CITY OF Bloomington ILLINOIS

CITY OF BLOOMINGTON COMMITTEE OF THE WHOLE MEETING OCTOBER 19, 2020

COMPONENTS OF THE COMMITTEE OF THE WHOLE AGENDA

On the third Thursday of each month at 6pm, the City Council meets as a Committee of the Whole. The purpose of this meeting is to present and consider agenda items that may be proposed for Regular City Council meetings, but that require further discussion before going in front of Council for an actual vote. The Committee of the Whole meeting is also a forum that allows the Mayor and Council Members to individually initiate proposed agenda items for discussion.

Council does not vote on any of this meeting's agenda items, outside of voting to approve the minutes of the previous Committee of the Whole meeting. Committee of the Whole agenda items discussed can be moved to a future regular City Council meeting agenda, if a consensus exists.

PUBLIC COMMENT

Each regular Committee of the Whole 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 and call names of submitters to come forward to speak.

Public comment is a time for citizens to give comment. It is not a question and answer period and City Council Members do not respond to public comments. Speakers who engage in threatening or disorderly behavior will have their time ceased.

REGULAR AGENDA

All agenda items that provide Council an opportunity to listen to a presentation, ask questions of City Staff, deliberate, and seek additional information prior to making a decision will be placed on the Committee of the Whole Regular Agenda. No final action, beyond action on setting future agenda items and/or Agenda Initiatives, may be taken at a meeting of a Committee of the Whole unless it has been called as a Special Meeting.

A portion of the meeting is dedicated to previewing non-routine items. A non-routine agenda item shall include: (1) the expenditure of money over $250,000; (2) development agreements; (3) amending the City Code and/or (4) the implementation or modification of policies. The failure to preview a non-routine agenda item at a Committee of the Whole meeting shall not prohibit its consideration and/or action at a future meeting.

MAYOR AND COUNCIL MEMBERS

Mayor: 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

CITY OF Bloomington ILLINOIS

COMMITTEE OF THE WHOLE MEETING AGENDA
CITY COUNCIL CHAMBERS
109 EAST OLIVE STREET, BLOOMINGTON, IL 61701
MONDAY, OCTOBER 19, 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 50 persons or 50% 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. **Roll Call of Attendance**
3. **COVID-19 Update by City Manager**
4. **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.

5. **Consent Agenda**

   Electronic Roll Call Vote

   A. Consideration and action to approve the Minutes of the September 14, 2020 Regular City Council Meeting, as requested by the City Clerk Department. *(Recommended Motion: The proposed Minutes be approved.)*

6. **Presentation, Discussion, and Direction on Future Agenda Topics**

   A. Discussion and direction on the creation of a Public Arts Commission, as requested by the Administration Department. *(Recommended Motion: Direction be given on the draft ordinance regarding the Public Arts Commission.)*

(Presentation by Billy Tyus, Deputy City Manager, 10 minutes; and City Council discussion, 10 minutes.)

B. **Council Initiatives**

i. Discussion on Council Member Mwilambwe's Agenda Initiative Proposal to make Juneteenth a City holiday, as requested by Council Member Mboka Mwilambwe. *(Recommended Motion: None; presentation only.) (Presentation by Billy Tyus, Deputy City Manager; and Tim Gleason, City Manager, 5 minutes; and City Council discussion, 10 minutes.)*

7. City Manager's Report (5 minutes)

8. Executive Session - Cite Section

Clerk-led Roll Call Vote

9. Adjournment

Voice Vote

CONSENT AGENDA

CITY OF Bloomington ILLINOIS

CONSENT AGENDA ITEM NO. 5.A

FOR COMMITTEE OF THE WHOLE: October 19, 2020

SPONSOR: City Clerk Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action to approve the Minutes of the September 14, 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:

Tara Henry

Tara Henry, Legislative Assistant 10/6/2020

Recommended by:

Tim Gleason, City Manager

Attachments:

- CLK 1B DRAFT 09-14-20 City Council Meeting Minutes

MINUTES
REGULAR SESSION CITY COUNCIL MEETING
MONDAY, SEPTEMBER 14, 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 Deputy City Manager, Billy Tyus, and City Clerk, Leslie Yocum, in-person in City Hall's Council Chambers at 6:00 p.m., Monday, September 14, 2020. The meeting was called to order by Mayor Pro Tem Mboka Mwilambwe.

Roll Call

Attendee Name	Title	Status	Arrived
Tari Renner	Mayor	Absent	
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

Deputy City Manager Billy Tyus notified Council that staff continued COVID-19 compliance checks of local bars and restaurants and provided an update on three establishments that had been determined to be out of compliance. He emphasized his belief that the majority of businesses in the community understood the severity of COVID and were actively working to comply. Mr. Tyus shared information about compliance check procedures and assured Council that they were actively pursuing problematic establishments. He highlighted the status of ADA (Americans with Disabilities Act) compliance as it related to outdoor dining, and explained applicable compliance procedures, as well as resources being provided to establishments.

Recognition/Appointments

No recognitions and appointments were presented.

Public Comment

Mayor Pro Tem Mwilambwe opened the meeting for public comment. Citizens Surena Fish and Scott Stimeling addressed Council in-person. In addition, the following individuals spoke remotely: (1) Jon Reed; (2) Nathan Wang; and (3) Sara Payne. Leslie Yocum, City

Clerk, added that Jacqueline Beyer had emailed public comment and that it had been provided to Council.

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 Bray made a motion, seconded by Council Member Black, that the Consent Agenda, including all items listed below with the exception of Item 8.H., be approved.

Mayor Pro Tem Mwilambwe directed the Clerk to call roll which resulted in the following:

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

Motion carried.

Item 8.A. Consideration and action to approve the Minutes of the July 27, 2020 Regular City Council Meeting, as requested by the City Clerk Department. *(Recommended Motion: The proposed Minutes be approved.)*

Item 8.B. Consideration and action to approve the Minutes of the August 10, 2020 Regular City Council Meeting, as requested by the City Clerk Department. *(Recommended Motion: The proposed Minutes be approved.)*

Item 8.C. Consideration and action to approve Bills and Payroll in the amount of $7,597,428.63, as requested by the Finance Department. *(Recommended Motion: The proposed Bills and Payroll be approved.)*

Item 8.D. Consideration and action to approve Funding for Stabilization Installation Work for the Lake Bloomington Shoreline Stabilization Project through the Watershed Conservation Intergovernmental Agreement between the City of Bloomington, McLean County, the Town of Normal, and the McLean County Soil and Water Conservation District, in the amount of $196,416, as requested by the Public Works Department. *(Recommended Motion: The proposed Funding be approved.)*

Item 8.E. Consideration and action to extend the Energy Brokerage Agreement with The Stone River Group and on a Resolution Authorizing the City Manager to Approve Electric and Natural Gas Supply Contracts, as requested by the Facilities Department. *(Recommended Motion: The extension of the Agreement and the Resolution be approved.)*

Item 8.F. Consideration and action 1) on an Ordinance Amending the Budget Ordinance for the Fiscal Year Ending April 30, 2021 in the amount of $50,000; (2) to approve a mutual recession of the Contract with Diamond Design & Construction, Inc. in the amount of $445,101.00 for the FY2021 De Brazza's Plaza Monkey Exhibit - Bid #2021-08 (Base bid + Alt. #3); and (3) to approve a Contract with N. Zobrist Construction in the amount of $534,015 for the FY2021 De Brazza's Plaza Monkey Exhibit - Bid #2021-08 (Base bid + Alt. #3), as requested by the Parks, Recreation and Cultural Arts Department. *(Recommended Motion: The proposed Ordinance, recession of the Contract with Diamond Design & Construction, and the Contract with N. Zobrist Construction be approved.)*

Item 8.G. Consideration and action on an Ordinance Approving the Second Amendment to the Contract Between the City of Bloomington and Tim Gleason Regarding the Term, Salary and Benefits, as requested by the City Council. *(Recommended Motion: The proposed Ordinance be approved.)*

Item 8.H. was pulled from the Consent Agenda by Mayor Pro Tem Mwilambwe.

Item 8.I. Consideration and action on an Ordinance Approving a Special Use Permit for the Expansion of a Place of Worship in the R-1B Single Family Residential District, for Property Located at 1617 E Emerson Street, Bloomington IL 61701, as requested by the Community Development Department. *(Recommended Motion: The proposed Ordinance be approved.)*

Item 8.J. Consideration and action on an Ordinance Approving an Encroachment Permit & Agreement with the Regional Alternative School located at 408 W. Washington St., as requested by the Administration Department. *(Recommended Motion: The proposed Ordinance be approved.)*

Item 8.K. Consideration and action to approve a Lake Bloomington Lease Transfer of Lot 11 in Peoria Point, from Julie Biever to the petitioners, Steven and Laurie Lange, as requested by the Public Works Department. *(Recommended Motion: The proposed Lease Transfer be approved.)*

Item 8.L. Consideration and action to approve a Lake Bloomington Lease Transfer of Lot 13 in Block 1 in Camp Kickapoo, from Karen Kehl to the petitioners, J&A Sunset Properties, LLC, as requested by the Public Works Department. *(Recommended Motion: The proposed Lease Transfer be approved.)*

Items Pulled from the Consent Agenda

The following item was presented:

Item 8.H. Consideration and action on an Ordinance Approving a Special Use Permit for an Adult-use Cannabis Dispensary in the B-1 General Commercial District for Property Located at 118 Keaton Place, Bloomington IL 61704, as requested by the Community Development Department.

Mayor Pro Tem Mwilambwe pulled the item to have the opportunity to vote 'no' which was consistent with his previous votes on the topic.

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

Mayor Pro Tem Mwilambwe directed the Clerk to call roll which resulted in the following:

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

NAYES: Mwilambwe

Motion carried.

Regular Agenda

The following item was presented:

Item 9.A. Consideration and action to accept and approve the Downtown Task Force 2020 Report Updated, as requested by the City Council.

Council Member Carrillo left at 6:27 p.m.

Deputy Tyus stated that the item, if accepted and approved, would provide staff clear direction on Downtown development and project priority. He provided Council a brief history of the item and then welcomed questions.

Council Member Mathy noted that the item had begun as his Council Initiative. He then provided detail on various discussions that had taken place, as well as information on the decision to not remove the catalyst project from the Report.

Council Member Carrillo returned at 6:32 p.m.

Council Member Boelen asked questions clarifying the amount of time the Report would be valid. She believed the catalyst project should be removed and that additional Downtown parking was needed. She expressed concern with the potential demolition of historic buildings.

Council Member Mathy explained that multiple options were now available for the catalyst project and that Council recognized the need for bold statement with the project.

Council Member Black believed that Downtown Bloomington required further development and that the future of the Market Street Parking Garage needed to be decided.

Council Member Boelen expressed support for the Report, but stated that a bold catalyst project did not align with her Smart Cities' incremental development approach. She agreed with Council Member Black's comments regarding the Market Street Garage.

Council Members Carrillo, Emig, Bray and Crabill expressed their support for the item.

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

Mayor Pro Tem Mwilambwe directed the Clerk to call roll which resulted in the following:

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

Motion carried.

The following item was presented:

<u>Item 9.B. Consideration and potential action regarding Ordinance 2020-18, An Ordinance Declaring a Local Emergency Due to the COVID-19 Virus & Enacting Various Emergency Measures, including an Ordinance Amending Ordinance 2020-18 to Add a New Section 2(T) Suspending Downtown Shuttles, as requested by the Legal Department.</u>

Mr. Tyus reminded Council that the item was a standard place holder for Council consideration and that the item before them included the suspension of downtown shuttle licenses (party buses), which was being brought forward in an effort to further assist in reducing the spread of COVID-19.

Council Member Carrillo expressed interest in a list that clarified the actions and levels of action Council could take in response to COVID-19. Mr. Tyus responded that staff had been discussing such a list and that their current focus was geared towards the most problematic areas.

Council Member Mathy supported Council Member Carrillo's request.

Council Member Carrillo left at 6:52 p.m.

Council Member Black stated that he believed the Town of Normal and the City should work together to adopt similar COVID-19 enforcement standards. He also stressed the need for the City to follow McLean County Health Department guidelines.

Council Member Boelen believed that the City should follow CDC (Center of Disease Control) recommendations including closing bars at 11:00 p.m. She also thought that educating the public was the best course of action and encouraged the community to practice mask use when they couldn't socially distance or when in public.

Council Member Emig believed consistency across local institutions was needed. She encouraged staff and the community to be creative with community events while maintaining social distance.

Council Member Painter expressed support in the item.

Council Member Bray made a motion, seconded by Council Member Mathy, that the Ordinance Amending Ordinance 2020-18 to Suspend Downtown Shuttles be approved.

Mayor Pro Tem Mwilambwe directed the Clerk to call roll which resulted in the following:

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

ABSENT: Carrillo

Motion carried.

City Manager's Discussion

Mr. Tyus, on behalf of City Manager Gleason, thanked Council for the approval of the City Manager Contract (Item 8.G.). He highlighted the upcoming Downtown Farmers' Market and reminded the community to participate in the 2020 Census. He announced the kickoff of the City's Small Business Assistance Grant Program where qualified businesses could receive up to $4,500 of assistance. He recognized six new City of Bloomington employees and then highlighted a virtual event hosted by the McLean County Regional Planning Commission as part of the State's Housing Blueprint Program. Mr. Tyus concluded by announcing that Ferrero would be hosting a three-day free drive-thru COVID-19 testing site at their plant on beginning Tuesday, September 15, 2020.

Mayor's Discussion

No discussion was had.

Council Member's Discussion

Council Member Mathy reminded the public to wear masks in public and practice good hygiene.

Council Member Crabill echoed the 2020 Census reminder and asked Mr. Tyus if information was available to the public that detailed the establishments that had passed ADA inspections. Mr. Tyus stated he would confirm. Council Member Crabill then asked for an update on the resident COVID-19 CDBG (Community Development Block Grant) Grant program. Mr. Tyus responded that approximately 200 applications had been submitted between July and the beginning of August and that the bulk of them had been referred to outside organizations better suited to fulfill the applicant's needs. He stated that he anticipated an increase in applications once outside organizations had met their aid thresholds. Council Member Crabill then asked if the type of required documentation impeded the process. Mr. Tyus responded that the Illinois Department of Housing and Urban Development ("HUD") required the City to collect specific information, but that the City had worked hard to make the process as easy as it could be within HUD requirements

Council Member Black praised Mr. Gleason for his continued excellent service.

Mayor Pro Tem Mwilambwe echoed appreciation for Mr. Gleason and City staff, especially throughout COVID-19. He echoed the 2020 Census reminder and highlighted the discussion hosted by the Human Relations Commission on the topic to invest/divest police departments.

Executive Session - Cite Section

No Executive Session was held.

Adjournment

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

Motion carried (viva voce).

The meeting adjourned at 7:18 p.m.

CITY OF BLOOMINGTON	**ATTEST**
Mboka Mwilambwe, Mayor Pro Tem	Amanda Mohan, Deputy City Clerk

PRESENTATION, DISCUSSION, AND DIRECTION ON FUTURE AGENDA TOPICS

CITY OF Bloomington ILLINOIS

REGULAR AGENDA ITEM NO. 6.A

FOR COMMITTEE OF THE WHOLE: October 19, 2020

SPONSOR: Administration Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Discussion and direction on the creation of a Public Arts Commission, as requested by the Administration Department.

RECOMMENDED MOTION:
Direction be given on the draft ordinance regarding the Public Arts Commission.

STRATEGIC PLAN LINK:
-Goal 6. Prosperous Downtown Bloomington
-Goal 5. Great Place – Livable, Sustainable City
-Goal 4. Strong Neighborhoods

STRATEGIC PLAN SIGNIFICANCE:
-Objective 6c. Downtown becoming a community and regional destination
-Objective 5b. City decisions consistent with plans and policies
-Objective 4e. Strong partnership with residents and neighborhood associations

BACKGROUND: Staff recently presented a plan to support public art in the community through the establishment of a Public Arts Commission. If such a program were to be established, there seemed to be Council support for expanding public participation in the process and making sure that any approved program also use non-public funds when available. The following additions or clarifications would be offered in addition to the previously-presented programs to support Council Direction:

- **Ex-Officio Membership**
  - Two residents living in the ward where the public art projects will be placed will serve as non-voting ex-officio members.
  - **Ex-officio members appointed by the Council Member** representing the ward will advise on items of demographic, geographic, cultural or historic significance or other considerations.
- **Public Notification and Meeting**
  - A public meeting will be held within the wards housing a project to show the commission's recommended project before taking to Council.
  - The commission will give advanced notice to ward residents about projects via advertising, social media, direct mail or other outreach.
- **Funding**
  - Funding for the City's Public Art Program shall consist of private donations, an annual allocation from the City of Bloomington and other sources as approved by the City Council.
  - The City's funding amount and sources of funding shall be determined by the annual budget review and approval process.

- **(Private funding already encouraged but would add the following language):** The Commission and associated partners shall annually solicit non-government funding for each year's grant program. The City's annual contribution will be reduced based on the level of private commitment to meet program budget needs.

These additions would be added to the previously recommended framework which would establish the following with other details listed below:

- A seven-member Public Arts Commission would be created, consisting of two members from both the Bloomington Cultural Commission and Citizen's Beautification Committee and three members of the public.
- Appointees would serve a two-year term or until terms end on either commission, if selected from either of the existing boards.
- The Mayor (with Council consent) would make appointments that are reflective of the diverse nature of our community, that have experience, expertise, or interest in the areas of the arts or arts education and/or persons who have a background in supporting the growth and development of the Bloomington community and its neighborhoods.
- The Commission would propose to the Mayor and Council an annual Public Arts Program that identifies specific programs, program goals for the year, means of achievement, proposed expenditures, etc.
- Arts projects would be selected through Calls to Artists requesting proposals for arts initiatives defined in the annual Public Arts Program plan or by the City Council. The commission would review proposals and make recommendations to the City Council for final consideration.

Over the years there has been significant support for a public art program which could involve several types of projects to include sculptures, murals, sidewalk art, art in public facilities and other possibilities. It is important to note that public art could be either temporary or permanent in nature and either purchased or leased depending on the program.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Review of programs in other communities, talks with some portions of the local art community and potential supporters of such a program.

FINANCIAL IMPACT: Budgets to be determined through annual budget process.

COMMUNITY DEVELOPMENT IMPACT: Enhances the local quality of life, provides beautification and encourages community dialogue.

Respectfully submitted for Council consideration.

Prepared by: Billy Tyus, Deputy City Manager

Reviewed by:

Billy Tyus, Deputy City Manager 9/24/2020

Jeffrey R. Jurgens, Corporation Counsel 10/15/2020

Tara Henry, Legislative Assistant 9/24/2020

Attachments:

- ADM 1B Arts Commission Ordinance_revised 101420

ORDINANCE NO. 2020 - ______

AN ORDINANCE AMENDING CHAPTER 2 OF THE CITY CODE TO CREATE A PUBLIC ARTS COMMISSION

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLOOMINGTON, ILLINOIS:

SECTION 1. That Chapter 2, Article III of Bloomington City Code, 1960, as amended, shall be further amended by adding a new Section 83 as follows:

Ch. 2, Sec. 83. Public Arts Commission

A. Membership. The Public Arts Commission shall consist of 7 persons to be appointed by the Mayor with the consent of the City Council. Commission membership shall consist of two (2) members serving as members from the Bloomington Cultural Commission, two (2) members serving as members from the Bloomington Citizen's Beautification Committee and three (3) members selected from the general public of the City. A person appointed to the Commission shall serve a term of two years or until their term ends on the Beautification Committee or the Cultural Commission if selecting from either of those boards, whichever comes first. The Mayor shall make appointments that are reflective of the diverse nature of our community, that have experience, expertise, or interest in the areas of the arts or arts education and/or persons who have a background in supporting the growth and development of the Bloomington community and its neighborhoods. The members of the Commission shall elect the Chairman and Vice-Chairman on an annual basis.

B. Ex-Officio Membership. Two residents residing in the ward where public art projects will be placed shall serve as non-voting ex-officio Commission members. Ex-Officio members shall be selected on a project-by-project basis by the Council Member representing the ward in which the project shall be placed or program held. The role of ex-officio members shall be to advise members on items of demographic, geographic, cultural or historic significance or other considerations that may be specific to the neighborhood, ward or location where the project is to be placed or the community as a whole.

C. Meetings. The Commission shall meet on a regular basis on a schedule to be established by the members. A regular place of meeting shall be established by the Commission. All meetings shall be open to the public, unless grounds exist for a closed meeting pursuant to the Illinois Open Meetings Act.

D. Duties and Functions. The Commission shall have as its duties and functions:

(1) To explore and recommend to the Mayor, City Council, City staff, and other groups, ways to further the development of, and interest in, art to be displayed on public rights of way, as well as to offer advice on how art would be integrated into relevant city projects; and

(2) To propose to the Mayor and City Council an Annual Public Arts Program Plan that identifies specific programs and program goals for the year, means of achievement, proposed expenditures, sources of supplemental revenue, schedule of execution, necessary resources and responsibilities, and an implementation plan to address the goals; and

(3) To issue Calls To Artists requesting proposals for predetermined art programs as defined in the Annual Public Arts Program Plan and other initiatives approved by the City Council. Unless separately initiated and approved by the Bloomington City Council, all projects shall be completed through this process. Requests should have clearly defined criteria and examples of such projects could include but not be limited to sculptures, temporary sidewalk art, downtown crosswalk design, community murals, electrical box wraps, etc. Art may be either permanent or temporary in nature and either owned by the City or temporarily leased as deemed appropriate. All artists shall be required to sign a Waiver of Rights Pursuant to the Visual Artists Rights Act and must have pre-approval from the City Council prior to the placement of any art through an encroachment permit or otherwise.

(4) To review submissions to Calls to Artists or other initiatives based upon predetermined project criteria and make recommendations to the Bloomington City Council for final consideration and approval.

(5) To assist in the process by which artists, arts organizations, neighborhood organizations, businesses, developers, merchant associations, charitable foundations, or any other member of the general public proposes and

creates projects in the arts which are located in public places owned and maintained by the City.

(6) To receive gifts and donations of any variety from other public or private groups or individuals, which gifts or donations would assist the Commission in carrying out its duties and functions as approved by the City Council.

(7) To cooperate with other entities on matters regarding the arts; and

(8) To recommend updates to the City's arts programs and plans and provide review of this Chapter 2, Article III of Bloomington City Code, 1960, as amended; and

(9) Other duties as deemed necessary in the furtherance of public art in the City of Bloomington.

E. Public Notification and Hearing. The commission shall provide advanced notification to residents residing in the ward where a project will be located of a proposed project or call to artists via advertising, social media, direct mail or other outreach. A public hearing will be held within the wards where a project will be located showing the commission's recommended project prior to a final recommendation being made to the Bloomington City Council.

F. Funding. Funding for the City's Public Art Program shall consist of private or not for profit contributions, an annual allocation from the City of Bloomington, and other sources as approved by the City Council. The City's funding amount and sources of funding shall be determined by the annual budget review and approval process. The commission and associated partners shall annually solicit non-City funding for each year's grant program with the City's annual contribution reduced based on the level of private commitment to meet program budget needs.

SECTION 2. Except as provided herein, the Bloomington City Code, 1960, as amended shall remain in full force and effect.

SECTION 3. 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 4. The City Clerk is hereby authorized to publish this ordinance in pamphlet form as provided by law.

SECTION 5. This ordinance shall be effective immediately after the date of its publication as required by law.

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

PASSED this ______ day of October 2020.

APPROVED this ______ day of October 2020.

CITY OF BLOOMINGTON	**ATTEST**
______________________________	______________________________
Tari Renner, Mayor	Leslie Smith-Yocum, City Clerk

PRESENTATION, DISCUSSION, AND DIRECTION ON FUTURE AGENDA TOPICS ITEM NO. 6.B.1

FOR COMMITTEE OF THE WHOLE: October 19, 2020

SPONSOR: Administration Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Discussion on Council Member Mwilambwe's Agenda Initiative Proposal to make Juneteenth a City holiday, as requested by the Administration Department.

RECOMMENDED MOTION: None; presentation only.

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 Mboka Mwilambwe recently proposed through Council Member Initiative that Juneteenth be declared a City holiday in light of recent events. According to Council Member Mwilambwe, anecdotal information suggests that Juneteenth is not a widely known event locally, statewide or nationally, even as the importance has been widely celebrated locally through the work of local volunteers who took it on as a labor of love project and often struggled to attain widespread community exposure. In his words, "celebrating the triumph of our nation over slavery in this manner will help us understand each other better and is one of several fitting ways to use the recent events as inspiration to lead our community towards a brighter future."

As part of the consideration, staff was asked to look into the cost of City employees being off work for a designated Juneteenth holiday, realizing that cost is not the only factor to consider when deciding how to best honor this day and what it represents. Although there would be other unknown considerations, the results of a very high-level analysis performed by HR 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.

Options for going forward could include but not be limited to the following:

- **An ordinance making Juneteenth a City holiday with employee day off, programming to be set by the Human Relations Commission and community partners.**
  - Budget to be determined by the Bloomington City Council based on program.
  - Celebratory and educational events to be established by Human Relations Commission and partners to potentially include the NAACP if willing.
  - Employee Handbook be modified to reflect holiday.
  - Amends the City Code to make it a parking holiday.
  - Amends the City Code calling for the Human Relations Commission to hold an event celebrating Juneteenth.
- **An ordinance recognizing Juneteenth beyond a proclamation and calling for the Human Relations Commission to hold a day-long event celebrating Juneteenth every year in partnership with other community organizations.**
  - Budget to be set by the Bloomington City Council based on program.
  - Celebratory and educational events to be established by Human Relations Commission and partners to potentially include the NAACP if willing.

Staff has spoken with the Human Relations Commission leadership, who said that the commission would be happy to lead efforts to put together programming in partnership with other community agencies. The commission has already begun discussing possibilities.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: TBD based on established budget.

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: Billy Tyus, Deputy City Manager

Attachments:

- ADM 2B Mayor and Council Member Agenda Initiative Proposal Form - Juneteenth

CITY OF Bloomington ILLINOIS

MAYOR & COUNCIL MEMBER
AGENDA INITIATIVE PROPOSAL FORM

SPONSOR: Mboka Mwilambwe

PROPOSED INITIATIVE:

In light of the recent events, I would like to propose that Juneteenth be declared a City holiday and encourage local businesses to observe it as well, so that their employees and families can reflect on the significance of this historic day. Anecdotal information suggests that Juneteenth is not a widely known event, not only in our community but also in the state and the nation. Locally, Juneteenth celebrations have been the work of local volunteers who took it on as a labor of love project and often struggled to attain widespread community exposure. I believe celebrating the triumph of our nation over slavery in this manner will help us understand each other better and is one of several fitting ways to use the 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)

__X___ 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

__X___ No

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

At this moment, I want staff to investigate the idea and get back to us with more details. That said I envision the Human relations Commission being involved in some capacity. There could also be an economic development aspect to this.

Mboka Mwilambwe	June 18th, 2020
SPONSOR SIGNATURE	DATE SUBMITTED