



**CITY OF
BLOOMINGTON
COUNCIL MEETING
NOVEMBER 9, 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 - Scott Black
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, NOVEMBER 9, 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 the lesser of 25 persons or 25% of room capacity and will require compliance with City Hall COVID-19 protocols and social distancing.

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. **Council Member Appointment/Swearing-In**
Clerk-led Roll Call Vote
 - A. Consideration and action to approve the Appointment of Mollie Ward to City Council for Ward 7, as requested by the Administration Department. *(Recommended Motion: The proposed Appointment be approved.)*
 - B. Swearing-In
6. **COVID-19 Update by City Manager**
7. **Recognition/Appointments**
 - A. Recognition of Service, as requested by the Administration Department. *(Recommended Motion: None; recognition only.)*
 - B. Proclamation recognizing November 18, 2020 as GIS Day, as requested by the Administration Department. *(Recommended Motion: None; recognition only.)*

- C. Recognition of Appointments to various Boards and Commissions, as requested by the Administration Department. *(Recommended Motion: None; recognition only.)*

8. 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>.

9. Consent Agenda

Electronic Roll Call Vote

- A. Consideration and action to approve the Minutes of the September 21, 2020 Committee of the Whole Meeting, as requested by the City Clerk Department. *(Recommended Motion: The proposed Minutes be approved.)*
- B. Consideration and action to approve the Minutes of the September 28, 2020 Regular City Council Meeting, as requested by the City Clerk Department. *(Recommended Motion: The proposed Minutes be approved.)*
- C. Consideration and action to approve Bills and Payroll in the amount of \$6,273,316.32, as requested by the Finance Department. *(Recommended Motion: The proposed Bills and Payroll be approved.)*
- D. Consideration and action on a Resolution Waiving the Formal Bidding Requirements and Approving a Contract with Republic Services for the Disposal of Non-special Waste Materials, in the amount not to exceed \$75,000, as requested by the Public Works Department. *(Recommended Motion: The proposed Resolution and Contract be approved.)*
- E. Consideration and action on an Ordinance Approving a Zoning Map Amendment for Property Located North of E. Empire Street/Route 9 and East of Towanda Barnes Road, Approximately 14 Acres in the Harvest Pointe Subdivision, from B-1 General Commercial District to R-2 Mixed Residence District, as requested by the Economic & Community Development Department. *(Recommended Motion: The proposed Ordinance be approved.)*
- F. Consideration and action on a Request from the City of Bloomington for a Class EAS (Entertainment, All Types of Alcohol, and Sunday Sales) Liquor License to operate at the location commonly referred to as Grossinger Motors Arena, located at 101 S. Madison St., as requested by the City Clerk Department. *(Recommended Motion: The proposed Application be approved contingent upon compliance with all building, health, and safety codes.)*

10. Regular Agenda

Electronic Roll Call Vote

- A. Consideration and action to approve the 2020 Property Tax Levy Estimate for the City of Bloomington and the Bloomington Public Library, as requested by the Finance Department. *(Recommended Motion: The proposed Property Tax Levy Estimate be approved.) (Presentation by Scott Rathbun, Finance Director, 5 minutes; and City Council discussion, 5 minutes.)*

- B. Consideration and action on Council Member Carrillo's Agenda Initiative Proposal to make Indigenous Peoples' Day a City holiday, as requested by Council Member Jenn Carrillo. *(Recommended Motion: That staff be provided direction on and directed to draft an Ordinance recognizing Indigenous Peoples' Day.) (Presentation by Jenn Carrillo, Council Member, 3 minutes; and City Council discussion, 20 minutes.)*
- C. 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

**COUNCIL MEMBER
APPOINTMENT/
SWEARING-IN**



ORDER OF BUSINESS ITEM NO. 5.A

FOR COUNCIL: November 9, 2020

SPONSOR: Administration Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action to approve the Appointment of Mollie Ward to City Council for Ward 7, as requested by the Administration Department.

RECOMMENDED MOTION:

The proposed Appointment be approved.

STRATEGIC PLAN LINK:

-Goal 5. Great Place - Livable, Sustainable City

STRATEGIC PLAN SIGNIFICANCE:

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

BACKGROUND: The Mayor of the City of Bloomington has nominated, and asks your concurrence in the appointment of:

Mollie Ward to the Bloomington City Council. Mollie would be appointed to fill the Ward 7 vacancy on the City Council. Her term would be effective immediately, expiring on 4-30-21. Her resume is on file in the Administration Office.

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: Mayor contacts all recommended appointments.

FINANCIAL IMPACT: N/A

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: Amy Overton, Executive Assistant

Reviewed by:

B.M. 72

Billy Ryus, Deputy City Manager

11/3/2020

Jara Henry

Jara Henry, Legislative Assistant

11/3/2020

Recommended by:

T. Gleason

Tim Gleason, City Manager

RECOGNITIONS



RECOGNITION/APPOINTMENTS ITEM NO. 7.A

FOR COUNCIL: November 9, 2020

SPONSOR: Administration Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Recognition of Service, 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: Recognition of Scott Black's service as Ward 7 Council Member from 2013-2020.

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:

A handwritten signature in black ink, appearing to read 'B. Ryus' followed by a large flourish.

Billy Ryus, Deputy City Manager

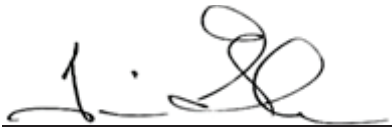
11/5/2020

A handwritten signature in black ink, appearing to read 'Tara Henry'.

Tara Henry, Legislative Assistant

11/5/2020

Recommended by:

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Tim Gleason, City Manager



RECOGNITION/APPOINTMENTS ITEM NO. 7.B

FOR COUNCIL: November 9, 2020

SPONSOR: Administration Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Proclamation recognizing November 18, 2020 as GIS Day, 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:

A handwritten signature in black ink, appearing to read 'B. Ryus'.

Billy Ryus, Deputy City Manager

11/4/2020

A handwritten signature in black ink, appearing to read 'Tara Henry'.

Tara Henry, Legislative Assistant

11/4/2020

Recommended by:

A handwritten signature in black ink, appearing to read 'Tim Gleason'.

Tim Gleason, City Manager

Attachments:

- ADM 1B GIS Day 2020 Proclamation

Proclamation

*McLean County, City of Bloomington, Town of Normal,
Illinois Wesleyan University, and Illinois State University*

WHEREAS, the local GIS (Geographic Information Systems) community and the McLean County GIS Consortium is requesting that the date of November 18th and the year 2020 be recognized as GIS Day and the Twenty-fifth Anniversary of the McLean County GIS Consortium.

WHEREAS, Geography has played a defining role in the settlement, history, and cultural heritage of our nation and humanity; and

WHEREAS, an understanding of geospatial concepts is crucial to maintaining a balance between the wise use of earth's natural resources, continue economic prosperity, and the general health and well-being of citizens; and

WHEREAS, the management, use, and exchange of geographic information is essential for effective decision making by all local agencies involved; and

WHEREAS, GIS technology provides an efficient and effective means for managing geographic information; and

WHEREAS, extensive efforts are underway in various public and private agencies and organizations throughout the United States and the world to develop, incorporate, and utilize GIS technology; and

WHEREAS, there is a need to promote GIS awareness, education, and technical training among various groups to most appropriately and widely utilize this rapidly developing technology; and

WHEREAS, the cooperation of the local participants for the past twenty-five years has resulted in a great benefit for the public good through the development of common GIS datasets and applications that are maintained at the local level; and

WHEREAS, the local GIS benefits the public by providing spatial data resources for more effective emergency management and response through addressing and response zones; management of public assets such as streets, sewers, and water mains; management of property boundaries and subdivisions; management of taxing district boundaries; management of regulatory zones such as zoning and historic districts; management of political boundaries such as wards and precincts; management of natural features such streams, flood zones and topography; and

NOW, THEREFORE, WE, Chairman of the McLean County Board; Mayor of the City of Bloomington; Mayor of the Town of Normal; President, Illinois Wesleyan University; President, Illinois State University, do hereby declare Wednesday the

18th of November, 2020

as

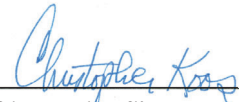
GIS Day and the Twenty-fifth Anniversary of the McLean County GIS Consortium.



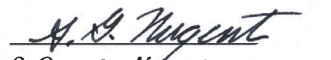
*John McIntyre
Chairman
McLean County Board*



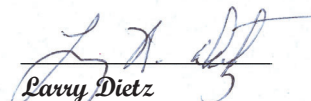
*Tari Renner
Mayor
City of Bloomington*



*Christopher Koos
Mayor
Town of Normal*



*S. Georgia Nulgent
President
Illinois Wesleyan University*



*Larry Dietz
President
Illinois State University*



RECOGNITION/APPOINTMENTS ITEM NO. 7.C

FOR COUNCIL: November 9, 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 October 26, 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

11/2/2020


Tara Henry, Legislative Assistant

11/4/2020

Recommended by:

A handwritten signature in black ink, appearing to read 'Tim Gleason', is positioned above a horizontal line.

Tim Gleason, City Manager

Attachments:

- ADM 2B Recognition of Appointment from 102620_BN CVB_Historic Preservation



Appointment

Justin Boyd: B/N Convention & Visitors Bureau Board



Appointment

Greg Koos: Historic Preservation Commission

CONSENT AGENDA



CONSENT AGENDA ITEM NO. 9.A

FOR COUNCIL: November 9, 2020

SPONSOR: City Clerk Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action to approve the Minutes of the September 21, 2020 Committee of the Whole 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

10/23/2020

Recommended by:

A handwritten signature in black ink, appearing to read 'Tim Gleason', is positioned above a horizontal line.

Tim Gleason, City Manager

Attachments:

- CLK 1B DRAFT 09-21-2020 COW Minutes



**MINUTES
COMMITTEE OF THE WHOLE CITY COUNCIL MEETING
MONDAY, SEPTEMBER 21, 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 City Clerk, Leslie Yocum, in-person in the City Hall's Council Chambers at 6:00 p.m., Monday, September 21, 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

Leslie Yocum, City Clerk, stated that City Manager Tim Gleason would provide the COVID-19 update during the City Manager's Report later in the meeting.

Public Comment

Mayor Renner opened the meeting for public comment and Scott Stimeling who had registered to speak, spoke live. Mrs. Yocum informed Council that Jon Reed was the only other person to register, but that he was not present in the meeting. She then stated that Herb and Pamela Eaton were the only emailed public comment 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.

Council Member Emig made a motion, seconded by Council Member Carrillo, that the Consent Agenda, including all items listed below, be approved as presented.

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

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

Motion carried.

Item 5.A. Consideration and action to approve the Minutes of the July 20, 2020 Committee of the Whole Meeting, as requested by the City Clerk Department. (Recommended Motion: The proposed Minutes be approved.)

Item 5.B. Consideration and action to approve the Minutes of the August 17, 2020 Committee of the Whole Meeting, as requested by the City Clerk Department. (Recommended Motion: The proposed Minutes be approved.)

Presentation, Discussion, and Direction on Future Agenda Topics

The following item was presented:

Item 6.A. Presentation on the adoption of the 2018 editions of the International Code Council Building, Residential, Swimming Pool, Mechanical, Fire, Fuel Gas, Existing Building, Energy Conservation and Property Maintenance Codes and the 2020 National Electric Code, as requested by the Community Development Department and the Fire Department.

Mr. Gleason briefly introduced the item and noted that it would appear on a City Council agenda within the month.

Melissa Hon, Economic and Community Development Director, explained that the proposed updates to the building code were needed in order to modernize the City's building code. She introduced Bob Mahrt, Retired Director of Community Development, and Chris McAllister, Building Safety Official, for the presentation.

Mr. Mahrt acknowledged Carey Snedden, Code Enforcement Division Manager; Chris McAllister, Building Safety Official; the Building Board of Appeals; and the Property Maintenance Review Board for their work on the project. He provided a brief history of the City's building codes and provided a general overview of the Local and Statewide Codes.

Mr. Mahrt discussed various workshop meetings and virtual presentations that were held with a variety of boards and professional organizations on the proposed code changes. He highlighted that, as part of the public outreach, the Building Board of Appeals and the Property Maintenance Review Board had directed staff to send notices to more than 1,200 registered contractors and plumbers, as well as approximately 1,250 registered landlords within the City. Mr. Mahrt went on to discuss in detail the various proposed changes to the individual Local and Statewide Codes. He pointed out that the proposed update from the 2018 International Residential Code would allow for "Tiny Homes" and noted that the City did not currently have a minimum dwelling unit size in the residential districts. He explained that the adoption of the presented code would have the potential to allow for the redevelopment of neighborhoods with smaller lot sizes. He then discussed the 2018 International Fire Code, which would require retroactive installation of 1103.5 Commercial Sprinkler Systems ("1103.5") for liquor license holders that had an occupancy of 300 or more. He explained that staff would also propose alternative motions which would include the adoption of 1103.5 in full, the deletion of 1103.5 in its entirety, or requiring compliance of 1103.5 by January 1, 2024. He explained that the Building Board of Appeals had recommended to delete 1103.5 in its entirety. He ended by addressing impacts and concerns about the adoption of 1103.5.

Council Member Mathy noted that the Association of Realtors had been consulted about sprinkler systems for 1-2 bedroom units and then asked about the Fire Department's

recommendation. Mr. Mahrt responded that Fire Chief Mohr believed that adoption was not something to pursue at the time. Mr. Mahrt highlighted that most municipalities had chosen to delete 1103.5, or had found a way to work it. Council Member Mathy went on to discuss procedural methods with Mr. Mahrt. Council Member Mathy then asked about house surge protection under the proposed changes to the Electrical Code. Mr. McAllister responded that under the 2017 National Electric Code, whole-house surge protection would apply to new construction and upgraded services. Council Member Mathy was supportive of the proposed code change.

Council Member Crabill noted there were minimal changes to energy efficiency between the 2012 and the 2018 editions of the International Conservation Code. He suggested Council wait until the 2021 edition was finalized, which would increase energy efficiency up to 10%, and had updated standards on renewable energy. Mr. Mahrt responded that adopting the 2021 edition was too progressive and explained that normal procedure was to allow time between adoptions, providing time to understand the new standards. Mr. McAllister stated that for a municipality to enforce the 2021 edition, the 2018 edition must be adopted as a minimum standard. Council Member Crabill asked if the State of Illinois had to adopt the 2021 edition before the City could. Mr. McAllister responded that portions were able to be adopted before State adoption.

Council Member Emig asked if the next set of International Code Council ("ICC") Codes would be amended in 2021 and asked for details on that adoption timeline. Mr. McAllister responded that ICC published a new cycle every three years and typically there was a lag between when the newest edition was released and when municipalities adopted it. He noted that staff believed the retroactive updates to the 1103.5 should be reviewed in 2021. Council Member Emig confirmed that the retroactive updates would be addressed at a later date due to the hardships caused by COVID-19 and Mr. McAllister confirmed.

Council Member Boelen asked if structures were grandfathered in, or if all structures had to come up to code. Mr. McAllister stated that buildings must meet standards from when the building was built; however, the International Fire Code (Fire Prevention) also had standards that applied to existing buildings. He explained that any new construction or remodeled existing structures would need to meet Code. Council Member Boelen asked clarifying details on the types of businesses that may be required to update their sprinkler systems and Mr. McAllister responded accordingly.

Council Member Carrillo asked if carbon monoxide detectors and gender-neutral bathrooms had been considered in the proposed updates. Mr. McAllister responded that he believed the State required carbon monoxide detectors for all residential housing and that the Plumbing Code did not address gender-neutral bathrooms. Council Member Carrillo asked if Council could require gender-neutral bathrooms as part of the Code they will approve. Jeff Jurgens, Corporation Counsel, commented to a law that had passed in 2019 regarding gender-neutral public bathrooms. He stated that the Legal Department would reexamine the validity to require private businesses to have gender-neutral bathrooms. Council Member Carrillo expressed interest in additional discussion of requiring gender neutral bathrooms. She then asked what staff capacity would be needed to enforce the Code changes discussed and what Council could do to assist. Mr. McAllister stated that inspectors were required to complete ongoing continuing education requirements in order to maintain their credentials. He encouraged Council to support additional education opportunities. Council Member Carrillo confirmed the number of inspectors and asked how often residences were inspected.

Mr. Mahrt responded that the City had two residential property inspectors who inspected approximately 12,000 rental dwelling units on 3,000 properties on three-year rotating cycles. He stated if substantial complaints were received on a property outside of the inspection cycle, additional residential inspections were made as needed.

Council Member Carrillo motioned, seconded by Council member Mathy, to extend the discussion time by five minutes.

Mayor Renner asked 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 expressed her support of the proposed code updates and asked what Fire Prevention Service's opinion was on the deletion of 1103.5 of the Fire Code. Mr. Mahrt reiterated the statements from Fire Chief Mohr and provided additional details. Council Member Bray expressed interest in further conversation on 1103.5 and suggested three alternative options for adoption. She stated that safety was her main priority.

Council Member Black added that a robust public comment was critical before Council decided how to proceed.

Council Member Mathy motioned, seconded by Council Member Carrillo, to extend the discussion time by an additional five minutes.

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

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

Motion carried.

Council Member Mathy agreed with Council Member Bray on the need for further discussion of 1103.5 and expressed concern with the affordability of a sprinkler system which could cause undue burdens on establishments, specifically non-profit organizations.

Council Member Bray suggested exploring grant options.

Council Member Carrillo agreed with Council Member Bray on safety and with Council Member Mathy on the importance of affordability.

Council Member Mwilambwe left at 6:57 p.m.

The following item was presented:

Item 6.B. Discussion regarding a program for Art on Public Rights of Way, as requested by the Administration Department.

Mr. Gleason provided a brief overview and recognized the following for their passion calling them "Program Champions": (1) Herb Eaton; (2) Pam Eaton; (3) Former Alderperson Diana Hauman; (4) Dave Hauman; (5) Vicki Tilton; and (6) Tim Tilton.

Mayor Renner left at 6:58 p.m.

Billy Tyus, Deputy City Manager, addressed Council and discussed interests in the installation of public art throughout the community. He explained that "public art" meant art on public property, sidewalk art, murals on City property, and art in the park. He discussed the concept of the creation of a Review Committee ("Committee") that would have

an annual Call to Artists where the Committee would develop pre-established criterion for the selection of art pieces. He believed the development of a committee would eliminate staff and Council from making all the decisions and would instead encourage public participation. He stated that the proposed Committee would be comprised of two members of the Beatification Committee, two members of the Cultural Commission, and three members of the public. The Committee would review proposals and submit their recommendation to Council, where Council would have final approval. Mr. Tyus mentioned that other cities that have similar art programs. He discussed funding options that included private funds through fundraising, City funds, development fees such as park land dedication fees, and the option to have a portion of a development project's budget include monies for art installations.

Mayor Renner and Council Member Mwilambwe returned at 7:07 p.m.

Council Member Carrillo believed that art in community spaces could bring people together and that the public members on the Committee should rotate based on the neighborhood where the art would be installed. She also believed the City should be good partners by providing funds to art installations.

Council Member Mathy noted that most of the existing art installations focused on the core of the City or downtown. He believed art installations should be spread throughout the City.

Mayor Renner left and returned at various times between 7:10 p.m. and 7:16 p.m.

Council Member Bray believed the approach should be consistent throughout the City to show who the City of Bloomington is overall, and to create a sense of community instead of segregating neighborhoods.

Council Member Crabill noted that art installations could attract economic development and tourism. He agreed with both Council Members Bray and Carrillo in that art should fit into specific neighborhoods, as well as the City overall. He suggested the City provide project seed money.

Council Member Emig expressed support in public art and suggested that the framework of the program allow opportunities for community feedback. She expressed support in art funds included in construction budgets and suggested utilizing grant funding.

Council Member Boelen reminded Council that the art are they are discussing would be on public property and that it would either be installed in the Downtown area or in parks throughout the City. She preferred private funds be invested, in addition to public funds. She asked if the proposed funds within construction project budgets could focus on only street and sewer projects or could construction projects be included as well. Mr. Tyus responded that Council could define that as well.

Council Member Mwilambwe thanked Mr. Tyus and expressed concern about placing art on buildings that would later need to be demolished, taking the art with it. He encouraged Council and staff to think bigger and create a theme to the art installations across the City.

Council Member Carrillo believed a balance could be created between a City identity and neighborhood identity.

Council Member Bray believed the project was an opportunity to bring the community together and opposed the idea that only specific areas of the community reflect diversity.

City Manager's Report (5 minutes)

Mr. Gleason reminded the community of the upcoming Downtown Farmer's Market and to complete the 2020 Census. He highlighted the City's Small Business Assistance Grant Program and mentioned the demolition of O' Neil pool.

Mr. Gleason provided an employee update, noting a few COVID-19 positive tests, but that staff continued to be vigilant on safety. He highlighted that McLean County had been removed from the COVID-19 watch list as the number of positive cases were trending down. He explained that staff continued to enforce compliance on a case-by-case basis versus blanket enforcement.

Mayor Renner thanked Mr. Gleason for the aggressive enforcement of COVID-19 compliance and then gave the floor to Council Member Black, who informed the community that he and his wife had recently purchased a home that was not within the boundaries of Ward 7 in which he represented. He then discussed his need to resign from his position in late October. He noted his family would continue to reside in West Bloomington and expressed how honored he was to have served for the past 8 years. He thanked Mayor Renner for the opportunity to address the community and Mayor Renner thanked him for his service.

Executive Session - Cite Section

No Executive Session was held.

Adjournment

Council Member Carrillo made a motion, seconded by Council Member Bray, that the meeting be adjourned.

Motion carried (viva voce).

The meeting adjourned at 7:33 p.m.

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Amanda Mohan, Deputy City Clerk



CONSENT AGENDA ITEM NO. 9.B

FOR COUNCIL: November 9, 2020

SPONSOR: City Clerk Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action to approve the Minutes of the September 28, 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

11/2/2020

Recommended by:

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

Tim Gleason, City Manager

Attachments:

- CLK 2B DRAFT 09-28-2020 City Council Minutes



MINUTES
REGULAR SESSION CITY COUNCIL MEETING
MONDAY, SEPTEMBER 28, 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 City Clerk, Leslie Yocum, in-person in the City Hall's Council Chambers at 6:00 p.m., Monday, September 28, 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	Absent	

COVID-19 Update by City Manager

City Manager Tim Gleason informed the Council of continued COVID-19 compliance checks and that notices of non-compliance were being forwarded to the Liquor Commissioner. He stated that no new violations had been issued.

Mayor Renner stated that few establishments had received compliance warnings from the Police Department, which resulted in the establishments' immediate compliance.

Recognition/Appointments

A. Proclamation recognizing October 4-10, 2020 as Fire Prevention Week

Mayor Renner read the Proclamation aloud. Fire Chief Brian Mohr addressed Council and recognized Eric Davison, Public Education Officer, who had worked during COVID to ensure fire education could still continue in schools. He pointed out that Officer Davison had work with local schools to develop a virtual tour of the Fire Department's Headquarters, which included live question and answer segments for students. Chief Mohr then shared additional outreach and community education efforts available.

Public Comment

Mayor Renner opened the meeting for public comment and the following individuals spoke in person: (1) Cecilia Long; (2) Sarah Hurley; (3) Sonny Garcia; (4) Scott Stimeling; (5) Nestor Makhno; and (6) Charlotte Alvarez. Leslie Yocum, City Clerk, then stated that no emailed public comment had been 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.

Council Member Boelen made a motion, seconded by Council Member Black, that the Consent Agenda, including all items listed below, be approved as presented.

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

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

Motion carried.

Item 8.A. Consideration and action to approve Bills and Payroll in the amount of \$7,457,183.62, as requested by the Finance Department. (Recommended Motion: The proposed Bills and Payroll be approved.)

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

Item 8.C. Consideration and action to approve the Purchase of one (1) Caterpillar 430-07 Backhoe from Altorfer Cat of East Peoria, Illinois, using the Sourcewell Contract (# 032119-CAT, exp 5/13/23), in the amount of \$179,860, and authorization to dispose of a 2013 Caterpillar 430FIT Backhoe by electronic public auction , as requested by the Public Works Department. (Recommended Motion: The proposed Purchase and Disposal be approved.)

Item 8.D. Consideration and action to approve the Purchase of a Vermeer BC1800XL (Brush Chipper) from Vermeer Sales and Service of Illinois, Inc. in the amount of \$70,385.00, utilizing the Sourcewell Government joint purchasing contract # 062117-VRM, exp. 8/18/2021 , as requested by the Parks, Recreation and Cultural Arts Department. (Recommended Motion: The proposed Purchase be approved.)

Item 8.E. Consideration and action to approve a Contract with US Digital Designs for updating station alerting in all Fire Stations and Bloomington Dispatch, in the amount not to exceed \$187,905.38, utilizing RFP #2020-25 , as requested by the Fire Department and the Police Department. (Recommended Motion: The proposed Contract be approved.)

Item 8.F. Consideration and action on an Ordinance Approving an Application Submitted by Speed Lube 10 Minute Oil Change Shops Inc Requesting Approval of a Special Use Permit and Legislative Site Plan Review for an Oil Change/Vehicle Service Station at 1209 Holiday Drive, Bloomington IL 61704, Zoned B-1 General Commercial District , as requested by the Economic & Community Development Department. (Recommended Motion: The proposed Ordinance be approved.)

Item 8.G. Consideration and action on an Ordinance Approving a Zoning Map Amendment for Property Located at 808 S. Morris Ave., Approximately 0.15 Acres, from B-2 Local Commercial District to R-2 Mixed Residence District; and on a Resolution Initiating Zoning Map Amendments for Property Located at 806 S. Morris Ave. and 829 W. Elm St. from B-2 Local Commercial District to R-2 Mixed Residence District , as requested by the Economic & Community Development Department. (Recommended Motion: The proposed Ordinance and Resolution be approved.)

Item 8.H. Consideration and action on an Ordinance Amending Chapter 3 of the City Code on Election Signs, as requested by the Legal Department. (Recommended Motion: The proposed Ordinance be approved.)

Item 8.I. Consideration and action on the Request of Lil Beaver Brewery, LLC, d/b/a Lil Beaver Brewery, located at 16 Currency Drive, requesting a redefinition of the approved licensed premises for service and consumption to allow for a recent building expansion , as requested by the City Clerk Department. (Recommended Motion: The proposed Request be approved contingent upon compliance with all building, health, and safety codes.)

Item 8.J. Consideration and action on the Application of TA Operating, LLC, d/b/a Travel Centers of America #092, located at 505 Truckers Lane, requesting a Class GBPS (Convenience Store, Beer and Wine Only, 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.)

Regular Agenda

The following item was presented:

Item 9.A. Presentation, status update, and discussion on the Comprehensive update to Bloomington's Sign Ordinance, as requested by the Economic & Community Development Department and the Legal Department.

Melissa Hon, Economic & Community Development Director, introduced the item, noting the most recent comprehensive revision of the Sign Code had been in 1998. She introduced Katie Simpson, City Planner, who discussed the public outreach process, and then introduced Jackie Wells and John Houseal of Houseal Lavigne Associates for a short presentation.

Mr. Houseal discussed the importance of an update to the Sign Code. He stated that staff focused on visibility and safety of pedestrians, bicyclists, and auto traffic, as well as a specific focus on maintaining Downtown character. He discussed a recent Supreme Court decision that prohibited restrictions on sign content and went on to detail the various focus group meetings, workshops and online questionnaires that had been made available in multiple languages. He noted key proposed changes, as well as adjustments to accommodate new technologies. He provided visuals and discussed survey questions with their results. Mr. Houseal recommended changes to digital signage integration, with limitations on static image ads and concluded his presentation with an explanation of the recommended removal of restrictions on specific types of signage (political signs, realtor signs, etc.) in order to become compliant with the Supreme Court ruling on content regulation.

Council Member Mathy asked if a final draft of the proposed ordinance was available online for public review. Ms. Simpson confirmed that it was available on the Planning and Zoning page of the City's website. Council Member Mathy then discussed questions he'd

received from multiple constituents and recommended that before Council voted there be a coordinated presentation with the McLean County Chamber of Commerce. Mr. Houseal agreed and mentioned a previously well-attended meeting with local business owners that had been held early in the process.

Council Member Boelen agreed with Council Member Mathy's suggestion.

Council Member Crabill agreed as well and expressed concern with the potential to impose undue financial burden on businesses. He believed additional outreach and input was needed, especially from minority-owned businesses.

Council Member Emig asked if the response rates received were typical and if they recommended a phased approach to changes.

The following item was presented:

Item 9.B. Consideration and action on a Resolution Authorizing the Initiation of a Zoning Text Amendment to the Bloomington Zoning Ordinance, Chapter 44 of the City Code, to Establish the R-D Downtown Residential District, and Further Authorizing the Initiation of Map Amendments to the Official Zoning Map for Properties in the City of Bloomington, as requested by the Economic & Community Development Department.

Mr. Gleason asked Mr. Houseal to address Council. Mr. Houseal explained that Council had approved the previous Zoning Ordinance, which increased the amount of high-density zoning of the R-3B District in the neighborhoods surrounding Downtown, and that the approval included a condition that further study be completed on the R-3B District in response to residents' concerns. He discussed current policies and explained that the current policies allotted for the development of high-density housing of up to 70 dwellings per acre. He went on to say that the proposed policy recommended increasing neighborhood density through the development of small-lot single-family housing, townhomes, duplexes and multifamily complexes, but limiting the maximum density of 70 dwelling units per acre in the Central Business District. Mr. Houseal discussed community outreach and the policy direction that resulted from those discussions. He recommended map adjustments and segmenting the R-3B District into R-D Downtown Residence District, 2-R Mixed Residence District, and D-2 Downtown Transitional District. He went on to compare the existing R-3B Multiple-Family Residence District to the new R-D Downtown Residence District and then welcomed questions.

Council Member Mathy thanked Mr. Houseal for his presentation and stated that all the Dimmitt's Grove neighborhood goals had been achieved in the new proposal. He recommended additional time for the community to review the proposed changes.

Council Member Mathy motioned, seconded by Council Member Emig, to table the item to the October 26th Council Meeting.

Council Member Painter agreed with Council Member Mathy's comments.

Mr. Gleason clarified that the approval of the Resolution would actually begin the public involvement side of process, which would then return the proposal to the Planning Commission and then ultimately to City Council for final approval.

Mayor Renner clarified with Council Member Mathy the intent of the motion.

Council Member Mathy withdrew his motion, Council Member Emig concurred.

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

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

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

Motion carried.

The following item was presented:

Item 9.C. Consideration and action on the Local Coronavirus Urgent Remediation Emergency (CURE) Support Program Certification and on an Ordinance Pertaining to the Local CURE Program, as requested by the Finance Department.

Mr. Gleason explained that the item was placed on the agenda at the recommendation of the Illinois Municipal League for reimbursement of expenses due to COVID-19. He explained that staff had tracked COVID-19 expenses since March 2020. He asked Leslie Yocum, City Clerk, to comment on information that was not in the packet. Mrs. Yocum stated that the document included in the packet was incomplete, but that the full document had been provided to Council via email earlier that day. She read for the record the answers to the three questions that had been missing from the document included in the packet.

Council Member Black made a motion, seconded by Council Member Mathy, that the proposed Certification and 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

Motion carried.

The following item was presented:

Item 9.D. Consideration and action on an Ordinance Amending Chapter 7 of the City Code to Implement Updated Video Gaming Licensure Requirements within the City, as requested by the City Clerk Department.

Mrs. Yocum stated that there were three proposed changes. She explained that under the current City Code, an establishment was allowed a 60-day cessation of operations for a variety of reasons and that liquor licenses had a cessation allowance of 180 days. She reminded Council video gaming license were dependent upon liquor license and for that reason staff were recommending to align both license types by amending video gaming cessations to 180 days. Mrs. Yocum highlighted that the City Code also allowed liquor establishments to request an additional 180 days cessation, but that staff were not seeking to include that option for video gaming.

She went on to explain the second change and that in light of COVID-19, staff had moved to accepting electronic submissions and processing of applications. She recommended that the Code be updated to remove the requirement that both paper and electronic floor plans be submitted and to instead edit the Code to only require an electronic floor plan with a paper version made available upon request by the City.

The last change discussed was to require supporting documentation to be submitted with an establishment's request for reduced video gaming terminal fees under the veteran

and fraternal organization license type. She went on to explain that current Code did not address required documents allowing for necessary verification. She also highlighted a similar issue with truck stops and the amount of fuel sales required to maintain their status. Mrs. Yocum explained that staff recommended to specify document requirements to validate if an applicant qualified for the requested reduced fee/license or special type .

Mayor Renner asked if Mrs. Yocum saw a downside to the proposed changes. Mrs. Yocum responded that she did not. She noted that the removal of a paper requirement and the addition of verification documents would assist the Clerk Department in streamlining application processes. She also highlighted that aligning video gaming and liquor deadlines too simplified processes.

Council Member Painter made a motion, seconded by Council Member Crabill, 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

Motion carried.

The following item was presented:

Item 9.E. Discussion and direction on the creation of a Public Arts Commission, as requested by the Administration Department.

Mr. Gleason provided a brief overview of the item and then discussed the creation of the Public Arts Commission and its duties. He mentioned opportunities for public input and ways in which the City could fund a portion of the art.

Council Member Black motioned, seconded by Council Member Boelen, to table to item to a date uncertain to allow for updates.

Council Member Black suggested ex-officio members be placed on the Public Arts Commission and that a public hearing be held to allow for additional public input.

Mayor Renner asked Council Member Black for the reasoning behind his motion. Council Member Black stated that there was a large amount of public interest and he thought it was beneficial to have additional discussion.

Council Member Mathy asked the reasoning behind "a date uncertain" as he was not comfortable not having a timeline on the item.

Council Member Black amended his motion, seconded by Council Member Boelen, to table the item and for it to be brought back at a date before October 26, 2020.

Council Member Carrillo agreed with Council Member Black's comments.

Council Member Boelen wanted a separate robust conversation specifically focused on funding and outlining approval processes. She also requested a separate ordinance for funding projects.

Council Member Painter agreed with the motion and believed many details still needed to be ironed out. She also recommended a public hearing be held for each project.

City Manager Gleason asked Council for clarity on direction for staff.

Council Member Black stated that a public hearing component be added, similar to the Zoning Board of Appeals, and asked for options on the approval of ex-officio members.

Council Member Boelen clarified that she was in favor of the commission design and member selections. She stated that she wanted clarity on funding in Part D of the proposal.

Council Member Painter provided detail on a not-for-profit 501(c)3 that had been set up by former Alderman Diana Hauman, which focused on funding local art. She encouraged staff to tap into public/private partnerships for funding.

Council Member Carrillo recommended that the commission creation and project funding be discussed and voted on separately.

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

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

Motion carried.

The following item was presented:

Item 9.F. 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.

Mr. Gleason informed Council that there was nothing to be considered at this time.

Council Member Black expressed concern on outdoor dining as the weather would soon grow colder and asked staff to consider available options. Mr. Gleason responded that staff had already begun such discussions.

Finance Director's Report

Mr. Gleason stated that while COVID-19 had negative impacts in Bloomington, our community continued to trend better than comparable communities. Scott Rathbun, Finance Director, addressed Council and provided a brief overview of the City's finances since quarantine had begun in March. He noted that the City was trended slightly better than projected and moved on to present a Fiscal Year ("FY") 2021 Major Tax Revenue Summary by highlighting various tax line items, comparing projections versus actual figures, as well as their effects on the budget. He then presented FY 2021 General Fund Revenue & Expenditures and noted that revenues continued to trend higher than projected while expenditures trended lower than projected. He ended by discussing trends in the FY 2021 Enterprise Funds through July 31, 2020.

City Manager's Discussion

City Manager Gleason discussed upcoming Downtown October activities and noted that traditional trick-or-treating would be affected by COVID-19. He reminded the community to complete the 2020 Census and highlighted the City's Small Business Assistance Grant Program. He ended with an update on O'Neil Pool and the Library expansion.

Mayor's Discussion

Mayor Renner thanked staff for exploring alternative options for trick-or-treating. He also thanked Carlo Robustelli, former Convention and Visitors Bureau's Chair, and Council Member Black for their service.

Council Member's Discussion

Council Member Mathy suggested a creative alternative for trick-or-treating.

Council Member Boelen discussed the popular use of curbside pick-up as an alternative to outdoor dining and then encouraged the community to get their flu shot.

Council Member Crabill reminded the community of his virtual town hall meeting on Wednesday, September 30th at 6:00 p.m.

Executive Session - Cite Section

No Executive Session was had.

Adjournment

Council Member Boelen made a motion, seconded by Council Member Mwilambwe, that the meeting be adjourned.

Motion carried (viva voce).

The meeting adjourned at 7:54 p.m.

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Amanda Mohan, Deputy City Clerk



CONSENT AGENDA ITEM NO. 9.C

FOR COUNCIL: November 9, 2020

SPONSOR: Finance Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action to approve Bills and Payroll in the amount of \$6,273,316.32, 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 \$6,273,316.32 (Payroll total \$2,583,789.71, Accounts Payable total \$2,394,951.04, and Bank Transfers total \$1,294,575.57).

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: Frances Watts, Support Staff V

Reviewed by:

A handwritten signature in black ink, appearing to read "F. Scott Rathbun".

F. Scott Rathbun, Finance Director

11/4/2020

A handwritten signature in black ink, appearing to read "Tara Henry".

Tara Henry, Legislative Assistant

11/5/2020

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 Contributi	Totals
10/23/2020	\$ 2,037,633.12	\$ 546,156.59	\$ 2,583,789.71

Off Cycle Adjustments

	PAYROLL TOTAL	\$ 2,583,789.71
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ACCOUNTS PAYABLE (WIRES)

Date	Bank	Total	PCARDS
11/4/2020	AP General	\$ 2,098,649.29	Date Range
	AP JM Scott		Transactions are now included in
11/4/2020	AP Comm Devel	\$ 33,787.64	AP Bank Transfers
11/4/2020	AP IHDA	\$ 964.00	PCARD GRAND TOTAL
11/4/2020	AP Library	\$ 29,447.15	
11/4/2020	AP MFT	\$ 147,927.68	
10/23/2020-11/4/2020	Out of Cycle	\$ 84,175.28	
6/5/2020-10/22/2020	AP Bank Transfers	\$ 1,294,575.57	
	AP TOTAL	\$ 3,689,526.61	

TOTAL	\$ 6,273,316.32
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Respectfully,

F. Scott Rathbun
Director of Finance



CONSENT AGENDA ITEM NO. 9.D

FOR COUNCIL: November 9, 2020

SPONSOR: Public Works Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action on a Resolution Waiving the Formal Bidding Requirements and Approving a Contract with Republic Services for the Disposal of Non-special Waste Materials, in the amount not to exceed \$75,000, as requested by the Public Works Department.

RECOMMENDED MOTION:

The proposed Resolution and Contract be approved.

STRATEGIC PLAN LINK:

-Goal 2. Upgrade City Infrastructure and Facilities

STRATEGIC PLAN SIGNIFICANCE:

-Objective 2c. Functional, well maintained sewer collection system

BACKGROUND: Public Works is recommending the approval of a Resolution waiving the formal bidding requirements and approving a contract with Republic Services for disposal of non-special waste materials, in the amount not to exceed \$75,000. Republic Services is the only local vendor possessing the required permit to dispose of the non-special waste materials as determined during the excavation and street sweepings solicitation process.

Public Works hired a consultant, PDC Technical Services, Inc., to provide information related to pertinent regulations, evaluate bids, and provide insight and recommendations related to vendor permits and valid pathways for City disposal of various materials, including non-special waste. The bids received in March 2020 for excavation material disposal did not include prices for the bid alternate to dispose of non-special waste.

Public Works is also recommending the contract term may be automatically extended in one-year increments for up to three extensions, upon mutual agreement, based upon satisfactory performance, as determined by the Public Works Director and subject to the approval of the City Manager.

The Streets and Sewers Section of the Public Service Division repairs and maintains the City sewer system, including excavation of the ground, resulting in non-special waste materials. The spoils may include soil, sand, gravel, asphalt, concrete, broken utility pipes, and sanitary sewer material. Republic Services possesses the required permit from the Illinois Environmental Protection Agency to accept these types of materials.

City staff is aware of heightened concerns regarding the current COVID-19 pandemic. However, this expenditure is necessary in order to maintain the City's sewer system. The Finance Department is monitoring the financial impact of the pandemic.

The Sanitary Sewer Fund is an Enterprise Fund that generates fees for funding its operations. Sanitary Sewer Fund fees are intended/dedicated solely for the support of the sanitary sewer services to the City, including infrastructure expenditures, such as ongoing maintenance and repairs to sanitary sewer and combined sewer infrastructure, emergency cave-ins and sewer cleaning. The use of fund balance (reserves) is common practice for Enterprise Funds, which oftentimes accumulate fund balance to be used for the execution of larger projects/purchases.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

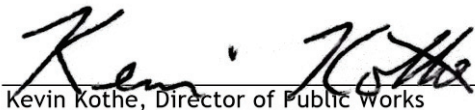
FINANCIAL IMPACT: If approved, payment for this service will be made out of Sanitary Sewer - Landfill & Residual Disposal account (51101100-70650) for an amount not to exceed \$75,000.00. Stakeholders can locate this in the FY 2021 Budget Book titled "Other Funds & Capital Improvement" on page 139.

COMMUNITY DEVELOPMENT IMPACT: Goal UEW-1. Provide quality public infrastructure within the City to protect public health, safety and environment, Objective UEW-1.1. Maintain the existing City operated infrastructure in good condition by prioritizing maintenance over building new and implementing fees to cover costs, Objective UEW-1.7 Reliable and efficient collection systems (sanitary sewer, combined sewer, and storm sewer system) to protect public health, safety and the environment.

Respectfully submitted for Council consideration.

Prepared by: Colleen Winterland, Superintendent of Streets & Sewers

Reviewed by:



Kevin Kothe, Director of Public Works

10/23/2020



Carla Murillo, Procurement Manager

10/26/2020



Chris Tomerlin, Budget Manager

10/26/2020



Jeffrey R. Jurgens, Corporation Counsel

11/5/2020



Tara Henry, Legislative Assistant

11/5/2020

Recommended by:

A handwritten signature in black ink, appearing to read 'Tim Gleason', is positioned above a horizontal line.

Tim Gleason, City Manager

Attachments:

- PW 1B Resolution_Non-Special Waste Disposal Contract 11092020
- PW 1C COLI_Non-Special Waste Material Disposal 11092020
- PW 1D Republic Services Contract

RESOLUTION NO. 2020 - ____

A RESOLUTION WAIVING THE FORMAL BIDDING REQUIREMENTS AND APPROVING A CONTRACT WITH REPUBLIC SERVICES FOR THE DISPOSAL OF NON-SPECIAL WASTE MATERIALS, IN THE AMOUNT NOT TO EXCEED \$75,000

WHEREAS, the City of Bloomington has the ability to waive the technical bidding requirements, pursuant to City Code Chapter 16, Section 50; and

WHEREAS, the City of Bloomington is required to dispose of non-special waste materials removed from the underground sewer repairs in a manner that meets all Illinois Environmental Protection Agency requirements; and

WHEREAS, Republic Services is the only local vendor possessing the required permit to dispose of the non-special waste materials; and

WHEREAS, it is desired to proceed with a Contract with Republic Services in the amount of \$49.50 per ton for non-special waste materials, not to exceed \$75,000; and

WHEREAS, it is the finding of the City Council that the decision to approve the Contract order is in the best interest of the City of Bloomington;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Bloomington, McLean County, Illinois:

That the recitals set forth above are incorporated herein, the technical bidding requirement waived, and the City Manager or designated representative be authorized to enter the City into a Contract with Republic Services for disposal of non-special waste at \$49.50 per ton, not to exceed \$75,000, and authorized to execute any necessary documents to effectuate the purchase. The City Manager is further authorized to execute one-year renewals on the same terms and conditions subject to funding in the City's budget.

PASSED this 9th day of November 2020.

APPROVED this ____ day of November 2020.

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Leslie Smith-Yocum, City Clerk



CERTIFICATE OF LIABILITY INSURANCE

Page 1 of 2

DATE (MM/DD/YYYY)
06/30/2020

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER
CANNON COCHRAN MANAGEMENT SERVICES, INC.
17015 N. SCOTTSDALE RD
SCOTTSDALE, AZ 85255

CONTACT NAME:
PHONE (A/C No. Ext): FAX (A/C No. Ext):
E-MAIL ADDRESS: certificate@ccmsl.com

INSURED
REPUBLIC SERVICES, INC.
18500 N. ALLIED WAY
PHOENIX, AZ 85054

INSURER(S) AFFORDING COVERAGE	NAIC #
INSURER A: ACE American Insurance Co.	22667
INSURER B: Indemnity Insurance Company of NA	43575
INSURER C: ACE Fire Underwriters	20702
INSURER D: Illinois Union Insurance Company	27960
INSURER E:	
INSURER F:	

COVERAGES

CERTIFICATE NUMBER: 1755383

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	☒ COMMERCIAL GENERAL LIABILITY ☐ CLAIMS-MADE ☒ OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: ☐ POLICY ☐ PROJECT ☐ LOC ☐ OTHER:				06/30/2020	06/30/2021	EACH OCCURRENCE \$ 5,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 5,000,000 MED EXP (Any one person) PERSONAL & ADV INJURY \$ 5,000,000 GENERAL AGGREGATE \$ 5,000,000 PRODUCTS - COM/PROP AGG \$ 5,000,000
A	☒ AUTOMOBILE LIABILITY ☒ ANY AUTO ☒ OWNED AUTOS ☒ SCHEDULED ONLY AUTOS ☒ HIRED AUTOS ☒ NON-OWNED AUTOS ONLY				06/30/2020	06/30/2021	COMBINED SINGLE LIMIT (Ea accident) \$ 5,000,000 BODILY INJURY (Per person) BODILY INJURY (Per accident) PROPERTY DAMAGE (Per accident)
	☐ UMBRELLA LIAB ☐ OCCUR ☐ EXCESS LIAB ☐ CLAIMS-MADE ☐ DED ☐ RETENTION \$						EACH OCCURRENCE AGGREGATE
B A C A D	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/ MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N N	N/A		06/30/2020 06/30/2020 06/30/2020 06/30/2020	06/30/2021 06/30/2021 06/30/2021 06/30/2021	☒ PER STATUTE ☐ OTHER E.L. EACH ACCIDENT \$ 3,000,000 E.L. DISEASE -EA EMPLOYEE \$ 3,000,000 E.L. DISEASE -POLICY LIMIT \$ 3,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Division Number: 4368 - Named Insured Includes: American Disposal Services of Illinois, Inc. - Dba: Allied Waste Services of Bloomington - Republic Services of Bloomington

CERTIFICATE HOLDER

CITY OF BLOOMINGTON
109 E OLIVE ST
BLOOMINGTON, IL 61702
United States

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
AUTHORIZED REPRESENTATIVE

AGENCY CUSTOMER ID: _____
LOC #: _____



ADDITIONAL REMARKS SCHEDULE

Page 2 of 2

AGENCY		NAMED INSURED	
POLICY NUMBER See First Page		REPUBLIC SERVICES, INC. 18500 N. ALLIED WAY PHOENIX, AZ 85054	
CARRIER See First Page	NAIC CODE	EFFECTIVE DATE:	
ADDITIONAL REMARKS		CERTIFICATE NUMBER: 1755383	

THIS ADDITIONAL REMARKS FORM IS A SCHEDULE TO ACORD FORM.

FORM NUMBER: 25 FORM TITLE: CERTIFICATE OF LIABILITY INSURANCE

The following provisions apply when required by written contract. As used below, the term certificate holder also includes any person or organization that the insured has become obligated to include as a result of an executed contract or agreement.

GENERAL LIABILITY:

Certificate holder is Additional Insured including on-going and completed operations when required by written contract.
Coverage is primary and non-contributory when required by written contract.
Waiver of Subrogation in favor of the certificate holder is included when required by written contract.

AUTO LIABILITY:

Certificate holder is Additional Insured when required by written contract.
Coverage is primary and non-contributory when required by written contract.
Waiver of Subrogation in favor of the certificate holder is included when required by written contract.

WORKERS COMPENSATION AND EMPLOYERS LIABILITY:

Waiver of Subrogation in favor of the certificate holder is included when required by written contract where allowed by state law.

Stop gap coverage for ND, WA and WY is covered under policy no. WLR C67458424 and stop gap coverage for OH is covered under policy no. WCU C67458503, as noted on page 1 of this certificate.

TEXAS EXCESS INDEMNITY AND EMPLOYERS LIABILITY:

Insured is a registered non-subscriber to the Texas Workers Compensation Act. Insured has filed an approved Indemnity Plan with the Texas Department of Insurance which offers an alternative in benefits to employees rather than the traditional Workers Compensation Insurance in Texas. The excess policy (#TNS C66948560) shown on this certificate provides excess Indemnity and Employers Liability coverage for the approved Indemnity Plan.

Contractual Liability is included in the General Liability and Automobile Liability coverage forms. The General Liability and Automobile Liability policies do not contain endorsements excluding Contractual Liability.

Separation of Insured (Cross Liability) coverage is provided to the Additional Insured, when required by written contract, per the Conditions of the Commercial General Liability Coverage form and the Automobile Liability Coverage form.

CITY OF BLOOMINGTON CONTRACT WITH
Republic Services
FOR PROFESSIONAL SERVICES FOR
Non-Special Waste Material Disposal

THIS AGREEMENT, dated this 9th day of November, 2020, is between the City of Bloomington (hereinafter "CITY") and Republic Services (hereinafter "CONTRACTOR").

NOW THEREFORE, the parties agree as follows:

Section 1. Recitals. The recitals set forth above are incorporated into this Section 1 as if specifically stated herein.

Section 2. Description of Services. CONTRACTOR shall provide the services/work identified on Exhibit A.

Section 3. Payment. For the work performed by CONTRACTOR under this Contract, the CITY shall pay CONTRACTOR one of the following:

- ☐ A flat fee of \$ _____ as set forth in the payment terms attached as Exhibit B.
- ☒ Fees as set forth in the Payment Terms attached as Exhibit B.

Section 4. Default and Termination. Either party shall be in default if it fails to perform all or any part of this Contract. If either party is in default, the other party may terminate this Contract upon giving written notice of such termination to the party in default. Such notice shall be in writing and provided thirty (30) days prior to termination. The non-defaulting party shall be entitled to all remedies, whether in law or equity, upon the default or a violation of this Contract. In addition, the prevailing party shall be entitled to reimbursement of attorney's fees and court costs.

Section 5. Reuse of Documents. All documents including reports, drawings, specifications, and electronic media furnished by CONTRACTOR pursuant to this Contract are instruments of CONTRACTOR'S services. Nothing herein, however, shall limit the CITY'S right to use the documents for municipal purposes, including but not limited to the CITY'S right to use the documents in an unencumbered manner for purposes of remediation, remodeling and/or construction. CONTRACTOR further acknowledges any such documents may be subject to release under the Illinois Freedom of Information Act.

Section 6. Standard of Care. Services performed by CONTRACTOR under this Agreement will be conducted in a manner consistent with that level of care and skill ordinarily exercised by members of the profession currently practicing under similar conditions.

Section 7. Indemnification. To the fullest extent permitted by law, CONTRACTOR shall indemnify and hold harmless CITY, its officers, officials, agents and employees from and against liability arising out of CONTRACTOR'S negligent acts, errors, or omissions in performance of services under this Contract. This indemnification shall extend to claims occurring after this Contract is terminated as well as while it is in force.

Section 8. Insurance Requirements. CONTRACTOR shall maintain an errors and omissions policy in the amount of \$2,000,000.00 and shall further maintain general liability insurance for bodily injury and property damage arising directly from its negligent acts or omissions, with general limits not less than \$2,000,000.00. Certificates of insurance shall be provided to CITY and CITY shall be named as an additional insured under the policy.

Section 9. Representations of Vendor. CONTRACTOR hereby represents it is legally able to perform the work that is subject to this Contract.

Section 10. Assignment. Neither party may assign this Contract, or the proceeds thereof, without written consent of the other party.

Section 11. Compliance with Laws. CONTRACTOR agrees that any and all work by CONTRACTOR shall at all times comply with all laws, ordinances, statutes and governmental rules, regulations and codes.

Section 12. Compliance with FOIA Requirements. CONTRACTOR further explicitly agrees to furnish all records related to this Contract and any documentation related to CITY required under an Illinois Freedom of Information Act (ILCS 140/1 et. seq.) ("FOIA") request within five (5) business days after CITY issues notice of such request to CONTRACTOR. CONTRACTOR agrees to not apply any costs or charge any fees to the CITY regarding the procurement of records required pursuant to a FOIA request. CONTRACTOR shall be responsible for any damages/penalties assessed to CITY for CONTRACTOR'S failure to furnish all documentation in CONTRACTOR'S possession responsive and related to a request within five (5) days after CITY issues a notice of a request.

Section 13. Governing Law. This Agreement shall be governed by and interpreted pursuant to the laws of the State of Illinois.

Section 14. Joint Drafting. The parties expressly agree that this agreement was jointly drafted, and that both had opportunity to negotiate its terms and to obtain the assistance of counsel in reviewing it terms prior to execution. Therefore, this agreement shall be construed neither against nor in favor of either party, but shall construed in a neutral manner.

Section 15. Attorney Fees. In the event that any action is filed by a party in relation to this contract and the party prevails in court and obtains a court order or judgment as a result of said litigation, the non-prevailing party in the action shall pay to the prevailing party, in addition to the sums that either party may be called on to pay, a reasonable sum for the prevailing party's attorneys' fees and court costs (including expert witness fees).

Section 16. Paragraph Headings. The titles to the paragraphs of this agreement are solely for the convenience of the parties and shall not be used to explain, modify, simplify, or aid in the interpretation of the provisions of this agreement.

Section 17. Term. The term of this Contract shall be:

- ☐ Until all of the services and/or deliverables required to be provided within this Contract are completed.
- ☒ From one (1) year from the date of execution.
- ☐ From two (2) years from the date of execution. Other:
- ☐ _____

The Contract shall also be subject to the following renewal terms, if any: The City Manager
_____ may extend this contract for one-year periods on the same terms and conditions.

Notwithstanding anything herein, the provisions in Sections 7 and 12 shall survive termination.

Section 18. Counterparts. This agreement may be executed in any number of counterparts, each of which shall be deemed to be an original, but all of which together shall constitute the same instrument.

CITY OF BLOOMINGTON

Republic Services

By: _____
Its City Manager

By: 
Its General Manager

ATTEST:

By: _____
City Clerk

By: 
Its Operations Manager

EXHIBIT A
SCOPE OF SERVICES / WORK PROVIDED

Receipt of non-special waste materials generated while performing repairs and maintenance to the City of Bloomington infrastructure. Non-Special Waste is solid waste consisting of materials removed from the ground during sewer repairs. Republic Services, the receiver of the non-special waste materials, possesses the required permit from the Illinois Environmental Protection Agency (IEPA) allowing the receiver to store and handle these types of materials safely. Necessary testing and IEPA forms will be completed prior to transporting the non-special waste materials.

EXHIBIT B
PAYMENT TERMS

This contract is for delivery of non-special waste materials as defined above generated by the City at \$49.50 per ton up to an amount not to exceed \$75,000.00. The City Manager is further authorized to execute one-year renewals on the same terms and conditions subject to funding in the City's budget.



CONSENT AGENDA ITEM NO. 9.E

FOR COUNCIL: November 9, 2020

SPONSOR: Economic & Community Development Department

WARD IMPACTED: Ward 3

SUBJECT: Consideration and action on an Ordinance Approving a Zoning Map Amendment for Property Located North of E. Empire Street/Route 9 and East of Towanda Barnes Road, Approximately 14 Acres in the Harvest Pointe Subdivision, from B-1 General Commercial District to R-2 Mixed Residence District, as requested by the Economic & Community Development Department.

RECOMMENDED MOTION:

The proposed Ordinance be approved.

STRATEGIC PLAN LINK:

-Goal 5. Great Place - Livable, Sustainable City

STRATEGIC PLAN SIGNIFICANCE:

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

BACKGROUND: The subject property is approximately 14 acres in the Harvest Pointe Subdivision, located just north of E. Empire Street/Route 9 and east of Towanda Barnes Road. The subject property is currently zoned B-1 General Commercial District. It is adjacent to Harvest Pointe residential subdivision (north), St. Patrick's of Merna Catholic Church (west), a Harvest Pointe detention basin (east) and farmland (south). The property has been vacant and undeveloped since its annexation in 2006. The preliminary plan approved in 2006 showed the subject property as improved with 16 commercial lots. Due to changing development patterns and trends, the developer would like to improve the subject property with 23 single family homes and 24 duplexes, mirroring the Harvest Pointe Subdivision. The owner requested that the City rezone the property from B-1 General Commercial District to R-2, Mixed Residence District. The proposed zoning is consistent with the Future Land Use Map in the Bloomington Comprehensive Plan.

The B-1, General Commercial Zoning District contemplates a mix of retail, restaurant, and office uses. Some auto uses like gas stations are allowed by right. Others, like a car dealership, truck stop, and vehicle repair, are allowed in the district with a special use permit. The B-1 regulations are online at <https://ecode360.com/34414717>. The R-2, Mixed Residence District allows for one and two-family homes. Multifamily (greater than 3 units) is allowed with a special use permit. The R-2 District is focused primarily on residential uses, although some less intense commercial uses, like day care centers, are allowed with a special use permit. The R-2 regulations are online at <https://ecode360.com/34414671>.

The Planning Commission held a public hearing on the requested map amendment. One person spoke against the map amendment and stated that they thought the business classification was a better classification. They shared concerns about traffic and outstanding

public improvements. The Commission determined that since the property has been undeveloped for over a decade, and since the proposed zoning designation aligned with the maps in the city's Comprehensive Plan, the R-2 district would be more appropriate at this location. The Commission also found that the change to R-2 would result in less traffic. The Commission unanimously recommended approval of the map amendment. The meeting documentation is available online at

<https://www.cityblm.org/Home/ShowDocument?id=25308> and a copy of the draft minutes is attached to this memo. If the map amendment is approved, the Developer will need to amend the current preliminary plan and final plat. The Planning Commission will hold a public hearing on the preliminary plan and the Council will have to approve both the plan and final plat. Additionally, the Developer will be responsible for dedicating parkland and paying the development impact fees associated with the residential use.

City staff is aware of heightened concerns regarding the current COVID-19 pandemic. However, this agenda item was initiated by a private entity working to redevelop an existing site. Staff is recommending action, since delay could negatively impact this investment in our community.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: The Planning Commission held a public hearing on this item on Wednesday, October 14, 2020. The City published notice of the hearing in *The Pantagraph* on Monday September 28, 2020. Courtesy notices were mailed to 107 property owners within 500 feet of the subject property. City staff placed a large metal notification sign on the property. Staff received two emails prior to the public hearing. The emails were included in the meeting documents, online at <https://www.cityblm.org/Home/ShowDocument?id=25308>, and were shared with the applicant prior to the meeting. The applicant was given an opportunity to address the questions and concerns expressed in the emails. One person spoke against the petition. No one, other than the applicant, spoke in favor of the petition. The Planning Commission unanimously recommended approval of the petition. The recommendation is consistent with the staff recommendation. A recording of the public hearing is available online at www.cityblm.org/live.

FINANCIAL IMPACT: The proposed map amendment will facilitate the construction of 47 dwelling units which will generate additional property tax revenues for the city.

COMMUNITY DEVELOPMENT IMPACT: This property is identified in the Comprehensive Plan as "Emerging" area. The "Future Land Use" Map identifies the subject property as low density residential and the Development Priorities map shows the area as a Tier 1 Infill Redevelopment Priority.

Respectfully submitted for Council consideration.

Prepared by: Katie Simpson, City Planner

Reviewed by:



Melissa Horn, Economic and Community Development Director

10/30/2020



Chris Tomertin, Budget Manager

11/1/2020

George Boyle

George Boyle, Assistant Corporation Counsel

11/2/2020



Tara Henry, Legislative Assistant

11/3/2020

Recommended by:



Tim Gleason, City Manager

Attachments:

- E&CD 1B Ordinance_Harvest Pointe Rezoning
- E&CD 1C Draft Minutes PC Meeting 10.14.20

ORDINANCE NO. 2020 - _____

**AN ORDINANCE APPROVING A ZONING MAP AMENDMENT FOR PROPERTY LOCATED
NORTH OF E. EMPIRE STREET/ROUTE 9 AND EAST OF TOWANDA BARNES ROAD,
APPROXIMATELY 14 ACRES IN THE HARVEST POINTE SUBDIVISION, FROM B-1
GENERAL COMMERCIAL DISTRICT TO R-2 MIXED RESIDENCE DISTRICT**

WHEREAS, there was heretofore filed with the Economic and Community Development Department of the City of Bloomington, McLean County, Illinois, a petition requesting to rezone the property commonly described as fourteen acres east of Towanda Barnes Road and north of E. Empire Street/Route 9 in the Harvest Pointe Subdivision (PINs: 15-32-351-001; 15-32-376-019; 15-32-376-020), legally described in Exhibit A and hereinafter referred to as "Property", which is attached hereto and made part hereof by this reference; and

WHEREAS, the Bloomington Planning Commission, after proper notice was given, conducted a public hearing on said petition to rezone the Property from B-1 General Commercial District to R-2 Mixed Residence District and adopted findings of fact on the same; and

WHEREAS, the Bloomington Planning Commission found the petition to comply with the findings of fact guided by those purposes, standards and objectives of the City Code as set forth in Chapter 44 Division 17-6, E2; and

WHEREAS, following said public hearing, the Planning Commission recommended approval of rezoning of the Property and zoning map amendment to R-2 Mixed Residence District; and

WHEREAS, the City Council is authorized to adopt this Ordinance and approve the petition to rezone said Property.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Bloomington, McLean County, Illinois:

1. The above recitals are incorporated into and made a part of this ordinance as though fully set forth herein.
2. That the petition requesting to rezone the property commonly described as fourteen acres north of E. Empire Street/Route 9 and east of Towanda Barnes Road in the Harvest Point Subdivision (PINs: 15-32-351-001; 15-32-376-019; 15-32-376-020), legally described in Exhibit A which is attached hereto and made part hereof by this reference, from B-1 General Commercial District to R-2 Mixed Residence District is hereby approved.
3. That this Ordinance shall be in full force and effective as of the time of its passage and approval.

Passed on this 9th day of November 2020.

Approved on this _____ day of November 2020.

CITY OF BLOOMINGTON

Tari Renner, Mayor

ATTEST

Leslie Smith-Yocum, City Clerk

EXHIBIT A

Legal Description

Tract 1:

A part of the Southwest Quarter of Section 32, Township 24 North, Range 3 East of the Third Principal Meridian, McLean County, Illinois, more particularly described as follows: Beginning at the intersection of the North Right-of-Way Line of Illinois Route 9. (Route F.A.P. 693) according to the Deed recorded as Document No. 95-5263 in the McLean County Recorder's Office, with the East Line of a parcel of land conveyed to St. Patrick's Roman Catholic Congregation of Merna by Deed recorded as Document No. 97-3108 in said Recorder's Office. From said Point of Beginning, thence north 369.98 feet along said East Line to the Southwest Corner of Lot 148 in Harvest Pointe Subdivision according to the plat thereof recorded October 31, 2006 as Document No. 2006-30281 in said Recorder's Office; thence east 468.02 feet along the South Lines of Lots 148 through 158, inclusive, in said Harvest Point Subdivision which forms an angle to the left of $89^{\circ}-59'-16''$ with the last described course to the Southeast Corner of said Lot 158, also being on the West Line of Harvest Pointe Boulevard; thence south 183.00 feet along said West Line which forms an angle to the left of $90^{\circ}-00'-00''$ with the last described course; thence west 10.50 feet along a line which forms an angle to the left of $90^{\circ}-00'-00''$ with the last described course; thence south 60.00 feet along said East Line which forms an angle to the left of $270^{\circ}-00'-00''$ with the last described course; thence east 10.50 feet along a line which forms an angle to the left of $270^{\circ}-00'-00''$ with the last described course; thence south 124.08 feet along said West Line of Harvest Pointe Boulevard which forms an angle to the left of $90^{\circ}-00'-00''$ with the last described course; thence southwest 20.94 feet along said West Line of Harvest Pointe Boulevard which forms an angle to the left of $134^{\circ}-15'-35''$ with the last described course to said North Right-of-Way Line of Illinois Route 9; thence west 453.10 feet along said North Right-of-Way Line which forms an angle to the left of $134^{\circ}-15'-35''$ with the last described course to the Point of Beginning, containing 4.023 acres, more or less.

Tract 2:

Lot 1 in Harvest Point Commercial Subdivision according to the plat thereof recorded January 16, 2007 as Document No. 2007-1303 in the McLean County Recorder's Office, McLean County, Illinois;

And

A part of the Southwest Quarter of Section 32, Township 24 North, Range 3 East of the Third Principal Meridian, McLean County, Illinois, more particularly described as follows: Beginning at the Southwest Corner of Outlot 100 in Harvest Pointe Subdivision according to the Plat recorded as Document No. 2006-30281 in the McLean County Recorder's Office. From said Point of Beginning, thence north 411.35 feet along the West Line of said Outlot 100 to the South Line of Lot 116 in said Harvest Point

Subdivision, thence west 1032.58 feet along the South Lines of Lots 116 through 101, inclusive, in said Harvest Pointe Subdivision which form an angle to the right of 90°-00'-00" with the last described course to the Southwest Corner of said Lot 101, being on the East Line of Harvest Pointe Boulevard; thence south 183.00 feet along said East Line which forms an angle to the right of 90°-00'-00" with the last described course to the Northwest Corner of Stonehouse Court; thence east 150.00 feet along the North Line of said Stonehouse Court which forms an angle to the right of 90°-00'-00" with the last described course to the Northeast Corner thereof; thence south 205.54 feet along the West Line of said Stonehouse Court and the West Line of Lot 1 in Harvest Point Commercial Subdivision according to the plat thereof recorded January 16, 2007 as Document No. 2007-1303 in the McLean County Recorder's Office which forms an angle to the right of 270°-00'-00" with the last described course to the North Right-of-Way Line of Illinois Route 9 (Route F.A.P. 693); thence east 882.88 feet along said North Right-of-Way Line which forms an angle to the right of 91°-28'-50" with the last described course to the Point of Beginning, containing 8.733 acres, more or less.

Tract 1 contains 4.023 acres, more or less.

Tract 2 contains 9.228 acres, more or less.



DRAFT
MINUTES

**PUBLISHED BY THE AUTHORITY OF
THE PLANNING COMMISSION OF BLOOMINGTON, ILLINOIS
WEDNESDAY, OCTOBER 14, 2020, 4:00 P.M.
WWW.CITYBLM.ORG/LIVE**

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 Planning Commission convened in Regular Session virtually via Zoom conferencing with City Planner Katie Simpson, Vice Chairperson Tyson Mohr and Commissioner Justin Boyd in-person in City Hall's Council Chambers at 4:00 p.m., Wednesday, October 14, 2020. The meeting was live streamed to the public at www.cityblm.org/live. The meeting was called to order by Vice Chairperson Mohr.

Roll Call

Attendee Name	Title	Status
Ms. Megan Headean	Chair	Absent
Mr. Tyson Mohr	Vice Chair	Present
Mr. Justin Boyd	Commissioner	Present
Mr. Thomas Krieger	Commissioner	Present
Ms. Megan McCann	Commissioner	Present
Mr. Mark Muehleck	Commissioner	Absent
Mr. David Stanczak	Commissioner	Present
Ms. Sheila Montney	Commissioner	Present
Mr. John Danenberger	Commissioner	Present
Mr. George Boyle	Assistant Corporate Counsel	Present
Mr. Craig McBeath	Interim Information Systems Director	Present
Ms. Katie Simpson	City Planner	Present
Ms. Melissa Hon	Economic & Community Development Director	Present

Regular Agenda

Z-17-20 Public Hearing, review and action on an application submitted by William "Bill" Piefer of Harvest Pointe Bloomington LLC to rezone approximately 14 acres north of E. Empire Street, east of Towanda Barnes Road (PINs:15-32-351-001; 15-32-351-019; 15-32-351-020) from B-1 General Commercial District to R-2 Mixed Residence District. (Ward 3)

Vice Chairperson Mohr introduced the case and asked for staff presentation.

DRAFT
MEETING MINUTES

**PUBLISHED BY THE AUTHORITY OF THE PLANNING COMMISSION OF BLOOMINGTON, ILLINOIS
WEDNESDAY, OCTOBER 14, 2020**

Ms. Simpson presented the staff report and stated staff's in favor of the rezone of approximately 14 acres north of Route 9 in Harvest Pointe Subdivision from B-1 General Commercial District to R-2 Mixed Residence District. An Aerial zoning map was presented to the Commission for an overview of the zoning of the area.

Review of B-1 zoning was provided to the Commission. The intent of B-1 General Commercial District is to facilitate the development of community and regional commercial areas and intended for high traffic areas.

Ms. Simpson stated Staff finds that the petition **meets the** Zoning Ordinance's map amendment guidelines for the R-2 Mixed Residence District and recommends the Planning Commission take action on the following items: 1). Motion to establish a finding of fact 2). Motion to recommend approval of the rezoning of 13.251 acres north of E. Empire Street/Route 9, east of Towanda Barnes Road from B-1, General Commercial District to R-2, Mixed Residence District.

Ms. Simpson provided the Commission with the current zoning and surrounding zoning and land uses stating that zoning to the subject property is currently zoned B-1, General Commercial District and abuts the Harvest Pointe subdivision zoned R-2 and R-1C. The property is also adjacent to Saint Patrick's of Merna Catholic Church, zoned P-2 Public Lands and Institutions. The southeast corner of the Towanda Barnes and Route 9 intersection is zoned B-1. The west side of Towanda Barnes is owned by the Central Illinois Regional Airport and is zoned P-3, Airport, and Agriculture (unincorporated).

Ms. Simpson provided the Commission with the project overview referencing the land use and changes for this area in relation to the Comprehensive Plan. In addition, the land is annexed into the City and has access to City services.

Bloomington's 2005 Comprehensive Plan identifies this area as commercial. It anticipated extensive growth. Bloomington's 2035 Comprehensive Plan no longer anticipates the level of growth previously expected. The current comprehensive plan now proposes residential development for the subject property identifying this area as "Emerging" area and the Future Land Use Map illustrates this area as low-density residential (under 8 units per acre). The Comprehensive Plan also shows this site as a Tier 1 Infill Redevelopment Priority

The petitioner is asking for a Map Amendment at this time but also submitted the Concept Plan that the developer would like feedback on from the Commission which included: 24 duplexes on the west side and 23 single family homes on the east side of the property. Ms. Simpson stated the Commission will not take action on the Concept Plan but would on the Map Amendment submitted.

Questions by Commission for staff: None

Vice Chairperson Mohr opened the public hearing. Vice Chairperson Mohr swore in, for the record, Mr. Jason Barickman, Attorney for petitioner. Mr. Barickman thanked staff for the collaborative effort when discussing this project. Mr. Barickman gave an overview

of the project stating the 14 acres sat dormant for many years. The current B-1 zoning is not in-line with the current Comprehensive plan as the area is recognized as residential growth. The change of zoning would allow for lower density of housing. The proposed project would have less impact on the adjacent properties and City infrastructure.

Vice Chairperson Mohr swore in, for the record, Mr. Neil Finlen, Farnsworth Group. Mr. Finlen stated the positive impacts to adjacent property owners of this petition: 1) reduce traffic volumes 2) Park dedication enhancement.

Bill Piefer, Developer: Available for questions.

Vice Chairperson Mohr swore in, for the record, Matthew Todd Ethridge of 41 Dry Sage Circle. Mr. Ethridge stated the zoning change would be misguided use of the property. There are concerns of the location at the intersection being: 1) additional traffic 2) strain on drainage and 3) adding additional cars to an already busy intersection. There are also concerns regarding the proposed plan, which includes: 1) turn lanes 2) sidewalks and 3) controlled access. North or further east of intersection would make more sense.

Ms. Simpson stated two email have been received and confirmed that the developer was informed. Marked for the record as Staff Report Exhibit A - from Mr. Ethridge who has spoken and Staff Report Exhibit B - Questions (which included the following)

- 1) Landscape Location of Brim
- 2) Rezone B-1 to R-1C

Vice Chairperson Mohr swore in, for the record, Mr. Bill Piefer, Developer. Mr. Piefer stated the landscape brim would stay intact as is. In response to Mr. Ethridge email, Mr. Piefer stated as the property owner he would like to proceed with the development. In speaking with Church leaders, M. Piefer found leaders in favor as they would not like to see the area developed as commercial businesses. Mr. Piefer indicated he spoke with one resident similar in favor of growth to match what is currently there as opposed to Commercial uses. Mr. Piefer stated the projects intent is to fit the neighborhood and develop similarly as to the current housing.

Mr. Finlen stated the rezoning R-2 to would benefit the existing neighborhood maintaining duplexes and single-family homes. The plans are to have 4 units per acre, which is compatible with what is currently there.

Confirmation of subject property location was re requested by Commission. Staff confirmed location as just North of Route 9.

There were no additional persons to speak for or against the petition. Vice Chairperson Mohr closed the public hearing at 4:27 p.m.

Commission Discussion with staff included the following

- 1) Chairperson Montney acknowledging Mr. Ethridge's comment/concerns regarding traffic impact and inquired as to what standard the Commission would use in the in determining traffic flow/patterns information.
- 2) Ms. Simpson advised that the parking regulations could be used to establish traffic counts and additional traffic.
- 3) Vice Chairperson Mohr & Commissioner Boyd pointed out that a Preliminary Plan

DRAFT

MEETING MINUTES

PUBLISHED BY THE AUTHORITY OF THE PLANNING COMMISSION OF BLOOMINGTON, ILLINOIS

WEDNESDAY, OCTOBER 14, 2020

Page | 3

will be submitted to the Commission for review and discussion in the future.

Commissioner Boyd made a motion, seconded by Commissioner Danenberger, to accept the Findings of fact as presented in the staff report. Roll call vote:

AYES: Danenberger; Krieger; McCann; Vice Chairperson Mohr; Boyd; Montney; Stanczak; and Muehleck

NAYS: None.

Motion carried.

Commissioner Boyd made a motion, seconded by Commissioner Stanczak to rezone approximately 14 acres north of E. Empire Street, east of Towanda Barnes Road (PINs:15-32-351-001; 15-32-351-019; 15-32-351-020) from B-1 General Commercial District to R-2 Mixed Residence District.

Roll call vote:

AYES: Danenberger; Krieger; McCann; Vice Chairperson Mohr; Boyd; Montney; Stanczak; and Muehleck

NAYS: None.

Motion carried.

DRAFT



CONSENT AGENDA ITEM NO. 9.F

FOR COUNCIL: November 9, 2020

SPONSOR: City Clerk Department

WARD IMPACTED: Ward 1

SUBJECT: Consideration and action on a Request from the City of Bloomington for a Class EAS (Entertainment, All Types of Alcohol, and Sunday Sales) Liquor License to operate at the location commonly referred to as Grossinger Motors Arena, located at 101 S. Madison St., as requested by the City Clerk Department.

RECOMMENDED MOTION:

The proposed Application 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 City of Bloomington owns Grossinger Motors Arena, located at 1010 S. Madison Street. The City of Bloomington recently took on managing the Arena internally with the use of City staff. Prior to bringing management of the Arena in-house, it had been managed by an outside venue management company, VenuWorks. The City now seeks the same type of liquor license that VenuWorks held when it managed the building, an EAS (Entertainment, All Types of Alcohol, and Sunday Sales) liquor license, so that it may continue liquor sales at the Arena.

A public hearing was held at the October 13, 2020 Liquor Commission Meeting (minutes attached) where the Liquor Commission voted unanimously to approve the item contingent upon all building, health, and safety codes.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: In accordance with City Code, on October 3, 2020, a public notice was published in *The Pantagraph*. 101 courtesy copies of the Public Notice were mailed to properties within 500 feet of the business.

FINANCIAL IMPACT: It is 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: N/A

Respectfully submitted for Council consideration.

Prepared by: Amanda Mohan, Records and Licensing Specialist

Reviewed by:



Leslie Yocum, City Clerk

11/4/2020



Chris Tomertin, Budget Manager

11/4/2020



Jeffrey R. Jurgens, Corporation Counsel

11/5/2020



Tara Henry, Legislative Assistant

11/5/2020

Recommended by:



Tim Gleason, City Manager

Attachments:

- CLK 3A Liquor_License_Application_Arena_Redacted
- CLK 3B DRAFT 10-13-2020 Regular Session LIQ COM Meeting Minutes-Arena



Liquor License Application

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

Legal Entity Name (Corporate/LLC Name)	City of Bloomington
Doing Business As (DBA) OR Establishment Name <i>(Assumed names must be registered with the State of Illinois)</i>	City of Bloomington
Legal Entity Address <i>(including City, State, and Zip)</i>	109 E. Olive Street, Bloomington, IL 61702
Legal Entity Phone Number	309-434-2825
Legal Entity Email Address	jtetzloff@cityblm.org
Establishment Address including Zip	101 S. Madison Street, Bloomington, IL 61701
Establishment Phone Number	309-434-2843
Establishment Email Address	jmack@cityblm.org
*Email Address for ALL City Communications:	ktaylor@cityblm.org

*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
Katie Taylor	Bloomington	IL	61702
Phone Number	Email Address		
309-434-2412	ktaylor@cityblm.org		

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

Name (First & Last)	City	State	Zip
Jay Tetzloff	Bloomington	IL	61702
Phone Number	Email Address		
309-434-2825	jtetzloff@cityblm.org		

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	-	-	-	-

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 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 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) Arena
- What class of liquor license is being sought? (See descriptions beginning on page 1.) Class EAS
- ☒ 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: Venue will host concerts, community events, live entertainment, sporting events, conferences, etc.
- If approved, how would the liquor license benefit the City and its residents? Provides entertainment options and patrons will support local hotels, restaurants, retail establishments,
- ☒ Yes ☐ No Will the establishment offer live entertainment in the establishment? *If yes, please explain:*
Concerts, community events, sporting events, live acts, etc.
- ☒ 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? Ticket sales, rental/use fees, food sales
- 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:	6:00AM	12:00AM
Tuesday:	6:00AM	12:00AM
Wednesday:	6:00AM	12:00AM
Thursday:	6:00AM	12:00AM
Friday:	6:00AM	12:00AM
Saturday:	6:00AM	12:00AM
Sunday:	6:00AM	12:00AM

- Describe the surrounding neighborhood within 500 ft. of the establishment (e.g. residential, commercial, mixed, etc.)
Mostly commercial with some residential.
 - If there are office or commercial buildings nearby, approximately what are their hours of operation?
8:00AM to 5:00PM
 - Is the area predominately residential, are they single or multi-family homes?
No, mostly commercial with some multi-family homes across the street to the North.
- Describe any and all streets immediately surrounding the establishment: (e.g. approximate width, one-way, two-way, parking restrictions, etc.)
Arena is located in Downtown District. Most streets are multi-lane, one way. Free but restricted parking on the streets.
- How much additional traffic is expected to be generated with a liquor license? Marginal increase in traffic due to liquor license.
- Describe any and all on- and off-street parking:
Free but restricted parking on the streets. Parking garage adjacent to the Arena.
- How many establishments with liquor licenses are located within 500 ft. of the establishment? Zero

**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: BCPA, Highland Park Golf Course, Prairie Vista Golf Course, The Den at Fox Creek Golf Course
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:* _____
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.

Katie Taylor

Name (Please Print)

Katie Taylor

Key: 5145a77820b37258d67535098545473

Signature

PR&CA Office Manger

Title

10/1/2020

Date

City of Bloomington Area

Officer(s)

Name: Jay Tetzloff

Age: ■

Address: ■

Percent Ownership: 0%

2000R07909

RECORDER'S OFFICE
MCLEAN COUNTY, IL
RECORDED ON

04-07-2000 10:39:39 A

RUTH WEBER
RECORDER

REC. FEE: 15.00
PAGES: 2

TRUSTEE'S DEED

Microfilmed

THIS INDENTURE, made this 1st day of March, 2000, between **ROBERT BALLE**, by **Catherine Balle, His Attorney-in-Fact**, as trustee under the provisions of a deed or deeds in trust duly recorded and delivered to said trustee in pursuance of a trust agreement dated the 28th day of April, 1972, and known as Trust Number D-204, Grantor, and the **CITY OF BLOOMINGTON, a Municipal Corporation**, Grantee;

WITNESSETH, That Grantor in consideration of the sum of Ten Dollars and other good and valuable consideration in hand paid, does hereby grant, sell and convey unto said Grantee, the following described real estate, situated in the County of McLean, and State of Illinois, to-wit:

The North 41 feet of Lot 92 in James Allin's Addition to the City of Bloomington, in McLean County, Illinois;

TAX I.D. #(44)21-04-315-007

together with the hereditaments, tenements and appurtenances thereunto belonging.

TO HAVE AND TO HOLD the same unto said Grantee, and his, her or their heirs and assigns forever.

This deed is executed pursuant to and in the exercise of the power and authority granted to and vested in said trustee by the terms of said deed or deeds in trust delivered to said trustee in pursuance of the trust agreement above mentioned. This deed is made subject to the lien of every trust deed or mortgage and every other lien against said premises (if any there be) of record in said county given to secure the payment of money, and remaining unreleased at the date of the delivery hereof and all unpaid taxes and special assessments now, or hereafter to be made, a

2000-07909

charge or lien against said premises.

IN WITNESS WHEREOF, the Grantor, as trustee, has hereunto set her hand and seal the day and year first above written.

Catherine Balle (SEAL)
Robert C. Balle, by Catherine Balle, His
Attorney in Fact, Not personally, but as Trustee
As Aforesaid

STATE OF ILLINOIS)

) SS

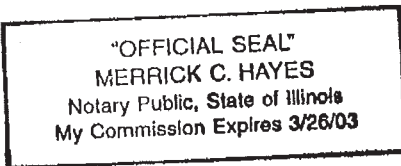
COUNTY OF McLEAN)

Exempt under provisions of Paragraph (b), Section 4,
Real Estate Transfer Tax Act.

3/28/00 Date Hannah Eisner Buyer, Seller or Representative

I, the undersigned, a Notary Public in and for and residing in said County, in the State aforesaid, DO HEREBY CERTIFY that CATHERINE BALLE, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that she signed, sealed and delivered the said instrument as her free and voluntary act for the uses and purposes therein set forth.

Given under my hand and Notarial seal this 1st day of March, 2000.



Merrick C. Hayes
Notary Public

Future Taxes to Grantee's Address (X)

Return this document to:
Hannah Eisner
City of Bloomington
PO Box 3157
Bloomington, IL 61701

This document was prepared by:
Merrick C. Hayes
202 North Center Street
Bloomington, IL 61701

WARRANTY DEED

2000R07911

RECORDER'S OFFICE
MCLEAN COUNTY, IL
RECORDED ON

04-07-2000 10:39:41 A

RUTH WEBER
RECORDER

REC. FEE: 15.00
PAGES: 3

Microfilmed

THIS INDENTURE WITNESSETH, that the Grantor, ROBERT C. BALLE, by Catherine Balle, His Attorney in Fact of the Town of Normal, in the County of McLean and State of Illinois, for and in the consideration of the sum of Ten Dollars and Other Good and Valuable Consideration in hand paid, CONVEY(S) and WARRANT(S) to the CITY OF BLOOMINGTON, a Municipal Corporation, the following described real estate, to-wit:

TRACT 1: All of Lot 90 in James Allin's Addition to the City of Bloomington, in McLEAN COUNTY, ILLINOIS;

TRACT 2: Lot 89 in James Allin's Addition to the City of Bloomington, in McLEAN COUNTY, ILLINOIS;

TRACT 3: The West Half of Lot 91 in James Allin's Addition to the City of Bloomington, in McLEAN COUNTY, ILLINOIS;

TRACT 4: The East Half of Lot 91 in James Allin's Addition to the City of Bloomington, in McLEAN COUNTY, ILLINOIS;

TRACT 5: The West 44 feet of Lot 92, except the North 41 feet of Lot 92 situated in James Allin's Addition to the City of Bloomington, in McLEAN COUNTY, ILLINOIS;

TRACT 6: The East Half and East 5½ feet of the West Half of Lot 92, except the North 41 feet of Lot 92 in James Allin's Addition to the City of Bloomington, in McLEAN COUNTY, ILLINOIS;

2000-07911

TRACT 7: Lot 97 in James Allin's Addition to
the City of Bloomington, in McLean County,
Illinois;

PROPERTY TAX I.D. #21-04-315-001; 21-04-315-002
#21-04-315-003; 21-04-315-004
21-04-315-006; 21-04-315-008
21-04-315-005; 21-04-315-007
21-04-319-004

EXEMPT UNDER PROVISIONS OF PARAGRAPH b,
SECTION 4 REAL ESTATE TRANSFER TAX ACT.

3/1/00 [Signature]
DATE BUYER, SELLER, OR REPRESENTATIVE

situated in the County of **McLean**, in the State of Illinois, hereby
releasing and waiving all rights under and by virtue of the
Homestead Exemption Laws of the State of Illinois. The Grantee
assumes and agrees to pay the 1998 and 1999 real estate taxes and
takes title subject to such taxes and zoning ordinances, easements,
restrictions and conditions of record.

DATED this 1st day of March, 2000.

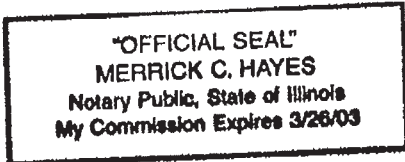
Catherine Balle (SEAL)
Robert C. Balle, by Catherine Balle,
His Attorney-in-Fact

STATE OF ILLINOIS)
COUNTY OF McLEAN) SS

I, the undersigned, a Notary Public in, and for said County
and State aforesaid, DO HEREBY CERTIFY, that CATHERINE BALLE
personally known to me to be the same person whose name is
subscribed to the foregoing instrument, appeared before me this day
in person and acknowledged that she signed, sealed and delivered
the said instrument as her free and voluntary act, for the uses and
purposes therein set forth, including the release and waiver of the
right of homestead.

2000-07911

GIVEN UNDER MY HAND AND NOTARIAL SEAL this 1st day of
March, A.D. 2000.



Merrick Hayes
Notary Public

SEND TAX NOTICE TO: City of Bloomington, PO Box 3157, Bloomington,
IL 61702

THIS INSTRUMENT PREPARED BY: Merrick C. Hayes, 202 North Center
Street, Bloomington, IL 61701

RETURN DOCUMENT TO: Hannah Eisner, City of Bloomington, PO Box
3157, Bloomington, IL 61702

2000R12066

RECORDER'S OFFICE
MCLEAN COUNTY, IL
RECORDED ON

05-22-2000 8:44:22 AM

RUTH WEBER
RECORDER

REC. FEE: 15.00
PAGES: 2

TRUSTEE'S DEED

Microfilmed

THIS INDENTURE, made this 4th day of May, 2000, between JAMES STEVENS, as trustee of the Mary F. Stevens Trust dated May 7, 1990, Grantor, and the CITY OF BLOOMINGTON, a municipal corporation, Grantee, whose address is 109 East Olive Street, Bloomington, Illinois 61701.

WITNESSETH, That Grantor in consideration of the sum of Ten Dollars and other good and valuable consideration in hand paid, does hereby grant, sell and convey unto said Grantee, the following described real estate, situated in the County of McLean, and State of Illinois, to-wit:

Lot 96 in James Allin Addition to the City of Bloomington, in McLEAN COUNTY, ILLINOIS;

TAX I.D. #(44)21-04-319-001

together with the hereditaments, tenements and appurtenances thereunto belonging.

TO HAVE AND TO HOLD the same unto said Grantee, and his, her or their heirs and assigns forever.

This deed is executed pursuant to and in the exercise of the power and authority granted to and vested in said trustee by the terms of said deed or deeds in trust delivered to said trustee in pursuance of the trust agreement above mentioned. This deed is made subject to the lien of every trust deed or mortgage and every other lien against said premises (if any there be) of record in said county given to secure the payment of money, and remaining unreleased at the date of the delivery hereof and all unpaid taxes and special assessments now, or hereafter to be made, a charge or lien against said premises.

2000 12066

IN WITNESS WHEREOF, the Grantor, as trustee, has hereunto set his hand and seal the day and year first above written.

James B. Stevens (SEAL)
Not personally, but as Trustee
As Aforesaid

STATE OF ILLINOIS)
) SS
COUNTY OF McLEAN)

I, the undersigned, a Notary Public in and for and residing in said County, in the State aforesaid, DO HEREBY CERTIFY that JAMES STEVENS, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed, sealed and delivered the said instrument as his free and voluntary act for the uses and purposes therein set forth.

Given under my hand and Notarial seal this 4th day of May, 2000.

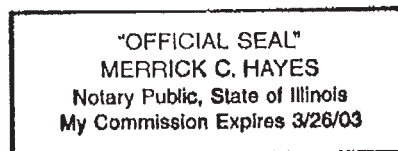
Merrick C. Hayes
Notary Public

Taxes to: City of Bloomington, 109 E. Olive Street, Bloomington, IL 61701

James
Return to: Hannah Eisner, Attorney at Law, 109 E. Olive Street, Bloomington, IL 61701

Prepared by: Merrick C. Hayes, 202 N. Center Street, Bloomington, IL 61701

Exempt under provisions of Paragraph (b), Section 4,
Real Estate Transfer Tax Act.
5/11/00 Hannah Eisner
Date Buyer, Seller or Representative



WARRANTY DEED BY CORPORATION

2000R12065

RECORDER'S OFFICE
MCLEAN COUNTY, IL
RECORDED ON

05-22-2000 8:44:21 AM

RUTH WEBER
RECORDER

REC. FEE: 15.00
PAGES: 3

Microfilmed

THIS INDENTURE WITNESSETH, That the Grantor, **BPC FOODSERVICE, INC.**, a corporation organized and existing under and by virtue of the Laws of the State of Illinois, having its principal office at **Bloomington, Illinois**, for and in consideration of the sum of TEN DOLLARS AND NO/100 (\$10.00) AND OTHER GOOD AND VALUABLE CONSIDERATION, in hand paid, Conveys and Warrants to the City of Bloomington, a municipal corporation, the following described Real Estate, to-wit:

TRACT 1: The North Half of Lot 17 in the Subdivision of the Southwest Quarter of Section 4, Township 23 North, Range 2 East of the Third Principal Meridian in McLean County, Illinois, also known as the North Half of Lot 17 in Bloomington Town's Survey of the Southwest Quarter of Section 4, Township 23 North, Range 2 East of the Third Principal Meridian, per plat recorded in Book S of deeds, Page 656 in the records of the Recorder's Office of McLean County, Illinois, in McLean County, Illinois;

PARCEL #(44)21-04-319-002

TRACT 2: The South Half of Lot 17 in the Subdivision of the Southwest Quarter of Section 4, Township 23 North, Range 2 East of the Third Principal Meridian, in McLean County, Illinois;

PARCEL #(44)21-04-319-003

TRACT 3: Lot 16 in the Subdivision of the Southwest Quarter of Section 4, Township 23 North, Range 2 East of the Third Principal Meridian, in McLean County, Illinois;

PARCEL #(44)21-04-319-005

situated in the County of McLean, in the State of Illinois. The Grantee assumes and agrees to pay the 1999 and 2000 real estate taxes and takes title subject to such taxes and zoning ordinances, easements, restrictions and conditions of record.

This deed is made, executed and delivered pursuant to authority given by **The Board of Directors** of said corporation at a **regular meeting**.

IN TESTIMONY WHEREOF, The said **BPC FOODSERVICE, INC.**, hath hereunto caused its corporate seal to be affixed, and these presents to be signed by its President, and attested by its Secretary this 4th day of May, A.D. 2000.

BPC FOODSERVICE, INC.

By J.B. Stevens
Vice President

ATTEST:

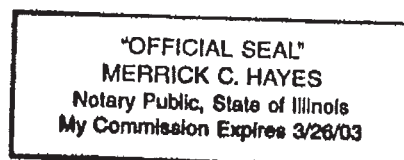
J.B. Stevens
Secretary

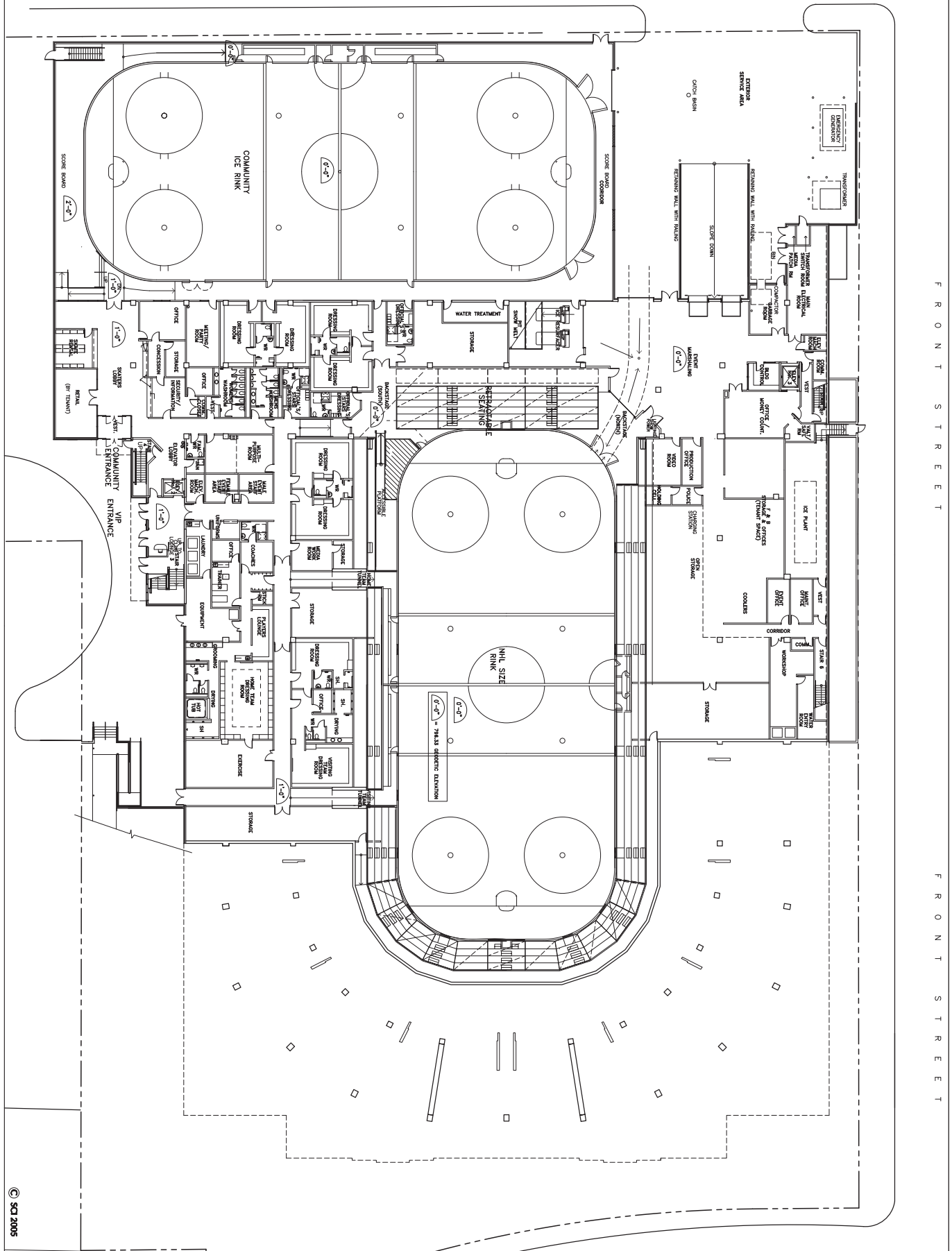
STATE OF ILLINOIS)
) ss
COUNTY OF McLean)

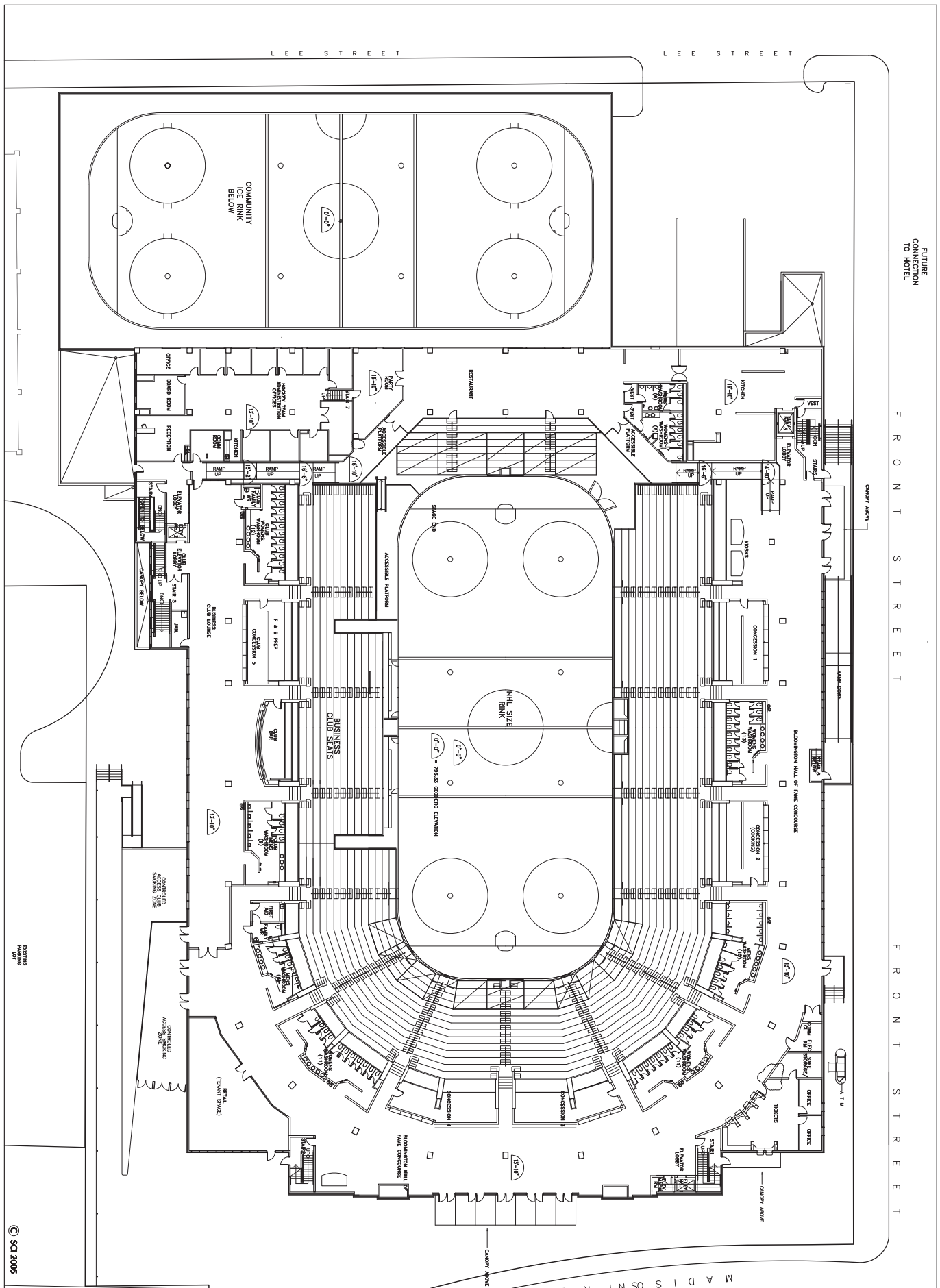
I, the undersigned, a Notary Public, in and for said County in the State aforesaid, DO HEREBY CERTIFY, That J.B. Stevens, personally known to me to be the Vice President of the Corporation and Secretary, personally known to me to be the Secretary of said Corporation, whose names are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that as such Vice President and Secretary, they signed and delivered the said instrument of writing as Vice President and as Secretary of said Corporation, and caused the seal of said Corporation to be affixed thereto, pursuant to authority given by the Board of Directors of said Corporation as their free and voluntary act, and as the free and voluntary act and deed of said Corporation for the uses and purposes therein set forth.

GIVEN, under my hand and Notarial seal this 4th day of May, A.D. 2000.

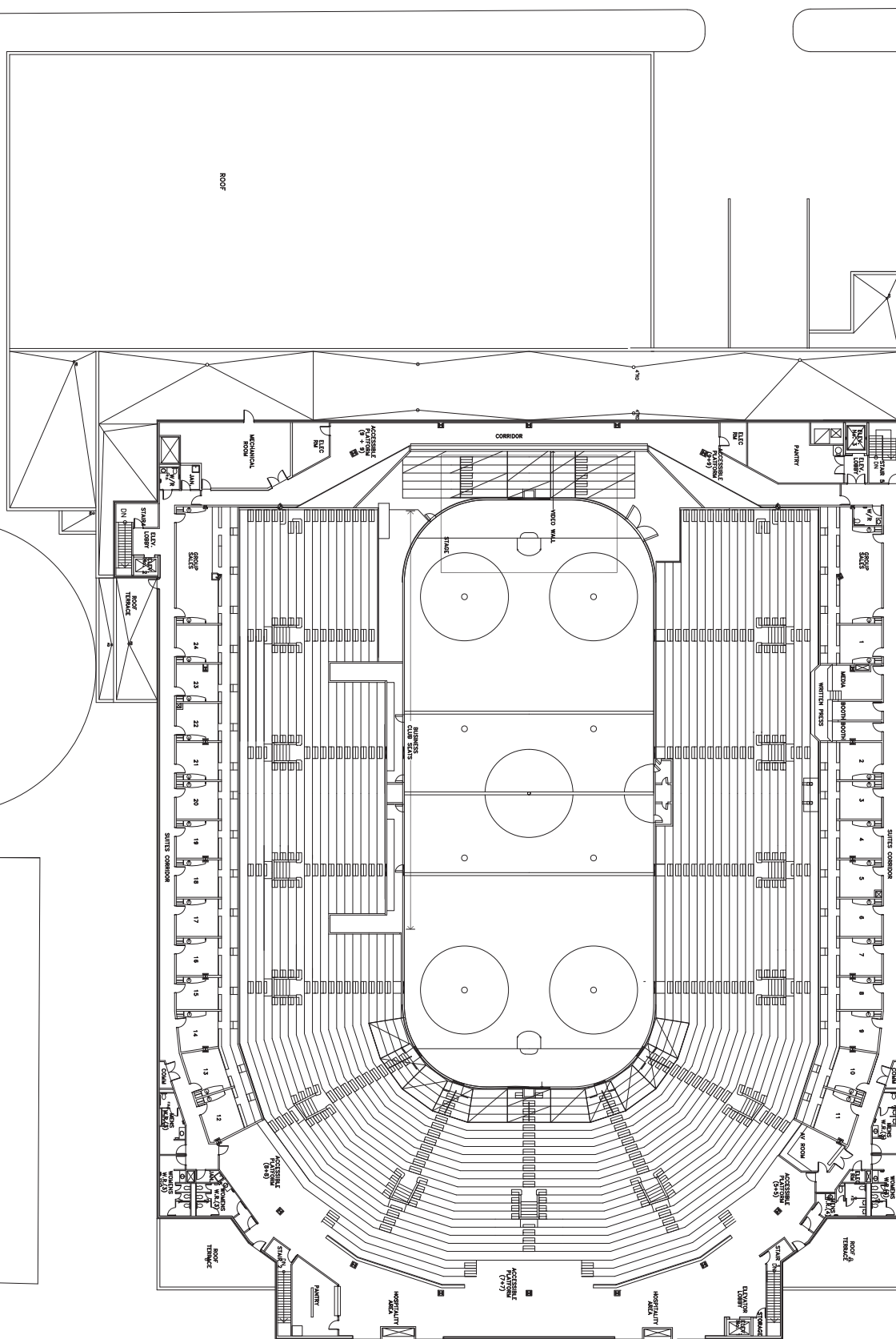
Merrick C. Hayes
Notary Public







Arena: Concourse Level Layout
2020



Arena: Suite Level Layout
2020

Item 4B. Consideration and action to approve Minutes from the September 10, 2020 Special Liquor Commission Meeting, as requested by the City Clerk Department.

Regular Agenda

The following item was presented:

Item 5A. Public Hearing and action on the request from City of Bloomington for a Class EAS (Entertainment, All Types of Alcohol, and Sunday Sales) liquor license to operate at the location commonly referred to as Grossinger Motors Arena, located at 101 S. Madison St., as submitted to the City Clerk Department.

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

Commissioner Renner opened the Public Hearing at 4:02 p.m.

Commissioner Renner asked the Clerk if anyone was present to represent the item. Mrs. Yocum explained that City of Bloomington Employees Jim Mack, Bloomington Center for Performing Arts and Arena Manager, and Eric Veal, Assistant Director of Parks, Recreation and Cultural Arts ("PARKS"), were present.

Mr. Mack, after being sworn in, addressed the Commission. He explained that with VenuWorks, the previous management company, no longer under contract, the management of the Arena was brought in-house, and the PARKS Department would manage the space. He stated that VenuWorks previously held a liquor license for all activities at the Arena. Mr. Mack concluded that the PARKS Department applied for the same license as the previous management company.

Commissioner Renner asked if there was any deviation from the previous liquor license. Mr. Mack confirmed the license was the same. He explained that staff actively sought an outside caterer but that company would not hold a liquor license.

Commissioner Jordan did not express concerns with the application.

Commissioner Powell asked if all employees would be BASSET Certified. Mr. Mack confirmed.

Commissioner Renner asked if anyone had registered to speak for or against the application. Mrs. Yocum responded that no one registered to speak live nor submitted emailed public comment.

Commissioner Renner closed the Public Hearing at 4:04 p.m.

Commissioner Jordan motioned, seconded by Commissioner Powell, to positively recommend the application to City Council contingent upon compliance with all building, health, and safety codes.

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

AYES: Jordan, Powell, Renner

Motion carried.

The following item was presented:

REGULAR AGENDA



REGULAR AGENDA ITEM NO. 10.A

FOR COUNCIL: November 9, 2020

SPONSOR: Finance Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action to approve the 2020 Property Tax Levy Estimate for the City of Bloomington and the Bloomington Public Library, as requested by the Finance Department.

RECOMMENDED MOTION:

The proposed Property Tax Levy Estimate 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 into 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.

$$\text{Tax formula:} \quad \frac{\text{Dollar Amount Requested/Levied}}{\text{Preliminary EAV}} = \text{Tax Rate}$$

City of Bloomington

$$\text{2020 Proposed Tax Levy} \quad \frac{\$20,645,384}{\$1,893,932,294} = 1.0901\% - \text{prior year } 1.0901\%$$

Bloomington Public Library

$$\text{2020 Proposed Tax Levy} \quad \frac{\$4,967,785}{\$1,893,932,294} = .26230\% - \text{prior year } .26230\%$$

Combined

$$\text{2020 Proposed Tax Levy} \quad \frac{\$25,613,169}{\$1,893,932,294} = 1.3524\% - \text{prior year } 1.3524\%$$

\$1,893,932,294

City Levy Request of \$20,645,384:

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.

An increase in Preliminary EAV will enable the City to capture \$134K in revenue growth without increasing the rate. This growth allows the City to keep pace with the rising costs of maintaining the City's infrastructure.

Library Levy Request of \$4,967,785:

The Library proposes no increase in rate for this year's Levy. Exhibit 1 for historical details. The final EAV will determine the final rate.

An increase in Preliminary EAV will enable the Library to capture \$32K in revenue growth without increasing the rate. The Library relies primarily on the tax levy as its source of funding. Year after year, the Library staff and the Library Board strive to run an efficient budget by looking for ways to reduce expenses and to do more with less. The FY2022 budget continues to run lean, reflecting this minimal levy increase. See Exhibit 2 for the Library FY2022 Maintenance and Operating Budget.

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. Therefore, the adoption of the 2020 Tax Levy Ordinance is recommended to be placed on the Council's December 7th, 2020 meeting agenda. In addition, it is our goal to abate taxes at this same meeting. 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.

The City adopts its *estimated* tax levy based on a preliminary EAV provided by the Bloomington Township which is subject to the tax appeals process. The Final EAV will be completed by January 1st, 2021. The tax rate generated is later applied to individual property owner's tax bills on April 1st, 2021 and bills are sent out on May 1st due by June 1st and September 1st.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: Finance recommends the Council adopt the tax levy *estimate* 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.

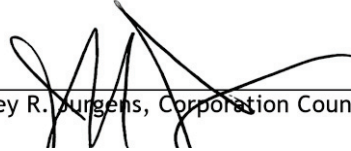
Prepared by: F. Scott Rathbun, Finance Director

Reviewed by:



Chris Tomertin, Budget Manager

10/27/2020



Jeffrey R. Jurgens, Corporation Counsel

11/3/2020



Tara Henry, Legislative Assistant

11/4/2020

Recommended by:



Tim Gleason, City Manager

Attachments:

- FIN 2B 2020 Tax Levy Estimate Exhibit 1 - Rate Calculations
- FIN 2C 2020 Tax Levy Estimate Exhibit 2 - COB Library FY 2022 Operating Budget

EXHIBIT 1

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%

EXHIBIT 2

LIBRARY						
MAINTENANCE & OPERATING BUDGET						
FISCAL YEAR 2020-2022						
Account Number	Account Title	FY 20 Actual	FY 21 Budget	FY 22 Proposed	\$ Diff From FY 21 to FY 22	% Diff From FY 21 to FY 22
50110	Property Taxes	4,864,963	4,935,359	4,967,785	32,426	0.7%
53020	Replacement Tax	130,400	130,400	130,400	-	0.0%
53120	State Grants	95,763	95,700	95,700	-	0.0%
53370	From Golden Prairie PL Dist	402,655	400,000	402,000	2,000	0.5%
54490	Library Fees & Rentals	43,344	50,000	5,000	(45,000)	-90.0%
54720	Copies	2,963	3,500	3,000	(500)	-14.3%
56010	Interest from Investments	78,435	75,000	5,000	(70,000)	-93.3%
56020	Interest From Taxes	54	-	-	-	-----
57110	Sale of Property	349	-	-	-	-----
57310	Donations	22,335	24,000	10,000	(14,000)	-58.3%
57350	Other Private Grants	710	-	-	-	-----
57610	Cash Over/Short	(183)	-	-	-	-----
57990	Other Misc Income	40,632	45,000	24,211	(20,789)	-46.2%
	Fr Library Fund Balance	-	-	-	-	-----
	Fr Library Fixed Asset Fund	-	-	-	-	-----
	Fr Illinois Funds Fund Balance *			750,000	750,000	-----
	Total Revenues	5,682,421	5,758,959	6,393,096	634,137	11.0%
61100	Full Time Salaries	2,320,745	2,399,185	2,466,734	67,549	2.8%
61110	Part Time Salaries	418,914	483,694	465,048	(18,646)	-3.9%
61130	Seasonal Salaries	53,568	67,667	65,510	(2,157)	-3.2%
61150	Overtime Salaries	300	1,100	1,100	-	0.0%
61190	Other Salaries	22,000	-	-	-	-----
62101	Dental Insurance	10,494	11,000	11,064	64	0.6%
62102	Vision Insurance	2,913	3,000	3,024	24	0.8%
62104	Health Insurance PPO BC/BS	245,665	366,827	250,906	(115,921)	-31.6%
62106	Health Insurance HAMP HMO	36,085	16,000	33,053	17,053	106.6%
62110	Life Insurance	3,002	3,200	3,100	(100)	-3.1%
62116	HSA City Contribution	16,200	-	16,000	16,000	-----
62120	IMRF	357,049	239,918	246,673	6,755	2.8%
62130	FICA	170,659	182,933	185,832	2,899	1.6%
62140	Medicare	39,913	42,783	43,461	678	1.6%
62160	Worker's Comp	8,461	18,385	18,299	(86)	-0.5%
62190	Staff Uniforms	825	800	800	-	0.0%
62200	Health Facilities	400	-	-	-	-----
62210	Tuition Reimbursement	5,088	15,500	26,000	10,500	67.7%
62990	Other Benefits	64,546	25,000	20,000	(5,000)	-20.0%
70051	Architectural/Design Services *	-	-	750,000	750,000	-----
70420	Equipment Rental	21,610	25,000	20,000	(5,000)	-20.0%
70510	Building Maintenance	129,810	150,000	140,000	(10,000)	-6.7%
70520	Vehicle Maintenance	14,994	12,000	12,000	-	0.0%
70530	Office/Equipment Maintenance	157,903	195,000	190,000	(5,000)	-2.6%
70610	Advertising	53,724	50,000	50,000	-	0.0%
70611	Printing/Binding	27,570	18,000	20,000	2,000	11.1%
70630	Travel	328	1,000	500	(500)	-50.0%
70631	Membership Dues	3,921	4,000	5,500	1,500	37.5%
70632	Professional Development	19,807	10,000	10,000	-	0.0%
70690	Other Purchased Services	62,600	150,000	145,000	(5,000)	-3.3%
70714	Property Insurance	-	17,000	-	(17,000)	-100.0%
70715	Vehicle Insurance	-	5,000	-	(5,000)	-100.0%
70790	Other Insurance	28,892	6,500	35,000	28,500	438.5%
71010	Office Supplies	19,044	20,000	20,000	-	0.0%
71010-70000	Office Sups-COVID-19	1,926	-	-	-	-----
71013	Computer Supplies	75,807	90,000	80,000	(10,000)	-11.1%
71017	Postage	4,359	2,500	4,500	2,000	80.0%
71020	Library Supplies	55,175	85,000	80,000	(5,000)	-5.9%
71024	Janitorial Supplies	12,427	18,000	18,000	-	0.0%
71070	Fuel	4,192	5,500	6,000	500	9.1%
71080	Bldg & Maint Supplies	11,178	20,000	18,000	(2,000)	-10.0%
71310	Natural Gas	18,729	31,000	28,000	(3,000)	-9.7%
71320	Electricity	71,480	90,000	90,000	-	0.0%
71330	Water	6,977	9,000	9,000	-	0.0%
71340	Telecommunications	38,440	38,000	32,700	(5,300)	-13.9%
71410	Professional Collection	1,474	1,500	1,500	-	0.0%

Account Number	Account Title	FY 20 Actual	FY 21 Budget	FY 22 Proposed	\$ Diff From FY 21 to FY 22	% Diff From FY 21 to FY 22
71420	Periodicals	19,374	40,000	20,000	(20,000)	-50.0%
71430	Adult Books	153,160	143,000	157,500	14,500	10.1%
71440	Children's Books	112,909	118,500	123,400	4,900	4.1%
71470	A/V Materials	112,328	131,000	111,600	(19,400)	-14.8%
71480	Public Access Software	151,423	188,880	132,000	(56,880)	-30.1%
71490	Downloadables	145,258	154,700	179,950	25,250	16.3%
79120	Employee Relations	2,014	5,000	5,000	-	0.0%
79990	Other Misc. Expenses	7,373	10,000	10,000	-	0.0%
89237	To Library Equip Replacement	32,500	10,000	-	(10,000)	-100.0%
	To Capital Fund	37,805	26,887	31,342	4,455	16.6%
	Total Expenses	5,393,338	5,758,959	6,393,096	634,137	11.0%
	Total Revenues	5,682,421	5,758,959	6,393,096	634,137	11.0%
	Rev Over Exp (Surplus)	289,083	-	-	-	
	* These amounts are in anticipation of going forward with Library Expansion; this reflects transferring \$750,000 from the Capital Funds to be used for Architectural Services in FY 22					



REGULAR AGENDA ITEM NO. 10.B

FOR COUNCIL: November 9, 2020

SPONSOR: Administration Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action on Council Member Carrillo's Agenda Initiative Proposal to make Indigenous Peoples' Day a City holiday, as requested by the Administration Department.

RECOMMENDED MOTION: That staff be provided direction on and directed to draft an Ordinance recognizing Indigenous Peoples' Day.

STRATEGIC PLAN LINK:

-Goal 5. Great Place - Livable, Sustainable City

STRATEGIC PLAN SIGNIFICANCE:

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

BACKGROUND: Council Member Jenn Carrillo brought forward an Agenda Initiative (attached) at the August 17, 2020 City Council meeting proposing that the Current Columbus Day be replaced with Indigenous Peoples' Day and that Indigenous Peoples' Day be celebrated as a City holiday. According to Council Member Carrillo, "I believe celebrating the spirit and resilience of indigenous peoples is one of several fitting ways to use recent events as inspiration to lead our community towards a brighter future".

At the meeting, the Council requested that staff provide an analysis of the issue so that Council could have further discussion. Columbus Day is not currently a holiday that is recognized/celebrated by the City, meaning that City facilities are open on that day. There is accordingly nothing in the City Code or Employee Handbook where Columbus Day can be replaced with Indigenous Peoples' Day.

Although there would be other unknown considerations, and realizing that costs are not the only factors to consider, the results of a very high-level analysis performed by the City's Human Resources department to add Indigenous Peoples' Day as a City holiday can be found below:

- A minimum of about \$63k in budget increase would be needed over what would already be paid for a day of work (not including other overtime needed/other considerations). This includes increases in required holiday pay and premium pay for shift work.
- The total cost for an additional holiday for all full-time employees, including Library, would be \$164,899.29. This represents salary cost for paying workers that are off, holiday pay and increases in holiday pay for some employee groups required to work.
 - This does not include OT that may be needed or triggered holiday pay stipends.
 - Just more than \$92,000 of the total is the lost time cost (salaries paid but employees not working).

- Having the day given as a "floating holiday" to be used at the employee's discretion would not reduce this cost but could reduce overtime costs.

While there were specific options suggested by staff as part of the Juneteenth conversation based on Council direction, staff is not providing options for next steps for this item because Council has not yet discussed those possibilities.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: Budget to be determined through future planning.

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: Leslie Yocum, City Clerk

Attachments:

- ADM 3B Indigenous Peoples' Day Initiative



**MAYOR & ALDERMANIC
AGENDA INITIATIVE PROPOSAL FORM**

SPONSOR: Jennifer Carrillo

PROPOSED INITIATIVE:

In light of the recent events, I would like to propose that we replace the holiday known as "Columbus day" with "Indigenous People's Day" on the second Monday of October each year. Indigenous People's Day should be declared a city holiday and we should encourage local businesses to observe, so that their employees and families can both learn about the history of indigenous peoples, grieve the genocide and colonization of indigenous peoples, and reflect on the significance of the contributions that indigenous peoples have made to our society.

Not only in our community, but also in the state and the nation, governmental bodies are moving to eliminate celebrations of Columbus in favor of recognizing the indigenous peoples who inhabited this land long before he "discovered" it. I believe celebrating the spirit and resilience of indigenous people is one of several fitting ways to use recent events as inspiration to lead our community towards a brighter future.

**ESTIMATED CITY STAFF TIME TO RESEARCH & PREPARE FULL COUNCIL MEMO ON
PROPOSED INITIATIVE INCLUDING BACKGROUND AND ANY NECESSARY
RESEARCH:**



Nominal (less than 5 hours)

Moderate (5 to 10 hours)

Significant (more than 10 hours)

ESTIMATED COST OF PROPOSED INITIATIVE: Unknown at this time but this would be part of the staff's review.

WILL THE PROPOSED INITIATIVE REQUIRE A BUDGET AMENDMENT:



Yes

No

**WHAT CITY PROGRAMS OR STAFF ACTIVITIES ARE PROPOSED TO BE CUT OR
REDUCED IN LIEU OF THE PROPOSED INITIATIVE, IF ANY:**

Columbus Day

DATE SUBMITTED: 07/25/20

Jenn Carrillo


SIGNATURE



REGULAR AGENDA ITEM NO. 10.C

FOR COUNCIL: November 9, 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 October 16, 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:



Tara Henry, Legislative Assistant

11/4/2020

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.

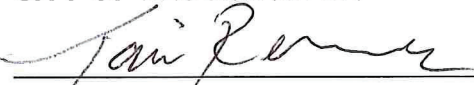
SECTION 9. Home Rule Authority. This ordinance is passed and approved pursuant to the home rule authority granted Article VII, Section 6 of the 1970 Illinois Constitution.

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.

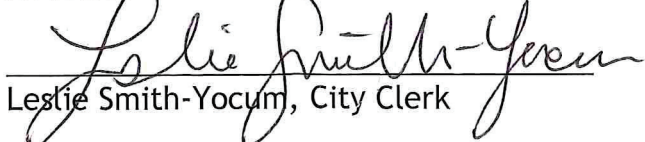
PASSED this 26th day of March 2020.

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 Renner
Tari Renner, Mayor

ATTEST

Leah L. Young
Leah L. Young, 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.

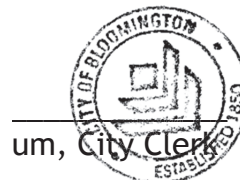
APPROVED this 25th day of June 2020.

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

