

Tim Gleason, City Manager, noted that COVID-19 cases continued to rise. He went on to discuss the City's CARES Act grant submission, noting that the City planned to seek full reimbursement of \$3.2 million and that the item would soon appear on a future Council agenda. He closed by providing an update on staff COVID-19 cases and explained procedures followed when staff had potential COVID-19 exposures.

Recognition/Appointments

- A. Proclamation recognizing October 2020 as Community Planning Month

Megan Headean, Chair of the Planning Commission, accepted the Proclamation and addressed Council. She thanked Council and discussed how Community Planning Month benefited the community. She then listed multiple achievements by the Planning Commission in 2020 and Mayor Renner read the Proclamation aloud.

- B. Proclamation recognizing October 2020 as Domestic Violence Awareness Month

Mayor Renner read the Proclamation aloud.

- C. Proclamation recognizing November 1, 2020 as Extra Mile Day

Mayor Renner read the Proclamation aloud.

Public Comment

Mayor Renner opened the meeting for public comment and the following individuals spoke live: (1) Abdul-Malik Salah; (2) Dave Fedor; (3) Judy Glenn; (4) Katie Hoy; (5) Krystle Able; (6) Neil Finlen; (7) Sonny Garcia; and (8) Jon Reed. Both Craig Earl and Elizabeth Megli had registered to speak, but were not present in the meeting. No emailed public comments were received.

Consent Agenda

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

Mayor Renner requested that the appointment of Jennifer Wilks to the Public Safety and Community Relations Board ("PSCRB") not be considered as part of Item 8.B.

Council Member Boelen made a motion, seconded by Council Member Crabill, that the Consent Agenda, including all items listed below, be approved as presented with the exception of Items 8.C., 8.G., 8.I., 8.J., and the appointment of Jennifer Wilks to the Public Safety and Community Relations Board ("PSCRB") not being considered as part of Item 8.B.

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

AYES: Mathy, Boelen, Mwilambwe, Emig, Painter, Carrillo, Black, Crabill, Bray

Motion carried.

Item 8.A. Consideration and action to approve Bills and Payroll in the amount of \$7,229,753.90, as requested by the Finance Department. (Recommended Motion: The proposed Bills and Payroll be approved.)

Item 8.B. Consideration and action to approve Appointments to various Boards and Commissions, as requested by the Administration Department. (Recommended Motion: The proposed Appointments be approved.)

Item 8.C. was withdrawn from the Consent Agenda by Mayor Renner.

Item 8.D. Consideration and action to approve a Contract Extension with Evergreen FS for fuel from November 1, 2020 through October 31, 2021 for the City's vehicles and equipment, as requested by the Public Works Department. (Recommended Motion: The proposed Contract Extension be approved.)

Item 8.E. Consideration and action to (1) renew the Agreement with Jellyvision (via the ALEX tool) as a limited source, so that employees may be better educated regarding their 2021 Benefits, and (2) approve an Ordinance Amending the Budget Ordinance for the Fiscal Year Ending April 30, 2021, in the amount of \$47,768, as requested by the Human Resources Department. (Recommended Motion: The proposed Agreement be renewed, and the proposed Ordinance be approved.)

Item 8.F. Consideration and action on a Resolution Authorizing Waiving the Technical Bidding Requirements and Approving the Purchase of Syngenta, BASF, Bayer and Nufarm Chemicals and Fertilizers from Marubeni America Corporation DBA Helena Agri Enterprises

LLC, as requested by the Parks, Recreation and Cultural Arts Department. (Recommended Motion: The proposed Resolution and Purchase be approved.)

Item 8.G. pulled from the Consent Agenda by Council Member Bray.

Item 8.H. Consideration and action on a Resolution Approving a Variance to Chapter 38, Section 602 (Ch. 38, Sec. 123), and Chapter 24, Manual of Practice, Standard Detail 4.06F, of the Bloomington City Code to Allow Permits to be Issued for a 32-foot-wide Driveway at 54 Fedor Circle, as requested by the Public Works Department and the Economic & Community Development Department. (Recommended Motion: The proposed Resolution be approved, and the Public Works Department be authorized to issue a Permit.)

Item 8.I. pulled from the Consent Agenda by Council Member Boelen.

Item 8.J. pulled from the Consent Agenda by Council Member Mathy.

Item 8.K. Consideration and action on an Ordinance Amending the Budget Ordinance for the Fiscal Year ending April 30, 2021, to increase the Community Development Block Grant (CDBG) budget by \$631,100, as requested by the Economic & Community Development Department. (Recommended Motion: The proposed Ordinance be approved.)

Item 8.L. Consideration and action on an Ordinance Approving a Zoning Map Amendment for Property Located at the Southeast Corner of PIN: 22-09-476-002, Approximately 1.79 Acres, from P-2 Public Lands and Institutions To R-2 Mixed Residence District, as requested by the Economic & Community Development Department. (Recommended Motion: The proposed Ordinance be approved.)

Item 8.M. Consideration and action on an Ordinance Approving the Hershey Grove Subdivision Amended Preliminary Plan in the City of Bloomington, as requested by the Economic & Community Development Department. (Recommended Motion: The proposed Ordinance be approved.)

Item 8.N. Consideration and action on an Ordinance Approving the Grove on Kickapoo Creek Second Amended Preliminary Plan for Approximately 10 Acres North of Ireland Grove Road and West of N2100 East Road in the City of Bloomington, as requested by the Economic & Community Development Department. (Recommended Motion: The proposed Ordinance be approved.)

Item 8.O. Consideration and action to approve a Lake Bloomington Lease Transfer of Lot 7 in Block 4 in Camp Kickapoo, from Johnson Family Trust to the petitioners, KR&KJ Properties, LLC, as requested by the Public Works Department. (Recommended Motion: The proposed Lease Transfer and Supplemental Agreement be approved.)

Item 8.P. Consideration and action to approve a Lake Bloomington Lease Transfer and Supplemental Agreement for Lot 9 in Block 4 of Camp Kickapoo, from Ross M. Clark, to the petitioners, Ross M. and Angela M. Clark, as requested by the Public Works Department. (Recommended Motion: The proposed Lease Transfer and Supplemental Agreement be approved.)

Items Removed from the Consent Agenda

Item 8.C. Consideration and action to approve a Purchase Order to Dell, Inc. for the 2020 Microsoft Enterprise Software Annual Renewal, for software maintenance and support covering the City's Microsoft licensing, in the amount of \$189,646.31 from the State of

Illinois Department of Innovation and Technology JPMC Microsoft Licensing Solutions Provider (LSP), as requested by the Information Technology Department.

Mayor Renner explained that he pulled the item to allow staff additional time for consideration and review. No motion was made on the item.

Item 8.G. Consideration and action on a Resolution Approving the Second Amended Rules of the Public Safety & Community Relations Board Regarding Recommendations of the Board, as requested by the Legal Department.

Council Member Bray stated that she was part of the Council that implemented PSCRB and, after an analysis, believed that making recommendations went beyond what was needed. She noted that the City continued to have a 0% report ratio, both presently and in the past, and did not believe that Council should expand the duties of the PSCRB.

Council Member Bray motioned, seconded by Council Member Boelen, to strike the proposed PSCRB Amended Bylaws.

Council Member Mathy stated that he was also on the Council that created PSCRB and disagreed with Council Member Bray's comments. He supported allowing the PSCRB to have conversations and make recommendations similar to other City boards and commissions. He reminded Council that it was ultimately their decision to adopt the recommendations or not.

Council Member Mwilambwe asked for additional information on how the PSCRB would review and make recommendations to Council.

Mayor Renner recommended that if Council felt items that were routine in nature, such as this one, warranted further discussion that the item should be tabled to a future meeting.

Council Member Mwilambwe was interested in tabling the item for further discussion.

Council Member Crabill asked Jeff Jurgens, Corporation Counsel, for confirmation on the amended bylaws language. Mr. Jurgens stated that the PSCRB could make recommendations, but that the amendment to the bylaws clearly defines the process of reporting data and recommendations to City officials.

Council Member Bray was also interested in tabling the item for further discussion.

Council Member Carrillo stated that she was a lead organizer of the PSCRB campaign and believed that the low number of complaints could reflect an unwillingness to report or a lack of trust in the complaint process. She noted independent studies as support and believed that the PSCRB was created to empower citizens. She then called the question. Council Member Black objected and discussion continued.

Council Member Black compared the alleged number of complaints to be reported as stated at the inception of the PSCRB to the current amount. He acknowledged that the low number of reports could have been contributed to for a multitude of reasons. He believed Council should be diligent when crafting ordinances to ensure that no unintended consequences resulted after implementation. He recommended the community push the Town of Normal and the County of McLean to create similar boards.

Mayor Renner reiterated his comments about tabling for further Council discussion.

Council Member Black cautioned Council on creating an atmosphere where citizens do not volunteer for fear of potential negative repercussions from the community. He was in favor of the amended bylaws.

Council Member Emig agreed with Council Member Crabill and stated that the amendment outlined a formal process and increased transparency.

Council Member Boelen asked Council Member Bray to consider amending the motion to place the item on the next Committee of the Whole agenda.

Council Member Carrillo called the question.

Mayor Renner explained that Council would consider the current motion and if it failed, Council could consider another motion.

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

AYES: Bray

NAYS: Mathy, Boelen, Mwilambwe, Emig, Painter, Carrillo, Black, Crabill

Motion failed.

Council Member Mathy made a motion, seconded by Council Member Carrillo, that the proposed Resolution be approved.

Council Member Bray reminded Council that a “yes” vote would not allow the opportunity for further discussion. She believed that the changes were significant in nature and warranted further consideration in a work session or a Committee of the Whole meeting.

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

AYES: Mathy, Emig, Carrillo, Black, Crabill

NAYS: Boelen, Mwilambwe, Painter, Bray

Motion carried.

Item 8.1. Consideration and action on an Ordinance Approving a Text Amendment to the City of Bloomington Zoning Code, Chapter 44, to Amend Current References to the "Community Development Department" to State the "Economic and Community Development Department", as requested by the Economic & Community Development Department.

Council Member Boelen expressed that many of her constituents asked who to contact to report ordinance violations.

Mr. Gleason responded that citizens could report code violations to the Economic and Community Development Department.

Council Member Boelen made a motion, seconded by Council Member Painter, that the proposed Ordinance be approved.

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

AYES: Mathy, Boelen, Mwilambwe, Emig, Painter, Carrillo, Black, Crabill, Bray

Motion carried.

Item 8.J. Consideration and action on an Ordinance Approving the Final Plat of the Ninth Addition to Brookridge Apartments Subdivision, as requested by the Public Works Department.

Council Member Mathy asked specific questions regarding the construction agreements.

Melissa Hon, Economic and Community Development Director, responded that staff continued to finalize details on the agreement with the developer and that final plats would be brought for Council consideration within 90 days of submission.

Council Member Mathy made a motion, seconded by Council Member Boelen, that the proposed Ordinance be approved, subject to the petitioner providing the required sureties.

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

AYES: Mathy, Boelen, Mwilambwe, Emig, Painter, Carrillo, Black, Crabill, Bray

Motion carried.

Public Hearing

Item 9.A. Public Hearing for the 2019 Community Development Block Grant (CDBG) Consolidated Annual Performance Evaluation Report (CAPER), as requested by the Economic & Community Development Department.

Mayor Renner opened the Public Hearing at 6:57 p.m.

Jennifer Toney, Grants Coordinator, addressed Council. She presented an overview of the 2015-2019 Consolidated Plan and explained program funding and expenditures for each year. She discussed multiple goals and accomplishments related to the rehabilitation of housing, demolition of housing, public service projects, and public facilities and infrastructure projects. She went on to highlight various sources of grant funding separate from the Community Development Block Grant ("CDBG"), which included the Illinois Housing Development Authority ("IDHA") Single Family Rehab (\$1,058,250 awarded), the IDHA Abandoned Property Program (\$208,000 awarded), and the IDHA Home Accessibility Program (\$100,000 awarded). She explained how each source of funds were used and how each benefited the City.

Mayor Renner opened the Public Hearing for public comment. Ms. Mohan responded that no one had registered to speak for the Public Hearing.

Mayor Renner closed the Public Hearing at 7:03 p.m.

Regular Agenda

The following item was presented:

Item 10.A. Presentation and Update on the Mobile Crisis Unit, as requested by the Administration Department.

Mr. Gleason recognized Council Member Painter for her remarks regarding community mental health opportunities. He stated that the purpose of the presentation was to provide information on the resources currently available to help residents. He asked Camille Rodriguez, McLean County Administrator, to address Council. Ms. Rodriguez thanked Council

for the opportunity to present and noted that one of the presenters, Trisha Malott, Behavioral Health Coordinating Council Supervisor, was unable to attend, but that two other staff members were present: Nicole Kirshtine and Kevin McCall.

Tom Barr, Executive Director of the McLean County Center for Human Services, addressed Council and provided background on the County's mobile crisis program ("MCP"). He explained that the program worked with multiple organizations to connect individuals in crisis to the correct resources or aid.

Council Member Mathy asked about the number of individuals that their program helped. Mr. Barr responded that MCP assisted 1,173 un-duplicated clients and received 3315 requests/calls so far this year.

Council Member Boelen asked for an example of a standard night's work for the MCP. Mr. Barr responded, providing multiple examples.

Council Member Boelen asked for additional details on transportation. Mr. Barr responded that the MCP team did not transport clients.

Council Member Crabill asked how the MCP was funded. Mr. Barr listed multiple sources of funding, including the State of Illinois and the Board of Health Department.

Council Member Crabill asked how individuals were helped after assessment. Mr. Barr stated that individuals were referred to providers or programs that best suit their crisis needs.

Council Member Emig asked if the MCP met the needs of the community or if there was a need to expand. Mr. Barr believed that their staff were able to meet the needs of the community. He went on to explain that the MCP tracked response times for calls/service requests and provided reasoning for extended wait times.

Council Member Mwilambwe asked what were about the busiest times of the year. Mr. Barr responded that it was common for calls to increase around the holidays. Council Member Mwilambwe asked Mr. Barr to provide data on calls for service.

Mr. McCall began his presentation by discussing Frequent Users System Engagement ("FUSE") which serviced individuals who were in the justice, homeless, or crisis systems. He discussed how the outreach team worked and noted that the individuals on the team were volunteers. He went on to explain that the new FUSE program continued to work 24/7 and provided an update on the program's five active program participants.

Ms. Kirshtine provided an overview of the Triage Center including how it worked and the organizations with which it partnered. She provided statistics on results of the Triage Center, noting that law enforcement was the biggest source of referrals.

Council Member Crabill asked how both programs were funded. Mr. McCall responded that they were funded through the shared sales tax inter-governmental agreement.

Council Member Crabill asked details on follow ups with the participants. Mr. McCall explained how staff followed up with individuals and tracked data.

Council Member Bray asked for data on the number of participants in each program. Mr. McCall responded.

Council Member Boelen expressed appreciation of the project and the quality of volunteer staff.

Council Member Boelen expressed interest in a follow up report in six months.

Council Member Mwilambwe asked if there was an increase in the number of calls due to COVID-19. Mr. McCall responded that the programs began in early 2020 and it was difficult to determine if the increase was due to COVID-19. Mr. Barr responded that the MCP received an increased number of calls due to COVID-19.

The following item was presented:

Item 10.B. Consideration and action on an Ordinance Amending Chapter 2 of the City Code to Create a Public Arts Commission, as requested by the Administration Department.

City Manager Gleason provided a brief overview of the item and discussed changes made to the proposed Ordinance since the last meeting.

Council Member Painter listed multiple continued concerns and expressed reasoning why she did not support the item as it stood.

Council Member Boelen agreed with Council Member Painter's concerns and expressed interest in additional specifics on if funding should be added.

Council Member Mathy motioned, seconded by Council Member Mwilambwe, to extend the discussion time by ten minutes.

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

AYES: Mathy, Boelen, Mwilambwe, Emig, Painter, Carrillo, Black, Crabill, Bray

Motion carried.

Council Member Bray suggested that, considering Council's concerns, the recommended motion not be considered and instead additional time for consideration be taken.

Mayor Renner asked Jeff Jurgens, Corporation Counsel, questions on the budgeting process. Mr. Jurgens responded that the Public Arts Commission would have a budgeted amount in addition to an approval process to award funds.

Council Member Bray expressed Council taking time to create a more structured system for the distribution of funds.

Council Member Carrillo stated that approval of Item 10.B. did not commit Council to art projects. She noted that Council had ample opportunity to provide feedback.

Council Member Mathy suggested that the City provide a small amount of project seed funds plus a matching funds program similar to the Community Development Block Grant.

Council Member Boelen reiterated her comments on funding structure.

Council Member Black made a motion, seconded by Council Member Emig, that the proposed Ordinance be approved.

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

AYES: Mathy, Mwilambwe, Emig, Carrillo, Black, Crabill

NAYS: Boelen, Painter, Bray

Motion carried.

The following item was presented:

Item 10.C. Consideration and action on an Ordinance Recognizing Juneteenth within the City of Bloomington and Amending Chapter 22.2 of the City Code to have the Human Relations Commission Hold an Annual Event Celebrating Juneteenth, as requested by the Administration Department. (Recommended Motion: The proposed Ordinance be approved.)

City Manager Gleason provided a brief overview of the item and then asked Council Member Mwilambwe to address Council. Council Member Mwilambwe discussed the educational and economic development benefits of establishing Juneteenth as a City holiday in Bloomington.

Mayor Renner left at 7:48 p.m. and returned at 7:49 p.m.

Council Member Mwilambwe made a motion, seconded by Council Member Bray, that the proposed Ordinance be approved.

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

AYES: Mathy, Boelen, Mwilambwe, Emig, Painter, Carrillo, Black, Crabill, Bray

Motion carried.

The following item was presented:

Item 10.D. Consideration and potential action regarding Ordinance 2020-18, An Ordinance Declaring a Local Emergency Due to the COVID-19 Virus & Enacting Various Emergency Measures, as requested by the Legal Department.

No modifications were recommended.

Finance Director's Report

City Manager Gleason stated that the City continued to trend better than the initial projection provided during early COVID-19. He asked Scott Rathbun, Finance Director, to address Council.

Mr. Rathbun presented the Fiscal Year ("FY") 2021 Major Tax Revenue Summary for the period of May 1, 2020 to September 30, 2020 by highlighting various tax line items, comparing projections to actual figures and their effects on the budget. He then discussed how CARES Act funding could affect the budget and presented FY 2021 General Fund Revenue & Expenditures noting revised budget figures. He ended his presentation by discussing trends in the FY 2021 Enterprise Funds through July 31, 2020.

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19 and provide staff the opportunity to manage the Arena locally. He noted cost savings and efficiencies of the opportunity.

He went on to highlight the internal promotion of Craig McBeath to the Director of Information Technology Department and asked Mr. McBeath to address Council. Mr. McBeath addressed Council. He expressed his appreciation and stated that he looked forward to continuing to further develop opportunities for the City.

Mr. Gleason then highlighted the internal promotion of Michael Hurt to the Chief Diversity and Inclusion Officer. He noted that he had been working on this new position since he first came to the City and explained that in his new role, Mr. Hurt would be present at every job interview intentionally focusing on diversifying the City's workforce. Mr. Gleason asked Mr. Hurt to address Council. Mr. Hurt did so and expressed excitement for being able to assist the City in carrying forward its goal of diversifying the workforce. He expressed appreciation that the position was not created in response to recent national tragedies and believed that the City and staff would benefit greatly from the position.

Mr. Gleason moved on to announce the retirement of Fire Chief Brian Mohr. He thanked him for his 30 years of service to the City and asked Chief Mohr to address Council. Chief Mohr address Council stating that he was honored to have serve Bloomington and wished the City and the Fire Department all the best in the future.

Mr. Gleason concluded by mentioning upcoming Downtown events and reminded the community to stay safe during Halloween. He thanked Billy Tyus, Deputy City Manager, and Mr. Jurgens, for their continued work on Juneteenth and the Public Arts Committee.

Mayor's Discussion

Mayor Renner thanked Chief Mohr for his service and congratulated Craig McBeath and Michael Hurt on their new positions. He stated that the meeting would be the last for Council Member Scott Black of Ward 7, who had submitted his resignation in September. He thanked Council Member Black for his service to the community. He ended by pointing out that both Columbus, OH and Portland, OR had created a police-civilian review board similar to Bloomington's PSCRB.

Council Member's Discussion

Council Member Mathy asked the public to support small businesses. He welcomed Council Member Black to the Dimmitt's Grove neighborhood and thanked him for his service.

Council Member Crabill noted that the police department was testing hybrid vehicles to save fuel, and that the golf courses were using techniques to reduce chemical use on the courses. He went on to discuss concerns on road preservation work in Ward 8 and expressed appreciation that road work was being completed based on need, rather than by ward. He congratulated Mr. McBeath and Mr. Hurt and thanked Chief Mohr and Council Member Black for their service.

Council Members Bray, Mwilambwe, and Emig echoed thanks to Council Member Black.

Council Member Black thanked City staff and his fellow Council Members. He stated that he would focus his free time on projects that he had not been able to complete during his time on Council, and that he would be serving on the Board for the Convention and Visitor's Bureau.

Executive Session - Cite Section

No Executive Session was held.

Adjournment

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

Motion carried (viva voce).

The meeting adjourned at 8:30 p.m.

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Amanda Mohan, Deputy City Clerk

DRAFT



CONSENT AGENDA ITEM NO. 8.B

FOR COUNCIL: December 7, 2020

SPONSOR: Finance Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action to approve Bills and Payroll in the amount of \$6,346,143.68, as requested by the Finance Department.

RECOMMENDED MOTION:

The proposed Bills and Payroll be approved.

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: Bills and Payroll are filed in the City Clerk's Department. The full Bills and Payroll Report is now housed under Finance documents on the City website available at <https://www.cityblm.org/bills>.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: Total disbursements to be approved \$6,346,143.68 (Payroll total \$2,624,754.52, Accounts Payable total \$3,721,120.64, and Bank Transfers total \$268.52).

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: Frances Watts, Support Staff V

Reviewed by:

Handwritten signature of F. Scott Rathbun in black ink.

F. Scott Rathbun, Finance Director

12/2/2020

Handwritten signature of Tara Henry in black ink.

Tara Henry, Legislative Assistant

12/2/2020

Recommended by:

A handwritten signature in black ink, appearing to read 'T. Gleason', is positioned above a horizontal line.

Tim Gleason, City Manager

Attachments:

- FIN 1B Council Finance Summary Report

CITY OF BLOOMINGTON FINANCE REPORT

PAYROLL

Date	Gross Pay	Employer Contribution	Totals
11/20/2020	\$ 2,072,388.85	\$ 549,752.14	\$ 2,622,140.99

11/20/2020-11/24/2020	\$ 2,570.65	\$ 42.88	\$ 2,613.53
Off Cycle Adjustments	.		

PAYROLL TOTAL \$ 2,624,754.52

ACCOUNTS PAYABLE (WIRES)

Date	Bank	Total	PCARDS Date Range
12/7/2020	AP General	\$ 3,402,516.08	Transactions are now included in
	AP JMScott		AP Bank Transfers
12/7/2020	AP Comm Devel	\$ 35,533.37	
12/7/2020	AP IHDA	\$ 520.00	
12/7/2020	AP Library	\$ 89,969.20	
	AP MFT		
11/16/2020-11/25/2020	Out of Cycle	\$ 192,581.99	
10/7/2020-11/1/2020	AP Bank Transfers	\$ 268.52	
	AP TOTAL	\$ 3,721,389.16	
			PCARD GRAND TOTAL

TOTAL \$ 6,346,143.68

Respectfully,

F. Scott Rathbun
Director of Finance



CONSENT AGENDA ITEM NO. 8.C

FOR COUNCIL: December 7, 2020

SPONSOR: Parks, Recreation and Cultural Arts Department

WARD IMPACTED: Ward 6

SUBJECT: Consideration and action on a Resolution to Authorize a Change Order in the Amount of \$31,919 for the Contract Between the City of Bloomington and N. Zobrist & Sons, Inc. for the Construction of the De Brazza Monkey Exhibit and Authorizing the City Manager to Approve Additional Change Orders Not to Exceed \$18,000, as requested by the Parks, Recreation and Cultural Arts Department.

RECOMMENDED MOTION:

The proposed Resolution be approved.

STRATEGIC PLAN LINK:

-Goal 5. Great Place - Livable, Sustainable City

STRATEGIC PLAN SIGNIFICANCE:

-Objective 5d. Appropriate leisure and recreational opportunities responding to the needs of residents

BACKGROUND: The De Brazza's Monkey Exhibit construction project at the Miller Park Zoo is now in progress. The project was originally awarded to N. Zobrist & Sons Inc. on 9/14/2020 through Bid #2021-08 in an amount of \$534,015. Two issues have arisen early in the construction process.

The first issue is an upgrade in the cement block type from a standard smooth-faced block to a decorative ground-faced block. This upgrade is necessary to match the existing adjacent Flamingo Exhibit. An additional amount of \$8,580.00 is requested as the bidding documents did not call for the decorative blocks, but only for the standard smooth-faced (non-decorative) block.

The second issue is poor subgrade containing a large amount of broken concrete and brick pieces, scattered over the entire area of the main animal holding building. The debris needs to be removed to an additional depth of several feet, with the additional depth filled with compacted aggregate. The estimated cost to remedy the subgrade issue is \$20,339.00.

Initially, to help determine the extent of the area of poor subgrade, the contractor had several test holes dug on a time & materials basis to be charged at an estimated cost not to exceed \$3,000.00.

This brings the current total of change orders to \$31,919.00. The Parks, Recreation & Cultural Arts Department is requesting the City Manager be authorized to approve, if necessary, up to an additional \$18,000.00 in change orders for any other unforeseen future additional costs while completing construction of the exhibit.

Please note that a contingency amount of at least 10% is normally included in the bidding documents of contracts such as these but was inadvertently omitted in the bidding documents of this contract.

City staff is aware of heightened concerns regarding the current COVID-19 pandemic; however this expenditure is necessary because the construction project has begun and additional funding is needed to complete the project. The Finance Department has further reviewed the costs associated with project and believes adequate funding will be available.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: If approved, the additional cost will be paid from the Capital Improvement-Building account (4010100-72520). Funds are available due to deferral/revised scope of some projects. This project was added via a budget amendment in FY 2021.

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: Jeff Kohl, Parks Project Manager

Reviewed by:


Jay Tetzloff, Director of Parks, Recreation and Cultural Arts

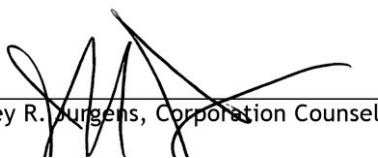
11/23/2020


Carla Murillo, Procurement Manager

11/24/2020


Chris Tomerlin, Budget Manager

11/30/2020


Jeffrey R. Jurgens, Corporation Counsel

11/30/2020


Tara Henry, Legislative Assistant

12/2/2020

Recommended by:


Tim Gleason, City Manager

Attachments:

- PRCA 1B Resolution De Brazza Monkey Exhibit Change Order Memo 2110
- PRCA 1C MPZ MOU for Change Order Signed Memo 2110

RESOLUTION NO. 2020 - _____

A RESOLUTION TO AUTHORIZE A CHANGE ORDER IN THE AMOUNT OF \$31,919 FOR THE CONTRACT BETWEEN THE CITY OF BLOOMINGTON AND N. ZOBRIST & SONS, INC. FOR THE CONSTRUCTION OF THE DE BRAZZA MONKEY EXHIBIT AND AUTHORIZING THE CITY MANAGER TO APPROVE ADDITIONAL CHANGE ORDERS NOT TO EXCEED \$18,000.00

WHEREAS, the City of Bloomington has previously authorized a contract with N. Zobrist & Sons, Inc. for the construction of the De Brazza Monkey Exhibit at the Miller Park Zoo in an amount of \$534,015.00; and

WHEREAS, two issues were identified during the construction project that require additional work to be completed that were not originally awarded in the contract; and

WHEREAS, the first issue is the need to upgrade the cement block type from a standard smooth-faced block to a decorative ground-faced block to match the existing adjacent Flamingo Exhibit in an additional amount of \$8,580.00; and

WHEREAS, the second issue was discovered when construction commenced and a large amount of broken concrete and brick pieces were scattered over the entire area which necessitated the need for several test holes to be dug to determine the extent of the area of poor subgrade in an amount not to exceed \$3,000.00; and

WHEREAS, once the extent of the area of poor subgrade is determined, the debris will need to be removed to an additional depth of several feet with additional depth filled with compacted aggregate at an estimated cost of \$20,339.00; and

WHEREAS, the change orders are germane to the original contract as signed and is in the best interest of the City and authorized by law; and

WHEREAS, Parks, Recreation and Cultural Arts Department staff is requesting the City Manager be authorized to execute additional change orders, in a total amount not to exceed \$18,000.00, for unforeseen future additional costs while completing the exhibit construction.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BLOOMINGTON, ILLINOIS:

That the recitals set forth above are incorporated herein and the City Manager, or designated representatives, are authorized to secure the Change Order, and any other necessary documents to effectuate the change order, including a Memorandum of Understanding. In addition, the City Manager is authorized to approve and execute future change orders which are germane to the project and in the best interests of the City in a total amount not to exceed \$18,000.

PASSED this 7th day of December 2020.

APPROVED this ____ day of December 2020.

CITY OF BLOOMINGTON

Tari Renner, Mayor

ATTEST

Leslie Smith-Yocum, City Clerk

MEMORANDUM OF UNDERSTANDING

THIS MEMORANDUM OF UNDERSTANDING (the "MOU") made this 7th day of December 2020 (the "Effective Date"), by and between the CITY OF BLOOMINGTON, a municipal corporation (the "CITY"), and N. ZOBRIST AND SONS, INC. (ZOBRIST).

WHEREAS, the CITY has previously entered in to a contract with ZOBRIST for the construction of the De Brazza Monkey Exhibit at the Miller Park Zoo in an amount of \$534,015.00; and

WHEREAS, two additional needs were identified during the construction project that require additional work to be completed that were not originally awarded as part of the initial contract; and

WHEREAS, the first need is to upgrade the cement block type from a standard smooth-faced block to a decorative ground-faced block to match the existing adjacent Flamingo Exhibit in an additional amount of \$8,580.00; and

WHEREAS, the second need was discovered when construction commenced and a large amount of broken concrete and brick pieces were scattered over the entire area, necessitating the digging of several test holes to to determine the extent of the area of poor subgrade in an amount not to exceed \$3,000.00; and

WHEREAS, once the extent of the area of poor subgrade is determined, the debris will need to be removed to an additional depth of several feet with said additional depth filled with compacted aggregate at an estimated cost of \$20,339.00; and

WHEREAS, the total of the change order is agreed upon in a total amount not to exceed \$31,919.00 and all other terms will remain the same as the original contract.

In WITNESS WHEREOF, the parties hereto have caused this MOU to be executed as of the Effective Date first written above.

Adopted this 7th day of December 2020.

CITY OF BLOOMINGTON

By: _____
Its City Manager

ATTEST:

By: _____
Its City Clerk

CONTRACTOR

By: _____
Its PROJECT MANAGER

By: _____
Its Estimator



CONSENT AGENDA ITEM NO. 8.E

FOR COUNCIL: December 7, 2020

SPONSOR: City Clerk Department

WARD IMPACTED: Ward 8

SUBJECT: Consideration and action on the Request from Pueblo Grande Mexican Restaurant, Inc. d/b/a Pueblo Grande Mexican Restaurant, to be located at 2303 E. Washington St., Unit 3, for a Class RAS (Restaurant, All Types of Alcohol, and Sunday Sales) Liquor License, as requested by the City Clerk Department.

RECOMMENDED MOTION:

The proposed License be approved contingent upon compliance with all building, health, and safety codes.

STRATEGIC PLAN LINK:

- Goal 5. Great Place - Livable, Sustainable City
- Goal 3. Grow the Local Economy

STRATEGIC PLAN SIGNIFICANCE:

- Objective 5d. Appropriate leisure and recreational opportunities responding to the needs of residents
- Objective 3a. Retention and growth of current local businesses

BACKGROUND: The applicant is seeking a Class RAS liquor license for their new restaurant. The applicant has another restaurant in Fairbury, IL that holds a liquor license and has been in business for three years.

The applicant appeared before the Liquor Commission on Tuesday, November 10, 2020 (draft minutes attached) where the Commission unanimously approved to send the application with a positive recommendation to Council for consideration. All license creations, amendments or transfers are contingent upon compliance with all building, health, and safety codes.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: In accordance with City Code, on October 29, 2020 a public notice was published in *The Pantagraph* and 82 notices were mailed to properties within 500 feet of the business. The application appeared before the Liquor Commission for a public hearing on November 10, 2020.

FINANCIAL IMPACT: The current annual license fee for a Class RAS liquor license is \$2,950, which will be recorded in the Non-Departmental Liquor Licenses account (10010010-51010). Stakeholders can locate this in the FY 2021 Budget Book titled "Budget Overview & General Fund" on page 124. It is also the establishment's responsibility to collect and pay all applicable taxes including State Sales Tax, Home Rule Tax, and Food and Beverage Tax.

COMMUNITY DEVELOPMENT IMPACT: ED-4 Enhance the image of Bloomington as a business-friendly community. ED-4.2 Prioritize infill and redevelopment to spur growth and reinvestment in the City.

Respectfully submitted for Council consideration.

Prepared by: Amanda Mohan, Records and Licensing Specialist

Reviewed by:



Leslie Yocum, City Clerk

11/24/2020



Chris Tomerlin, Budget Manager

11/30/2020

George Boyle

George Boyle, Assistant Corporation Counsel

12/2/2020



Tara Henry, Legislative Assistant

12/3/2020

Recommended by:



Tim Gleason, City Manager

Attachments:

- CLK 4B Pueblo Grande Mexican Restaurant Application Class RAS_Redacted
- CLK 4C 11-10-2020 DRAFT LIQ COM Minutes_Pueblo Grande Mexican Restaurant

October 27, 2020

City Clerk Requirement Verification Memo

To: Liquor Commission Review

Re: Legal Name: ARV Cuisine LLC

D/B/A Name: Bloom Bawarchi V2.0

Dear Reviewer,

The City Clerk Department has reviewed the application of the above-mentioned applicant's submission. The required documents below were reviewed and considered suitable.

- ☒ Articles of Incorporation
- ☒ Proof of DBA Registered with the State of Illinois
- ☒ Certificate of Good Standing with the State of Illinois
- ☒ Package Liquor Tax Registration Form
- ☒ Financial Information
- ☒ A Lease between Snyder Entities, LLC and Rakshith Reddy Venumuddala
for the original term 10/08/2020 to 02/28/2021 with one three (3) year option.

The documents listed above are available for review upon request. If you have any questions or concerns, please feel free to reach out.

Respectfully,

Amanda Mohan
Records and Licensing Specialist



Liquor License Application

Applicant Business Contact Information: Please fill in your business information completely and legibly.

Legal Entity Name (Corporate/LLC Name)	ARV CUISINE, LLC
Doing Business As (DBA) OR Establishment Name <i>(Assumed names must be registered with the State of Illinois)</i>	BLOOM BAWARCHI V2.0
Legal Entity Address (including City, State, and Zip)	503 N. PROSPECT RD, STE 104, BLOOMINGTON, IL 61704
Legal Entity Phone Number	309-277-3678 & STE 103
Legal Entity Email Address	bloombawarchi2020@gmail.com
Establishment Address including Zip	503 N. PROSPECT RD, STE 104, BLOOMINGTON, IL 61704
Establishment Phone Number	309-277-3678
Establishment Email Address	bloombawarchi2020@gmail.com
*Email Address for ALL City Communications:	bloombawarchi2020@gmail.com

Note, that **all City communications related to this Application and/or the resulting license, if approved, will be sent by email to the email designated for **all** City Communications. It is the responsibility of the business to notify the City of any changes.*

BELOW PLEASE LIST THOSE RESPONSIBLE FOR LICENSING THE ESTABLISHMENT

Primary Contact:

Name (First & Last)	City	State	Zip
RAKSHITH REDDY VENUMUDDALA	BLOOMINGTON	IL	61704
Phone Number	Email Address		

Contact Information for the Legal Entity's Agent: (If applicable)

Name (First & Last)	City	State	Zip
RAKSHITH REDDY VENUMUDDALA	BLOOMINGTON	IL	61704
Phone Number	Email Address		

Contact Information for the Establishment's General Manager: (If different than above)

Name (First & Last)	City	State	Zip
RAKSHITH REDDY VENUMUDDALA	BLOOMINGTON	IL	61704
Phone Number	Email Address		

Applicants should review Chapter 6: Alcoholic Beverages (<https://ecode360.com/34403863>) of the Bloomington City Code for all requirements, obligations and information on liquor licensing.

Liquor License Fee Chart					
Class	Description	2020 Fees		2021 Fees	
		Semi	Annual	Semi	Annual
PA	Package Sales – All Types of Liquor <i>(Fee applies to all except CA, EA, RA, or TA)</i>	\$600	\$1,200	\$650	\$1,300
PB	Package Sales – Beer and Wine Only	\$450	\$900	\$500	\$1,000
	<i>(Package Sales fee for CB, EB, RB, or TB, but no Package Sales fee applies to CA, EA, RA, or TA)</i>	\$112.50	\$225	\$150	\$300
S	Sunday <i>(Fee applies to all except CA & CB)</i>	\$275	\$550	\$300	\$600
	Curbside Pick-Up and Delivery of Alcohol	-	-	-	-
	Outdoor Consumption Area	-	-	-	-

Liquor License Fee Chart (cont.)					
Class	Description	2020 Fees		2021 Fees	
		Semi	Annual	Semi	Annual
CA	Clubs – All Types of Liquor	\$1,200	\$2,400	\$1,350	\$2,700
CB	Clubs – Beer and Wine Only	\$400	\$800	\$450	\$900
EA	Entertainment/Recreational Sports Venue – All Types of Liquor	\$1,200	\$2,400	\$1,350	\$2,700
EB	Entertainment/Recreational Sports Venue – Beer and Wine Only	\$400	\$800	\$450	\$900
GPB	Convenience Store (Package) – Beer and Wine Only	\$450	\$900	\$500	\$1,000
MA	Hotel/Motel – All Types of Liquor	\$600	\$1,200	\$650	\$1,300
MB	Hotel/Motel – Beer and Wine Only	\$375	\$750	\$425	\$850
RAP	Restaurant, All Types of Liquor, and Package Sales	\$1,200	\$2,400	\$1,350	\$2,700
RBP	Restaurant, Beer & Wine Only, and Package Sales	\$512.50	\$1,025	\$750	\$1,200
RA	Restaurant – All Types of Liquor	\$1,200	\$2,400	\$1,350	\$2,700
RB	Restaurant – Beer and Wine Only	\$400	\$800	\$450	\$900
ST	Stadium – All Types of Liquor	\$1,200	\$2,400	\$1,350	\$2,700
TAP	Tavern, All Types of Liquor, and Package Sales	\$1,200	\$2,400	\$1,350	\$2,700
TBP	Tavern, Beer and Wine Only, and Package Sales	\$512.50	\$1,025	\$750	\$1,200
TA	Tavern – All Types of Liquor	\$1,200	\$2,400	\$1,350	\$2,700
TB	Tavern – Beer and Wine Only	\$400	\$800	\$450	\$900

The questions contained in this Application apply equally to all business owners, partners, officers, or members of the applicant business. If more space is needed to answer any question completely, please attach the additional information.

Status of Business Information:

1. Check the applicable box which corresponds to your business's filing with the Illinois Secretary of State.

☐ Sole Proprietorship

☐ Partnership (Date of Formation: _____)

☒ Limited Liability Company (LLC)

☐ Corporation (Inc. or Corp.)

A copy of the Articles of Organization must be attached.

A copy of the Articles of Incorporation must be attached.

2. Attach a list including the name, age, address, and percent of ownership/stock for each owner/partner/member.
3. ☐ Yes **If Applicant is a Corporation or LLC:** Is any individual owning more than 5% of stock in the applicant business ineligible to hold a liquor license for any reason other than citizenship or residence? *If yes, please identify the individual(s) and explain:*
☒ No
☐ N/A

Business Owner/Operator: (Please check box for Yes (Y) or No (N) where applicable.)

1. I verify that all owners, partners, officers, members, and majority stockholders:
 - ☒ Yes ☐ No Are 21 years of age or older.
 - ☐ Yes ☒ No Are citizens of the United States. *(permanent resident)*
 - ☒ Yes ☐ No Have never been convicted of any felony, or of the violation of any law relating to the prohibition of the sale of alcoholic liquor, or any other crime or misdemeanor (except minor traffic violations).
 - ☒ Yes ☐ No Have never been convicted of a violation of any federal or state law concerning the manufacture, possession, or sale of alcoholic liquor.
 - ☒ Yes ☐ No Have never been convicted of pandering or any other crime opposed to decency and morality.
2. Illinois Liquor Law states the applicant individual must be a resident of the city, village or county in which the premises covered by the license is located. 235ILCS 5/6-2(a)(1)
 - 2A ☒ Yes ☐ No Are any of the persons listed under ownership a resident of McLean County?
 - 2B ☒ Yes ☐ No Is the General Manager a resident of McLean County?
3. ☐ Yes ☒ No Is the General Manager of the establishment unable to hold a liquor license for any reason other than citizenship or residence?
4. ☐ Yes ☒ No Is the establishment located within 100 feet of any church, school, hospital, home for aged, indigent persons, or war veterans and/or their wives or children?



5. ☐ Yes ☒ No Is the premises for which the license is sought owned?
5A ☒ Yes ☐ No If not, does a valid lease to the premises for which the license is sought exist?
If so, a copy of the lease is required.
☐ Yes ☒ No Do you know of any reason whether stated in the above questions or not, that this application does not comply with the laws of the State of Illinois, or the Bloomington City Code in connection with the proposed sale of alcoholic beverages? *If yes, please explain:* _____

Nature of License:

1. What type of establishment is intended to be operated with this license? (e.g. lounge, tavern, restaurant, wine & cheese shop) restaurant
2. What class of liquor license is being sought? (See descriptions beginning on page 1.) RAP
3. ☒ Yes ☐ No Will the establishment offer Sunday Sales?
4. ☒ Yes ☐ No Will the establishment offer Curbside Pick-Up & Delivery of Alcohol? (Package License Holders Only) See City Code Ch. 6 Sec. 32 for more details. <https://ecode360.com/34837503>
5. ☒ Yes ☐ No Will the establishment offer an Outdoor Dining Area?
6. State the reason the applicant desires a liquor license for the establishment: Applicant is expanding its existing restaurant.
7. If approved, how would the liquor license benefit the City and its residents? By helping better serve the customers and to grow the business, and thereby increase tax revenue to the city, economic development, and quality of place.
8. ☒ Yes ☐ No Will the establishment offer live entertainment in the establishment? *If yes, please explain:*
occasional live music and similar may be offered.
9. ☒ Yes ☐ No Will the proposed or current establishment sell food?
10. ☒ Yes ☐ No Will most of the establishment's gross revenue come from sources other than the sale of alcohol? *If yes, what sources will such revenue be derived?* food sales from existing restaurant will increase.
11. If approved, what license renewal billing cycle would be preferred? ☒ Annual ☐ Semi-Annual

Impact of Establishment:

1. What are the proposed hours of operation?

Day	Time Open	Time Close
Monday:	11:00 am	1:00 am
Tuesday:	11:00 am	1:00 am
Wednesday:	11:00 am	1:00 am
Thursday:	11:00 am	1:00 am
Friday:	11:00 am	2:00 am
Saturday:	11:00 am	2:00 am
Sunday:	11:00 am	1:00 am

2. Describe the surrounding neighborhood within 500 ft. of the establishment (e.g. residential, commercial, mixed, etc.)
commercial
- 2A. If there are office or commercial buildings nearby, approximately what are their hours of operation?
Shooters Lounge/Ride the Nine, approx. 11 - 1 or 2 as proposed. Other office buildings approx 8-5. Eastland Suites Hotel, KFC.
- 2B. Is the area predominately residential, are they single or multi-family homes?
3. Describe any and all streets immediately surrounding the establishment: (e.g. approximate width, one-way, two-way, parking restrictions, etc.) commercial streets Prospect and Eastland, two way traffic with no street parking. Eastland has 2 lanes each way.
4. How much additional traffic is expected to be generated with a liquor license? Expect sales to increase reasonably, suitable for the area and existing restaurant.
5. Describe any and all on- and off-street parking: No street parking. The building has numerous parking spots both in front and behind the building.
In addition, the applicant has permission to use the financial services office building parking next door as overflow parking if needed.
6. How many establishments with liquor licenses are located within 500 ft. of the establishment? approx 2

**Responsibility:**

1. If the establishment **is presently in operation**, attach a financial statement of the establishment's last fiscal year.
2. If the establishment **is not presently in operation**, attach a financial statement showing ownerships personal assets and liabilities (or the entity's assets and liabilities).
3. ☒ Yes ☐ No Is the establishment eligible for a State of Illinois retail liquor dealer's license?
4. ☐ Yes ☒ No Has any owner, partner, officer, member, or majority stockholder ever held a liquor license?
4A If yes, please explain: _____
5. ☐ Yes ☐ No If yes, has any owner, partner, officer, member, or majority stockholder ever been found guilty of violating Bloomington's Liquor Ordinance? *If yes, please explain: Not Applicable*
6. ☐ Yes ☒ No Has any owner, partner, officer, member, or majority stockholder ever held a liquor license revoked? *If yes, please explain: _____*
7. ☐ Yes ☒ No Has a similar application made by any of the persons of ownership ever been denied? *If yes, please explain: _____*
8. ☐ Yes ☒ No Has any other license type ever been revoked from any owner, partner, officer, member, or majority stockholder? *If yes, please explain: _____*

Please provide any additional information significant to this application: _____

Additional License Interests:

Are any of the below additional licenses of interest to the establishment?

- ☐ Yes ☒ No **Sidewalk Café License** (*Downtown Area Only*) Allows use of public sidewalk for serving food and beverages on the sidewalk immediately adjacent to the establishment.
- ☒ Yes ☐ No **Catering Liquor License** Allows liquor license holders to provide catering services to private parties.
- ☐ Yes ☒ No **Video Gaming License** Allows an establishment to have video gaming terminals and to conduct video gaming on the premises as defined by the Illinois Video Gaming Act.
- ☐ Yes ☒ No **Public Dancing License** Allows a for-profit establishment to offer dance privileges to the public.
- ☐ Yes ☒ No **Tobacco License** Allows retail sale of any cigar, cigarette, snuff, chewing tobacco, manufactured product of tobacco or tobacco in any form.

Please note that each of the above-mentioned licenses requires a separate application and most require additional documentation. Applications available via the City Clerk Department.

I, the undersigned, swear or affirm that:

1. I am authorized to sign as an owner, officer, or authorized agent, of the above listed establishment;
2. I declare that all the information included in this application, and any attachment hereto, is true and accurate to the best of my information, knowledge, and belief;
3. All applicants of the establishment are qualified and eligible to obtain the license applied for;
4. I have read and understand the requirements of the City of Bloomington Code pertaining to **Chapter 6: Alcoholic Beverages** <https://ecode360.com/34403863>; and
5. If approved, I certify in accordance with 235 ILCS 5/6-27.1 and City Code Chapter 6: Section 29, that all employees required to check IDs will become BASSET certified within 120 days of employment, that at least one BASSET Certified employee will be on the premises at all times, that all certifications will be kept on premises, and that all certifications will immediately be made available upon request by any law enforcement personnel.

Rakshith Reddy Venumuddala

Name (Please Print)

Signature

Owner/Manager

Title

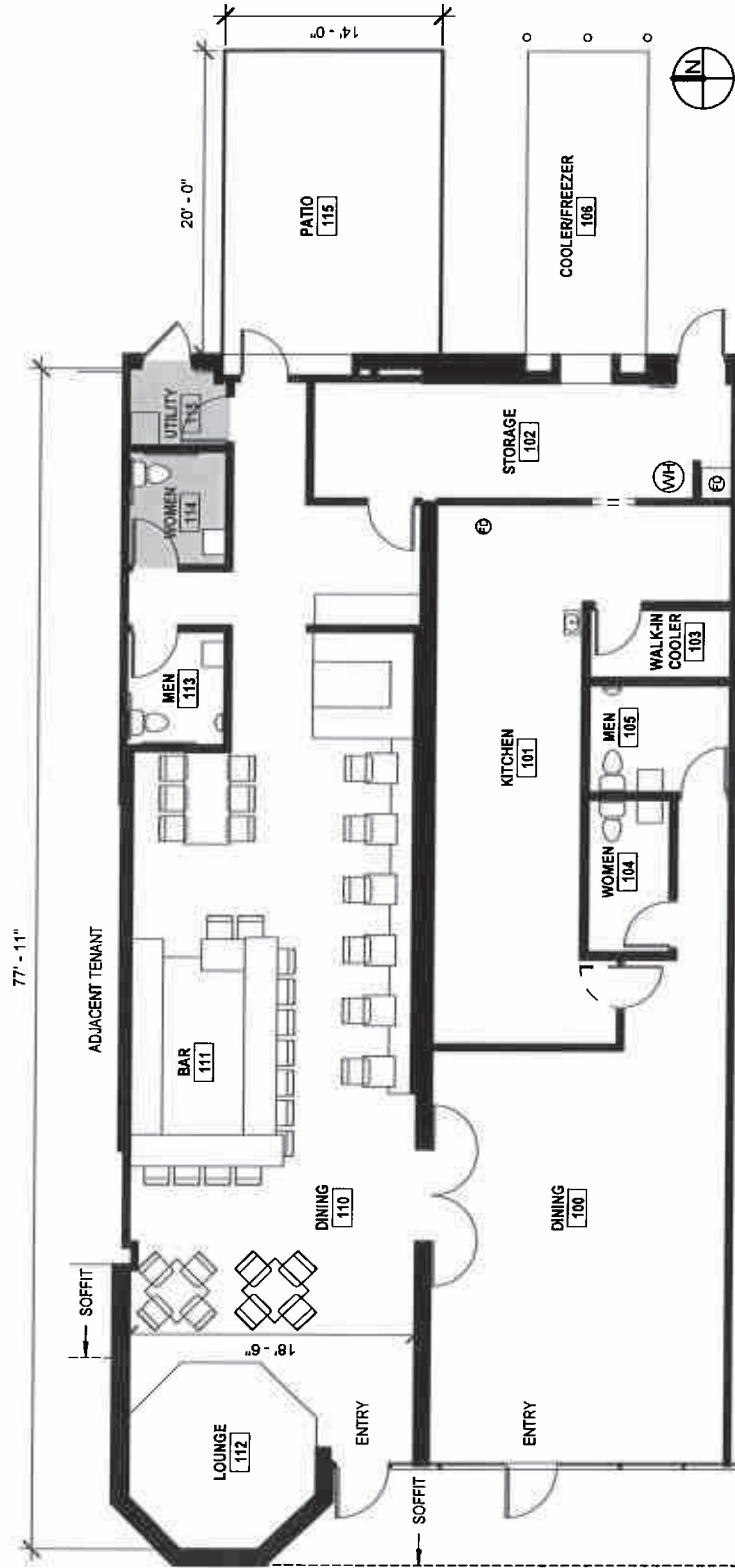
10/12/2020
Date

LIST OF OWNERS

ARV CUISINE, LLC d/b/a BLOOM BAWARCHI V2.0

Rakshith Reddy Venumuddala, Age [REDACTED], 100% Owner of LLC Membership Interest

[REDACTED], Bloomington, IL 61704



1 FLOOR PLAN - LEVEL 1
1/8" = 1'-0"

Regular Agenda

All license creations, amendments or transfers are contingent upon compliance with all building, health, and safety codes.

The following item was presented:

Item 5.A. Public Hearing and action on the request from ARV Cuisine, LLC d/b/a Bloom Bawarchi V2.0, located at 503 N Prospect Rd, STE 103 & 104, for a Class RAPS (Restaurant, All Types of Alcohol, Package and Sunday Sales) liquor license, as requested by the City Clerk Department.

The following Commissioners were present for the Public Hearing: Powell, and Renner.

Mayor Renner opened the public hearing at 4:02 p.m.

Rakshith Venumuddala Owner of Bloom Bawarchi, after being sworn, addressed the Commission. He explained that he acquired the restaurant four months ago. He stated he wanted to expand the business as Bloomington did not have an Indian restaurant with a bar.

Commissioner Renner confirmed with the applicant that by “expanding” he meant the addition of alcohol. Mr. Venumuddala responded affirmatively.

Commissioner Powell asked if the applicant was interested in continuing with the current hours of operation (1:00 a.m. during the week and 2:00 a.m. on weekends) or if they were flexible. Mr. Venumuddala responded affirmatively.

Commissioner Renner asked if the area was primarily business district. Mr. Venumuddala responded affirmatively.

Commissioner Renner asked if staff would be BASSET trained. Mr. Venumuddala stated he was in the process of obtaining his certification but, his wife, who would be the main bartender, was already certified.

George Boyle, Assistant Corporation Counsel, asked Mr. Venumuddala if he had experience in a restaurant that served alcohol. Mr. Venumuddala stated he did not.

Mr. Boyle then asked Mr. Venumuddala if he had restaurant experience. Mr. Venumuddala responded that he had not owned a restaurant before. He stated that he had worked in restaurants while attending college but, since he was underage at the time of employment, he did not serve alcohol.

Mr. Boyle asked what the capacity of the establishment was under normal, non-COVID-19, circumstances. Mr. Venumuddala responded the restaurant could seat 30 individuals not including the new proposed bar area.

Mr. Boyle asked how many staff members were anticipated to serve alcohol. Mr. Venumuddala responded that he planned to have one bartender and three servers BASSET trained.

Mr. Boyle asked if Mr. Venumuddala was also the operation manager. Mr. Venumuddala responded affirmatively.

Attorney Nathan Hinch, after being sworn, addressed the Commission on behalf of the applicant. He noted the hours of operations were similar to Ride the Nine, a nearby establishment.

Commissioner Renner asked if the area was primarily commercial and asked if the hours of operation could remain open until 1:00 or 2:00 a.m., would it cause harm to neighbors. Mr.

Hinch responded the area was primarily commercial and he did not believe the hours of operation would cause harm to neighbors. He also noted Eastland Suites was nearby and held a liquor license.

Commissioner Renner asked Greg Scott, Interim Chief of Police, if there were any incidents at the location. Chief Scott confirmed he was not aware of any issues.

Commissioner Renner asked if there was anyone preset to speak against the application. Ms. Mohan confirmed no one had registered to speak live and no emailed public comment was received.

Commissioner Renner summarized that there was no one to speak against the applicant business, that even with the proposed hours of operation, would not have any harmful affects for those who live in the immediate area, and that there were no complaints from the police department. Commissioner Renner asked Commissioner Powell if she had any concerns. Commissioner Powell stated she did not.

Commissioner Renner closed the public hearing at 4:11 p.m.

Commissioner Powell made a motion, seconded by Commissioner Renner, that the license be approved as presented contingent upon compliance with all building, health, and safety codes.

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

AYES: Powell, Renner

Motion carried.

The following item was presented:

Item 5.B. Public Hearing and action on the request from Pueblo Grande Mexican Restaurant, Inc. d/b/a Pueblo Grande Mexican Restaurant, to be located at 2303 E. Washington St., Unit 3, for a Class RAS (Restaurant, All Types of Alcohol, and Sunday Sales) liquor license, as requested by the City Clerk Department.

The following Commissioners were present for the Public Hearing: Powell, and Renner.

Commissioner Renner opened the public hearing at 4:12 p.m.

Laura Rebello, Owner of Pueblo Grande Mexican Restaurant, after being sworn, addressed the Commission. She explained their interest in obtaining a liquor license to offer liquor at their restaurant.

Commissioner Renner asked how long the establishment had been in business. Ms. Rebello explained the restaurant was not open yet.

Commissioner Renner asked Ms. Rebello if she had experience owning a restaurant. Ms. Rebello responded affirmatively.

Commissioner Renner asked Ms. Rebello if that restaurant served alcohol. Ms. Rebello responded affirmatively.

Commissioner Renner asked Ms. Rebello to elaborate on her experience with that restaurant. Ms. Rebello responded that she owned Dos Fuentes in Fairbury for three years.

Commissioner Renner asked Ms. Rebello if she had any liquor violations at Dos Fuentes. Ms. Rebello stated she did not.



CONSENT AGENDA ITEM NO. 8.F

FOR COUNCIL: December 7, 2020

SPONSOR: City Clerk Department

WARD IMPACTED: Ward 4

SUBJECT: Consideration and action on the Request from Hatoom, Inc. d/b/a Armanetti Express Wine and Spirits, to be located at 706 N Clinton Ave., for a Class PAS (Package, All Types of Alcohol, and Sunday Sales) Liquor License, as requested by the City Clerk Department.

RECOMMENDED MOTION:

The proposed License be approved with the following conditions: (1) no sale of hard liquor in quantities less than a half-pint (6.8 oz); (2) no sale of beer or wine in quantities less than 24 oz.; (3) the implementation of internal/external cameras; (4) improvements in proper lighting and parking; and (5) hours of operation from 11:00 a.m. to 10:00 p.m.; and that the creation of said license be contingent upon compliance with all building, health, and safety codes.

STRATEGIC PLAN LINK:

-Goal 3. Grow the Local Economy

STRATEGIC PLAN SIGNIFICANCE:

-Objective 3d. Expanded retail businesses

BACKGROUND: The applicant seeks to have a retail establishment that offers premium wine and spirits with a Class PAS (All Types of Alcohol, Package and Sunday Sales) liquor license.

The applicant appeared before the Liquor Commission on Tuesday, November 10, 2020 (attached to this memorandum as CLK 5C - draft minutes). A slideshow (attached to this memorandum as CLK 5D - Exhibit A) was used during the presentation. The applicant intends to redevelop the property implementing approximately \$100,000 in upgrades that include a new parking lot, upgraded lighting, the implementation of security cameras and a new roof. Two neighborhood residents testified against the application. The Liquor Commission also considered five emails (attached to this memorandum as CLK 5E - Exhibit B) commenting on the application. These were also shared with the applicant. Two other emails received by the City Clerk Department were not made part of the record or shared with the Commission and applicant due to technical difficulties.

The Liquor Commission considered the in-person and emailed public testimony, as well as the proposed business model and redevelopment of the property. The Commission positively recommended the application to City Council with several conditions on the license. All license creations are contingent upon compliance with all building, health, and safety codes.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: In accordance with City Code, on October 29, 2020 a public notice was published in *The Pantagraph* and 230 notices were

mailed to properties within 500 feet of the business. The applicant appeared before the Liquor Commission for a public hearing on Tuesday, November 10, 2020.

FINANCIAL IMPACT: The current annual license fee for a Class PAS liquor license is \$1,750, which will be recorded in the Non-Departmental Liquor Licenses account (10010010-51010). Stakeholders can locate this in the FY 2021 Budget Book titled "Budget Overview & General Fund" on page 124. It is also the establishment's responsibility to collect and pay all applicable taxes including State Sales Tax, Home Rule Tax, and Food and Beverage Tax.

COMMUNITY DEVELOPMENT IMPACT: ED-4 Enhance the image of Bloomington as a business-friendly community. ED-4.2 Prioritize infill and redevelopment to spur growth and reinvestment in the City.

Respectfully submitted for Council consideration.

Prepared by: Amanda Mohan, Records and Licensing Specialist

Reviewed by:



Leslie Yocum, City Clerk

11/24/2020



Chris Tomerlin, Budget Manager

11/30/2020



George Boyle, Assistant Corporation Counsel

12/2/2020



Tara Henry, Legislative Assistant

12/3/2020

Recommended by:



Tim Gleason, City Manager

Attachments:

- CLK 5B Armanetti Express App - Class PAS_Redacted
- CLK 5C 11-10-2020 DRAFT Liquor Commission Minutes_Armanetti's Express
- CLK 5D Exhibit A-Armanetti's Express Slideshow Presentation
- CLK 5E Exhibit B-Armanetti's Express Public Comments_Redacted

October 28, 2020

City Clerk Requirement Verification Memo

To: Liquor Commission Review

Re: Legal Name: Pueblo Grande Mexican Restaurant, Inc.

D/B/A Name: Pueblo Grande Mexican Restaurant

Dear Reviewer,

The City Clerk Department has reviewed the application of the above-mentioned applicant's submission. The required documents below were reviewed and considered suitable.

- Articles of Incorporation
- Good standing with the State of Illinois
- Financial Information
- A Lease between McLean County Land Trust (MCLT) RGK-100 and Schrof Companies, Inc. (Lessors) and Laura Rebollo d/b/a Pueblo Grande Mexican Restaurant for the term of 10/01/2020 to 09/30/2023.

The documents listed above are available for review upon request. If you have any questions or concerns, please feel free to reach out.

Respectfully,

Amanda Mohan

Records and Licensing Specialist

Liquor License Application

Applicant Business Contact Information: Please fill in your business information completely and legibly.

Legal Entity Name (Corporate/LLC Name)	Pueblo Grande Mexican Restaurant Inc.		
Doing Business As (DBA) OR Establishment Name (Assumed names must be registered with the State of Illinois)	Pueblo Grande Mexican Restaurant		
Legal Entity Address (including City, State, and Zip)	2303 E. Washington St Bloomington, IL 61704 Unit 3		
Legal Entity Phone Number			
Legal Entity Email Address	cantulaura3@gmail.com		
Establishment Address including Zip	2303 E. Washington St Bloomington, IL 61704		
Establishment Phone Number	309-590-5220 ^Unit 3		
Establishment Email Address	cantulaura3@gmail.com		
*Email Address for <u>ALL</u> City Communications:	cantulaura3@gmail.com		

*Note, that all City communications related to this Application and/or the resulting license, if approved, will be sent by email to the email designated for all City Communications. It is the responsibility of the business to notify the City of any changes.

BELOW PLEASE LIST THOSE RESPONSIBLE FOR LICENSING THE ESTABLISHMENT

Primary Contact:

Name (First & Last)	City	State	Zip
Laura Retallo	Manomet	IL	61853
Phone Number	Email Address		

Contact Information for the Legal Entity's Agent: (If applicable)

Name (First & Last)	City	State	Zip
Terri Durst	Mohamet	IL	61853
Phone Number	Email Address		

Contact Information for the Establishment's General Manager: (If different than above)

Name (First & Last)	City	State	Zip
Jose Arves	Bloomington	IL	61701
Phone Number	Email Address		

Applicants should review Chapter 6: Alcoholic Beverages (<https://ecode360.com/34403863>) of the Bloomington City Code for all requirements, obligations and information on liquor licensing.

Liquor License Fee Chart					
Class	Description	2020 Fees		2021 Fees	
		Semi	Annual	Semi	Annual
PA	Package Sales – All Types of Liquor (Fee applies to all except CA, EA, RA, or TA)	\$600	\$1,200	\$650	\$1,300
PB	Package Sales – Beer and Wine Only (Package Sales fee for CB, EB, RB, or TB, but no Package Sales fee applies to CA, EA, RA, or TA)	\$450	\$900	\$500	\$1,000
S	Sunday (Fee applies to all except CA & CB)	\$275	\$550	\$300	\$600
	Curbside Pick-Up and Delivery of Alcohol	-	-	-	-
	Outdoor Consumption Area	-	-	-	-

Liquor License Fee Chart (cont.)					
Class	Description	2020 Fees		2021 Fees	
		Semi	Annual	Semi	Annual
CA	Clubs – All Types of Liquor	\$1,200	\$2,400	\$1,350	\$2,700
CB	Clubs – Beer and Wine Only	\$400	\$800	\$450	\$900
EA	Entertainment/Recreational Sports Venue – All Types of Liquor	\$1,200	\$2,400	\$1,350	\$2,700
EB	Entertainment/Recreational Sports Venue – Beer and Wine Only	\$400	\$800	\$450	\$900
GPB	Convenience Store (Package) – Beer and Wine Only	\$450	\$900	\$500	\$1,000
MA	Hotel/Motel – All Types of Liquor	\$600	\$1,200	\$650	\$1,300
MB	Hotel/Motel – Beer and Wine Only	\$375	\$750	\$425	\$850
RAP	Restaurant, All Types of Liquor, and Package Sales	\$1,200	\$2,400	\$1,350	\$2,700
RBP	Restaurant, Beer & Wine Only, and Package Sales	\$512.50	\$1,025	\$750	\$1,200
RA	Restaurant – All Types of Liquor	\$1,200	\$2,400	\$1,350	\$2,700
RB	Restaurant – Beer and Wine Only	\$400	\$800	\$450	\$900
ST	Stadium – All Types of Liquor	\$1,200	\$2,400	\$1,350	\$2,700
TAP	Tavern, All Types of Liquor, and Package Sales	\$1,200	\$2,400	\$1,350	\$2,700
TBP	Tavern, Beer and Wine Only, and Package Sales	\$512.50	\$1,025	\$750	\$1,200
TA	Tavern – All Types of Liquor	\$1,200	\$2,400	\$1,350	\$2,700
TB	Tavern – Beer and Wine Only	\$400	\$800	\$450	\$900

The questions contained in this Application apply equally to all business owners, partners, officers, or members of the applicant business. If more space is needed to answer any question completely, please attach the additional information.

Status of Business Information:

- Check the applicable box which corresponds to your business's filing with the Illinois Secretary of State.

☐ **Sole Proprietorship**
☐ **Limited Liability Company (LLC)**
A copy of the Articles of Organization must be attached.

☐ **Partnership** (Date of Formation: _____)
☒ **Corporation** (Inc. or Corp.)
A copy of the Articles of Incorporation must be attached.
- Attach a list including the name, age, address, and percent of ownership/stock for each owner/partner/member.**
- ☐ Yes **If Applicant is a Corporation or LLC:** Is any individual owning more than 5% of stock in the applicant business ineligible to hold a liquor license for any reason other than citizenship or residence? *If yes, please identify the individual(s) and explain:* _____
☒ No
☒ N/A

Business Owner/Operator: (Please check box for Yes (Y) or No (N) where applicable.)

- I verify that all owners, partners, officers, members, and majority stockholders:

☒ Yes ☐ No Are 21 years of age or older.
☒ Yes ☐ No Are citizens of the United States.
☒ Yes ☐ No Have never been convicted of any felony, or of the violation of any law relating to the prohibition of the sale of alcoholic liquor, or any other crime or misdemeanor (except minor traffic violations).
☒ Yes ☐ No Have never been convicted of a violation of any federal or state law concerning the manufacture, possession, or sale of alcoholic liquor.
☒ Yes ☐ No Have never been convicted of pandering or any other crime opposed to decency and morality.
- Illinois Liquor Law states the applicant individual must be a resident of the city, village or county in which the premises covered by the license is located. 235ILCS 5/6-2(a)(1)

2A ☐ Yes ☒ No Are any of the persons listed under ownership a resident of McLean County?
 2B ☒ Yes ☐ No Is the General Manager a resident of McLean County?
- ☐ Yes ☒ No Is the General Manager of the establishment unable to hold a liquor license for any reason other than citizenship or residence?
- ☐ Yes ☒ No Is the establishment located within 100 feet of any church, school, hospital, home for aged, indigent persons, or war veterans and/or their wives or children?



5. ☐ Yes ☒ No Is the premises for which the license is sought owned?
 5A ☒ Yes ☐ No If not, does a valid lease to the premises for which the license is sought exist?
 If so, a copy of the lease is required.
☐ Yes ☒ No Do you know of any reason whether stated in the above questions or not, that this application does not comply with the laws of the State of Illinois, or the Bloomington City Code in connection with the proposed sale of alcoholic beverages? If yes, please explain: _____

Nature of License:

- What type of establishment is intended to be operated with this license? (e.g. lounge, tavern, restaurant, wine & cheese shop) Restaurant
- What class of liquor license is being sought? (See descriptions beginning on page 1.) RA
- ☒ Yes ☐ No Will the establishment offer Sunday Sales?
- ☐ Yes ☒ No Will the establishment offer Curbside Pick-Up & Delivery of Alcohol? (Package License Holders Only)
See City Code Ch. 6 Sec. 32 for more details. <https://ecode360.com/34837503>
- ☐ Yes ☒ No Will the establishment offer an Outdoor Dining Area?
- State the reason the applicant desires a liquor license for the establishment: To offer alcohol beverages with meal.
- If approved, how would the liquor license benefit the City and its residents? a liquor license would give our clientele more drink options and bring more business to the area.
- ☐ Yes ☒ No Will the establishment offer live entertainment in the establishment? If yes, please explain: _____
- ☒ Yes ☐ No Will the proposed or current establishment sell food?
- ☒ Yes ☐ No Will most of the establishment's gross revenue come from sources other than the sale of alcohol?
If yes, what sources will such revenue be derived? yes, Food
- If approved, what license renewal billing cycle would be preferred? ☒ Annual ☐ Semi-Annual

Impact of Establishment:

- What are the proposed hours of operation?

Day	Time Open	Time Close
Monday:	10:30 am	9:00 pm
Tuesday:	10:30 am	9:00 pm
Wednesday:	10:30 am	9:00 pm
Thursday:	10:30 am	9:00 pm
Friday:	10:30 am	10:00 pm
Saturday:	10:30 am	10:00 pm
Sunday:	10:30 am	9:00 pm
- Describe the surrounding neighborhood within 500 ft. of the establishment (e.g. residential, commercial, mixed, etc.)
Commercial
 2A. If there are office or commercial buildings nearby, approximately what are their hours of operation?
Kevin's Nails 10-7pm, Jimmy Johns 11-10pm, check into cash 2-6, Jim's Steak House 11-12 am
 2B. Is the area predominately residential, are they single or multi-family homes?
N/A
- Describe any and all streets immediately surrounding the establishment: (e.g. approximate width, one-way, two-way, parking restrictions, etc.)
1. 4-Way, 2. 6-Way 3. 2-Way
- How much additional traffic is expected to be generated with a liquor license? 50%
- Describe any and all on- and off-street parking: Parking lot, NO Street Parking
- How many establishments with liquor licenses are located within 500 ft. of the establishment? 1

**Responsibility:**

1. If the establishment **is presently in operation**, attach a financial statement of the establishment's last fiscal year.
2. If the establishment **is not presently in operation**, attach a financial statement showing ownerships personal assets and liabilities (or the entity's assets and liabilities).
3. ☒ Yes ☐ No Is the establishment eligible for a State of Illinois retail liquor dealer's license?
4. ☒ Yes ☐ No Has any owner, partner, officer, member, or majority stockholder ever held a liquor license?
4A If yes, please explain: Applicant's owner has another restaurant and has a liquor license
5. ☐ Yes ☒ No If yes, has any owner, partner, officer, member, or majority stockholder ever been found guilty of violating Bloomington's Liquor Ordinance? *If yes, please explain:* _____
6. ☐ Yes ☒ No Has any owner, partner, officer, member, or majority stockholder ever held a liquor license revoked? *If yes, please explain:* _____
7. ☐ Yes ☒ No Has a similar application made by any of the persons of ownership ever been denied? *If yes, please explain:* _____
8. ☐ Yes ☒ No Has any other license type ever been revoked from any owner, partner, officer, member, or majority stockholder? *If yes, please explain:* _____

Please provide any additional information significant to this application:

Additional License Interests:

Are any of the below additional licenses of interest to the establishment?

- ☐ Yes ☒ No **Sidewalk Café License** (*Downtown Area Only*) Allows use of public sidewalk for serving food and beverages on the sidewalk immediately adjacent to the establishment.
- ☐ Yes ☒ No **Catering Liquor License** Allows liquor license holders to provide catering services to private parties.
- ☐ Yes ☒ No **Video Gaming License** Allows an establishment to have video gaming terminals and to conduct video gaming on the premises as defined by the Illinois Video Gaming Act.
- ☐ Yes ☒ No **Public Dancing License** Allows a for-profit establishment to offer dance privileges to the public.
- ☐ Yes ☒ No **Tobacco License** Allows retail sale of any cigar, cigarette, snuff, chewing tobacco, manufactured product of tobacco or tobacco in any form.

Please note that each of the above-mentioned licenses requires a separate application and most require additional documentation. Applications available via the City Clerk Department.

I, the undersigned, swear or affirm that:

1. I am authorized to sign as an owner, officer, or authorized agent, of the above listed establishment;
2. I declare that all the information included in this application, and any attachment hereto, is true and accurate to the best of my information, knowledge, and belief;
3. All applicants of the establishment are qualified and eligible to obtain the license applied for;
4. I have read and understand the requirements of the City of Bloomington Code pertaining to **Chapter 6: Alcoholic Beverages** <https://ecode360.com/34403863>; and
5. If approved, I certify in accordance with 235 ILCS 5/6-27.1 and City Code Chapter 6: Section 29, that all employees required to check IDs will become BASSET certified within 120 days of employment, that at least one BASSET Certified employee will be on the premises at all times, that all certifications will be kept on premises, and that all certifications will immediately be made available upon request by any law enforcement personnel.

Laura Rebollo

Name (Please Print)

Signature

President

Title

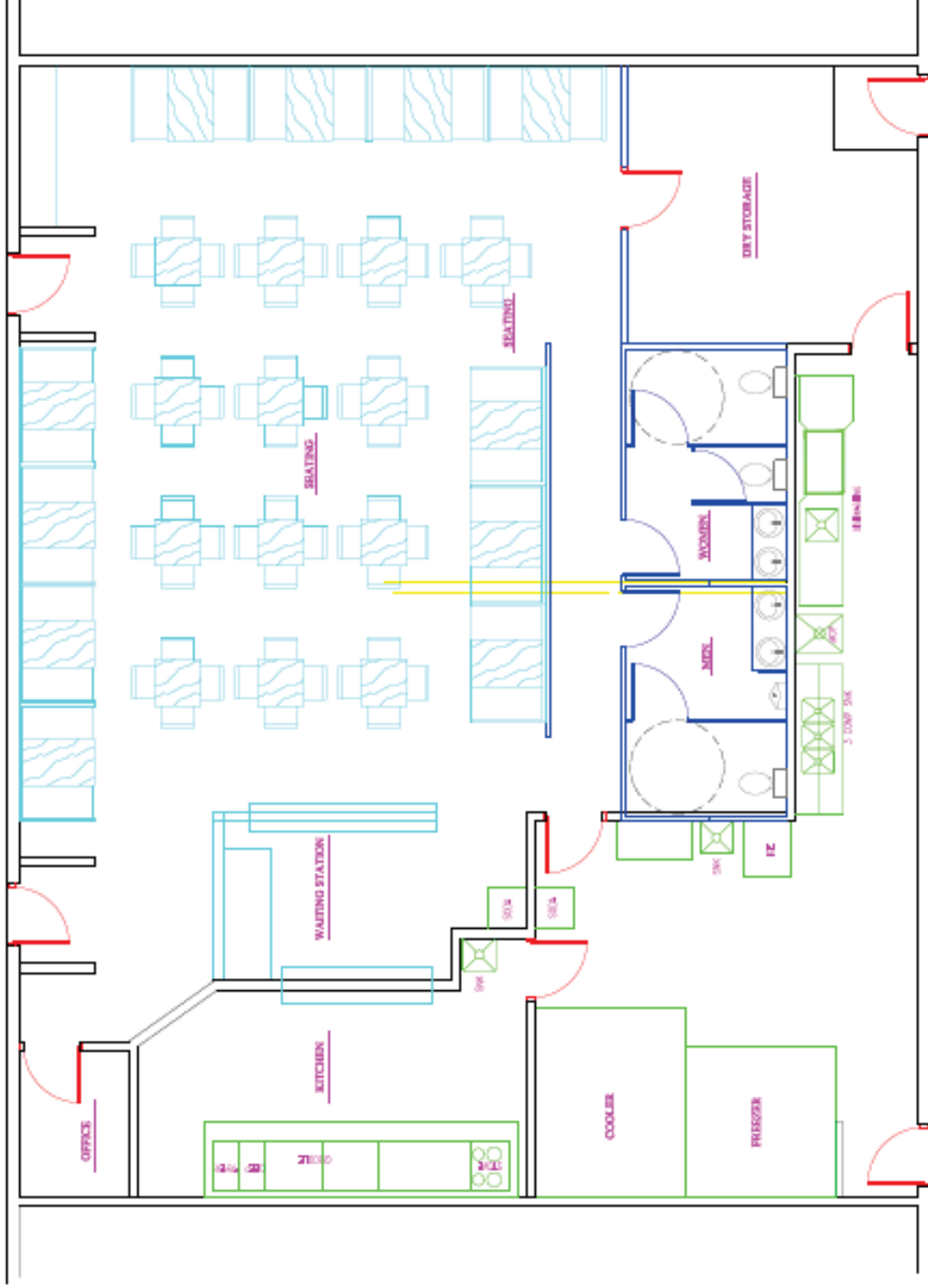
10-13-20

Date

Pueblo Grande Mexican Restaurant Inc. Attachment

Ownership:

1. Laura Rebollo, [REDACTED], Mahomet, IL 61853, 100% ownership



PROPOSED FLOOR PLAN
 SCALE 1/4" = 1'-0"
 SEATING 06

operation would cause harm to neighbors. He also noted Eastland Suites was nearby and held a liquor license.

Commissioner Renner asked Greg Scott, Interim Chief of Police, if there were any incidents at the location. Chief Scott confirmed there were no issues that he was aware of.

Commissioner Renner asked if there was anyone preset to speak against the application. Ms. Mohan confirmed no one had registered to speak live and no emailed public comment was received.

Commissioner Renner summarized that there was no one to speak against the applicant business, that even with the proposed hours of operation, would not have any harmful affects for those who live in the immediate area, and that there were no complaints from the police department. Commissioner Renner asked Commissioner Powell if she had any concerns. Commissioner Powell stated she did not.

Commissioner Renner closed the public hearing at 4:11 p.m.

Commissioner Powell made a motion, seconded by Commissioner Renner, that the license be approved as presented contingent upon compliance with all building, health, and safety codes.

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

AYES: Powell, Renner

Motion carried.

The following item was presented:

Item 5.B. Public Hearing and action on the request from Pueblo Grande Mexican Restaurant, Inc. d/b/a Pueblo Grande Mexican Restaurant, to be located at 2303 E. Washington St., Unit 3, for a Class RAS (Restaurant, All Types of Alcohol, and Sunday Sales) liquor license, as requested by the City Clerk Department.

The following Commissioners were present for the Public Hearing: Powell, and Renner.

Commissioner Renner opened the public hearing at 4:12 p.m.

Laura Rebello, Owner of Pueblo Grande Mexican Restaurant, after being sworn, addressed the Commission. She explained their interest in obtaining a liquor license to offer liquor at their restaurant.

Commissioner Renner asked how long the establishment had been in business. Ms. Rebello explained the restaurant was not open yet.

Commissioner Renner asked Ms. Rebello if she had experience owning a restaurant. Ms. Rebello responded affirmatively.

Commissioner Renner asked Ms. Rebello if that restaurant served alcohol. Ms. Rebello responded affirmatively.

Commissioner Renner asked Ms. Rebello to elaborate on her experience with that restaurant. Ms. Rebello responded that she owned Dos Fuentes in Fairbury for three years.

Commissioner Renner asked Ms. Rebello if she had any liquor violations at Dos Fuentes. Ms. Rebello stated she did not.

Commissioner Renner asked Ms. Rebello if she was BASSET trained. Ms. Rebello responded affirmatively.

Commissioner Renner asked Ms. Rebello how many employees would have BASSET certification. Ms. Rebello responded she expected to have four additional employees certified.

Commissioner Powell had no additional questions or comments.

Commissioner Renner asked Ms. Rebello to describe the immediate area. Ms. Rebello responded that the area was predominantly commercial.

Commissioner Renner asked Ms. Rebello if there were residents in the immediate area. Ms. Rebello stated that there was not.

Mr. Boyle had no additional questions or comments for the applicant.

Commissioner Renner asked if there was anyone preset to speak against the application. Ms. Mohan confirmed no one had registered to speak live and no emailed public comment was received.

Commissioner Renner stated that since it was a new business, he would not ask Chief Scott for information on incidents. He summarized that the applicant business would be in a predominately commercial area, the owner had experience, and did not have any past liquor violations, and therefore, he did not foresee any issues with granting a liquor license. Commissioner Renner asked Commissioner Powell if she had any concerns. Commissioner Powell stated she did not.

Commissioner Renner closed the public hearing at 4:15 p.m.

Commissioner Powell made a motion, seconded by Commissioner Renner, that the license be approved as presented contingent upon compliance with all building, health, and safety codes.

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

AYES: Powell, Renner

Motion carried.

The following item was presented:

Item 5.C. Public Hearing and action on the request from Hatoom, Inc. d/b/a Armanetti Express Wine and Spirits, to be located at 706 N Clinton Ave., for a Class PAS (Package, All Types of Alcohol, and Sunday Sales) liquor license, as requested by the City Clerk Department.

The following Commissioners were present for the Public Hearing: Powell, and Renner.

Commissioner Renner opened the public hearing at 4:16 p.m.

Attorney Richard Marvel addressed the Commission on behalf of the applicant. After being sworn, Mr. Marvel gave a slide show presentation which was labeled as Exhibit A.

Mr. Marvel described the location of the proposed establishment as being on the corner of Locust St. and Clinton Ave. He explained that the applicant would like to operate a premium liquor store at this location. He informed the Commission that the property had been in Mr. Awad Samhan's family for many years and that the applicant planned to relocate to the area if the application was approved. He explained that the applicant was a current owner of VIP Liquor in Chicago, IL and then listed the applicant's business and liquor licensing experiences. Mr. Marvel stated that in 2003, there was a liquor license violation for underage service of alcohol while the business was under Mr. Samhan's management. Mr. Marvel testified that there had been no other violations since that time. He stated that Mr. Samhan was BASSET certified and that all employees would be BASSET certified as well.



PUBLIC HEARING ITEM NO. 9.A

FOR COUNCIL: December 7, 2020

SPONSOR: Economic & Community Development Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Public hearing for a Substantial Amendment to the 2020-2024 Consolidated Plan and 2020 Annual Action Plan, as requested by the Economic & Community Development Department.

RECOMMENDED MOTION:

The public hearing is open to receive public comment on amendments to the 2020-2024 Consolidated Plan and 2020 Annual Action Plan. No action required.

STRATEGIC PLAN LINK:

-Goal 5. Great Place - Livable, Sustainable City

STRATEGIC PLAN SIGNIFICANCE:

- Objective 5b. City decisions consistent with plans and policies
- Objective 5a. Well-planned City with necessary services and infrastructure

BACKGROUND: On April 2, 2020, the US Department of Housing and Urban Development (HUD) notified the City of a supplemental Community Development Block Grant-Coronavirus (CDBG-CV) award in the amount of \$329,144 to prevent, prepare for, and respond to the coronavirus. On June 8, 2020, Council approved submission of the 2020 CDBG Annual Action Plan, which included CDBG-CV funding to support local businesses and provide emergency aid to local residents.

On September 11, 2020, the City received notice of a 2nd round of CDBG-CV funding in the amount of \$546,029. As the pandemic drags on and stricter mitigation measures are put in place, the financial impact on local businesses and residents continues to grow. With winter approaching, there is growing concern for the homeless population. Both homeless shelters have announced reduced capacity for overnight shelter and daytime warming centers to allow for adequate social distancing. In an effort to respond to these growing needs, the Economic and Community Development Department proposes the following uses of the CDBG-CV Round 2 funds:

- Emergency Shelter (\$25,000): Funds administered through Providing Access to Help (PATH) to provide emergency overnight shelter throughout the winter for those experiencing homelessness;
- Emergency Assistance for Residents (\$226,029): Funds administered through the City to provide assistance to residents for rent/mortgage, utilities and child care. The \$226,029 is in addition to the \$270,034 already allocated to the program, including \$90,920 from the 2020 CDBG allocation.
- Small Business Assistance (\$220,000): Funds administered through the City to provide assistance to small businesses for rent/mortgage, utilities and PPE expenses. The

\$220,000 is in addition to the \$150,000 already allocated to the program.

- Administration (\$75,000): Funds to cover administrative expenses associated with the Emergency Assistance program. Funds will primarily be used to support staff expenses related to case management.

Adding funding in this amount to the 2020-2024 Consolidated Plan and 2020 Annual Action Plan triggers a substantial amendment per the City's Citizen Participation Plan. All substantial amendments require a public hearing prior to a public comment period. The City is opting to utilize CDBG Waivers #8 and #9 available through the CARES Act that allows for reduced notification of public hearings from two weeks to no less than five days and reduced public comment period from 30 days to no less than five days. The waiver also allows for virtual public hearings. Notice of this hearing was published in *The Pantagraph* on December 1, 2020. The public comment period will open on December 8th and close on December 13th. All comments will be considered prior to submission to HUD. Written comments can be submitted to jtoney@cityblm.org or Jennifer Toney, City of Bloomington, 109 E. Olive, Bloomington, IL 61701.

On November 9, 2020, the City received notice from HUD regarding an error in the formula used to calculate the 2020 CDBG allocation which resulted in a reduction of \$85 in annual funding. Staff will amend the 2020 Annual Action Plan to reduce the total available funding from \$559,514 to \$559,429.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Providing Access to Help (PATH), residents and business community through advertisement of Round 1 programs.

FINANCIAL IMPACT: No financial impact on the general fund. Revenues will equal expenses. A budget amendment will be submitted for approval at a future Council meeting.

COMMUNITY DEVELOPMENT IMPACT: ED-3. Build and maintain a skilled and employable workforce to meet the needs of current businesses; ED-3.1-Workforce availability and retention; CWB-1.1 Reduce homelessness through programs for prevention; and CWB-3.1: Coordinate access to social services.

Respectfully submitted for Council consideration.

Prepared by: Jennifer Toney, Grants Coordinator

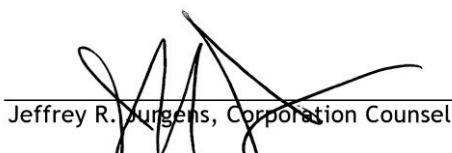
Reviewed by:


Melissa Holt, Economic and Community Development Director

11/29/2020


Chris Tomertin, Budget Manager

11/30/2020


Jeffrey R. Durgens, Corporation Counsel

11/30/2020


Tara Henry, Legislative Assistant

12/3/2020

Recommended by:

A handwritten signature in black ink, appearing to read 'T. Gleason', is positioned above a horizontal line.

Tim Gleason, City Manager

Attachments:

- E&CD 1B CARES ACT CDBG Notification Letter - Round 2-Bloomington
- E&CD 1C FY 20 Chicago FO Formula Correction Letter - Bloomington (1)
- E&CD 1D Res. No. 2020 - 17
- E&CD 1E CDBG Waiver Request - City of Bloomington

October 28, 2020

City Clerk Requirement Verification Memo

To: Liquor Commission Review

Re: Legal Name: Hatoom, Inc.

D/B/A Name: Armanetti Express Wine and Spirits

Dear Reviewer,

The City Clerk Department has reviewed the application of the above-mentioned applicant's submission. The required documents below were reviewed and considered suitable.

- Articles of Incorporation
- Certificate of Good Standing with the State of Illinois
- Proof of Registered DBA with State of Illinois
- Financial Information
- A Lease between Ahmad Samhan and Hatoom Inc. d/b/a Armanetti Express Wine & Spirits for the term 08/01/2020 to 07/31/2025.

The documents listed above are available for review upon request. If you have any questions or concerns, please feel free to reach out.

Respectfully,

Amanda Mohan
Records and Licensing Specialist



MARVEL LAW

221 E. Front Street Bloomington, IL 61701
309.807.2885

207 S. McLean Street, Ste. 2 Lincoln, IL 62656
217.803.2940

Richard T. Marvel
Attorney at Law
marvellaw@richmarvel.com
marvellawpc.com

To: City of Bloomington
Re: Hatoom Inc, dba Armanetti Express Wine and Spirits Liquor License Application and
 Tabacco Application
Date: October 28, 2020

This is in regard to the Liquor License Application and Tobacco Application submitted for Hatoom Inc, dba Armanetti Express Wine and Spirits.

We formally request that the address on the liquor license application and tobacco application be corrected and changed from 517 E. Locust Street, Bloomington, IL 61701 to 706 N. Clinton Street, Bloomington, IL 61701

Very truly yours,

RICHARD T. MARVEL



Liquor License Application

Applicant Business Contact Information: Please fill in your business information completely and legibly.

Legal Entity Name (Corporate/LLC Name)	Hatoom Inc.
Doing Business As (DBA) OR Establishment Name <i>(Assumed names must be registered with the State of Illinois)</i>	Armanetti Express Wine and Spirits
Legal Entity Address <i>(including City, State, and Zip)</i>	North Chicago, IL 60064-2213
Legal Entity Phone Number	
Legal Entity Email Address	
Establishment Address including Zip	706 N Clinton Ave 517 E. Locust Street, Bloomington, IL 61701
Establishment Phone Number	
Establishment Email Address	
*Email Address for ALL City Communications:	

*Note, that all City communications related to this Application and/or the resulting license, if approved, will be sent by email to the email designated for all City Communications. It is the responsibility of the business to notify the City of any changes.

BELOW PLEASE LIST THOSE RESPONSIBLE FOR LICENSING THE ESTABLISHMENT

Primary Contact:

Name (First & Last)	City	State	Zip
Awad Samhan	Gurnee	IL	60031
Phone Number	Email Address		

Contact Information for the Legal Entity's Agent: *(If applicable)*

Name (First & Last)	City	State	Zip
Awad Samhan	Gurnee	IL	60031
Phone Number	Email Address		

Contact Information for the Establishment's General Manager: *(If different than above)*

Name (First & Last)	City	State	Zip
Phone Number	Email Address		

Applicants should review Chapter 6: Alcoholic Beverages (<https://ecode360.com/34403863>) of the Bloomington City Code for all requirements, obligations and information on liquor licensing.

Liquor License Fee Chart					
Class	Description	2020 Fees		2021 Fees	
		Semi	Annual	Semi	Annual
PA	Package Sales – All Types of Liquor <i>(Fee applies to all except CA, EA, RA, or TA)</i>	\$600	\$1,200	\$650	\$1,300
PB	Package Sales – Beer and Wine Only	\$450	\$900	\$500	\$1,000
	<i>(Package Sales fee for CB, EB, RB, or TB, but no Package Sales fee applies to CA, EA, RA, or TA)</i>	\$112.50	\$225	\$150	\$300
S	Sunday <i>(Fee applies to all except CA & CB)</i>	\$275	\$550	\$300	\$600
	Curbside Pick-Up and Delivery of Alcohol	-	-	-	-
	Outdoor Consumption Area	-	-	-	-

Corporation: Hatoom, Inc
[REDACTED]
North Chicago, IL 60064

President: Awad Samhan
[REDACTED]
Gurnee, IL 60031

Age: [REDACTED]

Ownership: 100%

Liquor License Fee Chart (cont.)

Class	Description	2020 Fees		2021 Fees	
		Semi	Annual	Semi	Annual
CA	Clubs – All Types of Liquor	\$1,200	\$2,400	\$1,350	\$2,700
CB	Clubs – Beer and Wine Only	\$400	\$800	\$450	\$900
EA	Entertainment/Recreational Sports Venue – All Types of Liquor	\$1,200	\$2,400	\$1,350	\$2,700
EB	Entertainment/Recreational Sports Venue – Beer and Wine Only	\$400	\$800	\$450	\$900
GPB	Convenience Store (Package) – Beer and Wine Only	\$450	\$900	\$500	\$1,000
MA	Hotel/Motel – All Types of Liquor	\$600	\$1,200	\$650	\$1,300
MB	Hotel/Motel – Beer and Wine Only	\$375	\$750	\$425	\$850
RAP	Restaurant, All Types of Liquor, and Package Sales	\$1,200	\$2,400	\$1,350	\$2,700
RBP	Restaurant, Beer & Wine Only, and Package Sales	\$512.50	\$1,025	\$750	\$1,200
RA	Restaurant – All Types of Liquor	\$1,200	\$2,400	\$1,350	\$2,700
RB	Restaurant – Beer and Wine Only	\$400	\$800	\$450	\$900
ST	Stadium – All Types of Liquor	\$1,200	\$2,400	\$1,350	\$2,700
TAP	Tavern, All Types of Liquor, and Package Sales	\$1,200	\$2,400	\$1,350	\$2,700
TBP	Tavern, Beer and Wine Only, and Package Sales	\$512.50	\$1,025	\$750	\$1,200
TA	Tavern – All Types of Liquor	\$1,200	\$2,400	\$1,350	\$2,700
TB	Tavern – Beer and Wine Only	\$400	\$800	\$450	\$900

The questions contained in this Application apply equally to all business owners, partners, officers, or members of the applicant business. If more space is needed to answer any question completely, please attach the additional information.

Status of Business Information:

1. Check the applicable box which corresponds to your business's filing with the Illinois Secretary of State.

☐ Sole Proprietorship

☐ Partnership (Date of Formation: _____)

☐ Limited Liability Company (LLC)

☒ Corporation (Inc. or Corp.)

A copy of the Articles of Organization must be attached.

A copy of the Articles of Incorporation must be attached.

2. Attach a list including the name, age, address, and percent of ownership/stock for each owner/partner/member.

3. ☐ Yes ☒ No **If Applicant is a Corporation or LLC:** Is any individual owning more than 5% of stock in the applicant business ineligible to hold a liquor license for any reason other than citizenship or residence? *If yes, please identify the individual(s) and explain:* _____

☐ N/A

Business Owner/Operator: (Please circle Yes (Y) or No (N) where applicable.)

1. I verify that all owners, partners, officers, members, and majority stockholders:

☒ Yes ☐ No Are 21 years of age or older.

☒ Yes ☐ No Are citizens of the United States.

☐ Yes ☒ No Have never been convicted of any felony, or of the violation of any law relating to the prohibition of the sale of alcoholic liquor, or any other crime or misdemeanor (except minor traffic violations).

☐ Yes ☒ No Have never been convicted of a violation of any federal or state law concerning the manufacture, possession, or sale of alcoholic liquor.

☐ Yes ☒ No Have never been convicted of pandering or any other crime opposed to decency and morality.

2. Illinois Liquor Law states the applicant individual must be a resident of the city, village or county in which the premises covered by the license is located. 235ILCS 5/6-2(a)(1)

2A ☐ Yes ☒ No Are any of the persons listed under ownership a resident of McLean County?

2B ☐ Yes ☒ No Is the General Manager a resident of McLean County?

3. ☐ Yes ☒ No Is the General Manager of the establishment unable to hold a liquor license for any reason other than citizenship or residence?

4. ☐ Yes ☒ No Is the establishment located within 100 feet of any church, school, hospital, home for aged, indigent persons, or war veterans and/or their wives or children?



5. ☐ Yes ☒ No 5A ☒ Yes ☐ No If not, does a valid lease to the premises for which the license is sought exist?
If so, a copy of the lease is required.
- ☐ Yes ☒ No Do you know of any reason whether stated in the above questions or not, that this application does not comply with the laws of the State of Illinois, or the Bloomington City Code in connection with the proposed sale of alcoholic beverages? If yes, please explain: _____

Nature of License:

1. What type of establishment is intended to be operated with this license? (e.g. lounge, tavern, restaurant, wine & cheese shop) Wine and Spirits Retail Store
2. What class of liquor license is being sought? (See descriptions beginning on page 1.) PAS
3. ☒ Yes ☐ No Will the establishment offer Sunday Sales?
4. ☐ Yes ☒ No Will the establishment offer Curbside Pick-Up & Delivery of Alcohol? (Package License Holders Only)
See City Code Ch. 6 Sec. 32 for more details. <https://ecode360.com/34837503>
5. ☐ Yes ☒ No Will the establishment offer an Outdoor Dining Area?
6. State the reason the applicant desires a liquor license for the establishment: _____
To conduct business as a premium wine and spirits and retail store.
7. If approved, how would the liquor license benefit the City and its residents? _____
City of Bloomington will receive, enhanced value of property, bring more tax revenue, and convenience
8. ☐ Yes ☒ No Will the establishment offer live entertainment in the establishment? If yes, please explain: _____
9. ☒ Yes ☐ No Will the proposed or current establishment sell food?
10. ☐ Yes ☒ No Will most of the establishment's gross revenue come from sources other than the sale of alcohol?
If yes, what sources will such revenue be derived? _____
11. If approved, what license renewal billing cycle would be preferred? ☒ Annual ☐ Semi-Annual

Impact of Establishment:

1. What are the proposed hours of operation?

Day	Time Open	Time Close
Monday:	10:00 am	10:00 pm
Tuesday:	10:00 am	10:00 pm
Wednesday:	10:00 am	10:00 pm
Thursday:	10:00 am	10:00 pm
Friday:	10:00 am	10:00 pm
Saturday:	10:00 am	10:00 pm
Sunday:	10:00 am	10:00 pm
2. Describe the surrounding neighborhood within 500 ft. of the establishment (e.g. residential, commercial, mixed, etc.)
North: B-1 Business; South: B-1 Business Dist & R2 Residential; East: B-1 Business Dist; West: R-2
 - 2A. If there are office or commercial buildings nearby, approximately what are their hours of operation?
9am to 10pm
 - 2B. Is the area predominately residential, are they single or multi-family homes?
Primarily commercial with single family and multiple family in general area.
3. Describe any and all streets immediately surrounding the establishment: (e.g. approximate width, one-way, two-way, parking restrictions, etc.) _____
Corner of Empire and Clinton: Empire is oneway East and Clinton is North and South
4. How much additional traffic is expected to be generated with a liquor license? _____
5% to 10%
5. Describe any and all on- and off-street parking: _____
Establishment has a parking lot
6. How many establishments with liquor licenses are located within 500 ft. of the establishment? 0

**Responsibility:**

1. If the establishment **is presently in operation**, attach a financial statement of the establishment's last fiscal year.
2. If the establishment **is not presently in operation**, attach a financial statement showing ownerships personal assets and liabilities (or the entity's assets and liabilities).
3. ☒ Yes ☐ No Is the establishment eligible for a State of Illinois retail liquor dealer's license?
4. ☒ Yes ☐ No Has any owner, partner, officer, member, or majority stockholder ever held a liquor license?
 4A If yes, please explain: Presently operates a retail sales location in Chicago, VIP Food and
Since 2014 owner has held 4 liquor license for retail sales.
5. ☐ Yes ☒ No If yes, has any owner, partner, officer, member, or majority stockholder ever been found guilty of violating Bloomington's Liquor Ordinance? *If yes, please explain:* _____
6. ☐ Yes ☒ No Has any owner, partner, officer, member, or majority stockholder ever had a liquor license revoked? *If yes, please explain:* _____
7. ☒ Yes ☐ No Has a similar application made by any of the persons of ownership ever been denied? *If yes, please explain:* Application denied in 2014
8. ☐ Yes ☒ No Has any other license type ever been revoked from any owner, partner, officer, member, or majority stockholder? *If yes, please explain:* _____

Please provide any additional information significant to this application:

The store intends to offer high quality premium wine, liquor and beer, including regional offerings. In addition to complementary products such as light snacks, cheese and other convenience items in a modern, minimalistic environment that offers convenience as well as a high quality product

Additional License Interests:

Are any of the below additional licenses of interest to the establishment?

- ☐ Yes ☒ No **Sidewalk Café License** (*Downtown Area Only*) Allows use of public sidewalk for serving food and beverages on the sidewalk immediately adjacent to the establishment.
- ☐ Yes ☒ No **Catering Liquor License** Allows liquor license holders to provide catering services to private parties.
- ☐ Yes ☒ No **Video Gaming License** Allows an establishment to have video gaming terminals and to conduct video gaming on the premises as defined by the Illinois Video Gaming Act.
- ☐ Yes ☒ No **Public Dancing License** Allows a for-profit establishment to offer dance privileges to the public.
- ☒ Yes ☐ No **Tobacco License** Allows retail sale of any cigar, cigarette, snuff, chewing tobacco, manufactured product of tobacco or tobacco in any form.

Please note that each of the above-mentioned licenses requires a separate application and most require additional documentation. Applications available via the City Clerk Department.

I, the undersigned, swear or affirm that:

1. I am authorized to sign as an owner, officer, or authorized agent, of the above listed establishment;
2. I declare that all the information included in this application, and any attachment hereto, is true and accurate to the best of my information, knowledge, and belief;
3. All applicants of the establishment are qualified and eligible to obtain the license applied for;
4. I have read and understand the requirements of the City of Bloomington Code pertaining to **Chapter 6: Alcoholic Beverages** <https://ecode360.com/34403863>; and
5. If approved, I certify in accordance with 235 ILCS 5/6-27.1 and City Code Chapter 6: Section 29, that all employees required to check IDs will become BASSET certified within 120 days of employment, that at least one BASSET Certified employee will be on the premises at all times, that all certifications will be kept on premises, and that all certifications will immediately be made available upon request by any law enforcement personnel.

Awad Samhan

Name (Please Print)

Owner

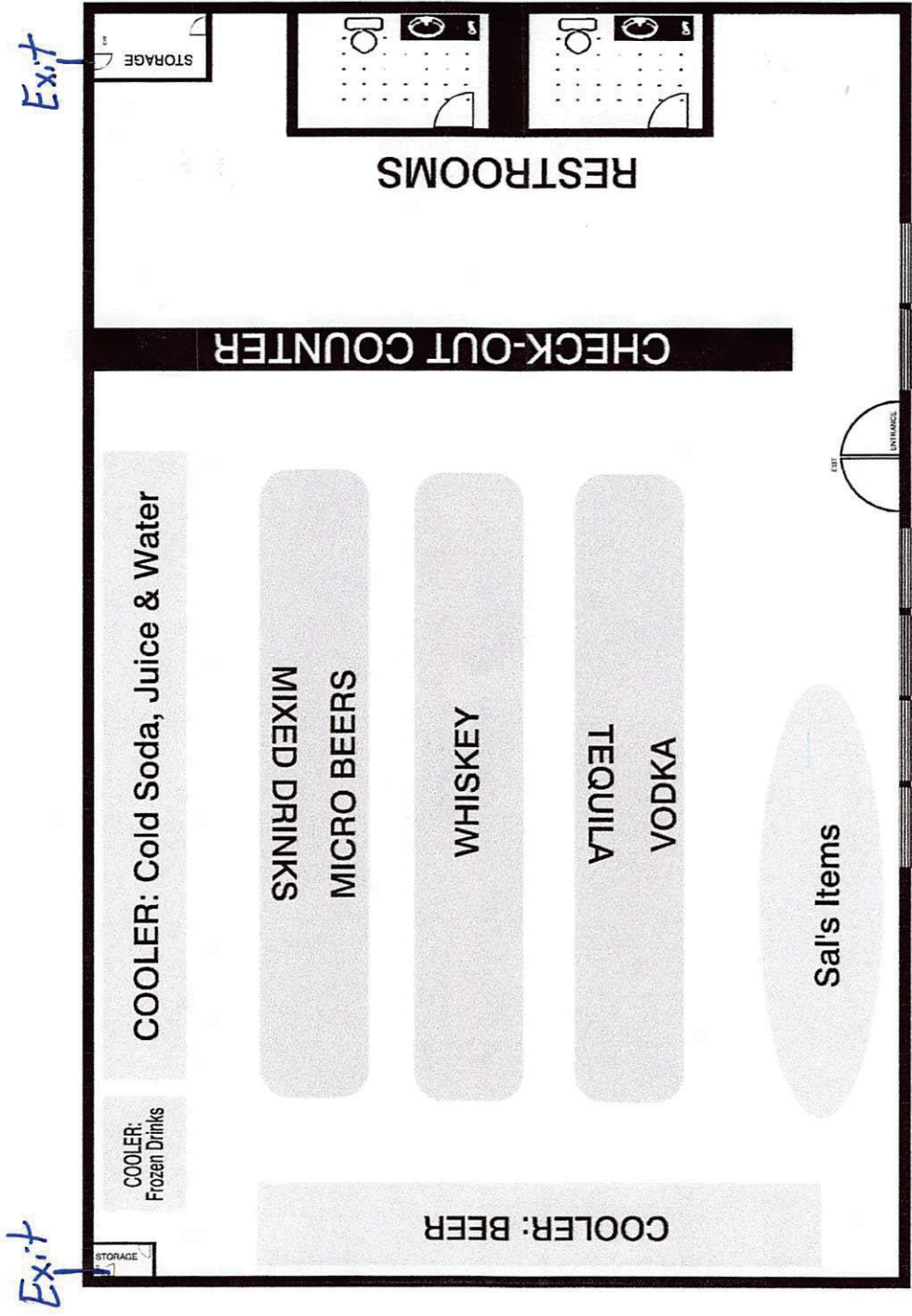
Title

10/13/20

Signature

Date

Armanetti's Express Wine & Spirits



LOCUST ST.

FRONT ENTRANCE - Exit

CLINTON ST.

Commissioner Renner asked Ms. Rebello if she was BASSET trained. Ms. Rebello responded affirmatively.

Commissioner Renner asked Ms. Rebello how many employees would have BASSET certification. Ms. Rebello responded she expected to have four additional employees certified.

Commissioner Powell had no additional questions or comments.

Commissioner Renner asked Ms. Rebello to describe the immediate area. Ms. Robello responded that the area was predominantly commercial.

Commissioner Renner asked Ms. Rebello if there were residents in the immediate area. Ms. Robello stated that there was not.

Mr. Boyle had no additional questions or comments for the applicant.

Commissioner Renner asked if there was anyone preset to speak against the application. Ms. Mohan confirmed no one had registered to speak live and no emailed public comment was received.

Commissioner Renner stated that since it was a new business, he would not ask Chief Scott for information on incidents. He summarized that the applicant business would be in a predominately commercial area, the owner had experience, and did not have any past liquor violations, and therefore, he did not foresee any issues with granting a liquor license. Commissioner Renner asked Commissioner Powell if she had any concerns. Commissioner Powell stated she did not.

Commissioner Renner closed the public hearing at 4:15 p.m.

Commissioner Powell made a motion, seconded by Commissioner Renner, that the license be approved as presented contingent upon compliance with all building, health, and safety codes.

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

AYES: Powell, Renner

Motion carried.

The following item was presented:

Item 5.C. Public Hearing and action on the request from Hatoom, Inc. d/b/a Armanetti Express Wine and Spirits, to be located at 706 N Clinton Ave., for a Class PAS (Package, All Types of Alcohol, and Sunday Sales) liquor license, as requested by the City Clerk Department.

The following Commissioners were present for the Public Hearing: Powell, and Renner.

Commissioner Renner opened the public hearing at 4:16 p.m.

Attorney Richard Marvel addressed the Commission on behalf of the applicant. After being sworn, Mr. Marvel gave a slide show presentation which was labeled as Exhibit A.

Mr. Marvel described the location of the proposed establishment as being on the corner of Locust St. and Clinton Ave. He explained that the applicant would like to operate a premium liquor store at this location. He informed the Commission that the property had been in Mr. Awad Samhan's family for many years and that the applicant planned to relocate to the area if the application was approved. He explained that the applicant was a current owner of VIP Liquor in Chicago, IL and then listed the applicant's business and liquor licensing experiences. Mr. Marvel stated that in 2003, there was a liquor license violation for underage service of

alcohol while the business was under Mr. Samhan's management. Mr. Marvel testified that there had been no other violations since that time. He stated that Mr. Samhan was BASSET certified and that all employees would be BASSET certified as well.

Mr. Marvel went on to provide background on the current property, noting that the property, owned by Samhan's brother, was leased to a 3rd party, unrelated to the family, who currently occupied the building. Mr. Marvel stated that Mr. Samhan would take over the building and would refurbish, which was in desperate need of attention. He explained that the canopy was removed, and the parking lot was set to be resurfaced in the next four to six months. He believed that the location was being underutilized.

Mr. Marvel provided historical background on the property stating Mr. Saman's father purchased the property in 2000 and held a beer and wine liquor license there until 2012. He went on, noting a 2012 tax lien issued due to an accounting error by Mr. Samhan's father which resulted in the revocation of the liquor license. Mr. Marvel informed the Commission that the property was sold to Awad Samhan's brother, Ahmad Samhan, who applied for and was denied a liquor license in 2014 for that location. Mr. Marvel reported that all Illinois Department of Revenue tax liens had been resolved.

Commissioner Renner confirmed that the Liquor Commission had recommended approval, but that Council voted 5-0 to deny the application.

Mr. Marvel provided a detailed historical timeline from the application in 2014 including details on the February 11, March 11, and April 8, 2014 Liquor Commission meetings and the April 14, 2020 City Council Meeting. He noted the biggest reported concerns as single serve options, ample lighting, and security cameras. He stated that the application then appeared for a final time on the December 9, 2014 Liquor Commission where the Commission did not recommend approval of a license.

Mr. Marvel informed the Commission that underground storage tanks were removed from the property in 2018 and that the parking lot would be replaced in the Spring of 2021 with funds from the Illinois EPA LUST Fund financing. He stated that the Mr. Samhan intends to manage and operate the facility where it would offer high quality alcohol and foods that would be found in similar establishments. He explained that two additional staff members would be hired and BASSET certified. Mr. Marvel went on to discuss the target customer base would be residents and individuals who drive past the area on a regular basis. He reported that over 15,000 cars passed this corner daily according to IDOT traffic reports. He listed the proposed improvements including updated parking lot, additional lighting, a new roof, paint, and façade enhancement which would cost a minimum of \$100,000. They anticipated that over 50% of revenue will be from alcohol and would be comparable to Binny's and Friar Tuck.

Mr. Marvel discussed the surrounding properties and their zoning classifications, stating that the property was located on B-1 Business District but recognized that it was in the middle of town. The applicant proposed hours of operation to be from 10:00 a.m. to 10:00 p.m. and confirmed that there would not be single serve alcohol available. He noted the four nearest liquor license establishments as Green Top Grocery, Kroger, University Liquors, and Thorton's Gas Station. Mr. Marvel reiterated that the applicant sought to redevelop an under-utilized property.

Commissioner Renner stated the presentation preemptively answered many of his initial questions including BASSET training, parking, zoning, lighting, and cameras. He noted that while the property was zoned for business, it was near residential neighborhood.

Commissioner Powell believed Mr. Marvel covered the application well. She noted that BASSET training was a must and believed that the hours of operation were reasonable. She said that she drives by that area often and agreed redevelopment would benefit the property. Commissioner Powell stated that she supported redevelopment as opposed to building new.

Commissioner Renner agreed with Commissioner Powell and believed the property was in desperate need of an upgrade and encouraged redevelopment. He noted that the proposed business model was different than previous applications.

Mr. Boyle asked about interest in offering single serve. Commissioner Renner responded that the applicant did not intend to offer single serve.

Mr. Boyle noted that the City's definition of single serve is 40 oz. or less and asked Mr. Marvel for additional details on the business model.

Mr. Marvel reiterated that the applicant did not wish to offer single serve cans of beer or wine, 40 oz. bottles of beer, mini hard liquor bottles, to-go shots, or quarter pints.

Mr. Boyle asked for additional details about food. Mr. Marvel responded that the food offerings would be similar to that of Friar Tuck's offerings such as cheese and crackers.

Mr. Boyle asked about the State's tax lien status as it related to the ownership. Mr. Marvel reiterated that the current property owner was applicant's brother, Ahmad Samhan and stated that he was unable to locate information on a current tax lien.

Commissioner Renner asked if anyone else had registered to speak in favor of the application. Ms. Mohan responded that there were none.

Commissioner Renner then opened the floor and asked if anyone had registered to speak against the application.

Marty Seigel, a long-time local resident, after being sworn, addressed the Commission. She asked about Price Rite. Commissioner Renner responded that Price Rite's liquor license was revoked, and an application was denied 5-0 in December 2014.

Ms. Seigel then asked details about Franzetti's, including how far it was from the applicant property and if it sold alcohol. Commissioner Renner responded, confirming Franzetti's Pantry Plus held a liquor license but that it was a different business model.

Ms. Seigel believed that the proposed \$100,000 was not enough to redevelop the property and did not believe there was not good reason to approve a liquor license for the applicant property. She said the previous owners undermined the neighborhood safety and discussed the previous issues. She stated that an all types of alcohol liquor license had not been in the area since S & S Liquors in the 80's which closed after there were murders on the property. She stated that beer and wine had not been sold since 2012 when Price Rite lost their liquor license for tax reasons. She stated that the owners were in the same family and believed that the family did not earn the right to get a liquor license. She discussed the number of calls for service in 2011 and 2012. She believed the property had reduced the quality of life and frequently witnessed individuals with empty bottles of beer and witnessed multiple instances of trespassing on neighborhood property. She stated that since Price Rite had lost their license, the neighborhood had been peaceful, and the business continued to be uninviting. Ms. Seigel stated that the owners have not built trust with the neighborhood and mentioned a previous discussion with owners from 2014 about Bloomington residency.

Commissioner Renner stated that a license condition could be implemented that did not allow single serves. He asked Ms. Siegel if she believed the proposed hours of operation, the implementation of security cameras and additional lighting were helpful.

Ms. Siegel responded that it was a terrible location for a liquor license. She believed the owners did not demonstrate that they respect the neighborhood. She explained the neighborhood residents worked hard to maintain a sense of community in neighborhood. She reiterated her position on why the applicant should not receive a liquor license.

Commissioner Powell noted Ms. Siegel's statements focused on the history of the property and did not consider the future opportunity.

Mr. Boyle reminded the Commission that Mr. Marvel had the right and opportunity to cross examine. Mr. Marvel stated he did not have any questions or comments.

Ms. Siegel stated that the history goes hand in hand with the future.

Gladys Cabezas, local resident, after being sworn, addressed the Commission. She stated that she lived in a nice neighborhood and opposed a liquor license. She believed that 10:00 a.m. was too early to open and was concerned for the children in the area as the establishment could attract traffic from the nearby Illinois Wesleyan University. She agreed with Ms. Siegel's comments.

Commissioner Renner asked Ms. Cabezas if the property upgrades, improved lighting, security cameras, prohibition on single serve alcohol and the potential to restrict the hours of operation from 11:00 a.m. to 10:00 p.m. would it change her mind. Ms. Cabezas responded that no matter the upgrades, she did not support a liquor license at that property.

Commissioner Powell had no questions for Ms. Cabezas.

Mr. Marvel did not wish to cross examine Ms. Cabezas.

Ms. Mohan read the names of the following individuals who emailed public comment which was provided to the Commission Members and the applicant: (1) Marty Siegel; (2) Julie Prandi; (3) Jan Holder; (4) Patricia Morin; and (5) Dorothy Deany. (Exhibit B)

Mr. Boyle asked Ms. Mohan if copies of all emailed public comments were forwarded to Mr. Marvel as well. Ms. Mohan confirmed all were sent, with the exception of one she was unable to send due to technical difficulties.

Commissioner Renner asked the name of the individual for the record. Ms. Mohan responded J. Greb's comments were unable to be forwarded.

Mr. Boyle reminded the Commission of procedures related to emailed public comments and in-person testimony. He then reiterated the definition of single serving size, acknowledging it could be too broad and suggested the license conditions be more specific.

A discussion ensued as to the proper limits of single serving sizes to be sold by the applicant. Commissioner Renner suggested that conditions be placed on the license to prohibit the sale of hard liquor in quantities less than a half-pint (6.8 oz.) and the sale of beer and wine in quantities less than 24 oz. Commissioner Powell agreed with the single serve conditions on liquor, beer, and wine.

Commissioner Powell understood the comments and concerns about previous businesses at that location, but the community needed to move forward. She stated that it was hard to turn down an applicant who wants to upgrade the area and provide a different business model.

Mr. Marvel reiterated that the current occupant was not related to the applicant business and that the applicant's brother rented the building to the current occupant. He noted that Marco's Pizza announced the closure of hundreds of stores and that the opposite corner's future was uncertain.

Commissioner Renner stated he was inclined to support an applicant who wanted to invest in an economic development opportunity that may attract additional investors which would positively benefit the area.

Commissioner Powell motioned, seconded by Commissioner Renner, to positively recommend the application to the City Council with the following license conditions: (1) No sale of hard liquor in quantities less than a half-pint (6.8 oz); (2) No sale of beer or wine in quantities less than 24 oz.; (3) the implementation of cameras; (4) improvements in proper lighting; and (5) hours of operation from 11:00 a.m. to 10:00 p.m.

Mr. Boyle confirmed the amount of alcohol in the conditions with Commissioner Renner.

Mr. Marvel confirmed that the implementation of cameras, lighting and parking were conditions on the license.

Commissioner Renner asked if cameras were currently in place. Mr. Marvel responded cameras would be implemented as part of redevelopment.

Mr. Boyle asked if the cameras would be internal or external. Mr. Marvel responded they would have both internal and external cameras.

Commissioner Renner responded the implementation of indoor and outdoor cameras as well as proper lighting were conditions on the license.

Mr. Boyle asked Mr. Marvel if the applicant accepted the terms and conditions. Mr. Marvel confirmed.

Commissioner Renner recommended the owner participate in neighborhood outreach.

Mr. Marvel suggested that a condition on the license be that the owner or local manager be local. Commissioner Renner agreed that before the application to be approved, there must be a local manager, which could be Mr. Samhan. Mr. Marvel agreed to the additional term.

Commissioner Powell restated her motion to positively recommend the application to the City Council with the following license conditions: (1) No sale of hard liquor in quantities less than a half-pint (6.8 oz); (2) No sale of beer or wine in quantities less than 24 oz.; (3) the implementation of internal/external cameras; (4) improvements in proper lighting and parking; and (5) hours of operation from 11:00 a.m. to 10:00 p.m.

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

AYES: Powell, Renner

Motion carried.

Item 5.D. Continued Public Hearing on a Complaint and Citation issued to Mickey's Kitchen, Inc. d/b/a Mickey's Kitchen, located at 1709 S. Veterans Parkway, Suite A, as requested by the Legal Department.

Commissioner Renner asked for update on item. Mr. Boyle responded providing a brief history of the item, noting that the establishment was currently closed, and the owner had relinquished both the liquor and video gaming licenses. He said that staff continued to

Exhibit A

Hatoom, Inc.
d/b/a Armanetti Express Wine and Spirits
706 N Clinton Ave.

Slideshow presented at the November 10, 2020 Liquor Commission public hearing from Hatoom, Inc. d/b/a Armanetti Express Wine and Spirits, to be located at 706 N Clinton Ave., for a Class PAS (Package, All Types of Alcohol, and Sunday Sales) liquor license.

Hatoom Inc.

City of Bloomington liquor license

Address: 706 N. Clinton Street

License Class: PAS

**Package Sales, All type of Alcohol,
Sunday Sales**

Hatoom Inc.



Google

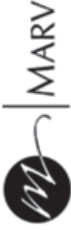


Image capture: Jul 2019

dom Inc.

**Current Address: 1720 Sheridan Rd,
North Chicago, IL.**

- Illinois Corporation owned by Awad Samhan.
- Owner and licensee for operation of VIP Food & Liquor in North Chicago.

and Samhan Personal Information

Awad is a sole owner of Hatoom Inc.

Awad is married with 3 young children.

Presently lives in Gurnee, IL.

Relocate to Bloomington to own and manage his retail business.

Enjoys the community and would like to raise his family in Bloomington.

Samhan Business Experience:

Name	Role	Address	License Period
Super Saviors liquor	Manager	525 N. Western Ave, Peoria Illinois	
Express Food and Liquors	Manager	1306 N. Cedar Lake Road	
Rail Road Liquors	Owner	417 Rail Road Avenue, IL	June 2014 to September, 2015
Wick Shop	Owner	112 Liberty St. Wacounda, IL	June 2014 to January, 2016
Express Food & Liquor	Owner	Lake Beach, IL	January 2016 to November, 2016
IP Food & Liquor	Owner & Manager	1720 Sheridan Road, Chicago	July 2017 to date

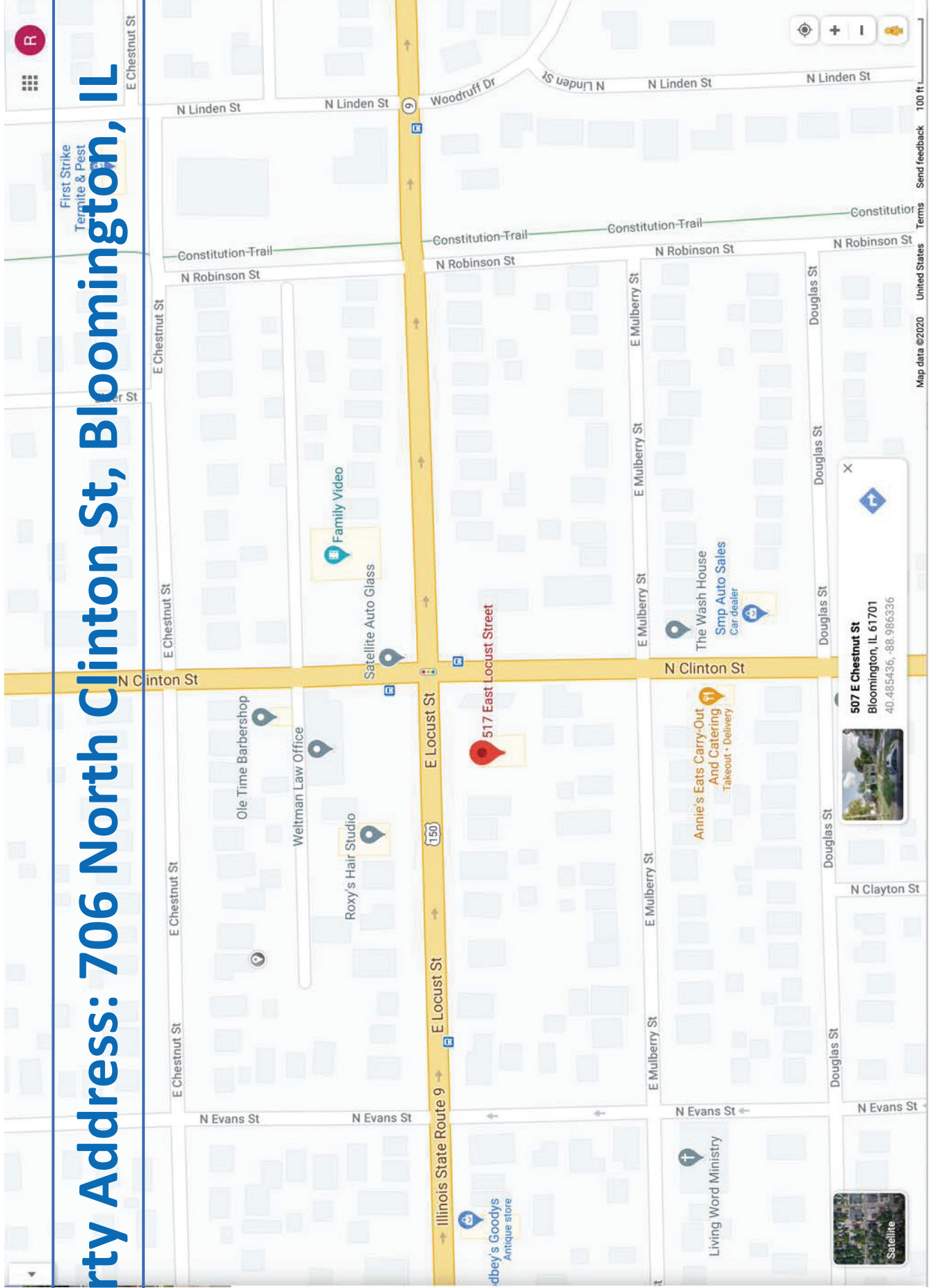
or License Compliance

2003 liquor license violation: Underage service

No other Liquor License violations in past business ownership and management experience.

Basset Certifications. All employees will obtain Basset Certification. Mr. Samhan is Basset certified.

Property Address: 706 North Clinton St, Bloomington, IL



uilding constructed in 1960. Father purchased in 2000. From the acquisition of the property until 2012, the property was operated as a service station that sold convenience items including beer and wine.

r. Samhan's father incurred a tax lien in 2012 due to accounting errors. The liquor license was revoked in 2012. Property was sold to Awad's brother, Ahmad Samhan.

2012-2014: Property operated as a service station until January 2014.

License denial; the license failed to receive the commission recommendation, we believe, based on a tax lien and a failure to mitigate neighborhood concerns.

Samhan, the applicant, managed the store through 2014.

From 2014 through the present the property is operated as a convenience store by a third party with a liquor license.

Illinois Department of Revenue tax liens have been resolved.

Liquor License - Historical

January 11, 2014: Liquor Commission

Application by Ahmad Samhan for Beer & Wine Sales.
At the time of application the site did not have a Liquor License.
Concerns with Illinois Department of Revenue Lien.
Wanted confirmation that State would issue license.
Mainly applicant had addressed security, lighting and on-site loitering.
Commission recommended applicant provide more details on business.
Continued to March 11, 2014.

March 11, 2014 : Liquor Commission

Commissioner Renner not present .
Board members wanted Commissioner Renner's input.
Continued to April 8, 2014.

Liquor License - Historical

08, 2014: Liquor Commission

Commission addressed state questions on license with the Illinois Department of Revenue and confirmed applicant was eligible for a state liquor license.

Confirmed cameras installed.

Board confirmed Mr. Samhan complied with the Commissioner requests.

Concerns about the vacant building if the business closed.

Commission recommended license with a condition of 'No single Serve sales'.

Commission noted neighborhood objections.

14, 2014

City council meeting - council denied application.

Liquor License - Historical

September 09, 2014

Liquor Commission – 4th Hearing for license.

Petition with neighborhood support was provided.

Discussion of debt to the State.

City Corporate council confirmed the State entered into an agreement and applicant was eligible for State Liquor License.

Commission noted neighborhood concerns.

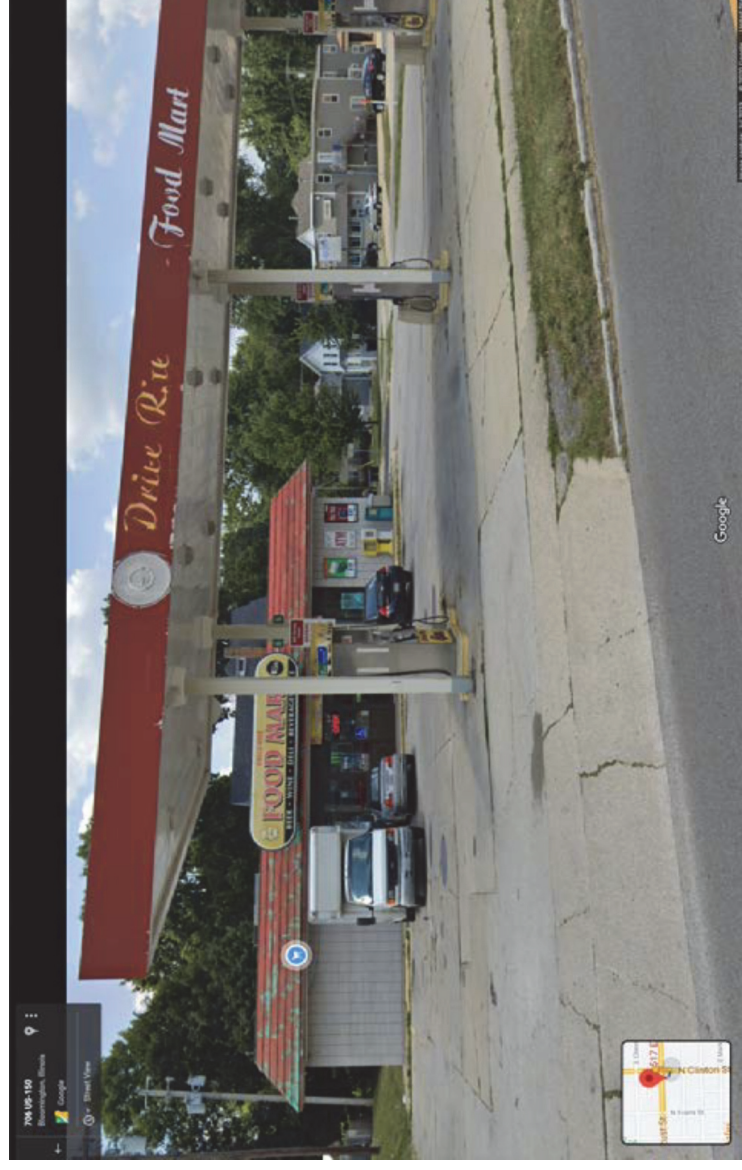
Commission did not recommend application to the city.

Property Condition

In 2018, the underground storage tanks were removed.

Illinois EPA LUST Fund is in final stages of remediation and the parking lot will be replaced in the spring of 2021.

The property is in need of refurbishment.



nse

Applicant: Hatoom Inc., DBA Armanetti Express Wine and Spirits.

Mr. Awad Samhan is the only owner of the business.

The store intends to offer high quality premium wine, liquor and beer, including local offerings. In addition to complementary products such as light snacks, cheese and other convenience items in a modern, minimalist environment that offers convenience as well as a high quality product.

nse

Management

Mr. Samhan intends to manage and operate the facility. Once approved, he will move his family to Bloomington.

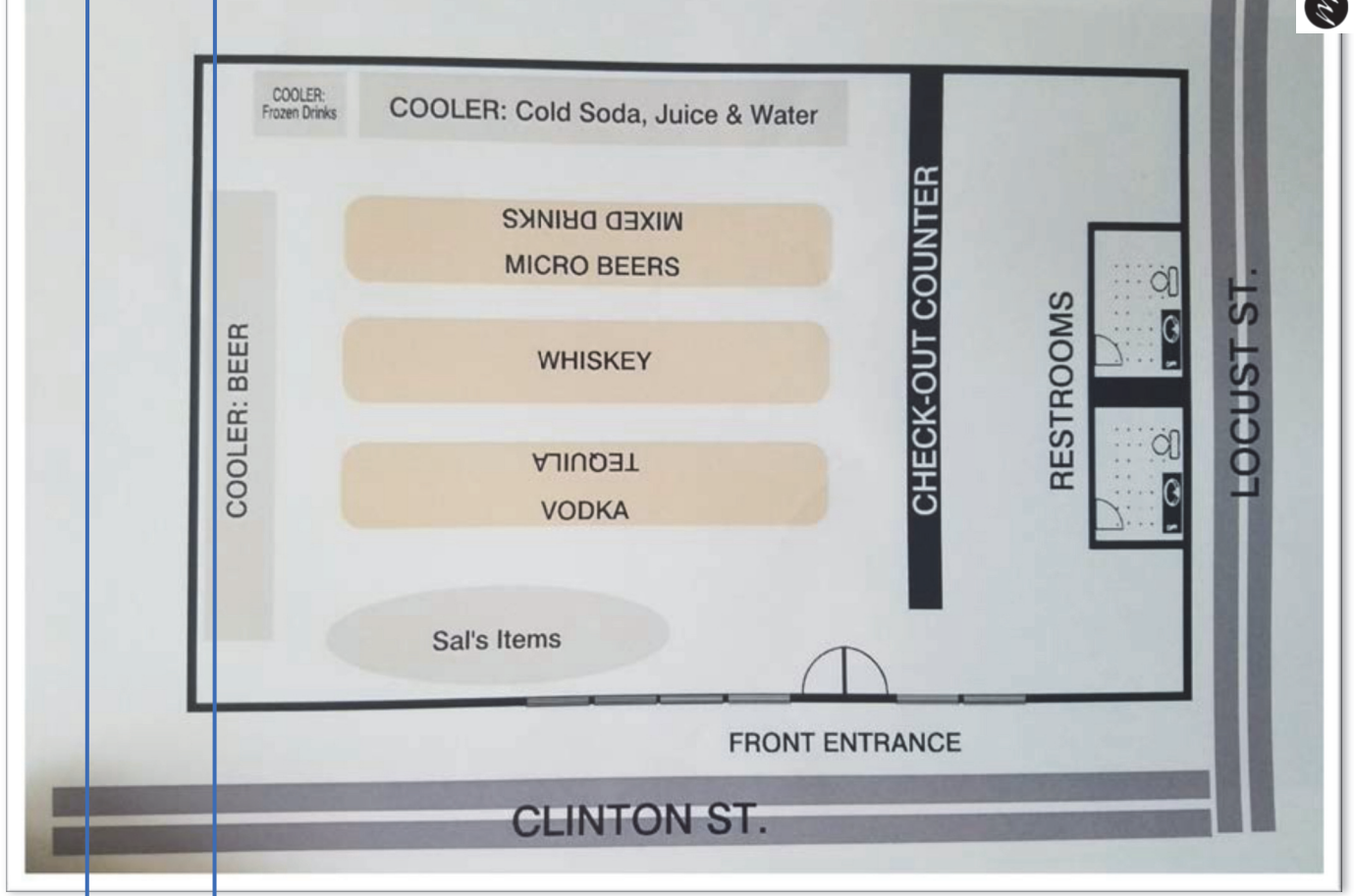
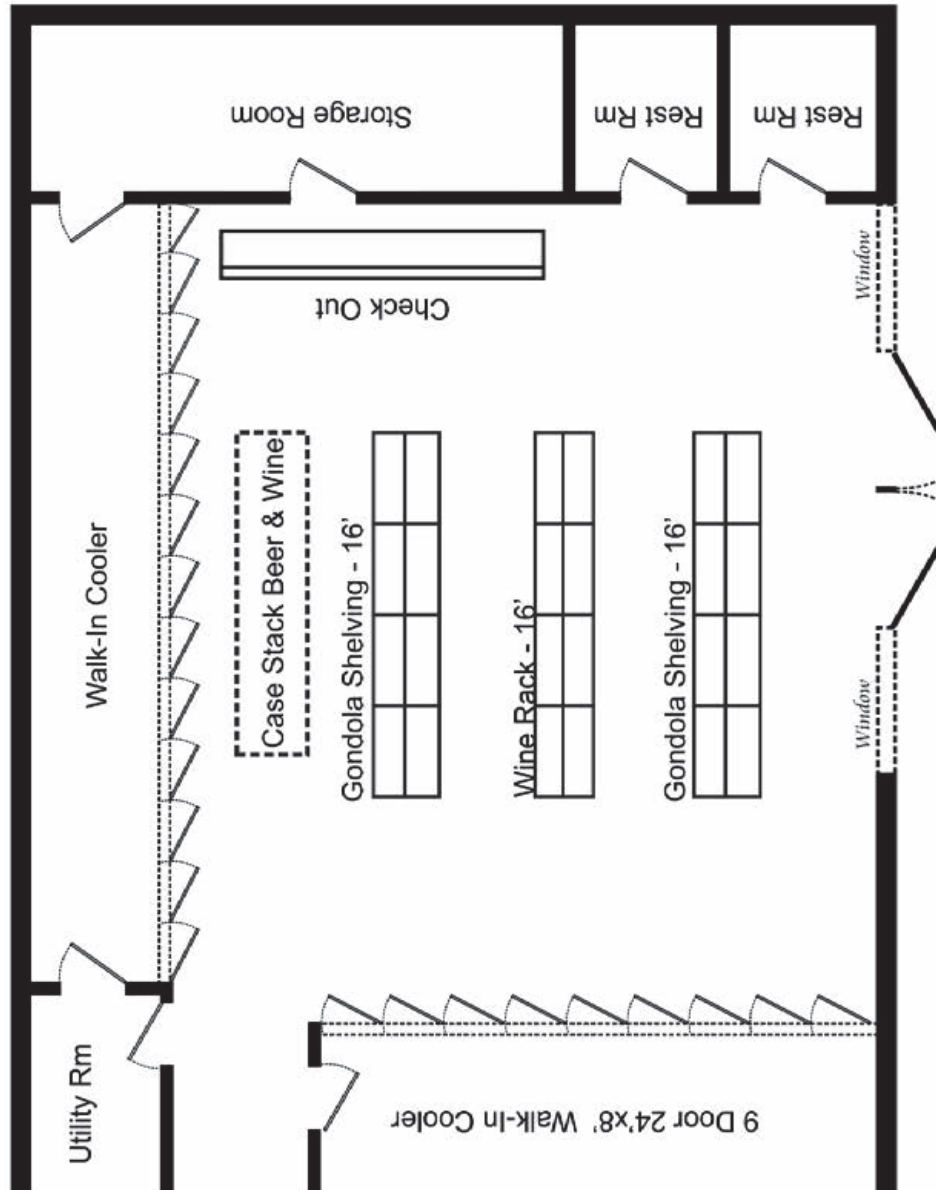
Customer Base

The intended customer base are residents and customers that drive by the location.

IDOT Traffic reports indicate Over 6,900 cars daily on East Locust Street and over 8,450 on Clinton Street.

erior

ne layout of the store optimizes the
ow of traffic and product placement.



License Conditions

the class of liquor license applied for;

PAS. Packaged Sales, all liquor and Sunday sales.

Whether most of the establishment's anticipated gross revenue will be from sale of alcohol or other resources;

Projected percentage of Alcohol Sales over 50%.

the character and nature of the proposed establishment;

Premium Wine and Spirits. Offer products that can be obtained quickly, within close proximity to the community, and meet an immediate need.
Professional and courteous staff.

the general design, layout and contents of the proposed establishment;
As presented.

Use Conditions

the location of the proposed establishment and the probable impact of a liquor establishment at that location upon the surrounding neighborhood or the City as a whole. The Commission shall give particular consideration to; (Ordinance No. 2004-2)

The Application is for a PAS License, for packaged liquor sales including Sunday.

The Site, 706 N. Clinton Street, is located in a Highway Business District.

- a. B-1 Business District
- b. B-1 General Commercial District. The intent of this B-1 General Commercial District is to facilitate the development of community and regional commercial areas. Customers in this district will generally use a motor vehicle to reach a desired establishment. The development contemplated in this district has such distinguishing characteristics as unified site planning and development that promotes a safe and conducive atmosphere for large volumes of shoppers; site accessibility that the high volumes of traffic generated create minimal congestion and adverse impact upon surrounding land use; and unified architectural treatment of buildings rather than an assemblage of separate, conflicting store and structural types.

Use Conditions

Surrounding the property:

North: B-1 Business

South: B-1 Business District and R2 Residential.

East: B-1 Business District.

West: R-2 Residential District.

Site Limitations:

No church, school, hospital, retirement facility, or veterans home or day care is within 100 feet of the property lines of the site.

Hours of Operation:

10 am to 10 pm.

No single serve sales

License Conditions

Proximity to other Establishments Selling Packaged alcohol:

Green Top Grocery: .6 miles

Kroger, 2507 East Oakland: 2.4 miles.

. University Liquors: 1.8 miles.

. Thorntons, 906 N. Main Street: .9 miles.

Thank You

Exhibit B

Hatoom, Inc.
d/b/a Armanetti Express Wine and Spirits
706 N Clinton Ave.

Emailed Public Comment/Testimony submitted for the the November 10, 2020 Liquor Commission public hearing from Hatoom, Inc. d/b/a Armanetti Express Wine and Spirits, to be located at 706 N Clinton Ave., for a Class PAS (Package, All Types of Alcohol, and Sunday Sales) liquor license.

Amanda Mohan

From: marty seigel [REDACTED]
Sent: Tuesday, November 10, 2020 1:34 PM
To: Public Comment
Subject: Liquor Commission, November 10, 2020, RE: Armanetti Express
Attachments: 2020 liquor license.pdf

Dear Commissioners,

Kindly include these comments in the meeting today:

I also intend to appear in person to read these comments to the Commission.

Thank you for your assistance,

Marty Seigel

Amanda Mohan

From: Julie Prandi [REDACTED]
Sent: Tuesday, November 10, 2020 11:24 AM
To: Public Comment
Subject: Liquor License

I reside at [REDACTED] in Bloomington. I have lived there since 1990. I recall the murder at S and S liquors. It is great to have a little grocery in the neighborhood to get some food and snacks. Selling liquor however will not add anything to our neighborhood!
I opposed the liquor license for 706 N. Clinton. I hope you will not grant it!

Websense: Click [here](#) to report this email as spam.

Amanda Mohan

From: Janice and Ken Holder [REDACTED]
Sent: Monday, November 9, 2020 10:26 PM
To: Public Comment
Subject: Liquor license for 706 N Clinton, Bloomington

I live close to 706 N. Clinton, Price Rite's establishment, for which I've learned a liquor license has been requested.

I don't remember receiving a notice in the mail regarding this request, however my neighbor alerted me to this case that will come before the liquor commission.

I am concerned about this application, and would like to voice my disapproval for the owner, not a Bloomington resident,

receiving the city's and the Commission's approval of this license.

First: he doesn't live in this community, thus he would have to rely on his staff to follow the guidelines.

Second: the city of Bloomington would be left with the burden and cost of policing any problems that could arise.

Price Rite has had problems with the McLean County Health Department and has also attracted police activity.

The Minutes from a Liquor Commission meeting show an average of thirty-nine (39) calls for service in 2011 and an average of thirty-five (35) calls for service in 2012:

Third: the Price Rite establishment doesn't seem to have a good track record as you can see.

Fourth: The rights of the people who live in the neighborhood should be given a strong hearing in deciding this application.(already high property taxes)

Fifth: This decision, I hope, will favor the established neighborhood people. Our quality of life should be safeguarded by our elected

officials and employees, especially the Liquor Commission.

Our paid taxes should assure us of the backing of the city and commission in keeping our neighborhoods safe.

Thank you for considering my concerns.

Jan Holder

[REDACTED]. Bloomington

I

Amanda Mohan

From: Patricia Morin <[REDACTED]>
Sent: Sunday, Novemb
To: Public Comment
Subject: liquor license

Dear Liquor Commission Members and City Council:

Please, Clinton Street and Clinton Blvd. has become a very safe intercity and neighborhood street. A liquor license for 706 N Clinton is not an asset. That particular business is a bit of an eyesore. It needs a refresher re-paint. I cannot imagine anyone frequenting 706. Also I understand the owner is not local and so is not likely to improve the property. I am a resident on the street and I am so pleased with the state of the street now. Empty liquor containers and loitering is not something intercity needs to tolerate. There are grocery stores within walking distance where one can purchase liquor. Please keep our intercity quality of life safe and clean as it is.

Patricia Morin
[REDACTED]

Bloomington
[REDACTED]

Websense: Click [here](#) to report this email as spam.

Amanda Mohan

From: Dorothy Deany <[REDACTED]>
Sent: Sunday, November 8, 2020 2:22 PM
To: Public Comment; Tari Renner; Julie Emig
Subject: 706 N Clinton Liquor License

Bernie and I are not in favor of the Liquor Commission issuing a License to the store at this location. We have not been inside the store in several years, due to the condition of the merchandise and floors the last time I was in there. This is a residential neighborhood with families in older homes, and some multi-family residences, and adding a liquor store does not seem to be a good fit for this type of residential area. Thank you for considering our opposition.

Dorothy and Bernie Deany
[REDACTED]
Bloomington, IL 61701

Websense: Click [here](#) to report this email as spam.



CONSENT AGENDA ITEM NO. 8.G

FOR COUNCIL: December 7, 2020

SPONSOR: Public Works Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action to approve a Lake Bloomington Lease Transfer and Supplemental Agreement for Lot 2 in Block 11 of Camp Potawatomie, from Cates Estate, to the petitioners, James and Robin Millner, as requested by the Public Works Department.

RECOMMENDED MOTION:

The proposed Lease Transfer and Supplemental Agreement be approved.

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: Public Works is recommending the approval of a Petition for the Lake Bloomington Lease Transfer and Supplemental Agreement of Lot 2 in Block 11 of Camp Potawatomie, from Cates Estate, to the petitioner, James and Robin Millner. Lot 2 has a residence and a septic system.

A licensed inspector, Rob Williamson, inspected the septic system on August 12, 2020, and found the system in need of several repairs. These have since been made by the current lessee. The only part of the system that may need attention in the future is the seepage field which has been installed up to 12" deeper than allowed by current code and that is a minimum of 300 square feet too small for the size of the residence. McLean County health regulations provide that the field may remain as it is until the septic system is repaired or replaced.

Please see the attached supplement to the lease agreement. The prospective lessees have entered into the supplemental agreement with the City of Bloomington to have the septic tank pumped at least once every three years and to have the septic system evaluated once every three years. The prospective lessees will submit proof to the City of Bloomington by December 7, 2023, and once every three years following.

City staff is aware of heightened concerns regarding the current COVID-19 pandemic. However, this agenda item is operational in nature and expected to have little to no impact on City resources or finances.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

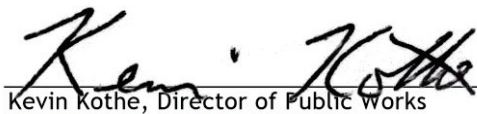
FINANCIAL IMPACT: This petition will have a financial impact in that the current lease uses the current formula of \$0.15 per \$100.00 Equalized Assessed Value to determining the Lake Lease Fee. With the current lease rate formula of \$0.40 per \$100.00 Equalized Assessed Value, this lease will generate approximately \$206.02 per year in lease income and \$128.28 for lot garbage pickup. Lease revenue is posted into the Lake Maintenance Lease Income account (50100140-57590). The Garbage Collection fee is recorded in Lake Maintenance - Other Charges for Services account (50100140-54990). Stakeholders can locate this in the FY 2021 Budget Book titled "Other Funds & Capital Improvement" on page 128.

COMMUNITY DEVELOPMENT IMPACT: Goal UEW-1. Provide quality public infrastructure within the City to protect public health, safety and the environment, Objective UEW-1.5. Reliable water supply and distribution system that meets the needs of current and future residents.

Respectfully submitted for Council consideration.

Prepared by: Joe Darter, Property Manager

Reviewed by:


Kevin Kothe, Director of Public Works

11/20/2020


Chris Tomerlin, Budget Manager

11/23/2020

George Boyle
George Boyle, Assistant Corporation Counsel

11/24/2020


Tara Henry, Legislative Assistant

12/2/2020

Recommended by:


Tim Gleason, City Manager

Attachments:

- PW 1B Current Lease_Cates to Millner Lake Lease Transfer 12072020
- PW 1C Property Manager Memo_Cates to Millner Lake Lease Transfer 12072020
- PW 1D Petition_Cates to Millner Lake Lease Transfer 12072020
- PW 1E Septic Information_Cates to Millner Lake Lease Transfer 12072020
- PW 1F Agreement_Cates to Millner Lake Lease Transfer 12072020
- PW 1G Supplemental Agreement_Cates to Millner Lake Lease Transfer 12072020
- PW 1H Location Map_Cates to Millner Lake Lease Transfer 12072020
- PW 1I Unrecorded Plat Map_Cates to Millner Lake Lease Transfer 12072020
- PW 1J Structure Map_Cates to Millner Lake Lease Transfer 12072020

- PW 1K Photograph_Cates to Millner Lake Lease Transfer 12072020

LAKE BLOOMINGTON LEASE

THIS LEASE is entered into on the 8th day of December, 19 97 between the City of Bloomington, a municipal corporation, of McLean County, Illinois, hereinafter called "City," and Jimmy C. Cates and Virginia R. Cates (if more than one Lessee, cross out 2 of the following that do not apply) (as joint tenants) (as tenants in common) (as tenants by the entirety) of Hudson, County of McLean, State of Illinois, hereinafter called "Lessee,"

WITNESSETH

In consideration of the mutual covenants hereinafter contained, the parties agree as follows:

1. PREMISES. The City leases to Lessee the following described real estate owned by the City in the vicinity of Lake Bloomington, Illinois as follows:

Lot 2 in Block 11 in Camp Potawatomie, according to the private unrecorded plat of the ground belonging to the City located around Lake Bloomington in Hudson and Money Creek Townships in McLean County, Illinois.

2. TERM OF LEASE. The term of this Lease shall be for a term commencing (~~cross out the one that does not apply~~) (on the date of this Lease) (on January 1 following the date of this Lease) and terminating on December 31, 2131, unless sooner terminated as provided in this Lease.

3. RENT.

A. Lessee shall pay as rent yearly, in advance, on or before the first day of January of each year, the amount designated hereafter:

1) If this Lease is executed prior to January 1, 1998, rent shall be charged at the rate of 15¢ (\$.15) per \$100 of equalized assessed value (hereafter EAV) for said property, including land and improvements, as determined by the Supervisor of Assessments of McLean County, Illinois. Said rate will remain in effect upon assignment of this Lease to (a) Lessee's spouse or to a corporation, trust or other entity created by Lessee or Lessee's spouse if Lessee or Lessee's spouse occupies the property immediately after said assignment, or (b) a Lessee

who paid fair market value for the property (i.e., a purchaser) prior to January 1, 1998 for the assignment of the prior Lease.

~~2) If this Lease is executed by a Lessee who, after December 31, 1997, paid fair market value for an assignment of a Lease on which the rent was 15¢ (\$.15) per \$100 EAV, the rent shall be charged at the rate of 40¢ (\$.40) per \$100 EAV. This rate will remain in effect throughout the remainder of the term of this Lease regardless of subsequent assignments thereafter.~~

~~3) If the Lessee is not eligible for the 15¢ (\$.15) or 40¢ (\$.40) per \$100 EAV rental rate, the rent shall be charged at the rate of ____¢ (\$.____) per \$100 EAV.~~

SELECT THE RENT TO BE PAID BY CROSSING OUT 2 OF THE 3 RENT OPTIONS.

B. In the event the system of real estate taxation is changed from its present basis of assessment at no more than one-third of market value, the assessed value as then determined by the Supervisor of Assessments of McLean County will be adjusted so that it will reflect no more than one-third of the market value of the premises. If assessed value is no longer used as the basis of taxation, then the annual changes in the Consumer Price Index, or successor index, for all items for the Chicago region, published by the United States Department of Labor will be the basis for determining changes in the property value for purpose of calculating the annual rent with the following condition. Either City or Lessee may review the value of the property as adjusted by the Consumer Price Index every five years to compare it to the actual fair market value of the property. If the property value determined by the formula set forth in this lease is five percent (5%) or more greater or less than the actual fair market value of the property, the rent for that year shall be recalculated using one third of the actual fair market value and rent adjustments for all subsequent years shall be based on the actual fair market value as adjusted for changes in the Consumer Price Index. If the Consumer Price Index or its successor index is no longer published by the United States Department of Labor or is no longer used, an appropriate economic indicator will be used to determine the annual change in rent, if any.

4. REAL ESTATE TAXES. Lessee shall pay all real estate taxes levied during the term of this Lease against said premises and improvements thereon by the State of Illinois or any subdivision thereof.

5. IMPROVEMENTS. Lessee shall be permitted to make improvements upon the premises that are in compliance with the laws of the State of Illinois and the ordinances of the City and the County of McLean. The ordinances of the City shall be in full force and effect and in the same manner as if the above-described premises were located within the boundaries of the City of Bloomington. Prior to commencement of construction of any improvements, Lessee shall be required to petition and receive approval from all governmental bodies having jurisdiction over said premises.

6. SEPTIC SYSTEM. Lessee agrees to comply with all sanitary laws and regulations of any governmental body having jurisdiction over the leased premises. Lessee agrees at all times to use Lessee's property in such manner and dispose of the sewage generated from said property so as not to contaminate the waters of Lake Bloomington. When a public sanitary sewer is made available to serve the leased premises, the City shall have a right to require Lessee to connect to the sewer within a reasonable time after notice is given.

7. WATER. Lessee shall be permitted to purchase water from the City through water mains provided by the City, and Lessee will pay the rates in effect from time to time for water sold to Lake Bloomington customers. Lessee agrees not to pump water directly from Lake Bloomington except for the purpose of watering and maintaining lawns and other landscape materials on the leased premises, and such pumping shall cease at any time there are and for as long as there are restrictions in effect for the City of Bloomington that restrict the watering of lawns.

8. GARBAGE. City will provide weekly garbage service at a fee to be set by the City from time to time, which shall be in addition to the annual rent paid by Lessee. However, so long as no residence is located on the leased premises, no fee for garbage collection will be paid by Lessee.

9. ASSIGNMENT. Lessee shall not have the right to sell, assign, or transfer this Lease or to rent, sublet or to allow other persons to occupy the premises without the written consent of the City. However, the City shall not withhold its consent to a sale, assignment or transfer of this Lease if Lessee is not in default as defined in paragraph 13 and the sale, assignment or transfer is made in accordance with all applicable City ordinances and such rules and regulations as adopted by the City from time to time pursuant to paragraph 10. City will promptly issue a new Lease to the new Lessee containing the same terms as this lease. Thereupon, this Lease will automatically terminate and the parties will be freed of any obligations thereunder. Lessee shall have the right to mortgage Lessee's interest in said premises, but Lessee shall not have the right to mortgage the interest of City in the premises.

10. RULES & REGULATIONS. Lessee and those occupying the leased premises are subject to such reasonable rules and regulations as may be adopted by Lessor from time to time after notice of hearing on such proposed rules and regulations is given to Lessee.

11. USE OF AND ACCESS TO LAKE. Lessee and those persons lawfully occupying the leased premises shall have the right to use Lake Bloomington for boating, swimming, fishing, and other recreational uses, but shall be subject to the reasonable rules and regulations of Lessor, which rules and regulations will apply equally to Lessees of Lake Bloomington property and the public generally. City grants to Lessee an easement for access to Lake Bloomington over property owned by the City lying between the shoreline of Lake Bloomington and the boundary of the leased premises.

12. TREE CUTTING. No trees on the leased premises shall be removed without the permission of the City except that Lessee can trim trees for safety, plant health, or aesthetic reasons, and Lessee may remove dead trees from the leased premises.

13. DEFAULT. If Lessee defaults in the payment of rent or defaults in the performance of any of the covenants or conditions hereof, City may give to Lessee notice of such default and, if Lessee does not cure any rent default within thirty (30) days, or other default within sixty (60) days after the giving of such notice or, if such other default is of such nature that it cannot be completely be cured within such sixty (60) days, if Lessee does not commence such curing within such sixty (60) days and thereafter proceed with reasonable diligence and in good faith to cure such default, then Lessor may terminate this Lease on not less than thirty (30) days notice to Lessee and, on the date specified in said notice, the term of this Lease shall terminate and Lessee shall then quit and surrender the premises to City. If this Lease shall have been so terminated by City, City may, at any time thereafter, resume possession of the premises by any lawful means and remove Lessee or other occupants and their effects. Remedies of City hereunder are in addition to any other remedy allowed by law.

14. TERMINATION BY LESSEE. Lessee shall have the right to terminate this Lease upon sixty (60) days written notice to the City of Bloomington and, in that event, Lessee ~~may remove any improvements from the property and shall restore the ground to the condition it was in when first leased to the City.~~ Any improvements remaining on the property after the Lease terminates shall be deemed abandoned by the Lessee and shall become the property of the City.

15. EMINENT DOMAIN. If the leased premises or any part thereof is taken or damaged by eminent domain or the threat thereof, the just compensation received in payment shall be divided between City and Lessee as follows:

That portion of the award for the taking and/or damaging the City's remainder interest in the land following the expiration of this Lease shall be paid to City. That portion of the award for the taking or damaging the leasehold interest of Lessee in the leased premises or the improvements located thereon shall be paid to Lessee.

16. PRIOR LEASE TERMINATED. If there is in effect upon the execution of this Lease a prior Lease between the City and Lessee covering the same premises as this Lease, then said Lease is terminated as of the commencement of the term on this Lease as set forth in Paragraph 2.

17. NOTICE. Any notice by either party to the other shall be in writing and shall be deemed to be duly given if delivered personally or mailed postpaid by regular mail, except that a notice given under Paragraph 12 must be delivered personally or mailed by registered or certified mail in a postpaid envelope, addressed as follows:

City

Lessee Name and Mailing Address

City of Bloomington
City Hall
109 E. Olive Street
Bloomington, IL 61701

Jimmy and Virginia Cates
[Redacted]
[Redacted]
[Redacted]

18. BINDING EFFECT. This agreement shall be binding upon the heirs, personal representatives, successors, and assigns of each of the parties hereto.

IN WITNESS WHEREOF, the Lessor has caused this instrument to be executed by its Mayor and City Clerk, and the Lessee has executed this agreement as of the day and year above written.

-Lessor-

-Lessee-

CITY OF BLOOMINGTON

By: [Signature]
Its Mayor

Attest:

[Signature]

[Redacted]
[Redacted]
[Redacted]

MEMORANDUM

November 20, 2020

To: Kevin Kothe, PE, Director of Public Works

From: Joseph M. Darter, Property Manager

Subject: Lot 2, Block 11 in Camp Potawatomie Lake Lease Transfer

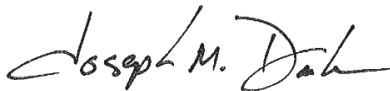
A Petition and Lake Lease Transfer request has been submitted for Lot 2, Block 11 in Camp Potawatomie, from Cates Estate to the petitioner, James and Robin Millner.

EAV for this property is \$51,501. The Lake Lease uses the current lake lease rate of \$0.15 per \$100.00 of EAV.

This petition will have a financial impact in that the current lease uses the current formula of \$0.15 per \$100.00 Equalized Assessed Value to determining the Lake Lease Fee. With the current lease rate formula of \$0.40 per \$100.00 Equalized Assessed Value, this lease will generate approximately \$206.02 per year in lease income and \$128.28 for lot garbage pickup. Lease revenue is posted into the Lake Maintenance Lease Income account (50100140-57590). The Garbage Collection fee is recorded in Lake Maintenance – Other Charges for Services account (50100140-54990). Stakeholders can locate this in the FY2020 Budget Book titled "Other Funds & Capital Improvements" on page 127.

Please feel free to contact me directly should you have any questions.

Sincerely,



Joseph M. Darter
City of Bloomington | Property Manager
Public Works Department | Water Division
25515 Waterside Way | Hudson, IL 61748
Office: (309) 434-2431 | Cell: (309) 275-8087
Fax: (309) 434-2159 | Email: jdarter@cityblm.org

Lake Bloomington Lease Transfer Petition

That the purchase price and rentals having been paid to the City of Bloomington for:

LOT: 2 BLOCK 11 of Camp Potawatomie

I respectfully petition the City Council of the City of Bloomington, Illinois to approve the transfer the Lease on the above property;

From: (please print) Estate of Jim Cates (Donna Rapp) (Seller Name)

To: (please print) James and Robin Millner (Buyer Name)

Signatures of Sellers

Signatures of Sellers

To the Honorable Mayor and City Council of the City of Bloomington, Illinois:

Now comes (please print) James and Robin Millner (Buyer) and

respectfully shows that He/She/They became the purchaser of all right, title, and interests of

Estate of Jim Cates (Donna Rapp) (Seller) In and to the Lease made on the

(Date) _____ upon the above property, all located in McLean County, Illinois, together with all the improvements, buildings and appurtenances thereon situated and thereunto belonging, and that the said

(Seller) Estate of Jim Cates (Donna Rapp) has executed deed of transfer of their interest in said premises and an assignment of the Leases therefore your petitioner.

Petitioner further shows that in and by the terms of said Leases it was provided that the Lessee shall not sell, assign, or transfer said premises without the written consent of the Lessor.

Petitioner therefor prays that the written consent to said transfer may be forthwith provided by the said Lessor, the City of Bloomington, Illinois and your petitioner has submitted herewith a form of said written consent.

Respectfully submitted

Signature of Buyer

Signature of Buyer

WRITTEN CONSENT TO TRANSFER INTEREST IN LEASES UPON:

LOT 2 BLOCK 11 CAMP Potawatomie,
OF LAKE BLOOMINGTON.

Now comes the City of Bloomington and gives this, its written consent to the assignment on all right, title, and interest of (Seller) Estate of Jim Cates (Donna Rapp), in and to the premises known as LOT 2 BLOCK 11 in Camp Potawatomie, in McLean County, Illinois and to the leases thereon executed by the City of Bloomington, Illinois.

Said consent to said assignment and transfer however, is with the express understanding that the said Lessor retains all right in said leases provided, and particularly its right to the payment of any unpaid rental thereon with all legal remedies incidental thereto.

Executed this _____ day of _____, _____.

, Mayor



McLean County Health Department
200 West Front Street, Room 304
Bloomington, IL 61701

August 24, 2020

Mr. & Mrs. John Rapp



Re: Septic Permit #54-7479
Parcel #07-01-451-002
Lot 164, Lake Bloomington – Potowatomie Subdivision

Dear Mr. & Mrs. Rapp:

On August 13, 2020, this department received a septic system evaluation report from Mr. Rob Williamson, a McLean County licensed private sewage system installer, regarding the above-referenced property. The septic system evaluation was performed on August 12, 2020 and the following deficiencies were noted:

- There are solids on the inlet and outlet baffles in the 400 gallon septic tank. This could be an indication the tank has not been properly maintained or the system has backed up at some point in time.
- The septic tanks, grease trap, and settling tank do not meet current code requirements. These must be replaced at this time.
- The sink and clothes washer currently discharge to a grease trap followed by a 150 gallon tank. When the tanks are properly abandoned, the sink and clothes washer must be routed to the septic system.
- The seepage field has been installed up to 12" deeper than allowed by current code. This may remain as is until the septic system is repaired or replaced.
- The seepage field is a minimum of 300 square feet too small. This may remain as is until the septic system is repaired or replaced.

In summary, the septic system was installed in 1954 and is now approximately 66 years old. This office considers the average life expectancy of a septic system to be 20 to 25 years. The property has been vacant and may evaluate differently under normal use conditions.

Mr. & Mrs. John Rapp
August 24, 2020
Page 2

For information on routine operation and maintenance of your septic system, please visit our website at <https://health.mcleancountyil.gov>.

Please contact Ms. Samantha Odenthal, of this department at (309) 888-5482, within ten days of the date of this letter, to discuss the options available to you to bring the property into compliance with code requirements.

Respectfully,



Thomas J. Anderson
Director of Environmental Health

cc: Mr. Rob Williamson, Williamson Excavating, LLC
Mr. Joe Darter, Water Department Property Manager
Ms. Nancy Brady

TJA:AC:du

AC-0601-20-177

EVALUATION REPORT FOR A MCLEAN COUNTY PRIVATE SEWAGE DISPOSAL SYSTEM

For Office Use Only

Log #: _____

Date Received: _____

This form is to be used for all inspections or evaluations of existing septic systems in McLean County. It is essential that the inspection be as complete as possible to determine the condition of the entire system. This includes interviewing the person who resides at or uses the building the septic system serves. Please complete all sections of the form that apply to the septic system you are evaluating. The tank must be uncovered with the baffles, liquid and sludge depths checked. At a minimum, the field must be probed to determine if there is water standing in the trenches. Upon probing, if it is determined there is water standing in the trenches, the Health Department highly recommends a minimum of two locations in the trenches be exposed to determine the condition of the rock and pipe. Any sign the system is failing or has not functioned properly, must be thoroughly documented on this report. Place all comments in the comment section on the last page.

*This evaluation is **NOT FINAL** until the McLean County Health Department has reviewed the information in this evaluation and issued a letter regarding the information to the parties listed in the evaluation.*

1. Current Owner Information:

Name: John & Donna Rapp

Address: _____

Phone #: Day _____ Home _____

2. Requestor Information:

Name: Nancy Brady

Address: _____

Phone #: Day _____ Home _____

3. Property Information:

Parcel Number (Tax ID): () 07-01-451-002

Date Evaluation Performed: 08-12-20

Address of property evaluated: _____

Sub. & Lot: _____

Permit available from Health Dept.: Yes ☒ No ☐

Permit #: 54-7479

4. Interview Information:

Person interviewed: John Rapp

Original owner: Yes ☐ No ☒

Age of home (years): 66

Intended for seasonal use: Yes ☐ No ☒

Date last occupied: 2 yrs ago

Number of occupants: 1

Has tank ever been pumped: Yes ☒ No ☐

If yes, how often: 4 yrs ago

5. Interior Evaluation:

Number of bedrooms: 2

Garbage disposal: Yes ☐ No ☒

Toilet tanks and other fixtures have evidence of leakage or overflow: Yes ☐ No ☒

Water softener discharges to: n/a

Clothes washer discharges to: septic

Dishwasher discharges to: n/a

Hot tub discharges to: n/a

Basement plumbing fixtures:

Discharge locations:

a. n/a

a. _____

b. _____

b. _____

c. _____

c. _____

d. _____

d. _____

Basement floor drains discharge to: n/a

Garage floor drains discharge to: n/a

Sump pit/pump discharges to: ground surface

Downspouts discharge to: ground surface

6. Exterior Evaluation Points:

A. SEPTIC TANK(s) -- This Section N/A ☐

All tanks must not be pumped before the inspection, but should be pumped after the inspection, if needed.

Tank One: N/A ☐	Yes	No	Tank Two: N/A ☐	Yes	No
Depth of soil to top of tank: 15 inches			Depth of soil to top of tank: 8 inches		
Tank has access within 12" of ground surface	☐	☒	Tank has access within 12" of ground surface	☒	☐
Size: 400 gallons Type:			Size: 200 gallons Type:		
Meets current code:	☐	☒	Meets current code:	☐	☒
Tank lids in good condition:	☒	☐	Tank lids in good condition:	☒	☐
Inlet baffle in good condition:	☒	☐	Inlet baffle in good condition:	☐	☒
Evidence of solids on inlet baffle:	☒	☐	Evidence of solids on inlet baffle:	☐	☒
Outlet baffle in good condition:	☒	☐	Outlet baffle in good condition:	☐	☒
Evidence of solids on outlet baffle:	☒	☐	Evidence of solids on outlet baffle:	☐	☒
Water standing in outlet:	☐	☒	Water standing in outlet:	☐	☒
Water level below outlet:	☐	☒	Water level below outlet:	☐	☒
Tank needs to be pumped:	☐	☒	Tank needs to be pumped:	☒	☐
Outlet device/filter on tank:	☐	☒	Outlet device/filter on tank:	☐	☒
Type:			Type:		
Back flow into tank from system after pumping:			Back flow into tank from system after pumping:		
Yes ☐ No ☐ N/A ☐			Yes ☐ No ☐ N/A ☐		

B. SEEPAGE FIELD -- This Section N/A ☐

Depth to top of field: 30 inches to 36 inches

Square feet of field: 300 square feet

Meets current code sizing requirements:

Seepage standing on ground surface:

Lush vegetation or saturated soil on or near seepage field area:

Evidence that water has ponded over seepage field or the soil is saturated:

Solids or "carry over" material present in the rock or bedding material:

Depth of water in trench : 0 inches

Yes	No
☐	☒
☐	☒
☐	☒
☐	☒
☐	☒

C. SERIAL DISTRIBUTION/STEP-DOWN -- This Section N/A ☒

Are the serial distribution relief or "step-down" pipes in compliance with Section 905.60 (d) of the code?

Yes	No
☐	☐

D. SEEPAGE BED -- This Section N/A ☒

Depth to top of bed: inches to inches

Square feet of bed: square feet

Meets current code sizing requirements:

Seepage standing on ground surface:

Lush vegetation or saturated soil on or near seepage bed area:

Evidence water has ponded over seepage bed or is soil saturated:

Solids or "carry over" material present in the rock or bedding material:

Depth of water in bed : inches

Yes	No
☐	☐
☐	☐
☐	☐
☐	☐
☐	☐

E. SAND FILTER -- This Section N/A ☒

Minimum soil cover depth to top of sand filter: _____ inches

Square feet of sand filter: _____ square feet

Is water standing in the distribution pipes or in the rock that surrounds the pipe:

Meets current code sizing requirements:

Seepage standing on ground surface over filter:

Lush vegetation on or near sand filter:

Evidence if water has ponded over sand filter:

Sand filter vented as required:

Vent in good repair:

Chlorinator with screw on cap present:

Chlorinator tube with corrosion resistant handle present:

Evidence of chlorination:

Evidence of restricted flow in chlorinator:

Sample port with screw on cap present:

Yes	No
☐	☐
☐	☐
☐	☐
☐	☐
☐	☐
☐	☐
☐	☐
☐	☐
☐	☐
☐	☐
☐	☐
☐	☐
☐	☐

Where does the contact tank discharge to: *(Be specific, examples would be: farm tile, ground surface on or off property, IDPH common collector, IEPA common collector, etc.)*: _____

F. PUMP OR LIFT STATION -- This Section N/A ☒

Pump chamber an approved design:

Chamber volume 1.5 times the daily flow:

Is there a dual pump:

Alarm present:

Alarm location: _____

Alarm properly working with audio and visual functions:

Yes	No
☐	☐
☐	☐
☐	☐
☐	☐
☐	☐

G. AEROBIC UNIT -- This Section N/A ☒

Manufacturer: _____ Model number: _____

Size of unit: _____ gallons

Pump running at time of inspection:

Current maintenance contract in place:

Who is maintenance contract with: _____

Alarm present:

Alarm location: _____

Alarm properly working with audio and visual functions:

Unit discharges to: Seepage field ☐ Seepage bed ☐ Sand filter ☐ Other: _____

If other, what method of chlorination is used: _____

Chlorinator with screw on cap present:

Chlorinator tube with corrosion resistant handle present:

Evidence of chlorination:

Yes	No
☐	☐
☐	☐
☐	☐
☐	☐
☐	☐
☐	☐
☐	☐
☐	☐
☐	☐

Where does the contact tank discharge to: *(Be specific, examples would be: farm tile, ground surface on or off property, IDPH common collector, IEPA common collector, etc.)*: _____

Comments:

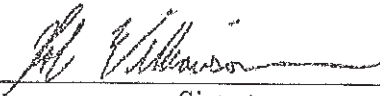
This section is to include any maintenance (pumping) repairs or problems in the history of the septic system. Write any observations and/or conclusions made by probing or excavating the seepage field or sand filter. A serial distribution system must include the condition of each level of field or trench.

The first septic tank does not need to be pumped at this time. Since the tank is over a foot deep, installing risers on the tank lids would make it easier to access the tank for maintenance. The second septic tank should be pumped now. Both tanks should be checked regularly and pumped as needed in the future. The baffles in the first tank have solids on top of them. This is an indication that the water level in the tank has been higher than normal or the tank has been backed-up at some time in the past. Both of the baffles in the second tank need to be replaced. The septic tanks are undersized for this house. The seepage field is deeper than what the code allows. The seepage field is undersized for this house. The sink and washing machine discharge to a grease trap and 150 gallon tank. The average life of a septic system is about 25 years. This septic system is 66 years old. This house has been vacant for 2 years so the septic system could evaluate differently under normal water usage.

This is the condition I found the septic system on this day. This evaluation is not and should not be considered a guarantee nor does it imply warranty of how the sewage disposal system may function at any time in the future.

Rob Williamson

Inspector's Name (print)



Signature

08-13-20

Date

Williamson Excavating, LLC

14964 Halsey Road
Heyworth, IL 61745

Invoice

Date	Invoice #
9/15/2020	9450

Bill To
Donna Rapp


P.O. No.	Due Date	Job Name
	9/15/2020	

Quantity	Description	Rate	Amount
1	1500 gallon poly tank	1,895.00	1,895.00
3	Riser for Septic Tank	37.00	111.00
40	4" sch40 pvc pipe	1.95	78.00
2	4" sch40 double cleanout tee	20.90	41.80
2	4" sch40 cleanout adapter & cap	9.25	18.50
4	4" sch 40 45 degree angle	7.80	31.20
1	4" sch40 45 st elbow	7.30	7.30
1	4" SCH40 Y	16.80	16.80
2	sch40 4x3 reducer	6.15	12.30
2	3" ds bushing	3.98	7.96
1	4" ds Tee	5.24	5.24
2	4" plastic end plug	2.50	5.00
2	4" Internal coupler	2.45	4.90
16	Labor	65.00	1,040.00
6	Mini excavator	100.00	600.00
2	Tandem Truck	85.00	170.00
1	pump septic tank	225.00	225.00
1	Permit Fee	109.00	109.00
		Total	\$4,379.00

Phone #


LAKE BLOOMINGTON LEASE

THIS LEASE is entered into on the _____ day of _____, 2020
between the City of Bloomington, a municipal corporation,
of McLean County, Illinois, hereinafter called CITY and
James and Robin Millner

(if more than one Lessee, cross out 2 of the following
that do not apply) ~~(as joint tenants)~~ (as tenants in common)
(as tenants by the entirety) of , New Lenox,
County of ~~McLean~~, State of Illinois, hereinafter called "Les-
see," Will

WITNESSETH

In consideration of the mutual covenants hereinafter con-
tained, the parties agree as follows:

1. PREMISES. The City leases to Lessee the following
described real estate owned by the City in the vicini-
ty of Lake Bloomington, Illinois as follows:

Lot 2 in Block 11 in Camp Potawatomie according to the
private unrecorded plat of the ground belonging to the City located around Lake Bloomington in
Hudson and Money Creek Townships in McLean County, Illinois.

2. TERM OF LEASE. The term of this Lease shall be for a term commencing **(cross out the one
that does not apply)** (on the date of this Lease) (on January 1 following the date of this Lease)
and terminating on December 31, 2131, unless sooner terminated as provided in this Lease.
3. RENT.

LESSEE'S NOTICE: This lease form, including the rental rate, is currently under review
by the City of Bloomington City Council (see City Code: Chapter 23, Section 58). Once
City staff has completed the updates to the lease form, it will be provided to you and will
thereafter be subject to City Council approval. Note for leases with an end date, prior to
this transfer, of January 1, 2032 or earlier, the updated lease form is likely to include a
change in the rental rate of this transfer and therefore, the rate change will also be applied
to this lease effective January 1, 2032 to December 31, 2131.

(SELECT THE RENT TO BE PAID BY CROSSING OUT 2 OF THE 3 RENT OPTIONS.)

- A. Lessee shall pay as rent yearly, in advance, on or before the first day of January of each
year, the amount designated hereafter:

~~1) If this Lease is executed prior to January 1, 1998, rent shall be charged at the rate
of 15¢ (\$.15) per \$100 of equalized assessed value (hereafter EAV) for said property, in-
cluding land and improvements, as determined by the Supervisor of Assessments of~~

~~McLean County, Illinois. Said rate will remain in effect upon assignment of this Lease to (a) Lessee's spouse or to a corporation, trust or other entity created by Lessee or Lessee's spouse if Lessee or Lessee's spouse occupies the property immediately after said assignment, or (b) a Lessee who paid fair market value for the property (i.e., a purchaser) prior to January 1, 1998 for the assignment of the prior Lease.~~

2) If this Lease is executed by a Lessee who, after December 31, 1997, paid fair market value for an assignment of a Lease on which the rent was 15¢ (\$.15) per \$100 EAV, the rent shall be charged at the rate of 40¢ (\$.40) per \$100 EAV. This rate will remain in effect throughout the remainder of the term of this Lease regardless of subsequent assignments thereafter.

~~3) If the Lessee is not eligible for the 15¢ (\$.15) or 40¢ (\$.40) per \$100 EAV rental rate, the rent shall be charged at the rate of _____¢ (\$._____) per \$100 EAV.~~

(SELECT THE RENT TO BE PAID BY CROSSING OUT 2 OF THE 3 RENT OPTIONS.)

B. In the event the system of real estate taxation is changed from its present basis of assessment at no more than one-third of market value, the assessed value as then determined by the Supervisor of Assessments of McLean County will be adjusted so that it will reflect no more than one-third of the market value of the premises. If assessed value is no longer used as the basis of taxation, then the annual changes in the Consumer Price Index, or successor index, for all items for the Chicago region, published by the United States Department of Labor will be the basis for determining changes in the property value for purpose of calculating the annual rent with the following condition. Either City or Lessee may review the value of the property as adjusted by the Consumer Price Index every five years to compare it to the actual fair market value of the property. If the property value determined by the formula set forth in this lease is five percent (5%) or more greater or less than the actual fair market value of the property, the rent for that year shall be recalculated using one third of the actual fair market value and rent adjustments for all subsequent years shall be based on the actual fair market value as adjusted for changes in the Consumer Price Index. If the Consumer Price Index or its successor index is no longer published by the United States Department of Labor or is no longer used, an appropriate economic indicator will be used to determine the annual change in rent, if any.

4. REAL ESTATE TAXES. Lessee shall pay all real estate taxes levied during the term of this Lease against said premises and improvements thereon by the State of Illinois or any subdivision thereof.
5. IMPROVEMENTS. Lessee shall be permitted to make improvements upon the premises that are in compliance with the laws of the State of Illinois and the ordinances of the City and the County of McLean. The ordinances of the City shall be in full force and effect and in the same manner as if the above-described premises were located within the boundaries of the City of Bloomington. Prior to commencement of construction of any improvements, Lessee shall be required to petition and receive approval from all governmental bodies having jurisdiction over said premises.
6. SEPTIC SYSTEM. Lessee agrees to comply with all sanitary laws and regulations of any governmental body having jurisdiction over the leased premises. Lessee agrees at all times to use Lessee's property in such manner and dispose of the sewage generated from said property so as not to contaminate the waters of Lake Bloomington. When a public sanitary sewer is made available to serve the leased premises, the City shall have a right to require Lessee to connect to the sewer within a reasonable time after notice is given.

7. **WATER.** Lessee shall be permitted to purchase water from the City through water mains provided by the City, and Lessee will pay the rates in effect from time to time for water sold to Lake Bloomington customers. Lessee agrees not to pump water directly from Lake Bloomington except for the purpose of watering and maintaining lawns and other landscape materials on the leased premises, and such pumping shall cease at any time there are and for as long as there are restrictions in effect for the City of Bloomington that restrict the watering of lawns.
8. **GARBAGE.** City will provide weekly garbage service at a fee to be set by the City from time to time, which shall be in addition to the annual rent paid by Lessee. However, so long as no residence is located on the leased premises, no fee for garbage collection will be paid by Lessee.
9. **ASSIGNMENT.** Lessee shall not have the right to sell, assign, or transfer this Lease or to rent, sublet or to allow other persons to occupy the premises without the written consent of the City. However, the City shall not withhold its consent to a sale, assignment or transfer of this Lease if Lessee is not in default as defined in paragraph 13 and the sale, assignment or transfer is made in accordance with all applicable City ordinances and such rules and regulations as adopted by the City from time to time pursuant to paragraph 10. City will promptly issue a new Lease to the new Lessee containing the same terms as this lease. Thereupon, this Lease will automatically terminate and the parties will be freed of any obligations thereunder. Lessee shall have the right to mortgage Lessee's interest in said premises, but Lessee shall not have the right to mortgage the interest of City in the premises.
10. **RULES & REGULATIONS.** Lessee and those occupying the leased premises are subject to such reasonable rules and regulations as may be adopted by Lessor from time to time after notice of hearing on such proposed rules and regulations is given to Lessee.
11. **USE OF AND ACCESS TO LAKE.** Lessee and those persons lawfully occupying the leased premises shall have the right to use Lake Bloomington for boating, swimming, fishing, and other recreational uses, but shall be subject to the reasonable rules and regulations of Lessor, which rules and regulations will apply equally to Lessees of Lake Bloomington property and the public generally. City grants to Lessee an easement for access to Lake Bloomington over property owned by the City lying between the shoreline of Lake Bloomington and the boundary of the leased premises.
12. **TREE CUTTING.** No trees on the leased premises shall be removed without the permission of the City except that Lessee can trim trees for safety, plant health, or aesthetic reasons, and Lessee may remove dead trees from the leased premises.
13. **DEFAULT.** If Lessee defaults in the payment of rent or defaults in the performance of any of the covenants or conditions hereof, City may give to Lessee notice of such default and, if Lessee does not cure any rent default within thirty (30) days, or other default within sixty (60) days after the giving of such notice or, if such other default is of such nature that it cannot be completely cured within such sixty (60) days, if Lessee does not commence such curing within such sixty (60) days and thereafter proceed with reasonable diligence and in good faith to cure such default, then Lessor may terminate this Lease on not less than thirty (30) days notice to Lessee and, on the date specified in said notice, the term of this Lease shall terminate and Lessee shall then quit and surrender the premises to City. If this Lease shall have been so terminated by City, City may, at any time thereafter, resume possession of the premises by any lawful means and remove Lessee or other occupants and their effects. Remedies of City hereunder are in addition to any other remedy allowed by law.
14. **TERMINATION BY LESSEE.** Lessee shall have the right to terminate this Lease upon sixty (60) days written notice to the City of Bloomington and, in that event, Lessee may remove any

improvements from the property and shall restore the ground to the condition it was in when first leased to the City. Any improvements remaining on the property after the Lease terminates shall be deemed abandoned by the Lessee and shall become the property of the City.

15. EMINENT DOMAIN. If the leased premises or any part thereof is taken or damaged by eminent domain or the threat thereof, the just compensation received in payment shall be divided between City and Lessee as follows:

That portion of the award for the taking and/or damaging the City's remainder interest in the land following the expiration of this Lease shall be paid to City. That portion of the award for the taking or damaging the leasehold interest of Lessee in the leased premises or the improvements located thereon shall be paid to Lessee.

16. PRIOR LEASE TERMINATED. If there is in effect upon the execution of this Lease a prior Lease between the City and Lessee covering the same premises as this Lease, then said Lease is terminated as of the commencement of the term on this Lease as set forth in Paragraph 2.

17. NOTICE. Any notice by either party to the other shall be in writing and shall be deemed to be duly given if delivered personally or mailed postpaid by regular mail, except that a notice given under Paragraph 12 must be delivered personally or mailed by registered or certified mail in a postpaid envelope, addressed as follows:

City

City of Bloomington
City Hall
109 E. Olive Street
Bloomington, IL 61701

Lessee Name and Mailing Address

James Millner
Robin Millner

Lessee Billing Address

James Millner
Robin Millner

18. BINDING EFFECT. This agreement shall be binding upon the heirs, personal representatives, successors, and assigns of each of the parties hereto.

IN WITNESS WHEREOF, the Lessor has caused this instrument to be executed by its Mayor and City Clerk, and the Lessee has executed this agreement as of the day and year above written.

-Lessor-

-Lessee-

CITY OF BLOOMINGTON

By: _____

Its Mayor

Attest: _____

City Clerk

SUPPLEMENTAL ATTACHMENT TO LAKE BLOOMINGTON LOT LEASE

This Agreement is entered into by and between the City of Bloomington, McLean County, Illinois, a Municipal Corporation, (hereinafter, "Lessor") and James and Robin Millner (hereinafter, "Lessees") and is intended by the parties to be incorporated into and made a part of the lake lot lease between the parties for Lot 2 in Block 11 in Camp Potawatomie and enforceable under the terms of said lease.

1. Septic tank(s) are to be pumped no later than December 7, 2023, and once every three years following. Proof of pumping shall be submitted to the City of Bloomington.
2. Septic System shall be evaluated by a McLean County Health Department approved septic evaluator no later than December 7, 2023, and once every three years following. Proof of evaluation shall be submitted to the City of Bloomington.
3. This supplement lease agreement shall be enforceable under the terms of the lease it supplements in the same manner and to the same extent as the terms of the lease.

LESSOR:

City of Bloomington,
a Municipal Corporation

By: _____
Tari Renner, Mayor

ATTEST: _____
Leslie Smith-Yocum, City Clerk

LESSEES:

James Millner

Robin Millner

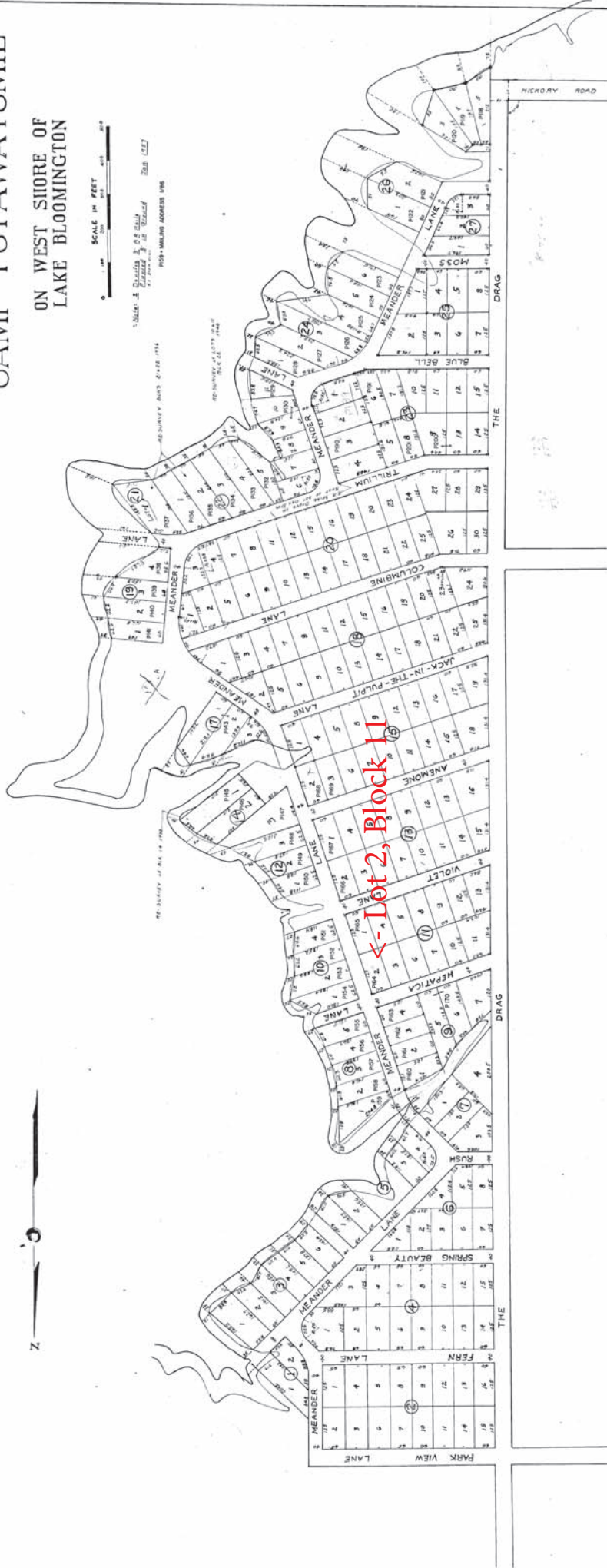
CAMP POTAWATOMIE

ON WEST SHORE OF
LAKE BLOOMINGTON

SCALE IN FEET
0 100 200 300 400 500

1/2 Section 3 Township 3 N. Range 3 E. 1/4
1/4 Section 3 Township 3 N. Range 3 E. 1/4
1/4 Section 3 Township 3 N. Range 3 E. 1/4
1/4 Section 3 Township 3 N. Range 3 E. 1/4

POB - MAJOR ADDRESS USE



ALL ADDRESSES HAVE CHANGED AS OF 11/1/2000

LB-12
LB-12





PUBLIC HEARING



CONSENT AGENDA ITEM NO. 8.A

FOR COUNCIL: December 7, 2020

SPONSOR: City Clerk Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action to approve the Minutes of the October 26, 2020 Regular City Council Meeting, as requested by the City Clerk Department.

RECOMMENDED MOTION:

The proposed Minutes be approved.

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 minutes of the meetings provided 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 thirty (30) days after the meeting or at the second subsequent regular meeting whichever is later. In accordance with the Open Meetings Act, Council Proceedings are available for public inspection and posted to the City's web site within ten (10) days after Council approval.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: N/A

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: Amanda Mohan, Records and Licensing Specialist

Reviewed by:

A handwritten signature in cursive script that reads 'Tara Henry'.

Tara Henry, Legislative Assistant

12/3/2020

Recommended by:

A handwritten signature in black ink, appearing to read 'T. Gleason', is positioned above a horizontal line.

Tim Gleason, City Manager

Attachments:

- CLK 1B 10-23-20 DRAFT City Council Minutes



U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
WASHINGTON, DC 20410-7000

ASSISTANT SECRETARY FOR
COMMUNITY PLANNING AND DEVELOPMENT

September 11, 2020

The Honorable Tari Renner
Mayor of Bloomington
109 E Olive Street
Bloomington, IL 61701-5217

Dear Mayor Renner:

I am pleased to inform you of a special allocation to your jurisdiction of Community Development Block Grant funds to be used to prevent, prepare for, and respond to the coronavirus (COVID-19). This allocation was authorized by the Coronavirus Aid, Relief, and Economic Security Act (CARES Act), Public Law 116-136, which was signed by President Trump on March 27, 2020, to respond to the growing effects of this historic public health crisis.

The CARES Act made available \$5 billion in Community Development Block Grant Coronavirus (CDBG-CV) funds. Of this amount, the Department immediately allocated \$2 billion on March 27, 2020, the same day President Trump signed the Act, based on the fiscal year 2020 CDBG formula; this constituted the first round of CDBG-CV funds. Next, \$1 billion was required by the Act to be allocated to States and insular areas within 45 days of enactment of the Act; HUD accomplished this on May 11, 2020, and this constituted the second round of CDBG-CV funds. Finally, the remaining \$2 billion in CDBG-CV funds was required by the Act to be allocated to states and local governments at the discretion of the Secretary on a rolling basis; HUD accomplished this on September 11, 2020, and this constituted the third round of CDBG-CV funds. Additionally, up to \$10 million will be set aside for technical assistance.

Accordingly, this letter informs you that your jurisdiction's allocation for the third round is \$546,029. Your cumulative amount for all allocation rounds is \$875,173.

The CARES Act adds additional flexibility for both the CDBG-CV grant and, in some cases, for the annual FY2019 and FY2020 CDBG grants in these unprecedented times. The public comment period is reduced to not less than 5 days, grantees may use virtual public hearings when necessary for public health reasons, the public services cap is suspended during the emergency, and States and local governments may reimburse costs of eligible activities incurred for pandemic response regardless of the date.

In addition, the CARES Act authorizes the HUD Secretary to grant waivers and alternative requirements of statutes and regulations the HUD Secretary administers in connection with the use of CDBG-CV funds and fiscal year 2019 and 2020 CDBG funds (except for requirements related to fair housing, nondiscrimination, labor standards, and the environment). Waivers and alternative requirements can be granted when necessary to expedite and facilitate the use of funds to prevent,

prepare for, and respond to coronavirus.

The CDBG CARES Act Federal Register Notice (FR-6218-N-01) was released on August 10, 2020. The notice describes the allocations and grant procedures applicable to the CDBG-CV grants. It also describes the program flexibilities, waivers, and alternative requirements that apply to the CDBG-CV grants as well as the fiscal year 2019 and 2020 CDBG grants. As further such flexibilities become available, they will be posted on HUD's website and distributed to grantees. The Department will also support grantees with technical assistance.

As you develop your plan for the use of these grant funds, we encourage you to consider approaches that prioritize the unique needs of low- and moderate-income persons and the development of partnerships between all levels of government and the private for-profit and non-profit sectors. You should coordinate with state and local health authorities before undertaking any activity to support state or local pandemic response. CDBG-CV grants will be subject to oversight, reporting, and the requirement that each grantee have adequate procedures to prevent the duplication of benefits (DOB). HUD will provide guidance and technical assistance on DOB, the prevention of fraud, waste, and abuse, and on documenting the impact of this program for beneficiaries.

Reminder, all CPD Grantees must ensure they maintain active Dun and Bradstreet Numbering System (DUNS) numbers in the System for Award Management (SAM) system. Entities must have an active and unexpired DUNS before execution of grant agreements to avoid delays in the obligation of funds- which will delay your ability to drawdown funds in the Integrated Disbursement & Information System (IDIS). Grantees are required to maintain an active SAMs registration by re-activating their DUNS number annually in the SAM system for the entire drawdown period of their grants. DUNS numbers can be registered and renewed each year at the following website: <https://www.sam.gov/SAM/>.

The Office of Community Planning and Development (CPD) is looking forward to working with you to successfully meet the urgent and complex challenges faced by our communities. If you or any member of your staff has questions, please contact your local CPD Field Office Director or CPDQuestionsAnswered@hud.gov.

Sincerely,



John Gibbs
Acting Assistant Secretary
for Community Planning and Development
U.S. Department of Housing and Urban Development



ASSISTANT SECRETARY FOR
COMMUNITY PLANNING AND DEVELOPMENT

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
WASHINGTON, DC 20410-7000

October 22, 2020

CORRECTED NOTICE

The Honorable Tari Renner
Mayor of Bloomington
109 E Olive Street
Bloomington, IL 61701-5217

Dear Mayor Renner:

I am pleased to inform you of your jurisdiction's Fiscal Year (FY) 2020 allocations for the Office of Community Planning and Development's (CPD) formula programs, which provide funding for housing, community and economic development activities, and assistance for low- and moderate-income persons and special needs populations across the country. President Trump signed Public Law 116-94 on December 20th, 2019, which includes FY 2020 funding for these programs.

Since issuing the original allocation announcement letters, HUD has discovered an error in the formula calculation for two CPD formula programs, the Community Development Block Grant (CDBG) and the HOME Investment Partnerships (HOME) programs, stemming from issues at HUD field offices in California which are currently being resolved. HUD informs you that the correction to the formula has resulted in a decrease in the allocation for your community, an amount representing 99.98% of your total CDBG grant for FY 2020. Bloomington's original CDBG allocation was \$559,514. Your jurisdiction's FY 2020 available allocation is now as follows:

Community Development Block Grant (CDBG)	\$559,429
--	-----------

This letter highlights several important points related to these programs. We remind grantees that CPD seeks to develop viable communities by promoting integrated approaches that provide decent housing and suitable living environments while expanding economic opportunities for low- and moderate-income and special needs populations, including people living with HIV/AIDS. The primary means towards this end is the development of partnerships among all levels of government and the private sector, including both for-profit and non-profit organizations.

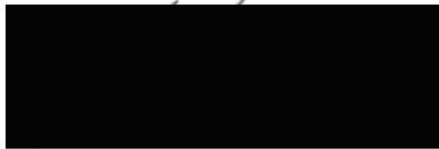
Based on your jurisdiction's CDBG allocation for this year, you also have \$2,797,570 in available Section 108 borrowing authority. Since Section 108 loans are federally guaranteed, this program can leverage your jurisdiction's existing CDBG funding to access low-interest, long-term financing to invest in Opportunity Zones or other target areas in your jurisdiction.

HUD continues to emphasize the importance of effective performance measurements in all of its formula grant programs. Proper reporting in the Integrated Disbursement and Information System (IDIS) is critical to ensuring grantees are complying with program requirements and

policies, providing demographic and income information about the persons that benefited from a community's activities, and allowing HUD to monitor grantees. Your ongoing attention to ensuring complete and accurate reporting of performance measurement data continues to be an invaluable resource with regard to the impact of these formula grant programs.

The Office of Community Planning and Development is looking forward to working with you to promote simple steps that will enhance the performance of these critical programs and successfully meet the challenges that our communities face. If you or any member of your staff have questions, please contact your local CPD Office Director.

Sincerely,



John Gibbs
Assistant Secretary (Acting)
for Community Planning and Development
U.S. Department of Housing and Urban Development

RESOLUTION NO. 2020 - 17

**RESOLUTION AUTHORIZING THE FILING OF THE 2020 ANNUAL ACTION PLAN
PROGRAM APPLICATION
(MAY 1, 2020 - APRIL 30, 2021)**

WHEREAS, it is necessary and in the public interest that the City of Bloomington, otherwise known as the Local Public Agency, avail itself of the financial assistance provided by Title I of the Housing and Community Development Act of 1987, to continue a Community Development Program; and

WHEREAS, it is necessary for the Local Public Agency to certify that it will carry out the provisions of the Housing and Community Development Act of 1974, regulations.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BLOOMINGTON THAT:

That an application on behalf of the City of Bloomington for a grant under said Title I in the amount of \$888,628 as the full amount available for undertaking and financing the forty-sixth (46th) increment of such program is hereby approved: and

1. The City Manager and Mayor are hereby authorized and directed to execute and to file such application with the Department of Housing and Urban Development; to act as the certifying officer and assure the status of a responsible Federal Official under the National Environmental Protection Act of 1969; to act as the assuring officer for the City of Bloomington that the Local Point Agency shall comply with those items listed on HUD application forms.
2. The Counsel for the Community Development Department is hereby authorized and directed to file legal certification.
3. The Director of the Community Development Department is hereby authorized and directed to provide such additional information and to furnish such documents as may be required on behalf of the Department of Housing and Urban Development, and to act as the authorized correspondent of the City of Bloomington.
4. The City Clerk is hereby authorized and directed to certify such documents as needed by the Department of Housing and Urban Development on behalf of the City of Bloomington.

PASSED this 8th day of June 2020.

APPROVED this 14th day of June 2020.

CITY OF BLOOMINGTON

Tari Re

ATTEST

Leslie Simon, City Clerk





Community Development Department
Office of Grants Administration
115 E. Washington Street
Bloomington, IL 61702
309-434-2342 (phone) 309-434-2801 (fax)

May 8, 2020

Donald G. Kathan
Director, Community Planning and Development
US Department of Housing and Urban Development
77 West Jackson Blvd, Suite 2423
Chicago, IL 60604

Dear Mr. Kathan:

As an Entitlement Community implementing Community Development Block Grant funding benefitting residents and businesses within the corporate city limits of Bloomington, IL, we formally request permission to the use the following waivers allowed under the CARES Act:

1. Waiver #8: Citizen Participation Public Comment Period for Consolidated Plan Amendment/Initial use on May 19, 2020.
2. Waiver #9: Citizen Participation Reasonable Notice and Opportunity to Comment/Initial use on May 19, 2020.

Use of these waivers will be limited to the City of Bloomington and enables the City to serve its residents and businesses affected by the COVID-19 pandemic as quickly and efficiently as possible. If you have any questions or concerns related to this request, please feel free to reach out to Jennifer Toney, Grants Coordinator, at jtoney@cityblm.org or 309-434-2342.

Sincerely,

A handwritten signature in black ink, appearing to read 'Tim Gleason', with a stylized flourish at the end.

Tim Gleason
City Manager
tgleason@cityblm.org

REGULAR AGENDA



REGULAR AGENDA ITEM NO. 10.A

FOR COUNCIL: December 7, 2020

SPONSOR: Finance Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Presentation of the FY2020 Comprehensive Annual Financial Report as audited, delivered by audit firm Baker Tilly Virchow Krause LLP, as requested by the Finance Department.

RECOMMENDED MOTION:
None; presentation only.

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's Comprehensive Annual Financial Report (CAFR) for the fiscal year ending April 30, 2020, was issued October 14, 2020. The audit was conducted by an independent audit firm, Baker Tilly Virchow Krause LLP, a firm of licensed certified public accountants. The fiscal year 2020 City audit resulted in a clean or unmodified opinion.

Baker Tilly conducted the audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in Government Auditing Standards, issued by the Comptroller General of the United States.

As noted in the Independent Auditor's Report, Baker Tilly relied on the audits conducted by other auditors of various component units that are incorporated in the City's financial statements.

The CAFR can be found on the City's website at:
<http://www.cityblm.org/government/departments/finance/financial-statements>

Several other reports are also issued as a result of or in connection with the City audit. Examples include the Federal Single Audit, TIF Report, Annual Financial Report and the Police and Fire Pension Fund Audits. Links or copies of applicable reports have been forwarded to Council.

The Bloomington Arena is included in the City audit. A separate audit report was not issued for the year as the Arena is no longer under third-party management. Rather, the City engaged the audit firm to test activities related to the transition of the management and to issue a report to the Mayor and Council. The report is not yet complete as of the issuing of this memo. In addition, a Statement of Revenues, Expenses and Changes in Net Position, splitting the total Arena Fund between the divisions was prepared and has been posted to

the City website to provide additional transparency. This statement reconciles to the total Fund reporting in the published audit.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: An unmodified audit opinion provides assurance that the finances of the City are materially correct.

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

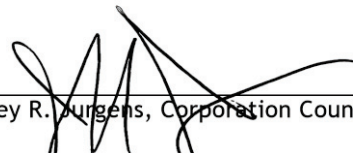
Prepared by: F. Scott Rathbun, Finance Director

Reviewed by:



Chris Tomertin, Budget Manager

11/20/2020



Jeffrey R. Jurgens, Corporation Counsel

11/30/2020



Tara Henry, Legislative Assistant

12/1/2020

Recommended by:



Tim Gleason, City Manager



REGULAR AGENDA ITEM NO. 10.B

FOR COUNCIL: December 7, 2020

SPONSOR: Finance Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action on 1) an Ordinance Levying Taxes for the City of Bloomington, McLean County, Illinois for the Fiscal Year Beginning May 1, 2020 and Ending April 30, 2021, and 2) an Ordinance Levying Taxes for the City of Bloomington - Library, McLean County, Illinois for the Fiscal Year Beginning May 1, 2020 and Ending April 30, 2021, to Approve the 2020 Tax Levy of \$20,645,384 for the City of Bloomington and \$4,967,785 for the Bloomington Public Library, as requested by the Finance Department.

RECOMMENDED MOTION:

The proposed Ordinances be approved.

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 calculation of the rate is produced by taking the numerator, the tax levy, a fixed amount, and dividing that by the EAV (equalized assessed value). The Final EAV will not be produced until January 1st, 2021 therefore the City must adopt its levy based on preliminary estimates.

The City and Library use the preliminary EAV provided by the Bloomington Township for the upcoming tax year. This year the preliminary EAV is \$1,893,932,294.

Tax formula:	$\frac{\text{Amount Requested/Levied}}{\text{Preliminary EAV}} = \text{Tax Rate}$
City of Bloomington	
2020 Proposed Tax Levy	$\frac{\$ 20,645,384}{\$1,893,932,294} = 1.0901\% - \text{prior year } 1.0901\%$
Bloomington Public Library	
2020 Proposed Tax Levy	$\frac{\$ 4,967,785}{\$1,893,932,294} = .26230\% - \text{prior year } .26230\%$
Combined	
2020 Proposed Tax Levy	$\frac{\$ 25,613,169}{\$1,893,932,294} = 1.3524\% - \text{prior year } 1.3524\%$

City Levy Request of \$20,645,384 has not changed from the Estimated adopted on November 9, 2020:

The City proposes no increase in rate for this year's Levy. See Exhibit 1 for historical details. The final EAV will determine the final rate.

Library Levy Request of \$4,967,785 has not changed from the Estimated adopted on November 9, 2020:

The Library proposes no increase in rate for this year's Levy. See Exhibit 1 for historical details. The final EAV will determine the final rate.

Tax Levy Procedure:

According to the Illinois Property Tax Code Division 2 Truth in Taxation (35ILCS 200/18-60), the City must formally adopt an *estimated* tax levy not less than 20 days prior to the adoption of the final tax levy. 35ILCS 200/18-85 requires said estimate be compared to the prior year aggregate levy (excluding amounts for bond debt service) and if a 5% increase exists, then a public hearing in addition to a public notice must occur.

The final tax levy ordinance must be passed by a vote of the Council and a certified copy, thereof, filed with the County Clerk on or before the last working Tuesday in December, which is December 29th. The City can abate debt service payments needed to keep the bond and interest portion of the levy flat which has been done historically. By bond covenant any debt service payments abated are guaranteed from other revenues sources.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: Finance recommends the Council adopt the tax levy of:

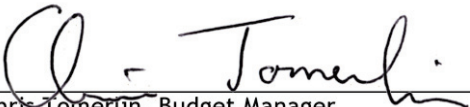
- \$20,645,384 for the City of Bloomington
- \$4,967,785 for the Bloomington Public Library

COMMUNITY DEVELOPMENT IMPACT: N/A

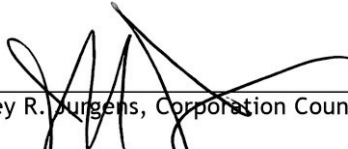
Respectfully submitted for Council consideration.

Prepared by: F. Scott Rathbun, Finance Director

Reviewed by:


Chris Tomertin, Budget Manager

11/20/2020

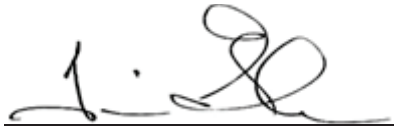

Jeffrey R. Jurgens, Corporation Counsel

11/30/2020


Tara Henry, Legislative Assistant

12/2/2020

Recommended by:



Tim Gleason, City Manager

Attachments:

- FIN 2B 2020 Tax Levy Exhibit 1
- FIN 2C 2020 Tax Levy Exhibit 2 - COB Ordinance
- FIN 2D 2020 Tax Levy Exhibit 3 - Library Ordinance

2020 Proposed & Historical Tax Levy For FY2022 Budget Year

City of Bloomington

<i>Levy Type</i>	<i>2020 Proposed Tax Levy</i>	<i>2019 Tax Levy</i>	<i>2018 Tax Levy</i>	<i>2017 Tax Levy</i>	<i>2016 Tax Levy</i>
BONDS & INTEREST	\$ 2,153,070	\$ 2,180,143	\$ 2,180,143	\$ 2,180,143	\$ 2,180,143
FIRE PENSION	\$ 4,196,000	\$ 4,196,000	\$ 4,196,000	\$ 4,196,000	\$ 4,196,000
FIRE PROTECTION	\$ 1,900,228	\$ 1,900,228	\$ 1,900,228	\$ 1,900,228	\$ 1,900,228
GENERAL CORPORATE	\$ 2,723,523	\$ 2,562,450	\$ 2,337,450	\$ 2,112,450	\$ 2,112,450
IMRF	\$ 1,855,626	\$ 1,855,626	\$ 1,855,626	\$ 1,855,626	\$ 1,855,626
POLICE PENSION	\$ 4,008,000	\$ 4,008,000	\$ 4,008,000	\$ 4,008,000	\$ 4,008,000
POLICE PROTECTION	\$ 1,526,473	\$ 1,526,473	\$ 1,526,473	\$ 1,526,473	\$ 1,526,473
PUBLIC PARKS	\$ 1,001,454	\$ 1,001,454	\$ 1,001,454	\$ 1,001,454	\$ 1,001,454
SOCIAL SECURITY	\$ 1,281,010	\$ 1,281,010	\$ 1,281,010	\$ 1,281,010	\$ 1,281,010
TOTALS	\$ 20,645,384	\$ 20,511,384	\$ 20,286,384	\$ 20,061,384	\$ 20,061,384
Dollar Increase/(Decrease)	\$ 134,000	\$ 225,000	\$ 225,000	\$ -	\$ 545,028
Percent Increase/(Decrease)	0.65%	1.11%	1.12%	0.00%	2.79%
EAV	1,893,932,294	1,881,602,162	1,867,939,698	1,858,132,129	1,851,302,063
Estimated Tax Rate	1.0901%	1.0901%	1.0860%	1.0797%	1.0836%

Bloomington Public Library

<i>Levy Type</i>	<i>2020 Proposed Tax Levy</i>	<i>2019 Tax Levy</i>	<i>2018 Tax Levy</i>	<i>2017 Tax Levy</i>	<i>2016 Tax Levy</i>
TOTAL	\$ 4,967,785	\$ 4,935,359	\$ 4,871,840	\$ 4,823,604	\$ 4,683,111
Dollar Increase/(Decrease)	\$ 32,426	\$ 63,519	\$ 48,236	\$ 140,493	\$ 136,401
Percent Increase/(Decrease)	0.66%	1.30%	1.00%	3.00%	3.00%
EAV	1,893,932,294	1,881,602,162	1,867,939,698	1,858,132,129	1,851,302,063
Estimated Tax Rate	0.26230%	0.26230%	0.26081%	0.2596%	0.2530%

Combined - City of Bloomington and Library

<i>Levy Type</i>	<i>2020 Proposed Tax Levy</i>	<i>2019 Tax Levy</i>	<i>2018 Tax Levy</i>	<i>2017 Tax Levy</i>	<i>2016 Tax Levy</i>
BONDS & INTEREST	\$ 2,153,070	\$ 2,180,143	\$ 2,180,143	\$ 2,180,143	\$ 2,180,143
FIRE PENSION	\$ 4,196,000	\$ 4,196,000	\$ 4,196,000	\$ 4,196,000	\$ 4,196,000
FIRE PROTECTION	\$ 1,900,228	\$ 1,900,228	\$ 1,900,228	\$ 1,900,228	\$ 1,900,228
GENERAL CORPORATE	\$ 2,723,523	\$ 2,562,450	\$ 2,337,450	\$ 2,112,450	\$ 2,112,450
IMRF	\$ 1,855,626	\$ 1,855,626	\$ 1,855,626	\$ 1,855,626	\$ 1,855,626
POLICE PENSION	\$ 4,008,000	\$ 4,008,000	\$ 4,008,000	\$ 4,008,000	\$ 4,008,000
POLICE PROTECTION	\$ 1,526,473	\$ 1,526,473	\$ 1,526,473	\$ 1,526,473	\$ 1,526,473
PUBLIC PARKS	\$ 1,001,454	\$ 1,001,454	\$ 1,001,454	\$ 1,001,454	\$ 1,001,454
SOCIAL SECURITY	\$ 1,281,010	\$ 1,281,010	\$ 1,281,010	\$ 1,281,010	\$ 1,281,010
LIBRARY	\$ 4,967,785	\$ 4,935,359	\$ 4,871,840	\$ 4,823,604	\$ 4,683,111
TOTALS	\$ 25,613,169	\$ 25,446,743	\$ 25,158,224	\$ 24,884,988	\$ 24,744,495
Dollar Increase/(Decrease)	\$ 166,426	\$ 288,519	\$ 273,236	\$ 140,493	\$ 681,429
Percent Increase/(Decrease)	0.65%	1.15%	1.10%	0.57%	2.83%
EAV	1,893,932,294	1,881,602,162	1,867,939,698	1,858,132,129	1,851,302,063
Estimated Tax Rate	1.3524%	1.3524%	1.3468%	1.3392%	1.3366%

ORDINANCE NO. 2020 - ____

AN ORDINANCE LEVYING TAXES FOR THE CITY OF BLOOMINGTON,
MCLEAN COUNTY, ILLINOIS FOR THE FISCAL YEAR BEGINNING
MAY 1, 2020 AND ENDING APRIL 30, 2021

BE IT ORDAINED BY THE CITY COUNCIL
OF THE CITY OF BLOOMINGTON, ILLINOIS:

Section One. (a) The sum of Twenty Million, Six Hundred Forty Five Thousand and Three Hundred Eighty Four dollars (\$20,645,384) being the total sum of the appropriation heretofore legally made which is to be collected from the tax levy of the fiscal year of the City of Bloomington, McLean County, Illinois, beginning May 1, 2020 and ending April 30, 2021, for all corporate purposes and including General Corporate Purposes, Payment of Bonds and Interest on Bonds, Public Library, Fire Pension Fund, Police Pension Fund, Public Parks Fund, Fire Protection Fund, Police Protection Fund, IMRF Fund, and FICA Taxes Fund as appropriated for the fiscal year beginning May 1, 2020 and ending April 30, 2021 as passed by the City Council of said City at its regular meeting held on the 13th of April, 2020, shall be and the same is hereby levied on all taxable property within the said City of Bloomington, subject to taxation for said current fiscal year. The specific amounts as levied for the various objects heretofore named appear in the right hand column under the designation "Amount to be raised by Taxation", the said tax so levied being for appropriations heretofore made for said tax levy, the current fiscal year which are to be collected from said tax levy, the total amount of which has been ascertained as aforesaid for the objects and purposes as follows:

CITY OF BLOOMINGTON, MCLEAN COUNTY ILLINOIS

(b) The tax rate against the said taxable property of the City of Bloomington for the year 2020 for and on account of the aforesaid tax levy be, and the same is hereby set for said taxable year as follows:

I.	General Corporate Purposes	\$2,723,523
II.	Police Protection Fund	\$1,526,473
III.	Fire Protection Fund	\$1,900,228
IV.	Public Parks	\$1,001,454
V.	Fire Pension Fund	\$4,196,000
VI.	Police Pension Fund	\$4,008,000
VII.	Illinois Municipal Retirement Fund	\$1,855,626
VIII.	FICA Taxes Fund	\$1,281,010
IX.	General Bond and Interest	<u>\$2,153,070</u>
		\$20,645,384

Section Two: The City Clerk shall make and file with the County Clerk of said County of McLean, a duly certified copy of this Ordinance; the amount levied by Section One

of this Ordinance is required by said City to be levied by taxation as aforesaid and extended upon the appropriate tax books for the fiscal year of said City beginning May 1, 2020 and ending April 30, 2021.

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

Section Four: Where a rate is shown in the Table in Section 1(b), the County Clerk is directed to levy a tax at that rate without regard to either statutory rate for such levy or the number of dollars shown in that fund. Where no rate is shown in the Table above, the rate of tax for each such fund shall be the rate necessary to collect the number of dollars levied by the City for such fund. The rate at which a tax shall be levied for General Corporate purpose shall be that rate necessary, after rates for all other funds are established, to result in a total levy of \$20,645,384.

Section Five: This Ordinance is enacted pursuant to and as an exercise of the City of Bloomington's authority as a home rule unit pursuant to Article VII, Section 6 of the 1970 Constitution of the State of Illinois. Any and all provisions of the Statutes of the State of Illinois regarding rates of tax are hereby declared to be superseded to the extent that they conflict herewith.

Section Six: This Ordinance shall be in full force and effect from and after its passage, signing, approval, and recording, according to law.

PASSED this 7th day of December 2020.

APPROVED this ____ day of December 2020.

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Leslie Smith-Yocum, City Clerk

TRUTH IN TAXATION CERTIFICATE OF COMPLIANCE
ALL COUNTIES EXCEPT COOK

I, the undersigned, hereby certify that I am the presiding officer of the City of Bloomington (Legal Name of Taxing District), and as such presiding officer I certify that the levy ordinance, a copy of which is attached, was adopted pursuant to, and in all respects in compliance with the provisions of Section 18-60 through 18-85 of the "Truth in Taxation" law.

Check one of the choices below:

- ☐ 1) The taxing district published a notice in the newspaper and conducted a hearing meeting the requirements of the Truth in Taxation Law.
- ☒ 2) The taxing district's aggregate levy did not exceed a 5% increase over the prior year's extension. Therefore, a notice and a hearing were not necessary.
- ☐ 3) The proposed aggregate levy did not exceed a 5% increase over the prior year's extension. Therefore, a hearing was not held. The adopted aggregate tax levy exceeded 5% of the prior year's extension and a notice was published within 15 days of its adoption in accordance with the Truth in Taxation Law.
- ☐ 4) The adopted levy exceeded the amount stated in the published notice. A second notice was published within 15 days of the adoption in accordance with the Truth in Taxation Law.

Date: _____

Presiding Officer: _____

ORDINANCE NO. 2020 - ____

**AN ORDINANCE LEVYING TAXES FOR THE CITY OF BLOOMINGTON - LIBRARY,
MCLEAN COUNTY, ILLINOIS FOR THE FISCAL YEAR BEGINNING MAY 1, 2020 AND
ENDING APRIL 30, 2021**

**BE IT ORDAINED BY THE CITY COUNCIL
OF THE CITY OF BLOOMINGTON, ILLINOIS:**

Section One. (a) The sum of Four Million, Nine Hundred Sixty Seven Thousand and Seven Hundred and Eighty Five dollars (\$4,967,785) being the total sum of the appropriation heretofore legally made which is to be collected from the tax levy of the fiscal year of the City of Bloomington, McLean County, Illinois, beginning May 1, 2020 and ending April 30, 2021, for the Public Library as appropriated for the fiscal year beginning May 1, 2020 and ending April 30, 2021 as passed by the City Council of said City at its regular meeting held on the 13th of April, 2020, shall be and the same is hereby levied on all taxable property within the said City of Bloomington, subject to taxation for said current fiscal year. The specific amounts as levied for the various objects heretofore named appear in the right hand column under the designation "Amount to be raised by Taxation", the said tax so levied being for appropriations heretofore made for said tax levy, the current fiscal year which are to be collected from said tax levy, the total amount of which has been ascertained as aforesaid for the objects and purposes as follows:

CITY OF BLOOMINGTON - LIBRARY, MCLEAN COUNTY ILLINOIS

(b) The tax rate against the said taxable property of the City of Bloomington for the year 2020 for and on account of the aforesaid tax levy be, and the same is hereby set for said taxable year as follows:

Public Library Fund	\$4,967,785
---------------------	-------------

Section Two: The City Clerk shall make and file with the County Clerk of said County of McLean, a duly certified copy of this Ordinance; the amount levied by Section One of this Ordinance is required by said City to be levied by taxation as aforesaid and extended upon the appropriate tax books for the fiscal year of said City beginning May 1, 2020 and ending April 30, 2021.

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

Section Four: Where a rate is shown in the Table in Section 1(b), the County Clerk is directed to levy a tax at that rate without regard to either statutory rate for such levy or the number of dollars shown in that fund. Where no rate is shown in the Table

above, the rate of tax for each such fund shall be the rate necessary to collect the number of dollars levied by the City for such fund.

Section Five: This Ordinance is enacted pursuant to and as an exercise of the City of Bloomington's authority as a home rule unit pursuant to Article VII, Section 6 of the 1970 Constitution of the State of Illinois. Any and all provisions of the Statutes of the State of Illinois regarding rates of tax are hereby declared to be superseded to the extent that they conflict herewith.

Section Six: This Ordinance shall be in full force and effect from and after its passage, signing, approval, and recording, according to law.

PASSED this 7th day of December 2020.

APPROVED this ____ day of December 2020.

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Leslie Smith-Yocum, City Clerk

TRUTH IN TAXATION CERTIFICATE OF COMPLIANCE
ALL COUNTIES EXCEPT COOK

I, the undersigned, hereby certify that I am the presiding officer of the City of Bloomington Library (Legal Name of Taxing District), and as such presiding officer I certify that the levy ordinance, a copy of which is attached, was adopted pursuant to, and in all respects in compliance with the provisions of Section 18-60 through 18-85 of the "Truth in Taxation" law.

Check one of the choices below:

- ☐ 1) The taxing district published a notice in the newspaper and conducted a hearing meeting the requirements of the Truth in Taxation Law.
- ☒ 2) The taxing district's aggregate levy did not exceed a 5% increase over the prior year's extension. Therefore, a notice and a hearing were not necessary.
- ☐ 3) The proposed aggregate levy did not exceed a 5% increase over the prior year's extension. Therefore, a hearing was not held. The adopted aggregate tax levy exceeded 5% of the prior year's extension and a notice was published within 15 days of its adoption in accordance with the Truth in Taxation Law.
- ☐ 4) The adopted levy exceeded the amount stated in the published notice. A second notice was published within 15 days of the adoption in accordance with the Truth in Taxation Law.

Date: _____

Presiding Officer: _____



REGULAR AGENDA ITEM NO. 10.C

FOR COUNCIL: December 7, 2020

SPONSOR: Finance Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action on 1) a Resolution Abating All or a Portion of the Taxes Heretofore Levied to Pay Debt Service on Certain Obligation Bonds of the City of Bloomington, McLean County, Illinois, and 2) 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 (two Resolutions for the abatement of property taxes totaling \$4,966,569), as requested by the Finance Department.

RECOMMENDED MOTION:

The proposed Resolutions be approved.

STRATEGIC PLAN LINK:

-Goal 1. Financially Sound City Providing Quality Basic Services

STRATEGIC PLAN SIGNIFICANCE:

-Objective 1c. Engaged residents that are well informed and involved in an open governance process

BACKGROUND: The adoption of the proposed resolutions are required to abate property tax for debt service and rental payments the City intends to pay from funding sources other than property tax revenue. The City's bond ordinances secure issued debt with property tax revenue, unless sufficient funds are available elsewhere to secure the debt. This covenant, which guarantees payment to investors, increases the marketability of City bonds and reaps potentially lower interest rates on debt service payments. A Council action is required to abate the Bond & Interest portion of the tax levy, which must be filed with the County Clerk's office. We recommend abating \$4,966,569.00 of the 2020 tax levy for annual debt service and rental payments whereas the City has funds set aside to cover this balance.

	2020 Levy Amount as per County Clerk	Abated these Resolutions	Balance to be Levied for 2020
PBC Lease	\$ 1,178,108.00	\$ 1,178,108.00	\$ -
2009 GO Bond	\$ 118,400.00	\$ -	\$ 118,400.00
2013A Refunding Bond	\$ 354,950.00	\$ -	\$ 354,950.00
2013C GO Bonds	\$ 1,158,625.00	\$ -	\$ 1,158,625.00
2014A & 2014B Bonds	\$ 1,703,242.50	\$ 1,182,147.50	\$ 521,095.00
2017 GO Refunding Bond	\$ 1,166,430.00	\$ 1,166,430.00	\$ -
2018 GO Refunding Bond	\$ 1,439,883.50	\$ 1,439,883.50	\$ -
Total	\$ 7,119,639.00	\$ 4,966,569.00	\$ 2,153,070.00

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

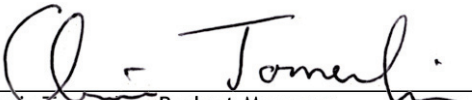
FINANCIAL IMPACT: The City will abate \$4,966,569.00 in annual debt service and rent and levy only \$2,153,070 in the 2020 property tax levy or approximately 30% of total annual debt service.

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: F. Scott Rathbun, Finance Director

Reviewed by:


Chris Tomerlin, Budget Manager

11/24/2020


Jeffrey R. Jurgens, Corporation Counsel

11/30/2020


Tara Henry, Legislative Assistant

12/2/2020

Recommended by:


Tim Gleason, City Manager

Attachments:

- FIN 3B 2020 Tax Levy Abatements Resolution Bonds
- FIN 3C 2020 Tax Levy Abatement Resolution PBC

RESOLUTION NO. 2020 - _____

**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**

WHEREAS, the City Council (the “City Council”) of the City of Bloomington, McLean County, Illinois (the “City”), by ordinances of the City Council adopted on the 26th of November, 2018, 24TH of July, 2017, 14th day of July, 2014, 14th day of October, 2013, and 9th day of November, 2009 (as supplemented, the “Bond Ordinances”), has heretofore issued and has outstanding its general obligation bonds, as further described on Exhibit A attached hereto (collectively, the “Bonds”); and

WHEREAS, duly certified copies of the Bond Ordinances were filed in the office of the County Clerk of The County of McLean, Illinois (the “County Clerk”); and

WHEREAS, the City Council has determined and does hereby determine that the City has funds on hand and lawfully available (the “Available Funds”) to pay all or a portion of the principal of and interest on the Bonds due on December 1, 2021, and on June 1, 2022 (collectively, the “Debt Service Payments”); and

WHEREAS, the City Council has further determined and does hereby further determine that it is necessary and in the best interests of the City to apply the Available Funds to the Debt Service Payments and abate all or a portion of the taxes heretofore levied in the Bond Ordinances for the year 2020 for the Debt Service Payments; and

WHEREAS, the Available Funds have been deposited to the credit of the bond and interest funds of the City established pursuant to the Bond Ordinances for the purpose of paying principal of and interest on the Bonds:

NOW, THEREFORE, Be It and It Is Hereby Resolved by the City Council of the City of Bloomington, McLean County, Illinois, in the exercise of its home rule powers, as follows:

Section 1. Incorporation of Preambles. The City Council hereby finds that all of the recitals contained in the preambles to this Resolution are full, true and correct and does incorporate them into this Resolution by this reference.

Section 2. Abatement of Tax. The taxes heretofore levied in the Bond Ordinances for the year 2020 shall be abated by the amount of the Available Funds, as more particularly described in Exhibit B attached hereto.

Section 3. Filing of Resolution. Forthwith upon the adoption of this Resolution, the City Clerk shall file a certified copy hereof with the County Clerk, and it shall be the duty of the County Clerk to abate the taxes heretofore levied in the Bond Ordinances for the year 2020 in accordance with the provisions hereof.

Section 4. Effective Date. This Resolution shall be in full force and effect forthwith upon its passage by the City Council and signing and approval by the Mayor.

PASSED this 7th day of December 2020.

APPROVED this _____ day of December 2020.

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Leslie Smith-Yocum, City Clerk

EXHIBIT A

THE BONDS, DESCRIBED AS FOLLOWS:

**TAXABLE GENERAL OBLIGATION REFUNDING BONDS, SERIES 2014A
AND
GENERAL OBLIGATION REFUNDING BONDS, SERIES 2014B**

Original principal amount: \$14,920,000 - Series 2014A
 \$9,700,000 - Series 2014B

Dated: September 4, 2014

Originally issued: September 4, 2014

Amount outstanding: \$20,480,000

Maturing on June 1 of the years and in the amounts and bearing interest at the rates percent per annum as follows:

\$11,495,000 TAXABLE GENERAL OBLIGATION REFUNDING BONDS, SERIES 2014A

<u>YEAR</u>	<u>AMOUNT (\$)</u>	<u>RATE (%)</u>
2021	735,000	3.00
2022	845,000	3.00
2023	935,000	3.00
2024	900,000	3.15
2025	675,000	3.75
2026	695,000	3.75
2027	725,000	3.75
2028	755,000	3.75
2029	785,000	3.75
2030	815,000	4.15
2031	850,000	4.15
2032	890,000	4.15
2033	925,000	4.15
2034	965,000	4.15

\$8,985,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2014B

<u>YEAR</u>	<u>AMOUNT (\$)</u>	<u>RATE (%)</u>
2021	160,000	3.00
2022	160,000	3.00
2023	150,000	3.00
2024	320,000	3.00
2025	700,000	3.00
2026	820,000	3.00
2027	930,000	3.00
2028	1,050,000	3.00
2029	535,000	3.25
2030	630,000	3.50
2031	720,000	3.75
2032	830,000	3.75
2033	930,000	3.75
2034	1,050,000	3.75

GENERAL OBLIGATION BOND, SERIES 2013C

Original principal amount: \$9,225,000 - Series 2013C
Dated: November 12, 2013
Originally issued: November 12, 2013
Amount outstanding: \$3,325,000

Maturing on December 1 of the years and in the amounts and bearing interest at the rates percent per annum as follows:

<u>YEAR</u>	<u>AMOUNT (\$)</u>	<u>RATE (%)</u>
2021	1,075,000	3.00
2022	1,110,000	3.00
2023	1,140,000	3.00

GENERAL OBLIGATION REFUNDING BONDS, SERIES 2013A

Original principal amount:	\$7,800,000
Dated:	October 29, 2013
Originally issued:	October 29, 2013
Amount outstanding:	\$1,385,000

Maturing on June 1 of the years and in the amounts and bearing interest at the rates percent per annum as follows:

<u>YEAR</u>	<u>AMOUNT (\$)</u>	<u>RATE (%)</u>
2021	720,000	3.00
2022	335,000	3.00
2023	330,000	3.00

GENERAL OBLIGATION REFUNDING BONDS, SERIES 2009

Original principal amount:	\$2,840,000
Dated:	November 30, 2009
Originally issued:	November 30, 2009
Amount outstanding:	\$2,840,000

Maturing on June 1 of the years and in the amounts and bearing interest at the rates percent per annum as follows:

<u>YEAR</u>	<u>AMOUNT (\$)</u>	<u>RATE (%)</u>
2025	\$840,000	4.125
2026	1,000,000	4.125
2027	1,000,000	4.250

GENERAL OBLIGATION REFUNDING BONDS, SERIES 2017

Original principal amount: \$7,240,000
Dated: July 28, 2017
Originally issued: July 28, 2017
Amount outstanding: \$4,400,000

Maturing (or subject to redemption) on June 1 of the years and in the amounts and bearing interest at the rates percent per annum as follows:

<u>YEAR</u>	<u>AMOUNT (\$)</u>	<u>RATE (%)</u>
2021	1,000,000	1.68
2022	1,100,000	1.81
2023	1,100,000	1.96
2024	1,200,000	2.08

GENERAL OBLIGATION REFUNDING BONDS, SERIES 2018 A

Original principal amount: \$11,845,000
Dated: December 13, 2018
Originally issued: December 13, 2018
Amount outstanding: \$9,795,000

Maturing (or subject to redemption) on December 1 of the years and in the amounts and bearing interest at the rates percent per annum as follows:

<u>YEAR</u>	<u>AMOUNT (\$)</u>	<u>RATE (%)</u>
2021	1,155,000	2.72
2022	1,185,000	2.81
2023	1,220,000	2.90
2024	1,255,000	3.01
2025	1,295,000	3.11
2026	1,335,000	3.22
2027	1,380,000	3.34
2028	970,000	3.44

EXHIBIT B

TAXES LEVIED AND TO BE ABATED:

TAXABLE GENERAL OBLIGATION REFUNDING BONDS, SERIES 2014A

GENERAL OBLIGATION REFUNDING BONDS, SERIES 2014B

LEVY YEAR	AMOUNT OF TAX LEVIED PURSUANT TO BOND ORDINANCE (\$)	AMOUNT OF TAX HERETOFORE ABATED (\$)	AMOUNT OF TAX NOW ABATED (\$)	AMOUNT OF TAX TO BE EXTENDED (\$)
2020	3,200,000.00	1,496,757.50	1,182,147.50	521,095.00
2021	3,200,000.00	1,446,907.00	0.00	1,753,093.00
2022	3,200,000.00	1,344,457.50	0.00	1,855,542.50
2023	3,200,000.00	1,227,407.50	0.00	1,972,592.50
2024	3,200,000.00	1,133,720.00	0.00	2,066,280.00
2025	3,200,000.00	1,044,382.50	0.00	2,155,617.50
2026	3,200,000.00	949,470.00	0.00	2,250,530.00
2027	3,200,000.00	1,494,282.50	0.00	1,705,717.50
2028	3,200,000.00	1,416,107.50	0.00	1,783,892.50
2029	3,200,000.00	1,346,980.00	0.00	1,853,020.00
2030	3,200,000.00	1,259,255.00	0.00	1,940,745.00
2031	3,200,000.00	1,192,315.00	0.00	2,007,685.00
2032	3,200,000.00	1,105,577.50	0.00	2,094,422.50

GENERAL OBLIGATION BONDS, SERIES 2013C

LEVY YEAR	AMOUNT OF TAX LEVIED PURSUANT TO BOND ORDINANCE (\$)	AMOUNT OF TAX HERETOFORE ABATED (\$)	AMOUNT OF TAX NOW ABATED (\$)	AMOUNT OF TAX TO BE EXTENDED (\$)
2020	1,700,000.00	541,375.00	0.00	1,158,625.00
2021	1,700,000.00	539,150.00	0.00	1,160,850.00
2022	1,700,000.00	542,900.00	0.00	1,157,100.00
2023	1,700,000.00	1,700,000.00	0.00	0.00
2024	1,700,000.00	1,700,000.00	0.00	0.00
2025	1,700,000.00	1,700,000.00	0.00	0.00
2026	1,700,000.00	1,700,000.00	0.00	0.00
2027	1,700,000.00	1,700,000.00	0.00	0.00

GENERAL OBLIGATION REFUNDING BONDS, SERIES 2013A

<u>LEVY YEAR</u>	<u>AMOUNT OF TAX LEVIED PURSUANT TO BOND ORDINANCE (\$)</u>	<u>AMOUNT OF TAX HERETOFORE ABATED (\$)</u>	<u>AMOUNT OF TAX NOW ABATED (\$)</u>	<u>AMOUNT OF TAX TO BE EXTENDED (\$)</u>
2020	1,600,000.00	1,245,050.00	0.00	354,950.00
2021	1,600,000.00	1,260,100.00	0.00	339,900.00

GENERAL OBLIGATION REFUNDING BONDS, SERIES 2009

<u>LEVY YEAR</u>	<u>AMOUNT OF TAX LEVIED PURSUANT TO BOND ORDINANCE (\$)</u>	<u>AMOUNT OF TAX NOW ABATED (\$)</u>	<u>AMOUNT OF TAX TO BE EXTENDED (\$)</u>
2020	118,400.00	0.00	118,400.00
2021	118,400.00	0.00	118,400.00
2022	118,400.00	0.00	118,400.00
2023	958,400.00	0.00	958,400.00
2024	1,083,750.00	0.00	1,083,750.00
2025	1,042,500.00	0.00	1,042,500.00

GENERAL OBLIGATION REFUNDING BONDS, SERIES 2017

<u>LEVY YEAR</u>	<u>AMOUNT OF TAX LEVIED PURSUANT TO BOND ORDINANCE (\$)</u>	<u>AMOUNT OF TAX NOW ABATED (\$)</u>	<u>AMOUNT OF TAX TO BE EXTENDED (\$)</u>
2020	1,166,430.00	1,166,430.00	0.00
2021	1,146,520.00	0.00	1,146,520.00
2022	1,224,960.00	0.00	1,224,960.00

GENERAL OBLIGATION REFUNDING BONDS, SERIES 2018 A

<u>LEVY YEAR</u>	<u>AMOUNT OF TAX LEVIED PURSUANT TO BOND ORDINANCE (\$)</u>	<u>AMOUNT OF TAX NOW ABATED (\$)</u>	<u>AMOUNT OF TAX TO BE EXTENDED (\$)</u>
2020	1,439,883.50	1,439,883.50	0.00
2021	1,437,526.25	0.00	1,437,526.25
2022	1,438,187.00	0.00	1,438,187.00
2023	1,436,609.25	0.00	1,436,609.25
2024	1,437,584.25	0.00	1,437,584.25
2025	1,435,953.50	0.00	1,435,953.50
2026	1,436,414.00	0.00	1,436,414.00
2027	986,684.00	0.00	986,684.00

State of Illinois)
) SS
COUNTY OF McLEAN)

FILING CERTIFICATE

I, the undersigned, do hereby certify that I am the duly qualified and acting County Clerk of The County of McLean, Illinois, and as such official I do further certify that on the ____ day of _____, 20__, there was filed in my office a duly certified copy of a resolution, numbered 2020-____, and entitled:

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.

(the “*Resolution*”) duly adopted by the City Council of the City of Bloomington, McLean County, Illinois (the “*City*”), on the _____ day of December, 2020, and that the same has been deposited in the official files and records of my office.

I do further certify that the taxes heretofore levied for the payment of the City’s outstanding general obligation bonds, as described in the Resolution, will be abated as provided in the Resolution.

IN WITNESS WHEREOF I hereunto affix my official signature and the seal of said County this ____ day of _____, 20__.

County Clerk

[SEAL]

RESOLUTION NO. 2020 - _____

**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**

WHEREAS, the City of Bloomington is a home rule unit pursuant to the provisions of Article VII, Section 6 of the 1970 Constitution of the State of Illinois, which Section authorizes home rule units to incur debt without referendum; and

WHEREAS, the City of Bloomington, pursuant to procedures adopted in Ordinance No. 2001 - 121, Ordinance No. 2003 - 125, and Ordinance No. 2015 - 50 as shown in Chapter 16, Article VI of the Bloomington City Code, 1960 as amended, decided to enter into an agreement the "Lease" with the Public Building Commission to lease a portion of the old Champion Building and to expand the parking garage, passed November 13, 2001, December 22, 2003, and July 27, 2015; and

WHEREAS, pursuant to the authority of said home rule ordinances and provisions of all ordinances relating thereto, the City levied taxes to be extended against all the taxable property within the City of Bloomington for the year 2020, payable in year 2021 to make rental payments due under the Lease; and

WHEREAS, although the City levied \$1,178,108.00 for the year 2020 to make payments due under the Lease in 2021, the amount of the City's rental payment due under the Lease in 2021 is \$598,155; and

WHEREAS, there are surplus funds on hand from incremental property and sales tax revenues and interest from the investment of these revenues in an amount sufficient to pay such rental payment.

NOW, THEREFORE, BE IT RESOLVED by the City of Bloomington, McLean County, Illinois, that the levy against taxable property in the City of Bloomington for the year 2020, payable in 2021 of \$1,178,108 on account of the Lease is hereby abated in its entirety, and the County Clerk of McLean County, Illinois is authorized and directed not to extend the same on the tax books of the City of Bloomington property for the tax year levy 2020.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be delivered to the County Clerk of McLean County, Illinois under official seal of the Clerk of the City.

PASSED this 7th day of December 2020.

APPROVED this _____ day of December 2020.

CITY OF BLOOMINGTON

Tari Renner, Mayor

ATTEST

Leslie Smith-Yocum, City Clerk

State of Illinois)
) SS
COUNTY OF McLEAN)

FILING CERTIFICATE

I, the undersigned, do hereby certify that I am the duly qualified and acting County Clerk of The County of McLean, Illinois, and as such official I do further certify that on the ____ day of _____, 20__, there was filed in my office a duly certified copy of a resolution, numbered 2020-_____, and entitled:

A RESOLUTION abating all or a portion of the taxes heretofore levied to pay the rent payable under the 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.

(the “*Resolution*”) duly adopted by the City Council of the City of Bloomington, McLean County, Illinois (the “*City*”), on the _____ day of December, 2020, and that the same has been deposited in the official files and records of my office.

I do further certify that the taxes heretofore levied for the payment of the City’s outstanding general obligation bonds, as described in the Resolution, will be abated as provided in the Resolution.

IN WITNESS WHEREOF I hereunto affix my official signature and the seal of said County this ____ day of _____, 20__.

County Clerk

[SEAL]



REGULAR AGENDA ITEM NO. 10.D

FOR COUNCIL: December 7, 2020

SPONSOR: Legal Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and potential action regarding Ordinance 2020-18, An Ordinance Declaring a Local Emergency Due to the COVID-19 Virus & Enacting Various Emergency Measures, as requested by the Legal Department.

RECOMMENDED MOTION:

No modifications recommended at this time.

STRATEGIC PLAN LINK:

-Goal 1. Financially Sound City Providing Quality Basic Services

STRATEGIC PLAN SIGNIFICANCE:

- Objective 1e. Partnering with others for the most cost-effective service delivery
- Objective 1d. City services delivered in the most cost-effective, efficient manner
- Objective 1c. Engaged residents that are well informed and involved in an open governance process

BACKGROUND: On March 26, 2020, the City Council approved Ordinance 2020-18, An Ordinance Declaring a Local Emergency Due to the COVID-19 Virus & Enacting Various Emergency Measures. This Ordinance is effective for 28-day periods unless amended or repealed sooner by the City Council. Absent such repeal or amendment, the Ordinance continues in effect for additional 28-day periods.

As part of the passage of the Ordinance and due to its importance, the City Manager committed to placing Ordinance 2020-18 on every regular agenda. This allows the Council to repeal it as soon as the pandemic subsides, and thus end the use of the City's emergency powers.

On November 13, 2020, Governor Pritzker issued a new 30-day disaster proclamation related to the pandemic. As the community, including the City's businesses and residents, continue to address the impacts of the COVID-19 pandemic, City staff is not currently recommending the repeal of the Ordinance at this time.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: There is no new financial impact associated with continuing Ordinance 2020-18 in effect.

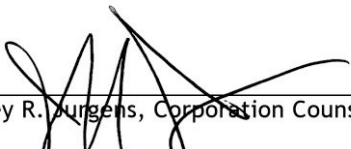
COMMUNITY DEVELOPMENT IMPACT: The continuation of Ordinance 2020-18 allows several key functions of the Community Development Department to continue that do not include

statutorily mandated public hearings, as well as the expansion of certain business operations for outdoor dining.

Respectfully submitted for Council consideration.

Prepared by: Jeffrey Jurgens, Corporation Counsel

Reviewed by:

 _____ Jeffrey R. Jurgens, Corporation Counsel	11/30/2020	 _____ Tara Henry, Legislative Assistant	12/1/2020
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Recommended by:



Tim Gleason, City Manager

Attachments:

- LGL 1B Local Emergency Declaration Ordinance 2020-18
- LGL 1C Ord. No. 2020 - 21
- LGL 1D Ord. No. 2020 - 25
- LGL 1E Ord. No. 2020 - 30
- LGL 1F Ord. No. 2020 - 38
- LGL 1G Ord. No. 2020 - 45
- LGL 1H Ord. No. 2020 - 61

ORDINANCE NO. 2020 - 18

AN ORDINANCE DECLARING A LOCAL EMERGENCY DUE TO THE COVID-19 VIRUS & ENACTING VARIOUS EMERGENCY MEASURES

WHEREAS, on January 30, 2020, the World Health Organization declared the outbreak of COVID-19 to be a public health emergency of international concern and on March 11, 2020 declared it a worldwide pandemic; and

WHEREAS, on January 31, 2020, the U.S. Health and Human Services Secretary declared a public health emergency for the United States; and

WHEREAS, the Governor of the State of Illinois issued a disaster proclamation on March 9, 2020, due to the impact of the COVID-19 virus and has activated the State Emergency Operations Center; and

WHEREAS, the State Emergency Management Agency has declared a public health emergency due to the impact of the COVID-19 virus; and

WHEREAS, on March 13, 2020, the President of the United States declared a National Emergency concerning the COVID-19 outbreak; and

WHEREAS, the City Manager and staff have been meeting for weeks to begin preparing for the potential impact of the pandemic and has coordinated its response with McLean County and the Town of Normal; and

WHEREAS, the City Council has considered the existence of a public health emergency in acting upon this ordinance and actions required to promote the health, safety and welfare of its citizens; and

WHEREAS, 20 ILCS 3305/10J, of the Emergency Management Agency Act and 65 ILCS 5/8-10-5 of the Illinois Municipal Code and Chapter 12 of the Bloomington City Code provides political subdivisions with certain emergency authority; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLOOMINGTON, ILLINOIS as follows:

SECTION 1. Recitals. The above recitals are incorporated herein by this reference as if specifically stated in full.

SECTION 2. Emergency Authority. In accordance with the authority provided to the City by the Emergency Management Agency Act, the City Code and its home-rule authority, the following actions are authorized by the City Council:

- (A) Cancellation of Meetings. The Mayor may cancel meetings of any board or commission to which he appoints members. Any such cancellation shall automatically extend such deadlines for required actions by such board or commission as is specified in the cancellation notice. In lieu of the Mayor

cancelling said meetings, the Chairperson of any board or commission may cancel said meetings and are encouraged to do so absent a priority need.

- (B) Ability to Conduct Electronic Meetings. Any Council Member or board member of any board or commission, in accordance with Governor Pritzker's COVID-19 Executive Order No. 5 may attend any regular or special meeting via electronic means, including audio or video conferences. A physical quorum of the Trustees is not required before the remote participation is allowed.
- (C) Ability to Address Contract, Permitting and Licensure Issues. The City Manager shall have the authority, upon approval of both the Mayor and Mayor Pro Tem, to address any contract, permitting and/or licensing issues, including the suspension of any permits or licenses, as the City Manager may deem to be in the best interest of the City. The suspension of any license or permit may be overturned by a majority of the City Council at a subsequent City Council meeting.
- (D) Emergency Purchases. For any emergency purchases that are necessary, the City Manager shall follow the provisions of Chapter 16 of the Bloomington City Code.
- (E) Personnel Policies & Union Contracts. The City Manager's authority is hereby reaffirmed that he may adjust any personnel policies related to leave time, other benefits or terms and conditions of employment as are reasonably related to providing sufficient staffing during the term of the emergency. In addition, he is authorized to enter into such temporary agreements, including memoranda of understanding with the City's bargaining units in order to promote the provision of City services and the health and safety of the public and employees during the emergency.
- (F) Facility Closures. The authority of the City Manager is hereby reaffirmed to close City facilities as is reasonably required to protect the health of the public and employees of the City.
- (G) Administrative Court. The Corporation Counsel is authorized to extend any timeframe for responses related to City ordinance violations in recognition of the emergency and to suspend the City's Administrative Court and/or continue said cases.
- (H) Moratorium on Interest, Fines and Penalties. No interest, fines and/or penalties shall accrue or be assessed on amounts owed to the City as of March 1, 2020, for City utility payments, food and beverage taxes (although timely tax return filings are still required), parking tickets and/or ordinance violations, so long as said obligations to the City are paid within 30 days after the conclusion Governor Pritzker's Gubernatorial Disaster Proclamation, including any and all renewals thereof, or until this provision is amended or repealed by the City Council. The City Manager is similarly authorized, by Executive Order, to extend the deadlines for payments related to any other amounts due and owing the City.

- (I) Payment of City Bills. The City Manager may authorize the issuance of payments to City vendors, contractors and utilities if the City Council is unable to meet on a regularly scheduled meeting date. Any such payments must be reported to the City Council in writing at a future public meeting.
- (J) Water Shut Offs. All City utility shut offs for nonpayment shall be suspended while this ordinance is in effect.
- (K) Acceptance of Applications. The City is authorized to accept applications for all City licenses and permits electronically, and may accept all other documentation required related to said applications electronically.
- (L) Written Public Comment. The City Manager shall implement procedures encouraging the electronic submission of written comments for public meetings beyond those set forth in Chapter 2, Section 85(I). These procedures shall remain in effect so long as Governor Pritzker's Gubernatorial Disaster Proclamation remains in effect, including any and all renewals thereof.
- (M) Community Development Approvals. The City Manager and Director of Community Development, or City Planner in the absence of the Director of Community Development, shall have the authority to approve grant applications, the awarding of historic preservation grants, cite plans not involving special uses, certificates of appropriateness, and to postpone any meetings regarding the Planning Commission and Zoning Board of Appeals. Any applications requiring a public hearing may also be postponed by the City Manager.
- (N) Liquor Commissioner Authority to Allow Deliveries. The Liquor Commissioner shall be granted the authority to allow all restaurant liquor license holders (Class RA and Class RB), as well as all taverns (Class TA and Class TB) to provide the delivery, carryout and curbside pickup of alcoholic liquor, so long as the license holder complies with the requirements of Chapter 6, Section 32(C) for curbside pickup and Chapter 6, 32(D) for deliveries, as well as any other requirements that may be imposed by Executive Order of the Mayor. No packaged liquor license component shall be required. This authority of the Liquor Commissioner shall remain in effect so long as Governor Pritzker's Gubernatorial Disaster Proclamation remains in effect, including any and all renewals thereof, or until this authority is repealed by the City Council.
- (O) Intergovernmental Agreements. The City Manager is authorized to execute intergovernmental agreements that address the response and needs associated with this local disaster declaration that he deems to be in the best interests of the City.

SECTION 3. Other Emergency Powers Disallowed. The Emergency Powers in Chapter 12, Section 11 are not necessary to address the COVID-19 crisis. Accordingly, no such powers may be exercised by the Mayor, City Manager or their successors.

SECTION 4. Succession Planning. In the absence or incapacity of the Mayor, the Mayor Pro Tem shall serve as the Mayor of the City of Bloomington and shall have all authority and power of the Mayor, including the emergency powers set forth in this Ordinance. If the Mayor Pro Tem is incapacity or otherwise serving as Mayor, the City Council shall appoint a new Mayor Pro Tem. In the absence or incapacity of the City Manager, the Deputy City Manager shall serve as the City Manager of the City of Bloomington and shall have all authority and power of the City Manager, including the emergency powers set forth in this Ordinance. In the absence or incapacity of both the City Manager and the Deputy City Manager, the Corporation Counsel shall serve as the City Manager of the City of Bloomington and shall have all authority and power of the City Manager, including the emergency powers set forth in this Ordinance.

SECTION 5. Declaration of a Local Disaster. This Ordinance shall be construed as a declaration of a local disaster as provided for under Section 11 of the Illinois Emergency Management Agency Act, 20 ILCS 3305/11.

SECTION 6. Amendment of City Code. Except as provided herein, the Bloomington City Code, 1960, as amended shall remain in full force and effect.

SECTION 7. Severability. In the event that any section, clause, provision, or part of this Ordinance shall be found and determined to be invalid by a court of competent jurisdiction, all valid parts that are severable from the invalid parts shall remain in full force and effect.

SECTION 8. Publication. The City Clerk is hereby authorized to publish this ordinance in pamphlet form as provided by law.

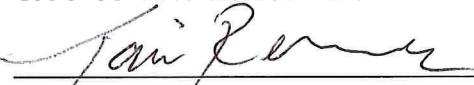
SECTION 9. Home Rule Authority. This ordinance is passed and approved pursuant to the home rule authority granted Article VII, Section 6 of the 1970 Illinois Constitution.

SECTION 10. Effectiveness & Duration. This ordinance takes effect immediately upon its passage due to the urgency of implementing appropriate responses to the COVID-19 virus, which is causing or anticipated to cause widespread impacts on the health of members of this community. The recitals are incorporated into this Section. This ordinance shall be effective for 28 days from the date of passage unless repealed or amended sooner by the City Council. The ordinance shall continue for 28-day periods thereafter unless repealed or amended by the City Council.

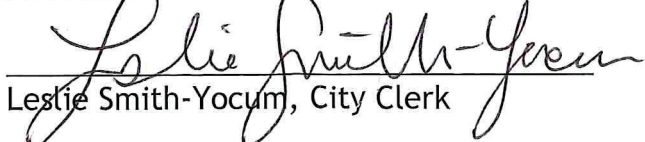
PASSED this 26th day of March 2020.

APPROVED this 27th day of March 2020.

CITY OF BLOOMINGTON


Tara Renner, Mayor

ATTEST


Leslie Smith-Yocum, City Clerk

ORDINANCE NO. 2020 - 21

**AN ORDINANCE AMENDING THE LOCAL EMERGENCY DECLARATION ORDINANCE,
ORDINANCE 2020-18, TO ADD CLUB LIQUOR LICENSES TO SECTION 2(N)**

BE IT ORDAINED by the City Council of the City of Bloomington, Illinois:

SECTION 1. That Ordinance 2020-18 is hereby amended by amending Section 2(N) to read as follows (added; deleted):

(N) Liquor Commissioner Authority to Allow Deliveries. The Liquor Commissioner shall be granted the authority to allow all restaurant liquor license holders (Class RA and Class RB), club liquor license holders (Class CA and Class CB), as well as all taverns (Class TA and Class TB) to provide the delivery, carryout and curbside pickup of alcoholic liquor, so long as the license holder complies with the requirements of Chapter 6, Section 32(C) for curbside pickup and Chapter 6, 32(D) for deliveries, as well as any other requirements that may be imposed by Executive Order of the Mayor. No packaged liquor license component shall be required. This authority of the Liquor Commissioner shall remain in effect so long as Governor Pritzker's Gubernatorial Disaster Proclamation remains in effect, including any and all renewals thereof, or until this authority is repealed by the City Council.

SECTION 2. Except as provided herein, Ordinance 2020-18, as amended, shall remain in full force and effect.

SECTION 3. The City Clerk shall be, and is hereby directed and authorized to publish this Ordinance in pamphlet form as provided by law.

SECTION 4. This Ordinance is enacted pursuant to the authority granted to the City as a home rule unit by Article VII, Section 6 of the 1970 Illinois Constitution.

SECTION 5. This ordinance shall be effective immediately after its execution and publication as required by law.

PASSED this 13th day of April 2020.

APPROVED this 15th day of April 2020.

CITY OF BLOOMINGTON

Tari R. Pendergast, Mayor

ATTEST

Leslie G. Gamm, City Clerk



ORDINANCE NO. 2020 - 25

AN ORDINANCE AMENDING THE LOCAL EMERGENCY DECLARATION ORDINANCE, ORDINANCE 2020-18, TO ADD A NEW SECTION 2(P) TO ALLOW THE PRORATION OF THE CITY'S VIDEO GAMING LICENSE FEES

BE IT ORDAINED by the City Council of the City of Bloomington, Illinois:

SECTION 1. That Ordinance 2020-18 is hereby amended by adding a new Section 2(P) as follows:

(P) Video Gaming License Fee Proration; Other License Fee Prorations. To account for the mandated closure of video gaming establishments, the City shall prorate the City's video gaming license fee as follows: (1) for the license year May 1, 2019, through April 30, 2020, the City shall reimburse license holders 12% of the license fee paid within 15 days of adoption of this Ordinance; and (2) for the license year May 1, 2020, through April 30, 2021, the City shall issue a refund of the license fee based on the prorated amount of time the establishment was not authorized to operate within said year by the Illinois Gaming Board due to the COVID-19 pandemic or may otherwise offset said amount when the license fee is paid. Any such refund shall be paid by the City within 15 days after video gaming establishments are lawfully authorized to resume operations by the Illinois Gaming Board. The City Manager is similarly authorized, by Executive Order, with the written concurrence of both the Mayor and Mayor Pro Tem, to prorate other annual City license fees for license holders that are not permitted to operate by state or federal mandate due to the COVID-19 pandemic.

SECTION 2. Except as provided herein, Ordinance 2020-18, as amended, shall remain in full force and effect.

SECTION 3. The City Clerk shall be, and is hereby directed and authorized to publish this Ordinance in pamphlet form as provided by law.

SECTION 4. This Ordinance is enacted pursuant to the authority granted to the City as a home rule unit by Article VII, Section 6 of the 1970 Illinois Constitution.

SECTION 5. This ordinance shall be effective immediately after its execution and publication as required by law.

PASSED this 27th day of April 2020.

APPROVED this 28th day of April 2020.

CITY OF BLOOMINGTON

Tari Penner
Tari Penner, Mayor

ATTEST

Leah Loomis
Leah Loomis, City Clerk



ORDINANCE NO. 2020 - 30

**AN ORDINANCE AMENDING THE LOCAL EMERGENCY DECLARATION ORDINANCE,
ORDINANCE 2020-18, TO ADD A NEW SECTION 2(Q) REGARDING LIQUOR LICENSE FEES
AND A NEW SECTION 2(R) REGARDING COVID-19 GRANTS**

BE IT ORDAINED by the City Council of the City of Bloomington, Illinois:

SECTION 1. That Ordinance 2020-18 is hereby amended by adding a new Section 2(Q) as follows:

(Q) Liquor License Fee Proration. Establishments with a City liquor license that are not operating due to the pandemic, may apply to have their license fees prorated for the license year based on the amount of time the business was closed due to Executive Order of the Governor of the State of Illinois. To qualify for a proration in the license fee, the establishment must have been closed and may not have been providing curbside pickup and/or delivery. This shall be a one-time proration and only for establishments that were closed continually for at least 30 days. Establishments must apply for the proration refund to the City Clerk and shall be required to provide proof of closure by affidavit and/or other documentation as deemed appropriate by the City Clerk. Applications must be received by the City Clerk at least 30 days after establishments are allowed to have customers/patrons “dine-in” regardless of capacity restrictions.

SECTION 2. That Ordinance 2020-18 is hereby amended by adding a new Section 2(R) as follows:

(R) COVID-19 GRANT AGREEMENTS. The City Manager, or designee, is authorized to enter into grant agreements on behalf of the City related to the COVID-19 pandemic and to submit grant applications related to same.

SECTION 3. Except as provided herein, Ordinance 2020-18, as amended, shall remain in full force and effect.

SECTION 4. The City Clerk shall be, and is hereby directed and authorized to publish this Ordinance in pamphlet form as provided by law.

SECTION 5. This Ordinance is enacted pursuant to the authority granted to the City as a home rule unit by Article VII, Section 6 of the 1970 Illinois Constitution.

SECTION 6. This ordinance shall be effective immediately after its execution and publication as required by law.

PASSED this 11th day of May 2020.

APPROVED this 12th day of May 2020.

CITY OF BLOOMINGTON

Tari Renner, Mayor

ATTEST

Leticia Young, City Clerk



ORDINANCE NO. 2020 - 38

**AN ORDINANCE AMENDING THE LOCAL EMERGENCY DECLARATION ORDINANCE,
ORDINANCE 2020-18, TO ADD A NEW SECTION 2(S) REGARDING
TEMPORARY OUTDOOR BUSINESS OPERATIONS AND STREET CLOSURES**

BE IT ORDAINED by the City Council of the City of Bloomington, Illinois:

SECTION 1. That Ordinance 2020-18 is hereby amended by adding a new Section 2(S) as follows:

(S) Temporary Outdoor Business Operations & Street Closures. The City Manager shall have the authority, through Executive Order, to temporarily close streets, or portions thereof, for outside use by businesses when said closure can be performed in a safe manner. The City Manager is also authorized to allow for the outdoor temporary expansion of premises for businesses, including but not limited to on closed public streets and/or other right-of-way areas of the City, including parking lots, parking spaces and alleys. The City Manager shall provide for the closure of any streets and the process for expansion of premises by Executive Order. No fee shall be required for any expansion, but appropriate insurance, waivers, barriers, plans, and other safety measures may be required. The City Manager may likewise waive any other requirements related to the expansion of a business premises for off-premises use and/or the placement of tents for outdoor use and may implement other Executive Orders to allow for and expedite the allowance of outdoor business operations.

SECTION 2. Except as provided herein, Ordinance 2020-18, as amended, shall remain in full force and effect.

SECTION 3. The City Clerk shall be, and is hereby directed and authorized to publish this Ordinance in pamphlet form as provided by law.

SECTION 4. This Ordinance is enacted pursuant to the authority granted to the City as a home rule unit by Article VII, Section 6 of the 1970 Illinois Constitution.

SECTION 5. This ordinance shall be effective immediately after its execution and publication as required by law.

PASSED this 26th day of May 2020.

APPROVED this 27th day of May 2020.

CITY OF BLOOMINGTON

Tari Renner
Tari Renner, City Clerk

ATTEST

Leslie Simon Recum
Leslie Simon Recum, City Clerk



ORDINANCE NO. 2020 - 45

AN ORDINANCE AMENDING THE LOCAL EMERGENCY DECLARATION ORDINANCE,
ORDINANCE 2020-18, TO MODIFY SECTION 2(H) REGARDING THE MORATORIUM ON
INTEREST, FINES AND PENALTIES

BE IT ORDAINED by the City Council of the City of Bloomington, Illinois:

SECTION 1. That Ordinance 2020-18 is hereby amended by modifying Section 2(H) as follows:

- (S) Moratorium on Interest, Fines and Penalties. No interest, fines and/or penalties shall accrue or be assessed on amounts owed to the City as of March 1, 2020 and thereafter until our region begins Phase 4 of the Restore Illinois Plan, for City utility payments, food and beverage taxes (although timely tax return filings are still required), parking tickets and/or ordinance violations, so long as said obligations to the City are paid within ninety (90) days after our region hits Phase 4 of the Restore Illinois Plan, expected to be June 26, 2020, 30 days after the conclusion of Governor Pritzker's Gubernatorial Disaster Proclamation, including any and all renewals thereof, or until this provision is amended or repealed by the City Council. The City Manager is similarly authorized, by Executive Order, to extend the deadlines for payments related to any other amounts due and owing the City.

SECTION 2. Except as provided herein, Ordinance 2020-18, as amended, shall remain in full force and effect.

SECTION 3. The City Clerk shall be, and is hereby directed and authorized to publish this Ordinance in pamphlet form as provided by law.

SECTION 4. This Ordinance is enacted pursuant to the authority granted to the City as a home rule unit by Article VII, Section 6 of the 1970 Illinois Constitution.

SECTION 5. This ordinance shall be effective immediately after its execution and publication as required by law.

PASSED this 24th day of June 2020.

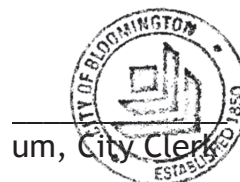
APPROVED this 25th day of June 2020.

CITY OF BLOOMINGTON

Tari Renner _____
or

ATTEST

Les _____



ORDINANCE NO. 2020 - 61

**AN ORDINANCE AMENDING THE LOCAL EMERGENCY DECLARATION ORDINANCE,
ORDINANCE 2020-18, TO ADD A NEW SECTION 2(T) SUSPENDING
DOWNTOWN SHUTTLES**

BE IT ORDAINED by the City Council of the City of Bloomington, Illinois:

SECTION 1. The City Council finds that: (1) as McLean County is currently on the warning level for the new cases per 100,000, additional emergency measures are necessary to restrict the spread of COVID-19; and (2) the operation of the downtown shuttles, used to carry patrons to and from bars in vehicles where social distancing is not possible, creates a public health and safety risk during this time of rising cases; and (3) that the suspension of downtown shuttles is necessary for the public health and safety of the community.

SECTION 2. That Ordinance 2020-18 is hereby amended by adding a new Section 2(T) as follows:

(T) Suspension of Downtown Shuttles. All licenses and certificates of public convenience for downtown shuttles issued under Chapter 40, Article X of the City Code are hereby suspended and no downtown shuttle shall operate until the repeal and/or termination of this Ordinance or provision. No additional and/or new licenses or certificates shall be issued until the repeal or termination of this Ordinance or provision.

SECTION 3. Except as provided herein, Ordinance 2020-18, as amended, shall remain in full force and effect.

SECTION 4. The City Clerk shall be, and is hereby directed and authorized to publish this Ordinance in pamphlet form as provided by law.

SECTION 5. This Ordinance is enacted pursuant to the authority granted to the City as a home rule unit by Article VII, Section 6 of the 1970 Illinois Constitution.

SECTION 6. This ordinance shall be effective immediately after its execution and publication as required by law.

PASSED this 14th day of September 2020.

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APPROVED this 16th day of September 2020.

CITY OF BLOOMINGTON

 Tari Renner
T... .., ...r

ATTEST

 Leslie Friedrich-Jung
Lesl... ..m, City Clerk

