

CITY OF
BLOOMINGTON
COUNCIL MEETING
SEPTEMBER 28, 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, SEPTEMBER 28, 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. Pledge of Allegiance to the Flag
3. Remain Standing for a Moment of Silent Prayer
4. Roll Call
5. COVID-19 Update by City Manager
6. Recognition/Appointments
 - A. Proclamation recognizing October 4-10, 2020 as Fire Prevention Week, as requested by the Administration Department. (*Recommended Motion: None; recognition only.*)
7. Public Comment

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

Electronic Roll Call Vote

- 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.*)
- 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.*)
- C. Consideration and action to approve the Purchase of one (1) Caterpillar 430-07 Backhoe from Altorfer Cat of East Peoria, Illinois, using the Sourcwell 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.*)
- 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 Sourcwell 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.*)
- 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.*)
- 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.*)
- 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.*)
- 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.*)
- 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.)

- 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.)*

9. Regular Agenda

Electronic Roll Call Vote

- 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. *(Recommended Motion: None; presentation only.) (Presentation by John Houseal, FAICP and Jackie Wells, AICP of Houseal Lavigne Associates, 10 minutes; and City Council discussion, 10 minutes.)*
- 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. *(Recommended Motion: The proposed Resolution be approved.) (Presentation by John Houseal, FAICP and Jackie Wells, AICP of Houseal Lavigne Associates, 10 minutes; and City Council discussion, 10 minutes.)*
- 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. *(Recommended Motion: The proposed Certification and Ordinance be approved.) (Presentation by Tim Gleason, City Manager, 3 minutes; and City Council discussion, 3 minutes.)*
- 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. *(Recommended Motion: The proposed Ordinance be approved.) (Presentation by Leslie Smith-Yocum, City Clerk, 5 minutes; and City Council discussion, 5 minutes.)*
- E. Consideration and action on an Ordinance Amending Chapter 2 of the City Code to Create a Public Arts Commission, as requested by the Administration Department. *(Recommended Motion: The proposed Ordinance be approved.) (Presentation by Tim Gleason, City Manager, 5 minutes; and City Council discussion, 5 minutes.)*
- 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. *(Recommended*

Motion: No modifications recommended at this time.) (Presentation by Tim Gleason, City Manager, 5 minutes; and City Council discussion, 5 minutes.)

10. Finance Director's Report

<https://www.cityblm.org/government/advanced-components/documents/-folder-145>

11. City Manager's Discussion

12. Mayor's Discussion

13. Council Member's Discussion

14. Executive Session - Cite Section

Clerk-led Roll Call Vote

15. Adjournment

Voice Vote

RECOGNITIONS



RECOGNITION/APPOINTMENTS ITEM NO. 6.A

FOR COUNCIL: September 28, 2020

SPONSOR: Administration Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Proclamation recognizing October 4-10, 2020 as Fire Prevention Week, as requested by the Administration Department.

RECOMMENDED MOTION:

None; recognition only.

STRATEGIC PLAN LINK:

-Goal 4. Strong Neighborhoods

STRATEGIC PLAN SIGNIFICANCE:

-Objective 4a. Residents feeling safe in their homes and neighborhoods

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' followed by a large flourish.

Billy Ryus, Deputy City Manager

9/17/2020

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

Tara Henry, Legislative Assistant

9/18/2020

Attachments:

- ADM 1B Proclamation Fire Prevention Week 2020

PROCLAMATION
Fire Prevention Week
October 4 – 10, 2020

WHEREAS, the City of Bloomington, IL is committed to ensuring the safety and security of all those living in and visiting Bloomington; and

WHEREAS, fire is a serious public safety concern both locally and nationally, and homes are the locations where people are at greatest risk from fire; and

WHEREAS, home fires killed more than 2,630 people in the United States in 2017, according to the National Fire Protection Association® (NFPA®), and fire departments in the United States responded to 357,000 home fires; and

WHEREAS, cooking is the leading cause of home fires in the United States where fire departments responded to more than 173,200 annually between 2013 and 2017; and

WHEREAS, two of every five home fires start in the kitchen with 31% of these fires resulting from unattended cooking; and

WHEREAS, more than half of reported non-fatal home cooking fire injuries occurred when the victims tried to fight the fire themselves; and

WHEREAS, children under five face a higher risk of non-fire burns associated with cooking than being burned in a cooking fire; and

WHEREAS, Bloomington residents should stay in the kitchen when frying food on the stovetop, keep a three-foot kid-free zone around cooking areas and keep anything that can catch fire away from stove tops; and

WHEREAS, residents who have planned and practiced a home fire escape plan are more prepared and will therefore be more likely to survive a fire; and

WHEREAS, working smoke alarms cut the risk of dying in reported home fires in half; and

WHEREAS, Bloomington's first responders are dedicated to reducing the occurrence of home fires and home fire injuries through prevention and protection education; and

WHEREAS, Bloomington's residents are responsive to public education measures and are able to take personal steps to increase their safety from fire, especially in their homes; and

WHEREAS, the 2020 Fire Prevention Week theme™, "Serve Up Fire Safety in the Kitchen!!" effectively serves to remind us to stay alert and use caution when cooking to reduce the risk of kitchen fires.

THEREFORE, I, Tari Renner, Mayor of Bloomington do hereby proclaim October 4-10, 2020, as Fire Prevention Week throughout this state, and I urge all the people of Bloomington by checking their kitchens for fire hazards and using safe cooking practices during Fire Prevention Week 2020, and to support the many public safety activities and efforts of Bloomington's fire and emergency services.


Tari Renner
Mayor




Leslie Yocum
City Clerk

CONSENT AGENDA



CONSENT AGENDA ITEM NO. 8.A

FOR COUNCIL: September 28, 2020

SPONSOR: Finance Department

WARD IMPACTED: City-Wide Impact

SUBJECT: 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.

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 \$7,457,183.62 (Payroll total \$2,627,846.55, Accounts Payable total \$3,655,968.82, and Bank Transfers total \$1,173,368.25).

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

9/23/2020

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

Tara Henry, Legislative Assistant

9/24/2020

Attachments:

- FIN 1B Council Finance Summary Report

CITY OF BLOOMINGTON FINANCE REPORT

PAYROLL

Date	Gross Pay	Employer Contribution	Totals
9/11/2020	\$ 2,084,801.49	\$ 540,535.89	\$ 2,625,337.38
9/11/2020-9/15/2020	\$ 2,366.40	\$ 142.77	\$ 2,509.17
Off Cycle Adjustments			

PAYROLL GRAND TOTAL \$ 2,627,846.55

ACCOUNTS PAYABLE (WIRES)

Date	Bank	Total	PCARDS Date Range	Total
9/28/2020	AP General	\$ 3,499,950.52		
	AP JM Scott			
9/28/2020	AP Comm Devel	\$ 51,039.69		
9/28/2020	AP IHDA	\$ 1,305.88		
9/28/2020	AP Library	\$ 36,350.23		
	AP MFT			
9/11/2020	Out of Cycle	\$ 67,322.50		
6/17/2020-9/8/2020	AP Bank Transfers	\$ 1,173,368.25		
	AP GRAND TOTAL	\$ 4,829,337.07		
			PCARD GRAND TOTAL	

TOTAL \$ 7,457,183.62

Respectfully,

F. Scott Rathbun
Director of Finance



CONSENT AGENDA ITEM NO. 8.B

FOR COUNCIL: September 28, 2020

SPONSOR: Administration Department

WARD IMPACTED: City-Wide Impact

SUBJECT: 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.

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:

John M. Scott Health Care Commission: Willie Holton Halbert to the John M. Scott Health Care Commission. Willie is being appointed to complete the term of Deb Halperin, representing the underserved population on the Commission. Her term will be effective immediately and will expire 4-30-21, at which time she will be eligible to reapply. Application is on file in the Administration Office.

Citizens' Beautification Committee: Becky Altic to the Citizens' Beautification Committee. Becky will be filling a vacant position on the Committee. Her term will be effective immediately and will expire 4-30-23, at which time she will be eligible to reapply. Application is on file in the Administration Office.

The Mayor of the City of Bloomington has nominated, and I ask your concurrence in the reappointment of:

Public Building Commission: Robert Fazzini to the Public Building Commission. Robert was appointed to the Commission in 2019 to fill an unexpired term with an expiration date of 9-30-20. Robert is being reappointed to a five-year term. His term will be effective 10-1-20 and will expire 9-30-25. Application 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:

Handwritten signature of Billy Ryus in black ink.

Billy Ryus, Deputy City Manager

9/17/2020

Handwritten signature of Tara Henry in black ink.

Tara Henry, Legislative Assistant

9/18/2020

Attachments:

- ADM 2B Citizens' Beautification Committee Roster
- ADM 2C John M Scott Health Care Commission Roster
- ADM 2D Public Building Commission Roster

Citizens' Beautification Committee

Mayor Appointed	Staff/Chair	First Name	Last Name	Expiration	Year First Appt	Re/Appointment Date
x		Sara	Kemp	04/30/21	2018	05/14/18
x	Chair	Robin	VanDermay	04/30/23	2014	04/30/20
x	Resigned	Brittany	Burton	04/30/20	2019	08/12/19
x		Daniel	Freburg	04/30/22	2018	04/22/19
x		Brett	Litwiller	04/30/21	2018	05/14/18
x		Michelle	Grasher	04/30/22	2019	09/09/19
x		Adriane	Powell	04/30/22	2018	04/22/19
x		Erica	Larkin	04/30/23	2013	04/30/20
x		William	Gudeman	04/30/21	2018	04/23/18
x		Cody	Hendricks	04/30/21	2020	04/13/20
x		Eric	Hansen	04/30/22	2020	04/13/20
		Kelsey	Harms	04/30/22	2020	07/13/20
	Ex-Officio	Jan	Lauderman			
	Ex-Officio	Stan	Cain			
	Staff	Robert	Moews			
	Staff	David	Lamb			

John M. Scott Health Care Commission

Council Approved	Staff/Chair	Title	First Name	Last Name	Expiration	Appointment Date	Year First Appt
X	Grant Administration	Chair	Holly	Ambuehl	04/30/21	11/13/18	2018
X	Grant Administration	Secretary	Deb	Halperin	04/30/21	11/13/18	2018
X	Health Care - Underserved	Vice Chair	Susan	Grant	04/30/21	11/13/18	2009
X	Health Care - Underserved		Angie	Chasensky	04/30/23	06/24/20	2020
X	Health Care - Mental Health	Dr.	Feli	Sebastian	04/30/23	06/24/20	2020
X	Health Care - Primary	Dr.	James	Swanson	04/30/22	05/13/19	2005
X	Health Care - Optometry	Dr.	John	Couillard	04/30/21	11/13/18	2008
X	Health Care - Dental	Dr.	Colton	Sylvester	04/30/22	08/12/19	2019
X	Grant Administration		Judy	Neubrandner	04/30/23	06/24/20	2020
X	Finance		Bernie	Wrezinski	04/30/22	10/28/19	2019
X	Second Presbyterian	Dr.	James	Swanson	04/30/22	05/13/19	2005
X	Health Care - Underserved		Karen	Stipp	4/30/2023	6/24/2020	2020
	Staff Administrator		Jennifer	Toney			

Public Building Commission

Mayor Appointed	Staff/Chair	First Name	Last Name	Expiration	Appointment Date	Year First Appt
X		Robert	Fazzini	09/30/20	01/14/19	2019
	Chairman	Thomas W.	Novosad	09/30/20	09/15/15	1995
		John F.	Harris	09/30/22	06/28/17	1986
	Asst Secretary	George	Farnsworth	09/30/22	09/19/17	1999
	Secretary	John	Morel	09/30/18	09/17/13	1974
	Asst Treasurer	Adam	Funk	09/30/18	10/13/18	2002
		Melvin	Schultz	09/30/19	11/18/14	2014
	Vice Chairman	William	Zimmerman	09/30/21	09/20/16	2010
		Terry L	Reid	09/30/21	07/11/17	2017
	Contact	Robert	Porter			



CONSENT AGENDA ITEM NO. 8.C

FOR COUNCIL: September 28, 2020

SPONSOR: Public Works Department

WARD IMPACTED: City-Wide Impact

SUBJECT: 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.

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: Public Works is recommending the approval of the purchase of one Caterpillar 430-07IT Backhoe from Altorfer Cat of East Peoria, Illinois, using the Sourcewell Contract (032119-CAT, exp. 5/13/23), in the amount of \$179,860.

The Streets and Sewers Section currently has a 2013 Caterpillar 430FIT that is seven years old that will have over 5,000 hours when the new unit arrives. The maintenance cost to date is \$35,391.07. Recent issues with this unit have included hydraulic hoses and fittings, HVAC, hydraulic cylinder, outrigger pin failure, and batteries.



The current unit, S52, is used daily in the sewer cleaning program in problem areas of the City. The unit is also used for emergency sewer main repairs when there are backups in citizens' homes caused by unexpected City main issues, manhole replacements, storm drains, and pipe repairs for the City's camera truck as part of the sewer inspection program. It is equipped with a concrete breaker and snowplow.

Seeking to maintain consistency, focus on efficiency, and leverage operational experience of staff, Public Works is recommending the purchase of Caterpillar brand backhoe. The City owns Caterpillar brand equipment in several departments, staff is familiar with their operation, existing City owned attachments are interchangeable with the proposed model, and Fleet stocks replacement and repair parts.

Staff requests the replaced unit be declared surplus and be sold on public auction at publicsurplus.com, where it is expected to bring approximately \$22,500.

City staff is aware of heightened concerns regarding the current COVID-19 pandemic. However, this expenditure is necessary, because crews need it to perform a multitude of tasks in the Streets and Sewers Section.

The Finance Department is monitoring the financial impact of the pandemic. It has reviewed the costs associated with the project and believes adequate funding is available, given there may be a need to use fund reserves within fund balance guidelines.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

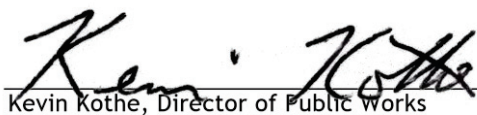
FINANCIAL IMPACT: Public Works Department has budgeted \$210,675.00 for the purchase of the unit for the Sanitary Sewer Fund. The new unit will cost \$179,860.00. It will be paid using the Capital Lease-Capital Outlay Equipment Other Than Office account (40110143-72140). Stakeholders can locate this in the FY 2021 Budget Book titled "Other Funds & Capital Improvement" on pages 88 and 94.

COMMUNITY DEVELOPMENT IMPACT: Goal UEW-1. Provide quality public infrastructure within the City to protect public health, safety and the environment, Objective UEW-1.5 Reliable water supply and distribution system that meets the needs of the current and future residents, Objective UEW-1.7 Reliable and efficient collections systems (sanitary sewer, combined sewer, and storm sewer systems) to protect public health, safety and the environment.

Respectfully submitted for Council consideration.

Prepared by: Rob Krones, Superintendent of Fleet Management

Reviewed by:


Kevin Kothe, Director of Public Works

9/14/2020


Carla Murillo, Procurement Manager

9/15/2020


Chris Tomertin, Budget Manager

9/15/2020


Jeffrey R. Jurgens, Corporation Counsel

9/18/2020


Tara Henry, Legislative Assistant

9/24/2020

Attachments:

- PW 1B Proposal_S52 Backhoe Replacement 09282020

August 12th, 2020

City of Bloomington – Public Works
109 East Olive
Bloomington, IL 61701



Attention: City of Bloomington – Public Works

We are pleased to provide the following proposal for your review:

One (1) New CAT® 430-07 Backhoe Loader

Includes the following standard equipment and options:

Sound Suppressed, ROPS/FOPS Cab
Air Conditioner & Heater/ Defroster
CAT Comfort Air Suspension, Heated Fabric Seat
Front & Rear Window Wipers/ Washers
Four Head Lights, Four Rear Flood Lights
Hazard Flashers, Turn Signals, Stop & Taillights
Front Tires: Michelin 340/80R18, Directional
Rear Tires: Michelin 500/70-24 Directional
1,015 lbs. Counterweight
Integrated Tool Carrier (IT) Interface
Return-To-Dig and Self-Leveling Controls
Ride Control System
JRB Front Coupler
JRB 1.25 MP Bucket
JA Auto Lube System
Grote 360 LED Strobe Light w/ Brush Guard

CAT C3.6 ACERT™ Tier 4f Engine
4WD Auto Shift Transmission
120V Engine Heater
Two Maintenance Free 880 CCA Batteries
Flip-Over Stabilizer Pads
Six-Function Backhoe Hydraulics
Extendible-Stick (E-Stick)
Combined Function Auxiliary Hydraulics
AM/FM Bluetooth Radio
CAT Product Link Ready
CAT Hydraulic Pin-Grabber Quick Coupler
Werk-Brau 36" DC Bucket w/ BOCE
Rear Defrost Fan
CAT H80S Hammer w/ Cone tip
& Hammer Rest Cup
Service Manual & (6) Six OMM's

Equipment Protection Plan (EPP)

60-Month / 5,000 Hour Premier EPP

60-Month / 5,000 Hour Level 4 Premium CSA with 500 SMH Intervals (see agreement for details).

City of Bloomington – Public Works Price \$ 179,860

Availability

Approximately 8-10 weeks to allow for machine and third party to come together, prior to deliver.

Details of the Awarded Contract # 032119-CAT can be found following this quote.



City of Bloomington
109 E Olive St
Bloomington, IL 61701-5219

Great news—your organization is already a Sourcewell member! Using the ID number provided on this page, you can immediately utilize Sourcewell awarded contracts by providing this number to the vendor you wish to purchase from.

Sourcewell

Awarded Contract

Caterpillar, Inc.

New & Used Construction & Paving Equipment, Parts, Service, & Rental

Maturity Date: 05/13/2023

Altorfer CAT and Sourcewell Pricing Breakdown:

	430-07
List Price	\$173,323.00
Less Sourcewell Discount 22%	(38,132.00)
Subtotal	\$135,191.00
Additional Net Charges	65,181.00
Additional Altorfer Discount	(20,512.00)
Net Purchase Price	179,860.00

*Net Charges Include the Following:

- 60-Month / 5,000 SMH Premier Extended Protection Plan
- 60-Month / 5,000 SMH Level 4 Premium CSA
- Freight
- Set-up / Assembly (Machine and Worktools)
- 36" Werk-Brau DC Bucket
- CAT H80S Hammer w/ Cone Tip and Hammer Rest Cup
- JRB Front Coupler and 1.25 yd³ MP Bucket
- JA Autolube System
- Service Manual and (6) Six OMM's
- Grote 360 LED Strobe Light w/ Brush Guard
- Rear Defrost Fan

We appreciate the opportunity to submit this proposal, and trust that it will merit your favorable consideration.

Sincerely,

Brian Goudie

Machine Sales Representative - Altorfer CAT
309-824-8701 | brian.goudie@altorfer.com

FORM E**CONTRACT ACCEPTANCE AND AWARD**

(Top portion of this form will be completed by Sourcewell if the vendor is awarded a contract. The vendor should complete the vendor authorized signatures as part of the RFP response.)

Proposer's full legal name: Caterpillar Inc.

Based on Sourcewell's evaluation of your proposal, you have been awarded a contract. As an awarded vendor, you agree to provide the products and services contained in your proposal and to meet all the terms and conditions set forth in this RFP, in any amendments to this RFP, and in any exceptions that are accepted by Sourcewell.

The effective date of the Contract will be May 13, 2019 and will expire on May 13, 2023 (no later than the later of four years from the expiration date of the currently awarded contract or four years from the date that the Sourcewell Chief Procurement Officer awards the Contract). This Contract may be extended for a fifth year at Sourcewell's discretion.

Sourcewell Authorized Signatures:

DocuSigned by:

COED2A139D0648B
SOURCEWELL DIRECTOR OF OPERATIONS AND
PROCUREMENT/CPO SIGNATURE

Jeremy Schwartz
(NAME PRINTED OR TYPED)

DocuSigned by:

7E42B8F817A64CC...
SOURCEWELL EXECUTIVE DIRECTOR/CEO SIGNATURE

Chad Coauette
(NAME PRINTED OR TYPED)

Awarded on May 10, 2019

Vendor Authorized Signatures:

The Vendor hereby accepts this Contract award, including all accepted exceptions and amendments.

Vendor Name Caterpillar Inc.

Authorized Signatory's Title North America Industry Manager

VENDOR AUTHORIZED SIGNATURE

Patrick Kearns
(NAME PRINTED OR TYPED)

Executed on May 10, 2019



CONSENT AGENDA ITEM NO. 8.D

FOR COUNCIL: September 28, 2020

SPONSOR: Parks, Recreation and Cultural Arts Department

WARD IMPACTED: City-Wide Impact

SUBJECT: 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.

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 Parks, Recreation and Cultural Arts Department is responsible for all trees on City property, including parks and rights of way. In addition, the Department is responsible for trees on public property at Lake Bloomington. Three forestry crews handle all the urban forestry duties within the City. Each crew is outfitted with a brush chipper to process limbs, logs and material on site. The chips are then transported to our wood utilization area and reground into a useable mulch for both Department and public use.

The unit being replaced is a 2005 Vermeer BC1400XL with 4000 hours. This machine has served the Department well and its useful life has expired. The life to-date maintenance cost for the machine is \$43,361.15. City staff believe it is in the City's best interest to allow this old unit to be traded in and receive a \$2,000 trade-in allowance for the purchase of the new unit. The new unit handles material up to 19" in diameter and has additional safety features such as a winch, upper and lower safety bars, and feed roller auto disengage. Previous chippers could process material up to 15" in diameter, so this chipper will provide an increase in production and decrease in the need to haul logs. Vermeer Sales and Service of Illinois, Inc. has consistently provided quality products, fair prices, and good service to the City of Bloomington.

City staff is aware of heightened concerns regarding the current COVID-19 pandemic. However, the purchase of this equipment is a priority of the City, and staff is recommending it be approved. The equipment is a priority because the chipper allows City staff to process materials on site versus having to pay for an outside firm that would cost more and reduce the efficiency of the Department. The Finance Department is monitoring the financial impact of the pandemic.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Parks, Recreation and Cultural Arts Department, Public Works Fleet Department, Vermeer Sales and Service of Illinois, Inc.

FINANCIAL IMPACT: If approved, the City will purchase 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, with an expiration date of 8/18/2021.

This purchase is included in the FY 2021 Capital Lease-Capital Outlay Equipment Other than Office account (40110143-72140). The amount budgeted is \$85,000. Stakeholders can locate this in the FY 2021 Budget Book titled "Other Funds & Capital Improvement" on pages 88 and 91.

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: Dave Lamb, Assistant Superintendent of Parks Maintenance

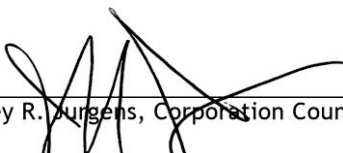
Reviewed by:


Jay Tetzloff, Director of Parks, Recreation and Cultural Arts

9/8/2020


Carla Murillo, Procurement Manager

9/18/2020


Jeffrey R. Jurgens, Corporation Counsel

9/18/2020


Tara Henry, Legislative Assistant

9/24/2020

Attachments:

- PRCA 1B Vermeer Brush Chipper - BC1800XL - New Quote
- PRCA 1C Photo of Current 757 Unit



8/18/2020

Quote #: 01495GFGP-R6

PO #:

Bill To:
Bloomington Park District
Dave Lamb
1813 Springfield Rd
Bloomington, IL 61701Ship To:
Bloomington Park District
Dave Lamb
1813 Springfield Rd
Bloomington, IL 61701

Dear David, here is the specifications and our Gov't awarded pricing of our Vermeer BC1800XL brush chipper machine. We are happy and proud to be awarded the Sourcewell Gov't contract for minucipality Ground Maintenance Equipment by the pubicly elected board of directors for state bid # 062117-VRM

1.0 - Vermeer BC1800XL**\$71,560.00**

New 2020 with 0 hours with:

- 130hp Cummins QSF3.8L Tier 4 Final Turbo Charged Diesel Engine
- 19" Capacity Drum Chipper with 20"x 24" Infeed Opening
- Ecolde Engine Control System - **Saves City On Fuel//Operating Costs Of Machine--Auto Idle Feature**
- Reset And Override Feature - **Providing Operator Safety Without Reducing Productivity!**
- High Coolant Temperature and Low Oil Pressure Automatic Shutdown
- Machine Weight: 9,600 lbs
- Transport Length 177", Width 78.5", Height 107"
- 35 Gallon Fuel Tank, 12 Gallon Hydraulic Tank
- Patented Vermeer Smartfeed System - **Provides Operator Safety - Feed And Walk Away!!**
- Infeed Rate is 0-117 fpm - 10,000 lbs. Rubber Torsion Axle
- LT235/75R17.5 Load Range J Standard Tires, Electric Brakes with Breakaway Switch
- 13" Spring Loaded Autoclutch, Low RPM Engagement - **Reduces City's Operating Costs -**
- 36" Wide Cutter Drum with 4 - 5.5" x 10" Dual Edged Chipper Knives
- Upper And Lower Safety Bars - **Industry Leading Safety Feature - Provides Unmatched Operator Safety!**
- **Vermeer Tree Commander - Wireless Remote Providing Control Of Feed Rollers While Feeding**
- **Chipper Provides Operators With Industry Leading Production And Added Safety**
- Vermeer Winch Option - 2000 LB Rope Line Pull Capacity - 150' Of 7/16" Rope - 1/4" Choker Chain
- Input Speed 51 RPM - Forward, Reverse, And Free Spool - Vermeer Design Includes Disengagement Of
- Feed Rollers When Winch In Operation - **JOBSITE Safety And Winch Provides Opportunities For**
- **Added Productivity And Less Opportunities For Jobsite Injuries (Lifting Etc)**
- 1 Year/1,000 Hour Parts and Labor Standard Vermeer Warranty
- 3 Year/3,000 Hour Extended Limited Warranty on Chipping Drum
- 2 Year/2000 Hours Parts And Labor Warranty On Cummins Engine With 3 Year/10,000 Hours On
- Major Components Of Engine

1.0 - Vermeer BC1400XL**(\$2,000.00)**

Used 2005 with 4000 hours, SN#1VRU1614641001673 with:

Trade In Reflects Bloomington Parks Delievering Trade In To Our Dealership

Machine	\$71,560.00
Freight and Prep	\$825.00
Trade	(\$2,000.00)
Total Due	\$70,385.00

Finance Options with Approved Credit**Monthly Payment****Approximate** Payment on 60 months based on \$0.00 down -**\$1,370.41****Additional Options**

1 - BC1800XL CONFIDENCE PLUS 3 YRS (BC1800XL)-PREMIUM COV W/MNT

\$7,134.00**Additional (\$137.92/month)**

Proposal good for 30 days; we reserve the right at any time prior to acceptance to revoke this quotation.

Accepted by _____ Date _____

Financing terms listed are for estimating only.

Delivery of machine would include complete startup, operating safety, and maintenance of machine by me, representing your local Vermeer Midwest dealership.

Pricing Of New BC1800XL Good Through September 2020

Sincerely,

Glenn Pitzer

309-303-6457

glenn.pitzer@vermeermidwest.com





CONSENT AGENDA ITEM NO. 8.E

FOR COUNCIL: September 28, 2020

SPONSOR: Fire Department and Police Department

WARD IMPACTED: City-Wide Impact

SUBJECT: 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.

STRATEGIC PLAN LINK:

- Goal 4. Strong Neighborhoods
- Goal 2. Upgrade City Infrastructure and Facilities
- Goal 1. Financially Sound City Providing Quality Basic Services

STRATEGIC PLAN SIGNIFICANCE:

- Objective 4a. Residents feeling safe in their homes and neighborhoods
- Objective 2d. Well-designed, well maintained City facilities emphasizing productivity and customer service
- Objective 1d. City services delivered in the most cost-effective, efficient manner

BACKGROUND: The Bloomington Fire Department recently released a Request for Proposal to update the alerting systems in each Fire Station and in the Dispatch Center. Members of the Fire Department, Information Services, and Bloomington Dispatch reviewed each vendor's specifications and narrowed the number of vendors down from five to two. At this point, City staff met with each vendor, reviewed their specifications, and asked questions regarding their product. Members of the Fire Department and Darren Wolf from Bloomington Dispatch visited Peoria Dispatch and Peoria Fire Department, who were using one of the final two vendor's product. This same group then visited Elgin Dispatch Center and Elgin Fire Department to view the other final vendor's product. After discussion and viewing each vendor's product, the Fire Department is requesting permission to award the proposal to U.S. Digital Designs, Tempe, AZ, in the amount of \$187,905.83, to update station alerting in the City's five Fire Stations and in the Bloomington Dispatch Center.

The current alerting system is the original one the City started with when dispatch moved from METCOM back to Bloomington, so it is about 15 years old. Over the past 15 years there have been many changes in station alerting. Many of these changes are designed to improve response times and improve the health and safety of the firefighters and paramedics. These systems are now very expandable with several different options.

The Fire Department has budgeted this year to get the basic system into all of the Stations and to get the necessary equipment into the Dispatch Center. The Department will continue to budget in future years to add to the systems in each Station.

As stated previously, it is believed that the proposed alerting system will improve response times. Currently, Dispatchers are required to gather information from the caller, have the Computer-Aided Dispatch (CAD) recommend what units are to respond, select the correct stations and units that need to be dispatched, and then dispatch those units. Updating to the new alerting, the Dispatcher will gather the information, the CAD will make the recommendation, and the alerting system will then dispatch the correct stations and apparatus automatically, which allows the Dispatcher to continue to gather information more quickly while units are responding. The new system will also use an automated, consistent voice. Currently each Dispatcher has their own unique voice and speed in which they dispatch, and sometimes when the Dispatcher is dealing with a high stress call, their voice and talking speed can change and be difficult to understand over a radio. An automated voice can make it easier for staff to understand information such as the address and type of incident to which they are responding.

The proposed alerting system has the capabilities of dispatching more than one incident at a time (currently Dispatchers can only dispatch one incident at a time), which can save time in incident response. Departments that have installed this system have shown response times improve by up to 30-40 seconds.

The City's current alerting system is all radio-based and there is no back-up, should the radio-based system malfunction. The new system will use the City's data infrastructure as the primary way of dispatching, with two layers of back-up should the network go down. The back-up system is radio-based, like what we are currently using. The alerting system constantly monitors the network to each station and will alert individuals if the network connection is disrupted, so repairs can be made as quickly as possible.

The health and safety of members is the number one priority to the City and Fire Department staff and studies have shown that this kind of system can assist by eliminating the reliance on loud noises and bright lights to alert Department members of an incoming call. Installation of the new system will allow the Department to use what is called "soft alerting tones." These tones start soft, and slowly increase over a longer period of time which can reduce firefighter stress in the moment. The new system will allow us the Department to in the future add red lighting in the bedrooms, which again reduces stress at nighttime. Instead of bright white lights coming on as they do now, red lights will come on when the station is alerted, which allows the eyes to adjust more easily.

The proposed new system allows the addition of many accessories that can assist in improving response times and maintaining a healthy workforce. Even though it's not the current plan to add many of these accessories with this purchase, there are many that would be considered for future budgets. One accessory included in this proposal is the message board. The proposal provides one message board in each Station. This will not only allow alerting through the voice dispatch, but it will also provide a visual of what units are being dispatched, as well as the type and address of the incident.

This proposed system also provides a Mobile Application (App) that members can download and use. This App interfaces with the CAD at Dispatch. The App can be set up by each

member for their shift and their station. This App will alert them, provide information and turn-by-turn directions to an incident. This App can also be used to send out administrative messages, which is not possible with the current system.

US Digital Designs estimates that the update would occur at about 3 months from the receipt of a Purchase Order. They estimate 4-6 weeks for installation of the equipment and in going live with the system.

Upon completion of the system and the City accepting the system, the City will receive 1.5 years of warranty and support at no extra cost. The Fire Department would budget in future years for annual support.

City staff is aware of heightened concerns regarding the current COVID-19 pandemic. However, this item is operational in nature and necessary for effective and efficient emergency response. The Finance Department is monitoring the financial impact of the pandemic.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: Funds to purchase are budgeted in the FY 2021 Capital Lease for \$150,000. In addition, the Fire Department is going to delay the Upgrade to the Station Signage to include Video Boards also budgeted in the FY 2021 Capital Lease for \$40,000 to cover the total cost of the Station Alerting project. Funds are located in the Capital Lease-Office & Computer Equipment account (40110143-72120). Stakeholders can locate this in the FY 2021 Budget Book titled "Other Funds & Capital Improvement" on pages 88 and 92.

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

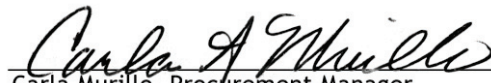
Prepared by: Eric West, Deputy Chief of Operations

Reviewed by:



Brian Mohr, Fire Chief

9/14/2020



Carla Murillo, Procurement Manager

9/16/2020



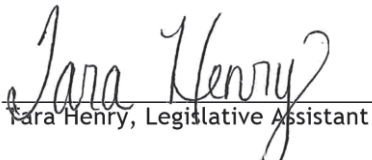
Chris Tomertin, Budget Manager

9/17/2020



Jeffrey R. Jurgens, Corporation Counsel

9/18/2020



Tara Henry, Legislative Assistant

9/24/2020

Attachments:

- FIRE 1B USDD Purchase Agreement (execution copy)

**CITY OF BLOOMINGTON
CONTRACT WITH**

US Digital Designs, Inc.

FOR

Bloomington Fire Station Alerting Systems

THIS AGREEMENT, dated this ____ day of _____, 20____, is between the City of Bloomington (hereinafter "CITY") and US Digital Designs, Inc., an Arizona corporation, whose address is 1835 E. 6th Street, Suite 27, Tempe, Arizona 85281 (hereinafter "CONTRACTOR" or "USDD").

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. Incorporation of Bid/RFP/RFO & Proposal Terms. This work was subject to the following procurement initiative by the CITY:
RFP#2020-25 Bloomington Fire Station Alerting System (hereinafter "Request")

Accordingly, the provisions of the Request and the proposal submitted by CONTRACTOR (hereinafter collectively referred to as "Procurement Documents" and attached as Exhibit A), shall be incorporated into this Contract and made a part thereof and shall be considered additional contractual requirements that must be met by CONTRACTOR. In the event of a direct conflict between the provisions of this contract and the incorporated documents, the provisions of this contract shall apply.

Section 3. Description of Services. CONTRACTOR shall provide the services/work identified in the Procurement Documents, and specifically as follows: Purchase & installation of hardware, software, and implementation services for a fire station alerting system and all specifications in the proposed packet for the City's five (5) fire stations

Section 4. 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 Procurement Documents.
- ☒ Fees as set forth in the Procurement Documents.

Section 5. 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

Section 6. **Representations of Vendor.** CONTRACTOR hereby represents it is legally able to perform the work that is subject to this Contract.

Section 7. **Assignment.** Neither party may assign this Contract, or the proceeds thereof, without written consent of the other party.

Section 8. **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 9. **Compliance with FOIA Requirements.** CONTRACTOR further explicitly agrees to furnish all records related to this Contract and any documentation related to CITY required under the Illinois Freedom of Information Act (ILCS 1401 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 request.

Section 10. **Governing Law.** This Agreement shall be governed by and interpreted pursuant to the laws of the State of Illinois.

Section 11. **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 its terms prior to execution. Therefore, this agreement shall be construed neither against nor in favor of either party, but shall be construed in a neutral manner.

Section 12. **Attorney Fees.** In the event that any action is filed in relation to this agreement, the unsuccessful party in the action shall pay to the successful party, in addition to all the sums that either party may be called on to pay, a reasonable sum for the successful party's attorneys' fees.

Section 13. **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 14. **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.

Section 15. **Additional Terms and Conditions.** The terms and conditions set forth in Exhibit B attached hereto are incorporated into this contract by this reference

CITY OF BLOOMINGTON

By: _____
Its City Manager

ATTEST:

By: _____
City Clerk

US DIGITAL DESIGNS, INC.

By: 
Dominic Magnoni, Vice President

EXHIBIT A

Procurement Documents

EXHIBIT B

Additional Terms and Conditions

1. **Definitions.** For purposes of this Exhibit B, the following terms shall have the following meanings:

- a. "Communications Gateway" means the pair of redundant servers used as the master communications hub for the System as described in the Procurement Documents.
- b. "Hardware" means a physically tangible electro-mechanical system or sub-system and associated documentation provided to CITY by USDD, provided however, that Hardware shall not include any televisions or monitors manufactured by third parties.
- c. "Intellectual Property" means any and all rights of USDD related to USDD's Products and business existing from time to time under patent law, copyright law, trade secret law, trademark law, unfair competition law, and any and all other proprietary rights, and any and all derivative works, work product, applications, renewals, extensions and restorations thereof, now or hereafter in force and effect worldwide.
- d. "Products" means the Hardware, Software and other tangible goods, equipment, supplies and components included in the itemized quote provided with the Pricing Proposal of the Procurement Documents.
- e. "Service Agreement" means the documents attached at Appendix C of the Procurement Documents.
- f. "Software" means software programs, including embedded software, firmware, executable code, linkable object code, and source code, including any updates, modifications, revisions, copies, documentation, and design data that are licensed to CITY by USDD.
- g. "System" means all Hardware and Software purchased by CITY directly from USDD under any contract, purchase order, or arrangement that is used exclusively by CITY as part of its fire station alerting system, provided however, that the term "System" specifically excludes any components, hardware, or software provided by third parties, including without limitation CITY's computers, lap tops, computer peripherals, monitors, televisions, routers, switches, operating systems, computer programs, applications, internet and network connections, and any other parts or items not provided to CITY directly by USDD.

- h. "Station Controller" means the CPU and related computer components (whether USDD's ATX or ATU model) to be installed at each fire station as described in the Procurement Documents.
- i. "Warranty" means the New System Warranty attached at Appendix B of the Procurement Documents.

2. **Invoices and Payment.** USDD shall invoice CITY for all products delivered to CITY and all services provided to CITY on a monthly basis. All invoices shall be due and payable upon receipt in United States currency, free of exchange, or any other charges, or as otherwise agreed upon and set forth in writing by USDD. Invoices unpaid for 30 days are subject to interest at 18% per annum.

3. **Warranty.** USDD warrants and guarantees its Products subject to the terms and limitations set forth in the Warranty. CITY's rights and remedies with respect to products found to be defective in material or workmanship shall be limited exclusively to the rights and remedies set forth in the Warranty.

4. **Service and Support Option.** Upon expiration of the "Warranty Period" (as defined in the Warranty), CITY shall have five one-year options to purchase certain support and maintenance services from USDD (each a "Service Option") on the terms and conditions set forth in the form of Service Agreement. The compensation to be paid to USDD for the "Services" is the "Annual Fee" (as such terms are defined in the Service Agreement). USDD may invoice CITY for the Annual Fee as set forth in the Service Agreement. CITY shall have no obligation to pay the invoice for the Annual Fee unless it elects to exercise its Service Option as set forth below. CITY may exercise its Service Option by: (a) providing written notice to USDD of its intent to exercise the Service Option at any time prior to the beginning of each one-year option period; or (b) making payment of USDD's invoice for the Annual Fee, provided however that such payment is received by USDD prior to the commencement of such one-year option period. After the expiration of the Warranty Period, USDD shall have no obligation to provide the services set forth in the Service Agreement unless and until CITY exercises the Service Option and pays the Annual Fee.

5. **Intellectual Property.** CITY hereby agrees and acknowledges that USDD owns all rights, title, and interest in and to the Intellectual Property. CITY agrees to not remove, obscure, or alter USDD's or any third party's copyright notice, trademarks, or other proprietary rights notices affixed to or contained within or accessed in conjunction with or through USDD's Product. Nothing herein shall be deemed to give, transfer, or convey to CITY any rights in the Intellectual Property other than the License as set forth below.

6. **License.** At all times that CITY is in compliance with the terms of this Contract and all other agreements between the parties, CITY shall have a non-exclusive, non-transferable, fully paid license to use the Software, but only in conjunction with the Hardware provided by USDD and only in conjunction with USDD's fire station alerting system pursuant to the terms of this Agreement.

7. **CITY Point of Contact.** CITY shall assign a minimum of one and a maximum of three contact people to manage the installation and administration of the System (the “System Administrator”). CITY shall provide USDD with written notice of such assignment prior to the Project Meeting. CITY may change the System Administrator only upon written notice to CONTRACTOR. The System Administrator shall have the principal responsibility of overseeing and managing this Contract on behalf of CITY and shall be the primary point of contact for CITY. CITY may replace the person serving as its System Administrator only upon prior written notice to CONTRACTOR. CITY will ensure that the System Administrator is reasonably available to CONTRACTOR and CONTRACTOR may rely on the direction of the System Administrator in performing its duties hereunder, including without limit, direction to provide additional services.

8. **CITY Obligations.** CITY shall take and perform all reasonable action necessary to facilitate CONTRACTOR’s performance of the scope of work described herein and in the Procurement Documents. Prior to the initial project meeting, USDD shall provide CITY with certain project documentation that lists tasks to be performed by CITY to enable USDD to configure the Communications Gateway and prepare for installation and implementation. In addition to the foregoing, CITY shall be responsible for procuring and/or providing the following for use with the System:

- a. The procurement and/or provision of all computers, peripherals, and consumables (collectively “Customer Equipment”), including printer paper, toner and ink necessary for the installation, testing and functionality of the of the System;
- b. Provide a CAD interface to the System on the existing or new CAD System. If this requires software installation or development for CITY’s CAD system, CITY must contact the CAD vendor and schedule this work in a timely manner, or the System installation may be significantly delayed;
- c. Provide the voice and data radio system, data network infrastructure, dispatch computers with current version web browser, and personnel skilled in Customer’s radio and data systems. USDD’s web-based user interface software is only supported on the most recent versions of Microsoft Internet Explorer, Google Chrome, and Mozilla Firefox web browsers;
- d. Procure and install radio control station(s) or radio console(s), if necessary, and integrate with existing radio system. Radios or consoles must have PTT input, audio input, and COR output for full System functionality. CITY must provide any third party console software licenses as necessary;
- e. Any configuration and regular maintenance that is normally undertaken by the user or operator as described in any operating manuals for the Customer Equipment, including the replacement of UPS batteries as necessary;
- f. Providing all reasonable security and bearing all risk of loss or damage to any products delivered to, stored at, or installed on CITY’s property;

- g. Providing a stable means of data transmission between the Communications Gateway and each Station Controller serviced by the System necessary for the installation, testing and functionality of the System; such means of data transmission may include, but is not limited to, TCP/IP, data modems, leased lines, radios, etc;
- h. The correct use of the Products and System in accordance with the manufacturer and USDD's operating instructions; and
- i. The security, accessibility, and integrity of the System, Customer Equipment, and installation site.

9. **Remote Access to System.**

- a. USDD requires remote network access to the System, including access to CITY's Communications Gateways, Station Controllers, and other USDD-supplied equipment through Secure Shell (SSH) to perform implementation and support tasks under this contract. To enable this, CITY will provide USDD support personnel VPN or similar remote network access to the System for USDD support personnel ("Customer Support") to effectively troubleshoot critical or complex problems and to expedite resolution of such issues. Remote network access is also used to install core System software upgrades and customized software. USDD will only access CITY's System with the knowledge and consent of CITY.
- b. Alternative to Network Access. If CITY elects not to provide remote network access to the System, then USDD may not be able to perform some support functions. Customers that elect not to routinely provide network access may temporarily reinstate this access to allow USDD to perform the above services. The following services will not be performed without this access:
 - System software upgrades
 - System software customization
 - Network troubleshooting assistance including packet capture and network monitoring on USDD devices
 - Detailed log analysis
 - Bulk updates to System database tables
 - Troubleshooting that requires low-level system access or large file transfer
- c. Timely Access. Customers must ensure that remote access is available prior to notifying USDD of a support request. In the event that the Customer is unable to provide remote access, USDD will not be required to provide support outside those tasks that do not require remote access, and any corresponding resolution response times will not apply.

- d. Physical Security Tokens. USDD has multiple software engineers that provide after-hours support and these engineers do not typically take security tokens from the USDD office. If the customer requires the use of physical security tokens this may delay after hours service.



CONSENT AGENDA ITEM NO. 8.F

FOR COUNCIL: September 28, 2020

SPONSOR: Economic & Community Development Department

WARD IMPACTED: Ward 5

SUBJECT: 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.

STRATEGIC PLAN LINK:

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

STRATEGIC PLAN SIGNIFICANCE:

- Objective 5e. More attractive city: commercial areas and neighborhoods
- Objective 3c. Revitalization of older commercial homes
- Objective 3a. Retention and growth of current local businesses

BACKGROUND: 1209 Holiday Drive, the subject property, is located north of State Route 9 and east of Veterans Parkway/US 55. The subject property takes access from Holiday Drive, a frontage road for the State routes, and is located along the road's curve. The property is a trapezoidal shape measuring 190 feet wide at its longest side and 80 feet wide at its shortest side. The lot is 150ft deep. The subject property is zoned B-1 General Commercial District and falls within the S-1 Aircraft Noise Impact Zoning Overlay. The surrounding uses are also commercial and zoned B-1, General Commercial District. North of the subject property is a restaurant and car dealership. East of the property is a title loan facility and offices. South and west of the site are large retail campuses. The subject property was improved with an oil service station in 1987. The building was demolished earlier this year.

The applicant is requesting a special use permit to construct a new 3,315 square foot Speed Lube vehicle oil service station on the site. The current lot has one entrance on Holiday Drive. The proposed site will have two entrances. The applicant is requesting a variance from Chapter 38 of the city code to allow the northern entrance to exceed the minimum drive requirements (10' increase in the driveway width to allow a 40' drive (38.602B1)). The proposed building is T-shaped with a north-south orientation. The building faces Veterans Parkway. The building is approximately 23 ft tall, with a metal roof, brick façade and four glass bay doors. Traffic circulation primarily flows east to west, through the service bays, and exiting onto Holiday Drive (See page C3.0 of the plans attached to memo as Exhibit B). The applicant will add sidewalk along Holiday Drive (which does not currently exist) and is including 4 bicycle parking spaces for employees and customers. The applicant is requesting

the following variances: 1.) 3' increase in building height for an overall height of 23'(44.1034E); 2.) 19' decrease in required front yard setback for a 21' front yard (44.1034F); 3.) 10' decrease in required side yard setback on the north side of the property for a 5' side yard setback (44.1034F).

The Planning Commission held a public hearing on the petitions and found the proposed use to be compatible with adjacent uses and the trend of development for the area. Additionally, the project will utilize existing infrastructure and promotes reinvestment along this commercial corridor, consistent with the broader goals of the city's Comprehensive Plan. The Planning Commission found the property to have physical characteristics that make strict adherence to the ordinance challenging. Further the Commission found that the requested variances would not be detrimental to the development of the corridor nor to the adjacent properties. The Commission recommended approval of the special use permit, and site plan with the four requested variances. The Planning Commission's recommendation is consistent with the staff recommendation. The draft minutes from the meeting are attached to this memo. The meeting materials are available online at <https://www.cityblm.org/Home/ShowDocument?id=25070>.

City staff is aware of the Council's concerns regarding the COVID-19 pandemic. However, the approval of this Ordinance has no negative financial impact on the City and is necessary to keep the project moving forward.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: The Bloomington Planning Commission held a public hearing on the petition for a special use permit and site plan review with requested variances on Wednesday August 26, 2020. Notice of the hearing was published in *The Pantagraph* on Monday, August 10, 2020. Notices were also mailed to 22 property owners within 500 feet of the subject property, and a large metal sign was placed on the property. Draft minutes from the hearing are attached to this memo. The meeting can also be viewed at www.cityblm.org/live. No one, outside of the applicant, spoke in favor of the petition. No one spoke against the petition. The Commission unanimously found the petition to meet the standards for a special use permit and to meet the standards for a site plan review. The Commission voted 7-0 to recommend Council approve the special use permit and site plan review with the requested variances. The recommendation is consistent with the staff recommendation.

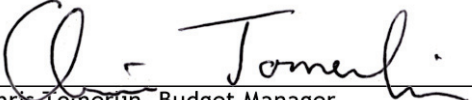
FINANCIAL IMPACT: Approval of the special use permit will facilitate an estimated \$850,000.00 reinvestment along Bloomington's commercial corridor. The project can facilitate additional property and sales tax revenues for the City.

COMMUNITY DEVELOPMENT IMPACT: The proposed project is an infill redevelopment opportunity along a major commercial corridor. The project will utilize existing infrastructure and aligns with the following goals of the Comprehensive Plan: Goal ED.1 Ensure a broad range of employment opportunities for all residents; Objective ED.1-1 Focus on retention and expansion of existing businesses; and Goal ED.4 Enhance the image of Bloomington as a business-friendly community; Objective ED 4.2 Prioritize infill and redevelopment to spur growth and reinvestment in the City; Action ED 42f Improve the appearance of the City's primary entrances.

Respectfully submitted for Council consideration.

Prepared by: Katie Simpson, City Planner

Reviewed by:


Chris Tomertin, Budget Manager

9/22/2020

George Boyle

George Boyle, Assistant Corporation Counsel

9/23/2020


Tara Henry, Legislative Assistant

9/24/2020

Attachments:

- E&CD 1B PR-09-20 1209 Holiday Drive_Ordinance
- E&CD 1C PR-09-20 Site Plan Review Exhibit B
- E&CD 1D Draft Minutes_PR-09-20

ORDINANCE NO. 2020 - ____

**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**

WHEREAS, there was heretofore filed with the Community Development Department of the City of Bloomington, McLean County, Illinois, an application requesting approval of a special use permit and a legislative site plan review, including a request for four variances from Chapter 44 of the City Code, for construction of a new oil change/vehicle service station in the B-1 General Commercial District for the land described in Exhibit "A", attached hereto and made a part hereof by this reference; and,

WHEREAS, after proper notice, the City of Bloomington Planning Commission held a public hearing and determined said special use permit and site plan represented in Exhibit "B" attached hereto and made a part hereby of this reference, aligned with the goals of the Comprehensive Plan; and,

WHEREAS, the Planning Commission, after finding the property to have physical hardship that make strict adherence to the ordinance difficult, and finding that the requested variance illustrated on Exhibit B would not be injurious to surrounding properties, recommended approval of the following variances:

1. A 10' increase in the driveway width to allow a 40' drive (38.602B1);
2. A 3' increase in building height for an overall height of 23' (44.1034E);
3. A 19' decrease in required front yard setback for a 21' front yard (44.1034F);
4. A 10' decrease in required side yard setback on the north side of the property for a 5' side yard setback (44.1034F); and,

WHEREAS, the Bloomington Planning Commission made findings of fact that such special use and site plan meets the purposes of the zoning ordinance, more specifically the following:

1. that the establishment, maintenance, or operation of the special use will not be detrimental to or endanger the public health, safety, comfort or general welfare;
2. that the special use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminish and impair property values within the neighborhood;
3. that the establishment of the special use will not impede the normal and orderly development and improvement of the surrounding property for uses permitted in the zoning district;
4. that adequate utilities, access roads, drainage and/or necessary facilities have been or will be provided;

5. that adequate measures have been or will be taken to provide ingress and egress so designed as to minimize traffic congestion in the public streets;
6. that the special use shall, in all other respects, conform to the applicable regulations of the district in which it is located, except as such regulations may be modified by the Council pursuant to the recommendations of the Planning Commission. (Ordinance No. 2006-137); and,

WHEREAS, the Planning Commission recommended that the City Council of the City of Bloomington approve said special use permit and site plan with the requested variances; and

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

1. That the above recitals are incorporated into and made a part of this ordinance as though fully set forth herein.
2. That the City Council adopts the findings of fact as found by the Planning Commission.
3. That the special use permit for an oil change/vehicle service station is hereby approved.
4. That the site plan represented in Exhibit "B" is hereby approved.
5. That the following variances are hereby approved:
 - a. A 10' increase in the driveway width to allow a 40' drive (38.602B1);
 - b. A 3' increase in building height for an overall height of 23'(44.1034E);
 - c. A 19' decrease in required front yard setback for a 21' front yard (44.1034F);
 - d. A 10' decrease in required side yard setback on the north side of the property for a 5' side yard setback (44.1034F)
6. That this Ordinance shall be in full force and effective as the time of its passage.

PASSED on this 28th day of September 2020.

APPROVED on this _____ day of September 2020.

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Leslie Smith-Yocum, City Clerk

Exhibit "A"

Legal Description

1209 Holiday Drive

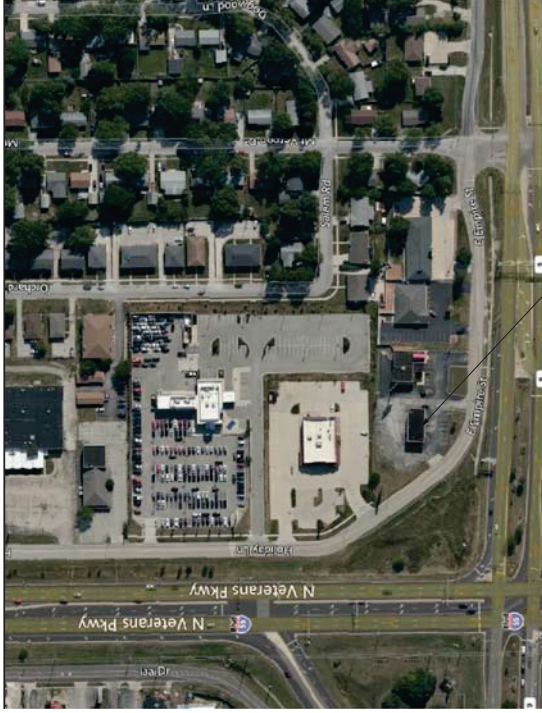
PIN: 14-35-452-016

**LOT 1 IN THE B&E SUBDIVISION ACCORDING TO THE PLAT THEREOF RECORDED JULY
15, 1987 DOCUMENT NUMBER 87-14112, IN MCLEAN COUNTY ILLINOIS**

SPEED LUBE

1209 HOLIDAY DRIVE, CITY OF BLOOMINGTON

LOT 1 B & E SUBDIVISION



SITE LOCATION MAP
NOT TO SCALE

SHEET INDEX

- C0.0 COVER SHEET
- C1.0 EXISTING CONDITIONS
- C2.0 DEMOLITION PLAN
- C3.0 SITE DEVELOPMENT PLAN
- C3.1 GEOMETRIC LAYOUT PLAN
- C4.0 GRADING PLAN
- C4.1 DRAINAGE PLAN
- C5.0 LANDSCAPE PLAN
- C6.0 EROSION CONTROL PLAN
- C6.1 EROSION CONTROL NOTES
- C7.0 STANDARD DETAILS
- C7.1 STANDARD DETAILS
- C7.2 STANDARD DETAILS

OWNER/DEVELOPER

SPEED LUBE 10-MINUTE OIL CHANGE CHOPS, INC.
c/o: MARK ALLEN
924 E. ELDORADO ST.
DECATUR, IL 62521
PH. (217) 620-4183

ARCHITECT

JOHN R. DRAYTON
3135 TURPIN ROAD
DECATUR, IL 62521
PH. (217) 972-7668



CONTRACTOR SHALL REMOVE CONCRETE AND AGGREGATE PAYMENT AS INDICATED ALONG WITH ANY GRANULAR BASE MATERIAL, SHALL PROPERLY DISPOSE OF ALL MATERIALS RESULTING FROM THE DEMOLITION AND EXCAVATION OF SITE.

CONTRACTOR SHALL VERIFY ALL DIMENSIONS AND CONDITIONS AT THE JOB SITE AND BE FULLY RESPONSIBLE FOR SAME. NOTIFY LAND ENGINEERS, LLC, OF ANY DISCREPANCY OR REFUSION TO ANY INFORMATION NOT OBTAINED.

CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND COORDINATING WITH ALL UNDERGROUND UTILITIES. CONTRACTOR SHALL BE RESPONSIBLE FOR CONSTRUCTION OF ALL UTILITIES AND SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING UTILITIES.

CONTRACTOR SHALL COORDINATE CONNECTION AND REMOVAL OF EXISTING UTILITIES WITH OWNER OF SAID UTILITY SERVICE.

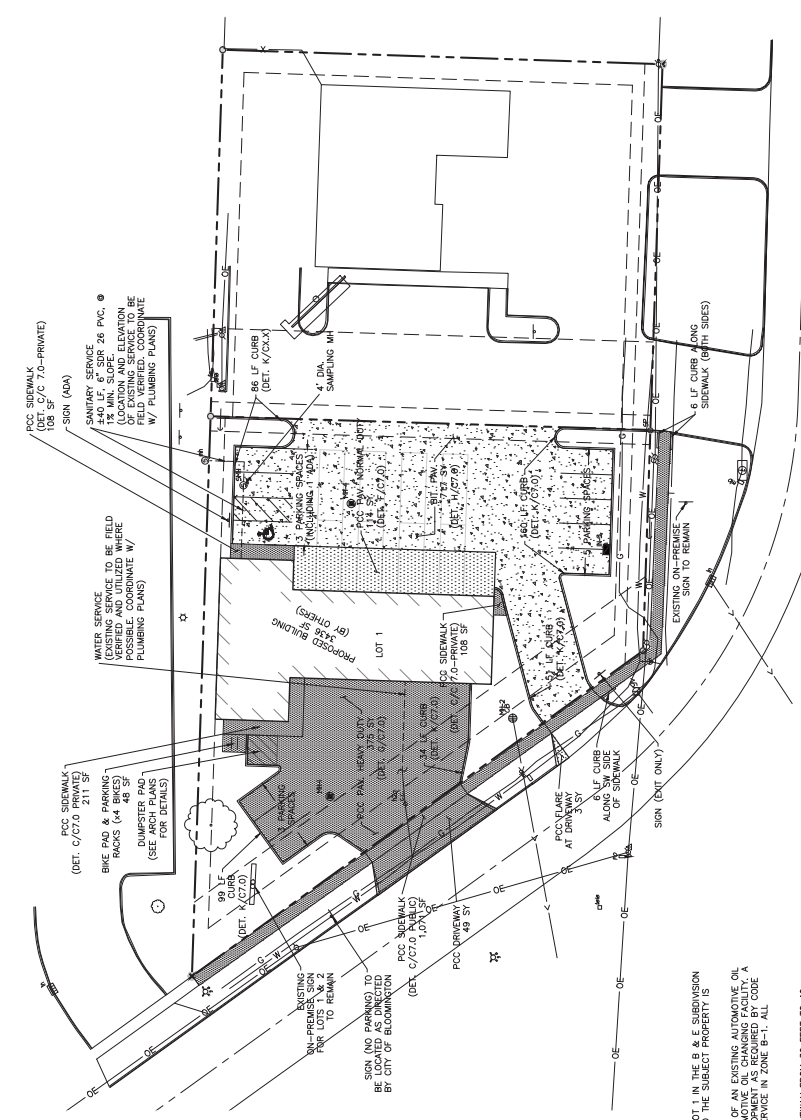
- REQUIRED DOCUMENT NOTES:**
- 1** CONTRACTOR SHALL VERIFY THE BUILDING, FOUNDATION, PITS, AND TANKS AND CONTRACTOR SHALL PROPERLY DISPOSE OF ALL MATERIALS RESULTING FROM THE DISPOSITION AND EXCAVATION FOR SITE DETAILS. IN ACCORDANCE WITH LOCAL, STATE AND FEDERAL REQUIREMENTS. SEE ARCHITECTURAL SPECIFICATIONS FOR MORE DETAILS.
- 2** CONTRACTOR SHALL LOCATE THE EXISTING SANITARY TO THE ORIGINAL BUILDING LOCATED AT 1209 HOLDAWAY DRIVE AND SHALL VERIFY THE SIZE OF THE EXISTING SERVICE. THE EXISTING WATER SERVICE IS ADEQUATE FOR THE PLUMBING PANS. THE CONTRACTOR SHALL REMOVE THE EXISTING SERVICE AND SHALL PROVIDE THE VIDEO OF THE INSPECTION TO THE OWNER/LAND ENGINEERS, LLC OF THE CITY OF BLOOMINGTON PUBLIC WORKS DEPARTMENT FOR ASSESSMENT TO THE CITY OF BLOOMINGTON WATER DEPARTMENT. THE CONTRACTOR SHALL VERIFY THE EXISTING SERVICE AND MARK THE LOCATION OF THE CAP SO THAT IT REMAINS VISIBLE AFTER BACKFILL FOR FUTURE CONNECTION. IF EXISTING SANITARY SERVICE NOT APPROVED, THE CONTRACTOR SHALL DISCONNECT AND REMOVE THE EXISTING SANITARY SERVICE AND SHALL PROVIDE THE VIDEO AND REPORT. DISPOSE OF ALL WASTE MATERIALS ASSOCIATED WITH SANITARY SERVICE OFF-SITE.
- 3** CONTRACTOR SHALL VERIFY THE EXISTING WATER SERVICE TO THE ORIGINAL BUILDING LOCATED AT 1209 HOLDAWAY DRIVE AND SHALL VERIFY THE SIZE OF THE EXISTING SERVICE. IF THE EXISTING WATER SERVICE IS ADEQUATE FOR THE PLUMBING PANS, THE CONTRACTOR SHALL REMOVE THE EXISTING SERVICE AND SHALL PROVIDE THE VIDEO OF THE INSPECTION TO THE OWNER/LAND ENGINEERS, LLC OF THE CITY OF BLOOMINGTON PUBLIC WORKS DEPARTMENT FOR ASSESSMENT TO THE CITY OF BLOOMINGTON WATER DEPARTMENT. THE CONTRACTOR SHALL REMOVE THE EXISTING SERVICE TO THE CITY OF BLOOMINGTON WATER DEPARTMENT. CONTRACTOR SHALL CALL THE CITY OF BLOOMINGTON WATER DEPARTMENT (309)442-6286 A MINIMUM OF 2 WORKING DAYS IN ADVANCE OF PERFORMING THE



SCALE
1" = 20'

Land Engineers, LLC
2604 Grayhound Road, Bloomington, IL 61704
Fax: 309-827-2272 • 309-827-2272
Design Firm No. 184-004522 Expires: 4/30/2021

PROJECT NO.	016873
PLAN SET DATE	
SHEET NUMBER	C2.0



1. THE PROPERTY BEING PROPOSED FOR DEVELOPMENT IS LOT 1 IN THE B & E SUBDIVISION ZONED B-1. GENERAL COMMENTS TO THIS SET OF PLANS AND THE SUBJECT PROPERTY IS ZONED B-1. GENERAL COMMENTS:
2. THE PROPOSED DEVELOPMENT INCLUDES THE REMOVAL OF AN EXISTING AUTOMOTIVE OIL CHANGING FACILITY AND CONSTRUCTION OF A NEW AUTOMOTIVE OIL CHANGING FACILITY. A 10' BUFFER SHALL BE MAINTAINED BETWEEN THE PROPOSED DEVELOPMENT AND THE ADJACENT PROPERTY. THE CONSTRUCTION OF THE VEHICLE REPAIR AND SERVICE IN ZONE B-1. ALL ADJACENT PROPERTIES ARE ZONED B-1.
3. VARIANCES TO BE REQUESTED:
 - a. 3.1. (36'-102'42") DRIVEWAY WIDTH FOR NORTH DRIVEWAY FROM 30 FEET TO 34 FEET
 - b. 3.2. (36'-102'42") DRIVEWAY WIDTH FOR SOUTH DRIVEWAY FROM 30 FEET TO 34 FEET
 - c. 3.3. (44'-104'42") ALLOWED BUILDING HEIGHT FROM 20 FEET TO 23 FEET (44'-104'42")
 - d. 3.4. (44'-104'42") ALLOWED FRONT YARD LANDSCAPE LINE FROM 40 FEET TO 21 FEET
 - e. 3.5. (44'-104'42") DECREASE REQUIRED SIDE YARD ALONG NORTH LINE FROM 15 FEET TO 5 FEET
 - f. 3.6. (44'-104'42")
4. A RACK FOR PARKING FOUR (4) BICYCLES IS PROVIDED AS SHOWN HEREIN.
5. MOTOR VEHICLE PARKING FOR THE DEVELOPMENT IS ADDRESSED AS FOLLOWS:

REDUCTION FOR SIDE PARKING	1
REDUCTION FOR FRONT PARKING	1
TOTAL SPACES REQUIRED	2
TOTAL SPACES PROVIDED	11
6. ALL HANDICAP PARKING SPOTS SHALL BE MARKED WITH AN RP-2 "RESERVED PARKING" SIGN. THE LEAD OF THE PARKING STALLS SHALL BE PAINTED IN ACCORDANCE WITH THE ADA STANDARDS AND THE PARKING SPECIFICATIONS.
7. STORM WATER FROM THIS PROPERTY CURRENTLY DRAINS TO A DETENTION BASIN LOCATED TO THE EAST OF THE PROPERTY. THE DETENTION BASIN IS LOCATED AT THE SITE WILL CONTINUE TO DRAIN TO THIS BASIN, AND ON-SITE DETENTION IS BEING PROVIDED.
8. POC SIDEWALK IN ROW SHALL BE 6" THICK, EXCEPT AT DRIVEWAYS WHERE IT SHALL BE 8" THICK.
9. CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING A TRAFFIC CONTROL PERMIT IF ANY CONSTRUCTION, STREET, OR TRAFFIC LANE IS TO BE CLOSED FOR CONSTRUCTION.
10. CONSTRUCTION SHALL BE CONDUCTED IN ACCORDANCE WITH THE CITY OF CHICAGO, ILLINOIS, UNDERGROUND UTILITIES PROPERTY LOCATED PRIOR TO ANY CONSTRUCTION OR DEMOLITION.
11. CONTRACTOR SHALL VERIFY ALL DIMENSIONS AND CONDITIONS AT THE JOB SITE AND BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND ENGINEERS, LLC, IF CLARIFICATION OF OR REVISION TO ANY INFORMATION IS REQUIRED.
12. SEE C710 THROUGH C712 FOR ADDITIONAL DETAILS
13. REFER TO ARCHITECTURAL PLANS FOR ADDITIONAL DETAILS (87 OTHERS)

SEWER AND WATER UTILITY NOTES:

1. ALL MATERIALS AND METHODS FOR CONSTRUCTION OF SANITARY SEWER SERVICE, WATER SERVICE AND STORM SEWER SYSTEM SHALL BE DONE IN ACCORDANCE WITH THE STANDARD SPECIFICATIONS FOR WATER AND SEWER CONSTRUCTION IN CALIFORNIA, PRESENT EDITION, AND THE STANDARD SPECIFICATIONS FOR WATER AND SEWER CONSTRUCTION IN CALIFORNIA, SECOND EDITION, AND THE CITY OF BLOOMINGTON MANUAL OF PRACTICE, EXCEPT AS NOTED DIFFERENTLY ON THE PLANS. WHEN THESE WILL BE REFERRED TO AS STANDARD SPECIFICATIONS.
2. CONTRACTOR SHALL NOTIFY THE CITY OF BLOOMINGTON PUBLIC WORKS DEPARTMENT AT LEAST 48 HOURS PRIOR TO CONNECTING TO OR INSTALLING ANY PUBLIC UTILITIES OR SERVICES.
3. EXISTING SERVICE LINES FOR WATER AND WATER SHALL BE UTILIZED TO THE EXTENT POSSIBLE. THE CONTRACTOR SHALL VERIFY THE SIZE, LOCATION AND DEPTH OF THE EXISTING WATER AND WATER SERVICE LINES. SUCH SHALL BE COORDINATED WITH THE PLUMBING PLANS.
4. IF THE EXISTING TRENCHES ARE NOT USED, THE CONTRACTOR SHALL DISCONNECT EXISTING SERVICE AT THE MAN IN ACCORDANCE WITH THE CITY OF BLOOMINGTON REQUIREMENTS FOR DISCONNECTING EXISTING SERVICE. CONTRACTOR SHALL REPLACE DAMAGED PAVEMENT IN AGREEMENT WITH THE CITY OF BLOOMINGTON REQUIREMENTS. DISCONNECT SHALL BE WITHIN THE CITY OF BLOOMINGTON.
5. EXISTING SERVICES SHALL BE JOINT AT A JOINT OF 1" OR GREATER. JOINTS IN AIR SLIPS ON THE SERVICE MAY BE BY "BREAKING JOINTS" PROVIDED THE JOINT SEAL IS AIR TIGHT AND THE RECOMMENDATIONS OF THE MANUFACTURER ARE NOT EXCEEDED. FITTINGS NOT GREATER THAN 4" IS 90 DEGREE MAY BE USED WHERE CHANGES IN DIRECTION ARE REQUIRED.
6. CONSTRUCTION OF WATER SERVICE AND APPURTENANCES MUST CONFORM TO ALL SPECIFICATIONS OF THE CITY OF BLOOMINGTON. ALL WATER SERVICE SHALL BE TYPE "A" SEAMLESS COPPER TUBING CONFORMING TO ASTM SPECIFICATION B-88-42, WITH RED BRASS FITTINGS CONFORMING TO ASTM B-62 SPECIFICATIONS.
7. ALL WATER SERVICE CONNECTIONS AND RISERS SHALL BE MAINTAINED AT A DEPTH OF FOUR (4) FEET MINIMUM BURIAL TO PREVENT FREEZING OR BE PROPERLY INSULATED AS APPROVED BY THE DIRECTOR OF WATER.

8. STORM SEWER MATERIALS SHALL BE IN ACCORDANCE WITH SECTION 550 OF THE STANDARD SPECIFICATIONS FOR ROAD AND BRIDGE CONSTRUCTION AND SHALL CONFORM TO ONE OF THE FOLLOWING:
 - a. REINFORCED CONCRETE CULVERT, STORM DRAIN, SLOPE PIPE.
 - b. DUCTILE IRON PIPE CLASS 150, CONFORMING TO AASHTO/AWWA C-151/A21.51, WITH JOINTS AND GASKETS MEETING AASHTO/AWWA C-151/A21.51, WITH STANDARD CLEAN JOINTS AND GASKETS MEETING AASHTO/AWWA C-151/A21.51, AND WITH BUSHINGS CONFORMING TO SECTION 5-81.1 OF AASHTO/AWWA C-151/A21.51.
 - c. PVC PIPE SHALL CONFORM TO ASTM 3451, TYPE PSM, AND SHALL BE MADE OF PVC. HAVING A MINIMUM CELL CLASS OF R454-C AND SHALL HAVE A MINIMUM PIPE STIFFNESS OF 43 PSI.
12. CATCH BASINS, MANHOLES, INLETS AND DRAINAGE STRUCTURES SHALL BE CONSTRUCTED IN ACCORDANCE WITH SECTION 642 OF THE STANDARD SPECIFICATIONS FOR ROAD AND BRIDGE CONSTRUCTION.
13. A GRANULAR CLOTH (BEDDING AND HAUNCHING) WILL BE REQUIRED FOR ALL STORM SEWERS AS SHOWN IN DETAIL C-2502. MATERIAL FOR THE GRANULAR CLOTH SHALL BE 20/40 SIEVE SHALL BE 212, IN ACCORDANCE WITH THE STANDARD SPECIFICATIONS FOR ROAD AND BRIDGE CONSTRUCTION.
14. ALL TRENCHES UNDER ANOTHER SEWER OR WATER MAIN, OR UNDER OR WITHIN 2 FEET OF EXISTING OR PROPOSED UTILITY, SHALLOWS OR DEPTHS SHALL BE REINFORCED IN ACCORDANCE WITH SECTION 642 OF THE STANDARD SPECIFICATIONS FOR ROAD AND BRIDGE CONSTRUCTION.
15. MATERIAL FOR TRENCH BACKFILL SHALL COMPLY WITH ARTICLE 1003.04 OF THE STANDARD SPECIFICATIONS FOR ROAD AND BRIDGE CONSTRUCTION, EXCEPT THAT THE BEDDING TYPE SHALL BE 20/40 SIEVE SHALL BE 212, IN ACCORDANCE WITH THE STANDARD SPECIFICATIONS FOR ROAD AND BRIDGE CONSTRUCTION, EXCEPT THAT THE BEDDING TYPE SHALL BE 20/40 SIEVE SHALL BE 212, IN ACCORDANCE WITH THE STANDARD SPECIFICATIONS FOR ROAD AND BRIDGE CONSTRUCTION, EXCEPT THAT THE BEDDING TYPE SHALL BE CLASS B AND THE MINIMUM BEDDING CLASS FOR SANITARY SEWERS SHALL BE CLASS B AND THE MINIMUM BEDDING CLASS SHALL BE 120, AND SAND BEDDING SHALL NOT BE USED FOR SANITARY SEWERS.

GENERAL CONSTRUCTION NOTES:

- [illegible]

4. THE CONTRACTOR SHALL VERIFY THE LOCATION AND EXTENT OF ALL UTILITIES ABOVE AND BELOW GROUND IN THE CONSTRUCTION AREA BEFORE COMMENCING WORK. THE CONTRACTOR IS RESPONSIBLE FOR NOTIFYING J.U.L.I.E. (1-800-892-0123), A MINIMUM OF 48 HOURS IN ADVANCE FOR THE LOCATIONS OF THE EXISTING UTILITIES IN THE

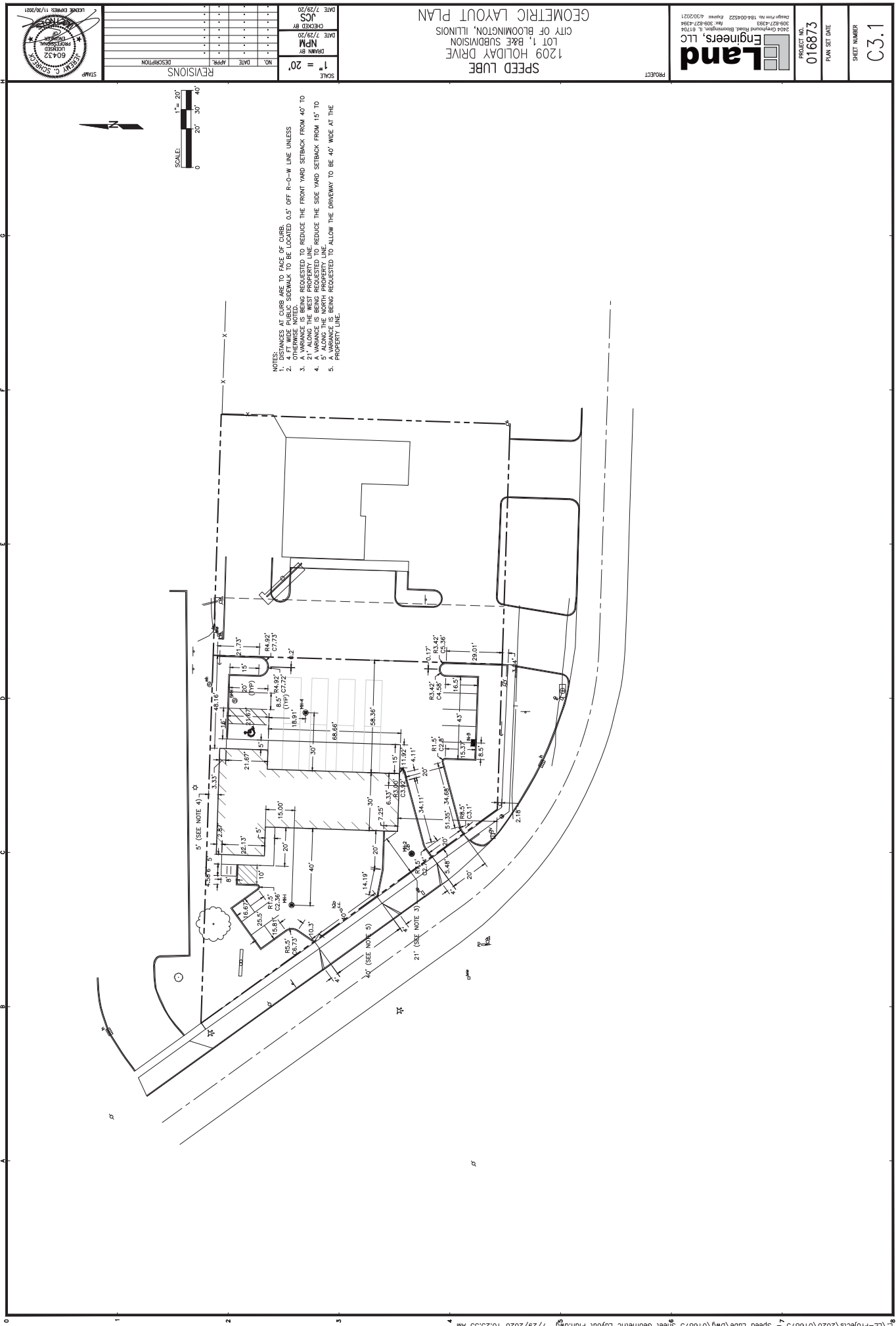
3. THE CONTRACTOR SHALL REMOVE WASTE AND UNSUITABLE MATERIAL FROM THE OWNER'S PROPERTY AND DISPOSE OF THE SAME, OFF-SITE IN A LAID MANNER.
4. THE CONTRACTOR SHALL REMOVE 6" OF TOPSOIL AND STOCKPILE AT A LOCATION DETERMINED BY THE OWNER, ANY UNSUITED MATERIAL, AT THE COMPLETION OF THE PROJECT SHALL BE STOCKPILED AT A LOCATION DETERMINED BY THE OWNER.
5. ALL UNPAVED AREAS DISTURBED BY CONSTRUCTION ACTIVITIES SHALL BE SEEDDED WITH GRASS SEED AT THE COMPLETION OF THE PROJECT.
6. THE CONTRACTOR SHALL ASSUME COMPLETE RESPONSIBILITY FOR ALL DAMAGE CAUSED BY A RESULT OF THE CONSTRUCTION ACTIVITIES. THE DAMAGE SHALL BE REPAIRED BY THE CONTRACTOR TO A CONDITION PRIOR TO THE COMMENCEMENT OF CONSTRUCTION.
7. ALL FIELD ENCOUNTERED DURING SITE IMPROVEMENT CONSTRUCTION SHALL BE CONNECTED TO THE EXISTING DRAINAGE SYSTEM OR EXTENDED TO THE OUTLET BY THE CONTRACTOR. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING UTILITIES AND SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING UTILITIES AND SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING UTILITIES.
8. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING UTILITIES AND SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING UTILITIES.
9. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING UTILITIES AND SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING UTILITIES.
10. ALL EXISTING UTILITIES SHALL BE PROTECTED IN ACCORDANCE WITH SECTION 205 OF THE STANDARD SPECIFICATIONS.
11. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING UTILITIES AND SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING UTILITIES.
12. SUBGRADE SHALL BE COMPACTED TO 98% OF MAXIMUM DENSITY AS DETERMINED BY ASTM #98.
13. AGGREGATE BASE COURSE TYPE B SHALL BE CONSTRUCTED IN ACCORDANCE WITH SECTION 301 OF THE STANDARD SPECIFICATIONS.
14. P.C. CONCRETE PAVEMENT SHALL BE CONSTRUCTED IN ACCORDANCE WITH SECTION 420 OF THE STANDARD SPECIFICATIONS.
15. MAXIMUM JOINT SPACING SHALL BE 12 FEET.
16. CONTRACTOR SHALL SUBMIT EXPANSION JOINT LAYOUT TO ENGINEER FOR REVIEW.

SCALE	1" = 20'	DRAWN BY JCS DATE 7/29/20	CHECKED BY JCS DATE 7/29/20
		NO. DATE APPR. DESCRIPTION	
REVISIONS			

SPEED LUBE
1209 HOLIDAY DRIVE
LOT 1, B&E SUBDIVISION
CITY OF BLOOMINGTON, ILLINOIS
SITE DEVELOPMENT PLAN



PROJECT NO.	016873
PLAN SET DATE	
SHEET NUMBER	C3.0



Land
Engineers, LLC

2404 Greyhound Road, Bloomington, IL 61704
Tel: 309-827-4393 Fax: 309-827-4394
E: info@landengineers.com

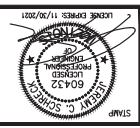
PROJECT NO.
016873

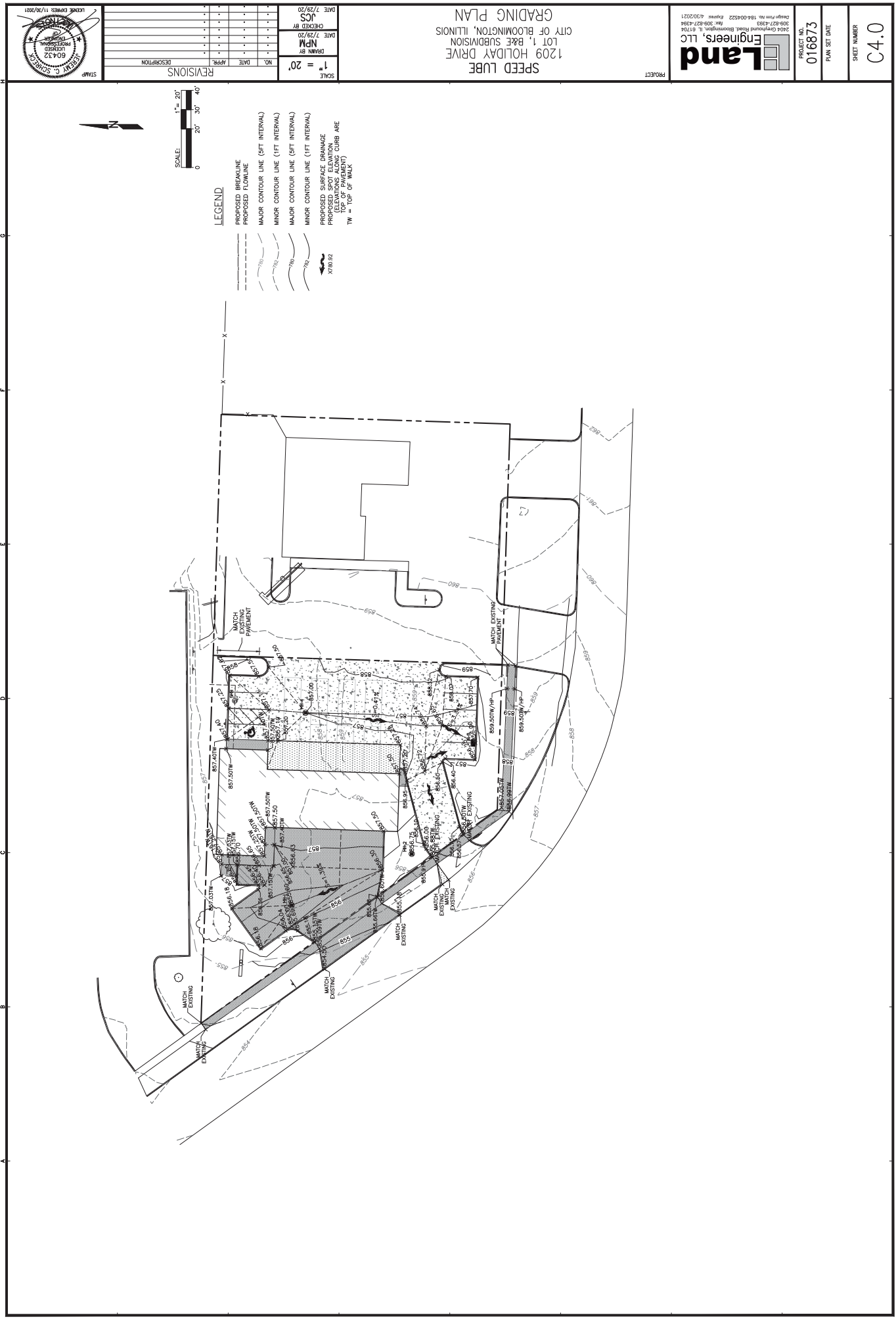
PLAN SET DATE

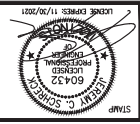
SHEET NUMBER
C3.1

SPEED LUBE
1209 HOLIDAY DRIVE
LOT 1, B&E SUBDIVISION
CITY OF BLOOMINGTON, ILLINOIS
GEOMETRIC LAYOUT PLAN

SCALE	1" = 20'
DRAWN BY	NPM
CHECKED BY	JCS
DATE	7/29/20







REVISIONS	
NO.	DESCRIPTION

SCALE	1" = 20'
DRAWN BY	NPM
CHECKED BY	JCS
DATE	7/29/20

SPEED LUBE
1209 HOLIDAY DRIVE
LOT 1, B&E SUBDIVISION, ILLINOIS
DRAINAGE PLAN

PROJECT



PROJECT NO.
016873

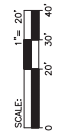
PAN SET DATE

SHEET NUMBER
C4.1

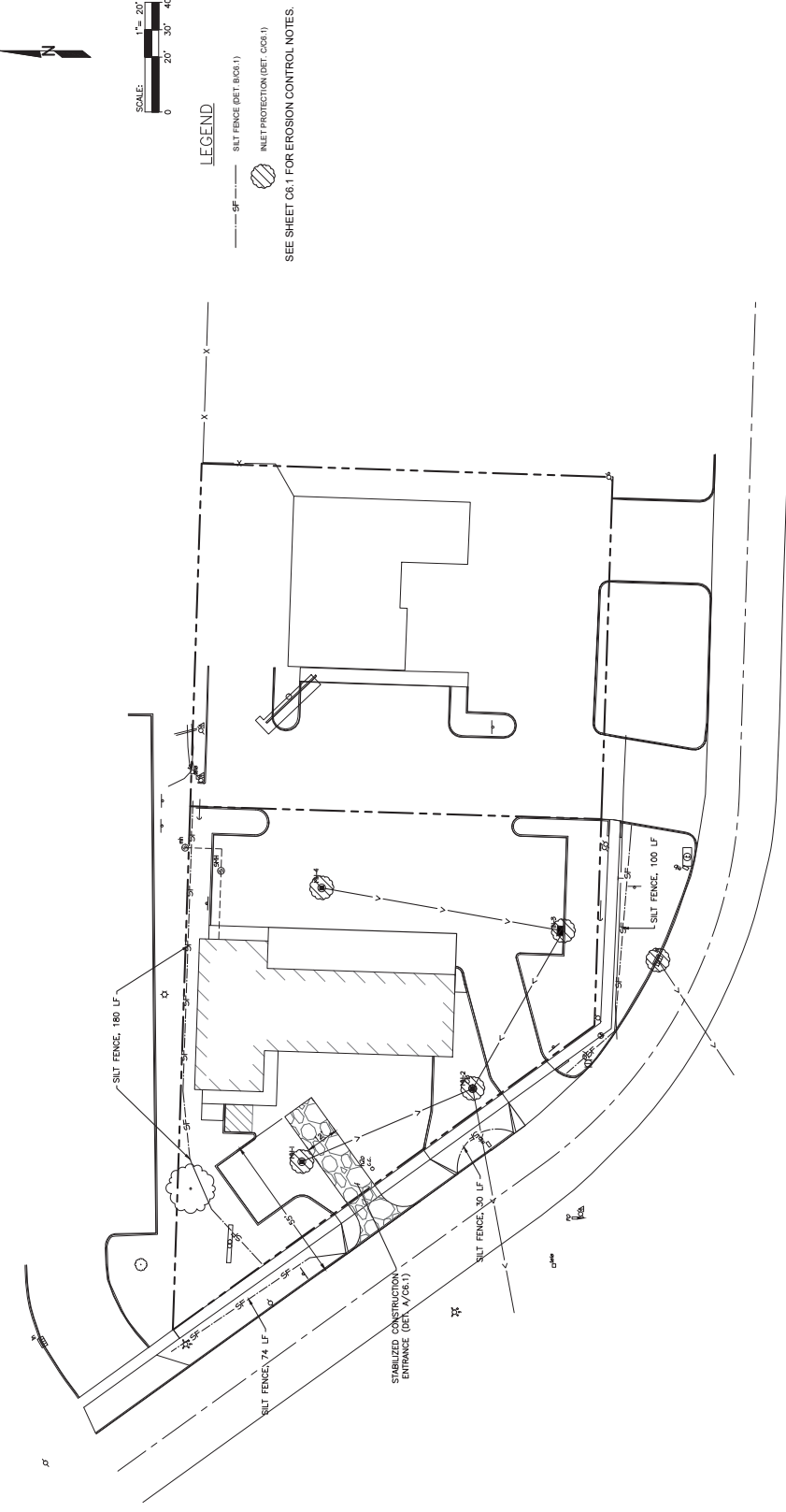
Speedlube (1209 Holiday Dr.)
Area Calculations prepared by Land Engineers, LLC (07/29/20)
Total Site Area 19974 SF 0.46 AC
Total Disturbed 19974 SF 0.46 AC

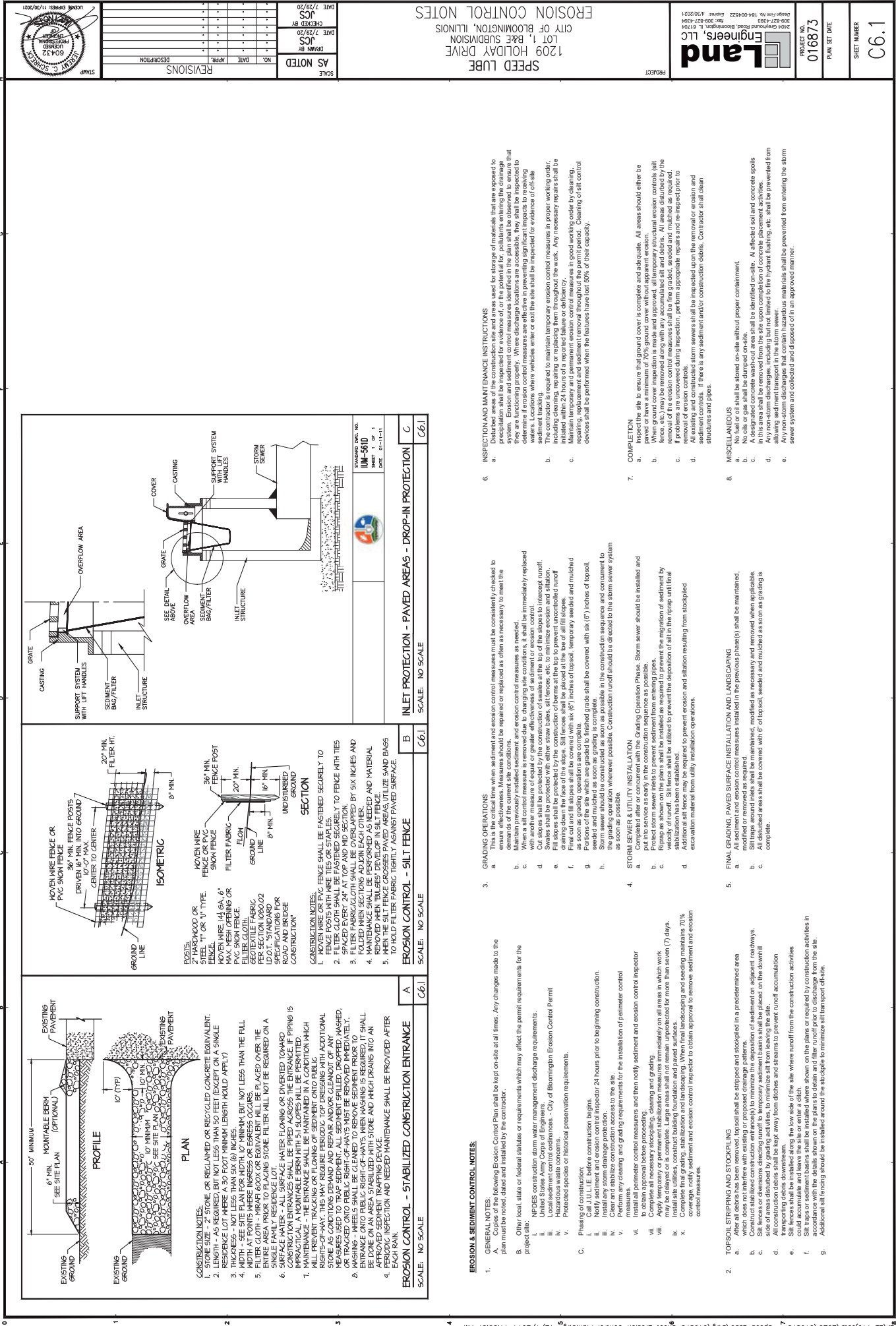
Ground Cover Characteristics		Not Change		Proposed	
Impervious	Permeous	17771 SF	80% of site	14902 SF	75% of site
2703 SF	0.06 AC	14% of site	2865 SF	0.12 AC	25% of site

LEGEND
FLOOD ROUTE



PROJECT

[illegible]



EROSION CONTROL NOTES
CITY OF BLOOMINGTON, ILLINOIS
LOT 1, B&E SUBDIVISION
1209 HOLIDAY DRIVE
SPEED LUBE

PROJECT
Land Engineers, LLC
1004 E. 11th St.
Bloomington, IL 61704
Phone: 309-427-4300
Fax: 309-427-1304
Email: info@landengineers.com
License: 410002071

PROJECT NO.
016873
PLAN SET DATE
SHEET NUMBER
C6.1

NO.	DATE	APPROVED	DESCRIPTION
1	7/29/20	JCS	AS NOTED
2	7/29/20	JCS	AS NOTED
3	7/29/20	JCS	AS NOTED
4	7/29/20	JCS	AS NOTED
5	7/29/20	JCS	AS NOTED
6	7/29/20	JCS	AS NOTED
7	7/29/20	JCS	AS NOTED
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100	7/29/20	JCS	AS NOTED

STAMP
604.32
LICENSE EXPIRES 11/07/2021

REVISIONS

DATE 7/29/20
CHECKED BY JCS
DATE 7/29/20
DRAWN BY JCS
AS NOTED

SCALE
C6.1

INLET PROTECTION - PAVED AREAS - DROP-IN PROTECTION

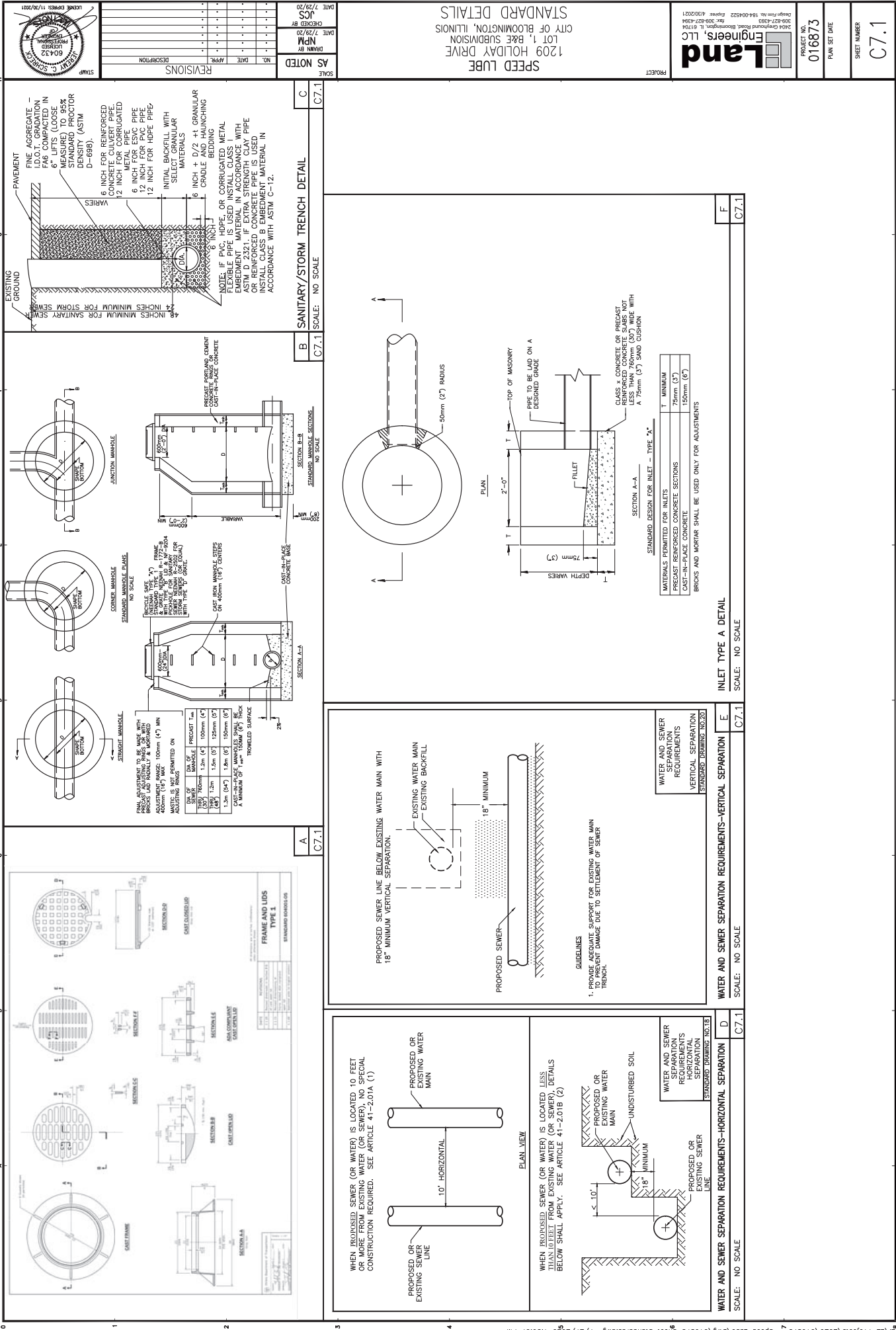
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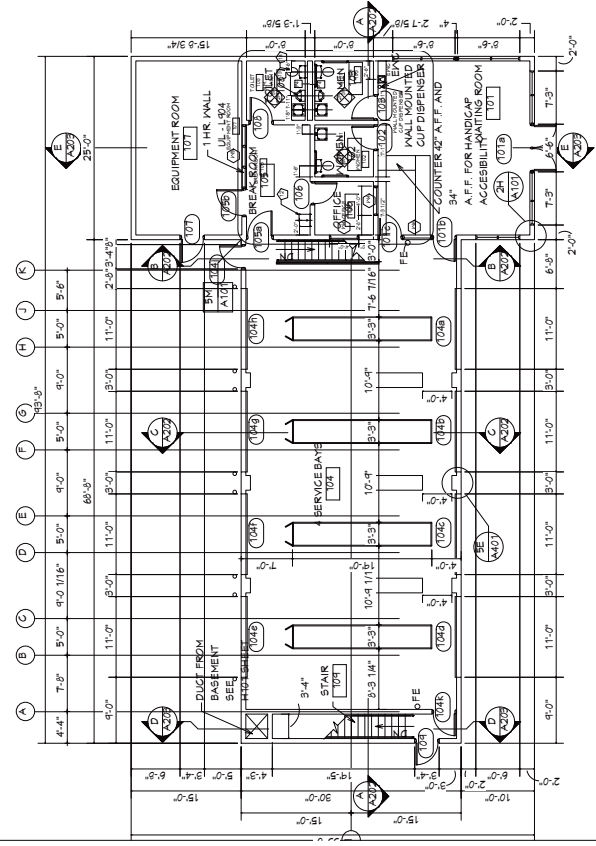
INLET PROTECTION - SILT FENCE

SCALE: NO SCALE

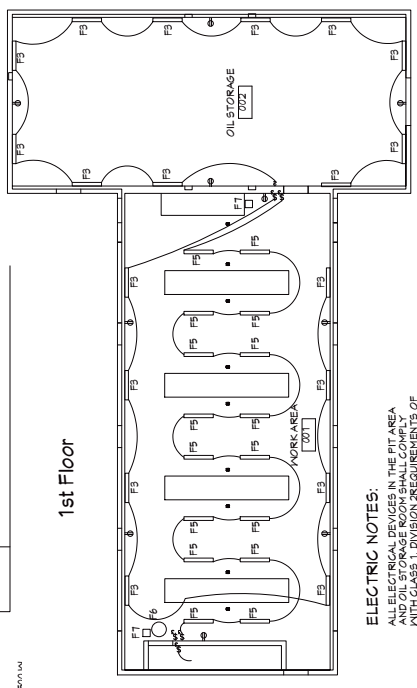
EROSION CONTROL - STABILIZED CONSTRUCTION ENTRANCE

SCALE: NO SCALE





FIXT. NO.	DESCRIPTION
F1	1" X 8" - (2) BULB CEILING HUNG INDUSTRIAL FLUORESCENT FIXTURE
F2	2" X 4" - (2) BULB FLUORESCENT FIXTURE
F3	4" (2) BULB VAPOR TIGHT INDUSTRIAL FLUORESCENT FIXTURE - MOUNTED AT 9'-0" ABOVE FLOOR
F4	CAN LIGHT
F5	1" X 8" - (2) BULB CEILING HUNG INDUSTRIAL FLUORESCENT FIXTURE
F6	EXIT - HGM 5'X6' 1202 TITEL
F7	EMERGENCY FIXTURE WITH (2) LAMPS AND BATTERY BACKUP



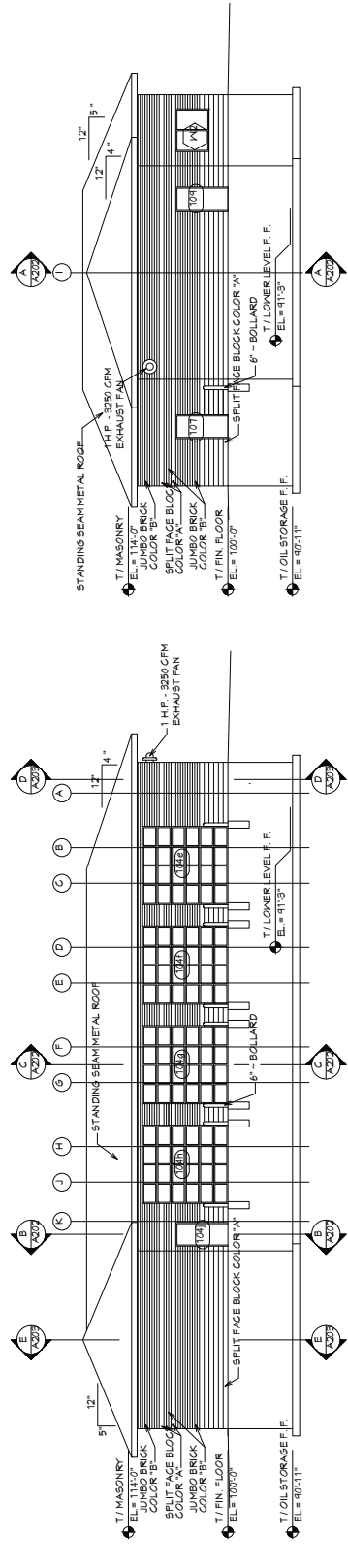
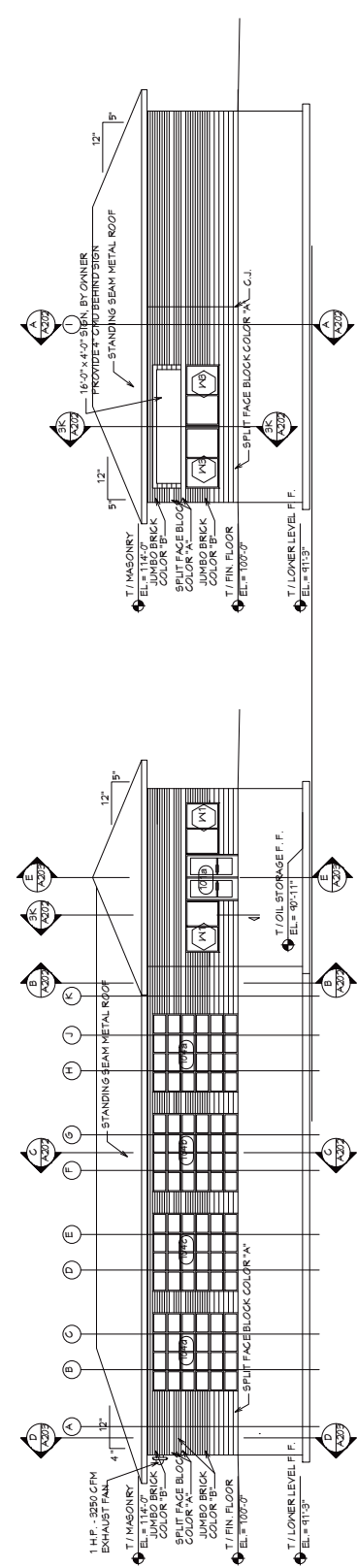
ELECTRIC NOTES:
ALL ELECTRICAL DEVICES IN THE PIT AREA AND OIL STORAGE ROOM SHALL COMPLY WITH CLASS 1 DIVISION REQUIREMENTS OF THE NATIONAL ELECTRICAL CODE. ALL WIRING, SWITCHES, OUTLETS, ETC., SHALL BE IN CONFORMANCE WITH THE NATIONAL ELECTRICAL CODE.
RECEPACLES FOR HAND TOOLS AND PORTABLE LIGHTING DEVICES SHALL HAVE GFCI PROTECTION.
PROVIDE 200 AMP 1-PHASE SERVICE.
PANEL DISTRIBUTION PANEL VERIFY ALL EQUIPMENT POWER REQUIREMENTS. LIGHT FIXTURES BY OWNER.
FLOORING SHALL BE IN CONFORMANCE WITH THE BUILDING SHALL COMPLY WITH THE CURRENT CITY OF BLOOMINGTON NATIONAL ELECTRICAL CODE.

	REVISION TABLE			
	NUMBER	DATE	REVISION BY	DESCRIPTION

**NEW SHOP FOR
SPEEDLUBE
1209 HOLIDAY LANE
BLOOMINGTON, ILL**

DRAWINGS PROVIDED BY:
JOHN R. DRAYTON - ARCHITECT
3133 TUKERPIN ROAD
DECATUR, ILLINOIS 62521
217-422-2447

DATE:	1/31/2020
SCALE:	
SHEET:	A-3



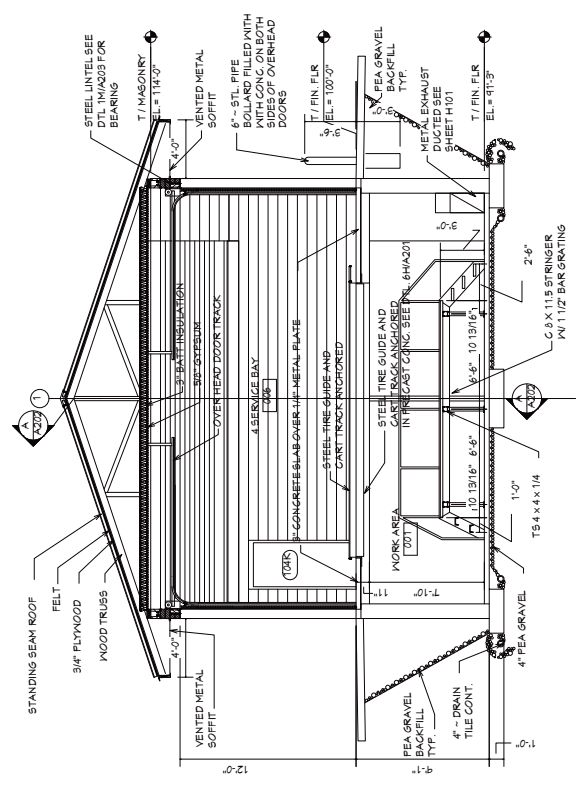
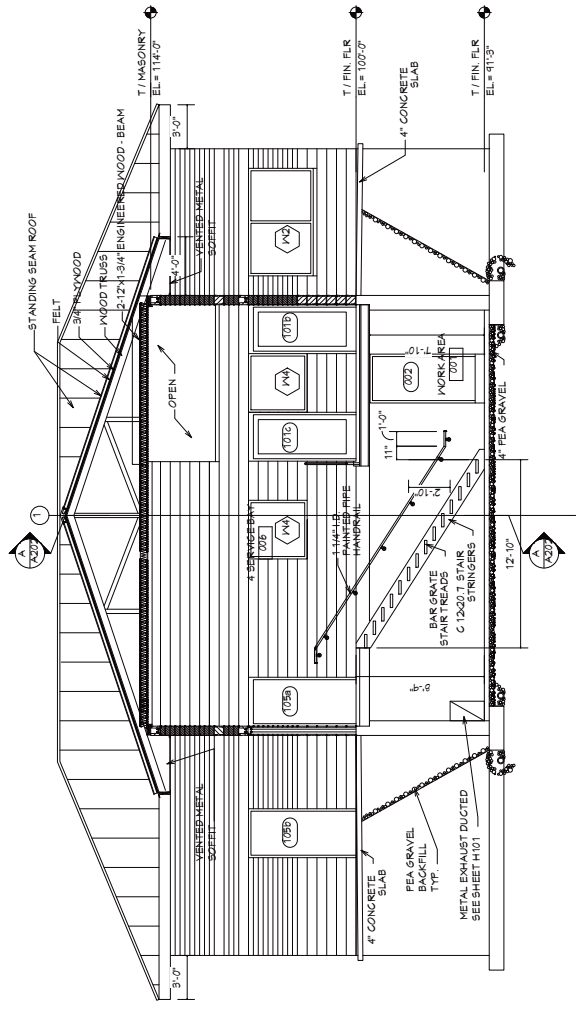
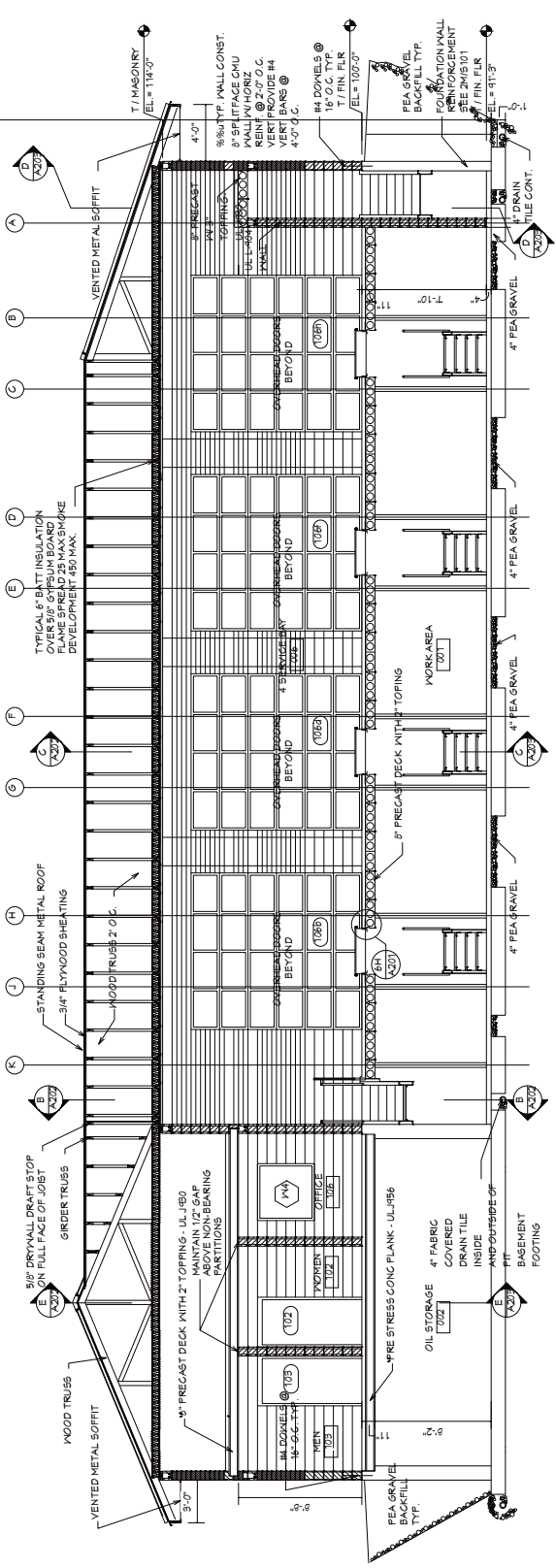
1st Floor

REVISION	TABLE	REVISION	TABLE

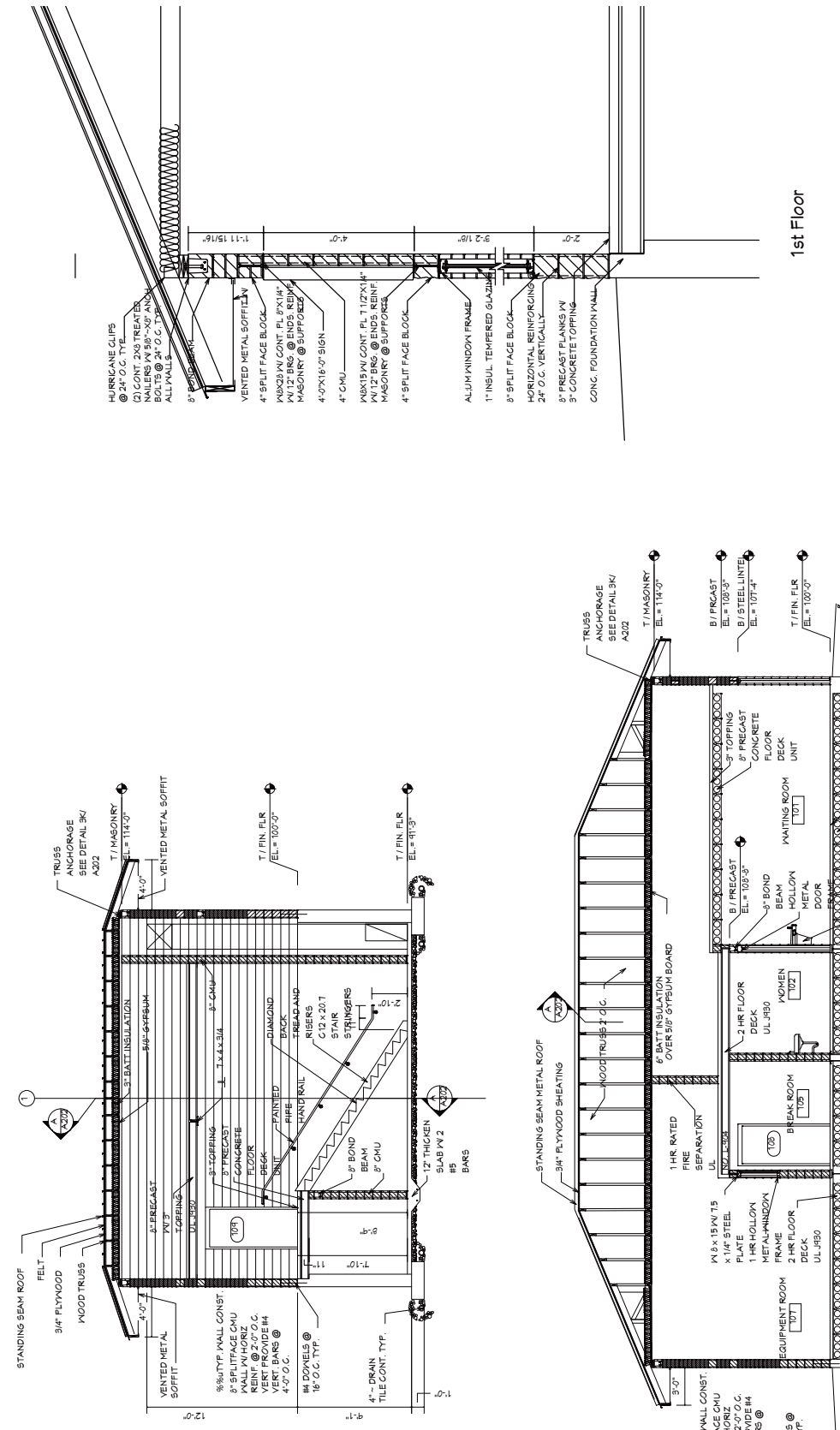
NEW SHOP FOR
SPEEDLUBE
1209 HOLIDAY LANE
BLOOMINGTON, ILL

DRAWINGS PROVIDED BY:
JOHN R. ORATON - ARCHITECT
3135 TUKERIN ROAD
DECATUR, ILLINOIS 62521
217-422-2447

DATE:
1/31/2020
SCALE:
SHEET:
A-4

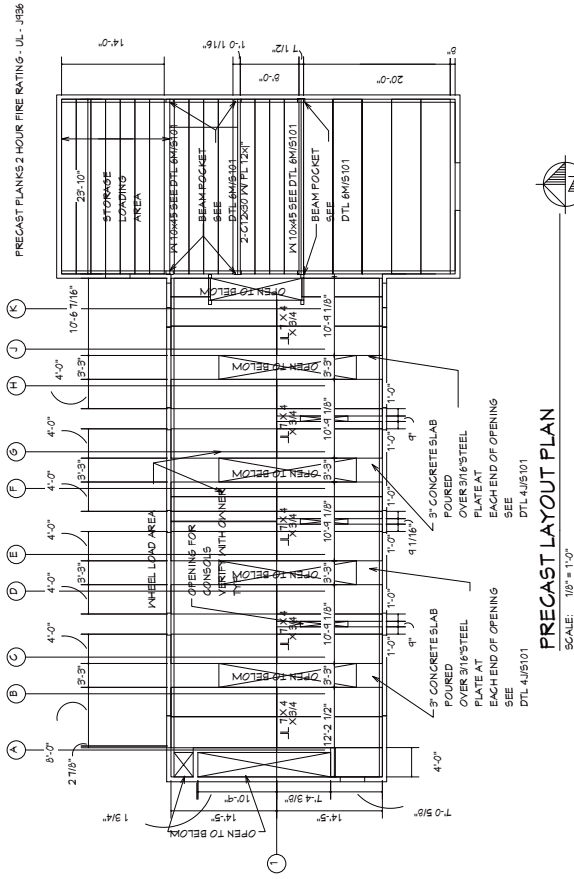


1st Floor



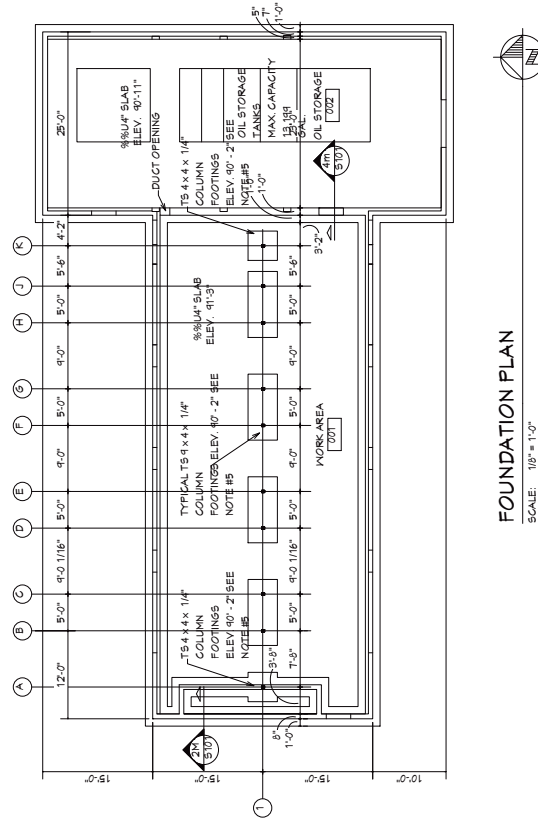
1st Floor

1st Floor



PRECAST LAYOUT PLAN

SCALE: 1/8" = 1'-0"

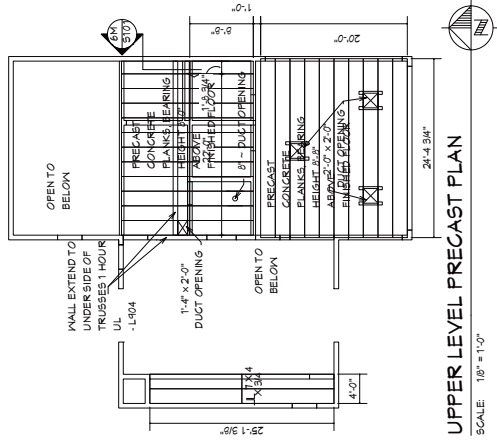


FOUNDATION PLAN

SCALE: 1/8" = 1'-0"

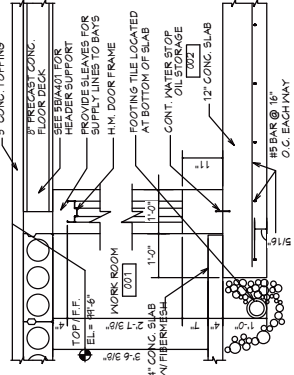


1st Floor



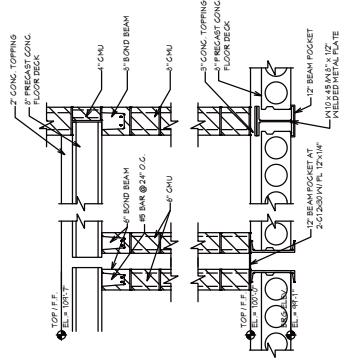
UPPER LEVEL PRECAST PLAN

SCALE: 1/8" = 1'-0"



%%STRUCTURAL NOTES:

1. LOADS:
 - ROOF SNOW LOAD 25 PSF
 - ROOF DEAD LOAD 20
 - ROOF LIVE LOAD (SLOPED) 125
 - FLOOR DEAD LOAD 100
 - FLOOR PARTITION LOAD 25 PSF
 - FLOOR CEILING LOAD 10 PSF
 - FLOOR CONCENTRATED LOAD AT SHADED AREA 3000 LBS.
 - WIND SPEED 140 MPH
 - WIND DIRECTION CATEGORY 1 WITH 10% OVERSTRESS
2. IMPORTANCE FACTOR 1.00
3. EARTHQUAKE FACTORS
 - SEISMIC PERFORMANCE CAT. B
 - SEISMIC HAZARD GROUP 1
 - SEISMIC DESIGN SPECTRA RESPONSE S_a 21.05%
 - IMPORTED SPECTRA ACCELERATIONS 51% 12.05%
4. SITE CLASSES
 - SEISMIC RESPONSE COEF. S_s = 0.25
 - IMPORTED SPECTRA ACCELERATIONS 51% 12.05%
 - SEISMIC DESIGN CATEGORY = C
 - DESIGN BASE SHEAR V = 0.107M
 - SEISMIC RESPONSE MODIFICATION FACTOR (R) = 2.5
 - SEISMIC RESPONSE MODIFICATION FACTOR (R) = 2.5
 - ANALYSIS PROCEDURE = EQUIVALENT LATERAL FORCE ANALYSIS
4. ESTIMATED SOIL BEARING CAPACITY 200 TBS
5. TYPICAL COL. PAD 4'-0" X 4'-0" X 1'-0"
5. TYPICAL BEAMS EACH WAY
6. TYPICAL NAIL FTG 3/8" X 10" N3 BARS
7. PRECAST DECK HEADERS PROVIDED BY PRECAST MFG.
8. CONCRETE STRENGTH 3000 PSI @ 28 DAYS
9. REINFORCING STEEL ASTM A193 OR ASTM A706 - GRADE 60
10. ROOF TRUSS DESIGN SHALL BE SEALED BY AN ILLINOIS STRUCTURAL ENGINEER.
11. FLOOR BEARING CONC. HAS CRACKS UNITS ASTM C150 - FC = 1500 PSI

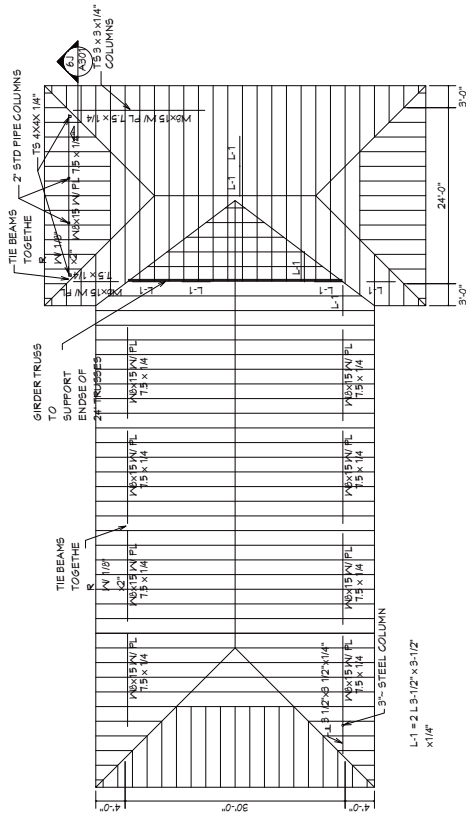
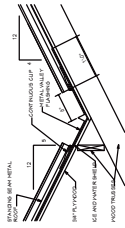


DRAWINGS PROVIDED BY:
JOHN R DRAVTON - ARCHITECT
3135 TUKRPPIN ROAD
DECATUR, ILLINOIS 62521
217-422-2447

SCALE:

SHEET:

A-7

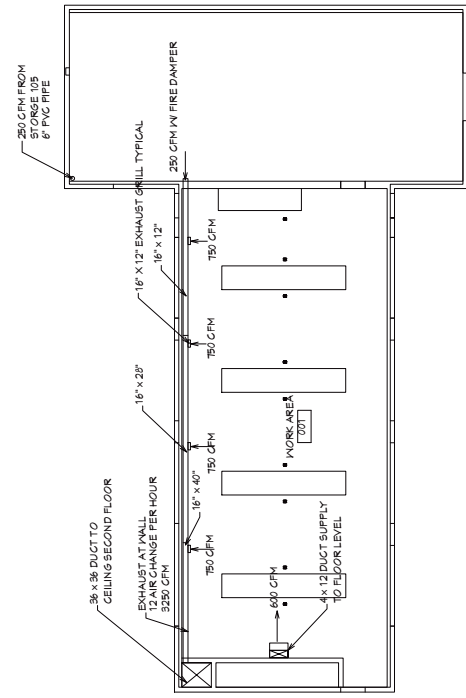


1st Floor

SHEET:
A-8

⑤ SMOKE DETECTOR
WIRED TO
SHUT OFF FURNACES
ON

MAZZINE LEVEL PLAN



PROVIDE COMPLETE HEATING AND VENTILATING SYSTEMS INCLUDING THERMOSTAT CONTROL.

MECHANICAL SYSTEMS SHALL COMPLY WITH THE 2003 INTERNATIONAL MECHANICAL CODE

BALANCE EXHAUST SYSTEM FOR EQUAL CFM PULL FROM EACH GRILL.

%WASTEOIL FURNACES BY OWNER. (EQUIPMENT ONLY)

250 CFM AT 25 IN. STATIC PRESSURE

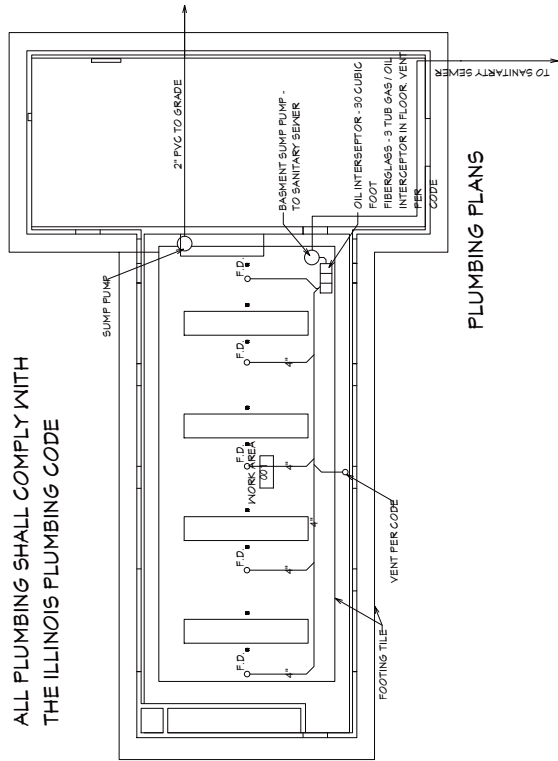
COMPRESSED AIR. 2.0 CFM @ 20 PSI

ELECTRICAL REQ. 115V 1 PH. 30 AMP CIRCUIT

3" STACK FLOOR INSURED TRIPLE WALL STAINLESS

A-9

ALL PLUMBING SHALL COMPLY WITH
THE ILLINOIS PLUMBING CODE



ALL WORK SHALL BE BY LICENSED PLUMBER



DRAFT
MINUTES

**PUBLISHED BY THE AUTHORITY OF
THE PLANNING COMMISSION OF BLOOMINGTON, ILLINOIS
WEDNESDAY, AUGUST 26, 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 and Vice Chair Tyson Mohr in-person in City Hall's Council Chambers at 4:03 p.m., Wednesday, August 26, 2020. The meeting was live streamed to the public at www.cityblm.org/live. The meeting was called to order by Chairperson Megan Headean.

Roll Call

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

B. PR-09-20 Public Hearing, review and action on an application submitted by Mark Allen of Speed Lube 10- Minute Oil Change Shops Inc. (924 E. Eldorado St. Decatur, IL 62521-1914) for a site plan review and special use permit to allow for new construction of an oil change facility (vehicle & repair service) at 1209 Holiday Drive, Bloomington IL 61701. The applicant is also requesting the following variances: 1) 10' increase in the driveway width to allow a 40' drive (38.602B1); 2) 3' increase in building height for an overall height of 23' (44.1034E); 3) 19' decrease in required front yard setback for a 21' front

DRAFT
MEETING MINUTES

**PUBLISHED BY THE AUTHORITY OF THE PLANNING COMMISSION OF BLOOMINGTON, ILLINOIS
WEDNESDAY AUGUST 26, 2020**

yard (44.1034F); and 4). 10' decrease in required side yard setback on the north side of the property for a 5' side yard setback (44.1034F) (Ward 5)

Chairperson Headean opened the public hearing and introduced the case. Ms. Simpson provided staff's positive recommendation and explained the case being presented. The applicant is requesting four (4) variances. Ms. Simpson provided site information stating that the property is vacant at this time. An oil change facility was located there and had been demolished. The area is zoned B-1 allows for commercial the B-1 zoning was consolidated with the C-3 district. Auto oriented businesses became permitted with special use. Requirements for special use were discussed.

Ms. Simpson shared the Site Plan. The plan is for a new building approximately 3,330 sq ft. Details were provided with attention to the irregular shape of the lot. Holiday Drive encroached into the lot with expansion of Route 9 triggering the need for the some of the variances. One variance pertains to the height of building. This allows the city to enforce use of personal auto vehicles in the area. Staff indicated the standards for the Site Plan Review were met except for the variances submitted. Standards for special use permit were met, the new facility will be and oil change facility. Variances were discussed with City Engineer staff and there were no concerns.

Commission discussion as to a possible need to revisit the ordinance in regards to the height requirements for special use as this is the second case recently. Staff indicated something to keep on the radar and to track.

Chairperson Headean swore in Mark Allen, petitioner. Mr. Allen provided testimony stating he started Speed Lube 40 years ago and has been serving the Bloomington-Normal area for 35 years with four (4) locations in Bloomington. At one of the current locations, the building has declined which prompted the purchase of the subject property. He has purchased the property and would like to build a new facility to allow continued service to the area.

There were no additional comments for or against. Chairperson Headean closed the public hearing at 4:49 p.m.

Commission member Stanczak made a motion, seconded by Commission member Boyd to adopt the Findings of Fact provided by staff as presented on both cases. Roll call vote:

AYES: Stanczak, Boyd, Muehleck, Mohr, McCann, Montney, and Chairperson Headean

NAYS:

MOTION carried.

Chairperson Headean asked for a compound motion to adopt the Site Plan and Special Use.

Commission member Boyd made a motion, seconded by Commission member Stanczak to recommend the City Council approve the Site Plan and Special Use at 1209 Holiday Drive and the requested variances. Roll call vote:

AYES: Stanczak, Boyd, Muehleck, Mohr, McCann, Montney, and Chairperson Headean

NAYS:

MOTION carried.

OLD BUSINESS

None.

NEW BUSINESS

- 1) New Commission Member introduction & welcome - Sheila Montney
- 2) APA Training - Contact Ms. Simpson if interested in attending

ADJOURNMENT

Commissioner Boyd made a motion, seconded by Commissioner Stanczak, that the meeting be adjourned. Roll call vote:

AYES: Stanczak, Boyd, Muehleck, Mohr, McCann, Montney, and Chairperson Headean

NAYES:

Motioned carried.

The meeting adjourned at 4:56 p.m.

CITY OF BLOOMINGTON

ATTEST

Chairperson Megan
Headean

Katie Simpson, City Planner



CONSENT AGENDA ITEM NO. 8.G

FOR COUNCIL: September 28, 2020

SPONSOR: Economic & Community Development Department

WARD IMPACTED: Ward 6

SUBJECT: 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.

STRATEGIC PLAN LINK:

-Goal 4. Strong Neighborhoods

STRATEGIC PLAN SIGNIFICANCE:

-Objective 4c. Preservation of property/home valuations

BACKGROUND: 808 S. Morris Ave., the subject property, is located at the northeast corner of the intersection of W. Elm Street and S. Morris Ave. Morris Avenue has an average of 5900 trips daily. W. Elm Street terminates and does not connect to streets east of Morris. Essentially, W. Elm Street acts as a local street leading only to single family homes; it has very little traffic. The subject property is improved with a single-family home built in 1925. The home is in good condition and has maintained a single-family use since it was constructed. The subject property is adjacent to other single-family homes also built around the same period. The subject property is zoned B-2. Additionally, the properties at 806 S. Morris and 829 W. Elm Street are also zoned B-2. Collectively, the commercial zoned parcels are approximately 20,000 square feet, and the homes are legal nonconforming structures. The zoning appears to have been in place for multiple decades, however the area has maintained its residential use. The southeast corner of W. Elm Street and S. Morris Ave. is also zoned B-2 and is improved with a parking lot and convenience store built in 1989. The block south, the corner of Wood Street and Morris Ave. is also zoned commercial and is improved with a restaurant and auto service stations.

The applicant is requesting the zoning map amendment on behalf of the estate of the former owner. The applicant has sold the property; however, the purchaser is unable to finance the property due to its nonconforming status. The applicant requested the zoning map amendment to bring the property into conformance with the City code and to be consistent with the existing use and surrounding development. The Planning Commission unanimously recommended approval of the zoning map amendment and found that the amendment will extend the life of the structure and protect neighborhood character. The Commission also directed staff to look closer at the other properties in the intersection as many are still

improved with single-family homes. In addition to the requested map amendment at 808 S. Morris Ave., staff is recommending that City Council approve a resolution to initiate the process for a map amendment at 806 S. Morris Ave. and 829 W. Elm Street. These two homes have access to water and are in good condition. Sewer access is more limited. A combination storm/sanitary sewer is located along Morris Ave. Although sewer service to 829 W. Elm Street could be challenging in the future, the property, by itself, is too small to facilitate a commercial use. It is likely that they will continue to be used as single-family homes and a residential zoning is more compatible with the surrounding uses. Staff investigated the property at 830 W. Elm Street. This property is on the south side of Elm Street and adjacent to a parking lot. It is also improved with a single-family home but has similar development challenges related to sewer access for new construction. As a result, staff is not recommending Council rezone this property at this time, and that the property remain zoned B-2.

The Planning Commission minutes are attached to this memo. The meeting is available online at www.cityblm.org/live. The meeting materials are also online at <https://www.cityblm.org/Home/ShowDocument?id=25070>.

City staff is aware of the Council's concerns regarding the COVID-19 pandemic. However, the approval of this Ordinance and Resolution have no negative financial impact on the City and are necessary for the homeowner.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: The City of Bloomington Planning Commission held a virtual public hearing on the zoning map amendment on Wednesday, August 26, 2020. Notice of the hearing was published in *The Pantagraph* on Monday, August 10, 2020. Notices were also mailed to 102 property owners within 500 feet of the subject property and a large metal notification sign was placed on the property. No one, outside of the applicant, spoke in favor of the petition. No one spoke against the petition. The Planning Commission found the application to be consistent with the goals of the Comprehensive Plan and the city's guidelines for a map amendment outlined in Chapter 44 Division 17-6. The Commission unanimously recommended approval of the petition.

FINANCIAL IMPACT: The map amendment will ensure the life of the single-family home. It will facilitate access to financing improving affordability and encouraging investment in the property, protecting property values and local revenues.

COMMUNITY DEVELOPMENT IMPACT: N-1.2d Identify and eliminate the barriers for infill development. H-1.1 Ensure that the housing to accommodate the new growth is a broad range (of types, sizes, ages, densities, tenancies and costs) equitably distributed throughout the City recognizing changing trends in age-group composition, income, and family living habits.

Respectfully submitted for Council consideration.

Prepared by: Katie Simpson, City Planner

Reviewed by:



Chris Tomertin, Budget Manager

9/22/2020



George Boyle, Assistant Corporation Counsel

9/23/2020



Tara Henry, Legislative Assistant

9/24/2020

Attachments:

- E&CD 2B Z-14-20 808 S Morris Rezoning_Ordinance
- E&CD 2C Z-14-20 829 S Morris, 829 W Elm Rezoning_Resolution
- E&CD 2D Draft Minutes_808 S Morris

ORDINANCE NO. 2020 - _____

**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**

WHEREAS, there was heretofore filed with the Community Development Department of the City of Bloomington, McLean County, Illinois, a petition requesting to rezone the property commonly described as 808 S. Morris Ave., 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-2 Local 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 808 S Morris Ave., legally described in Exhibit A which is attached hereto and made part hereof by this reference, from B-2 Local Commercial District to R-2 Mixed Residence District is hereby approved.
3. That this Ordinance shall be in full force and effective as the time of its passage.

PASSED on this 28th day of September 2020.

APPROVED on this _____ day of September 2020.

CITY OF BLOOMINGTON

Tari Renner, Mayor

ATTEST

Leslie Smith-Yocum, City Clerk

EXHIBIT A

Legal Description

808 S Morris Ave.

PIN: 21-08-228-004

LAWRENCE SUBN L16 SUBN NE 8 23 2E

S72' 10 & S72' W1/2 11

RESOLUTION NO. 2020 - _____

**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**

WHEREAS, there was heretofore filed with the Community Development Department of the City of Bloomington, McLean County, Illinois, a petition requesting to rezone the property at 808 S Morris Ave from B-2 Local Commercial District to R-2 Mixed Residence District; and

WHEREAS, the Bloomington Planning Commission, after proper notice was given, conducted a public hearing on said petition and found the current zoning, B-2, is no longer be appropriate and that the proposed zoning, R-2, is more compatible with the surrounding uses and surrounding development, and

WHEREAS, the Commission further recommended that the City Council investigate and initiate the rezoning of the adjacent parcels located at 806 S. Morris Ave., and 829 W. Elm Street, hereinafter described in Exhibit "A" attached to this Resolution, which are improved with single-family homes and are also currently zoned B-2, Local Commercial District; and

WHEREAS, the City Council is authorized to adopt this Resolution and initiate a petition and public hearing to rezone 806 S. Morris Ave. and 829 W. Elm Street.

NOW THEREFORE, BE IT RESOLVED 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 resolution as though fully set forth herein.
2. That City staff and the Bloomington Planning Commission, after proper notice is given to the property owner and the community, shall hold a public hearing on map amendments to rezone 806 S. Morris Ave. and 829 W. Elm Street from B-2 Local Commercial District to R-2 Mixed Residence District.
3. That this Resolution shall be in full force and effective as the time of its passage.

PASSED on this 28th day of September 2020.

APPROVED on this _____ day of September 2020.

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Leslie Smith-Yocum, City Clerk

EXHIBIT "A"

Legal Descriptions

806 S Morris Ave.

PIN: 21-08-228-003

LAWRENCE SUBN LOT 16 SUBN NE 8-23-2E

N43' LOT 10 & N43' W1/2 LOT 11 & S1/2 VAC ALLEY LYG N & ADJ

829 W. Elm St.

PIN: 21-08-228-013

LAWRENCE SUBN LOT 16 SUBN NE 8-23-2E

E1/2 LOT 11 & ALL LOTS 12 & 13 & VAC ALLEY LYG N & ADJ



DRAFT
MINUTES

**PUBLISHED BY THE AUTHORITY OF
THE PLANNING COMMISSION OF BLOOMINGTON, ILLINOIS
WEDNESDAY, AUGUST 26, 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 and Vice Chair Tyson Mohr in-person in City Hall's Council Chambers at 4:03 p.m., Wednesday, August 26, 2020. The meeting was live streamed to the public at www.cityblm.org/live. The meeting was called to order by Chairperson Megan Headean.

Roll Call

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

Regular Agenda

- A. Z-14-20 Public Hearing, review and action on an application submitted by Kathleen McCain, Executor of Donna Wade's Estate to rezone 808 S. Morris, Bloomington, IL 61701 (owned by the Estate of Donna Wade) from B-2 Local Commercial to R-2 Mixed Residence District. (Ward 6)**

Chairperson Headean opened the public hearing and introduced the case.

DRAFT
MEETING MINUTES

**PUBLISHED BY THE AUTHORITY OF THE PLANNING COMMISSION OF BLOOMINGTON, ILLINOIS
WEDNESDAY AUGUST 26, 2020**

Staff is asking for two (2) separate items for this case. 1) rezoning of 808 S Morris Ave from B-2 to R-2 and 2) That the Planning Commission recommend City Council initiate the rezoning of 806 S Morris Ave and 829 W Elm Street from B-2, Local Commercial District to R-2, Mixed Residential District.

Ms. Simpson provided staff's positive recommendation and explained that staff finds that the petitions meet the Zoning Ordinance's map amendment guidelines for the R-2, Mixed Residence District. Ms. Simpson gave an overview of the property location, age and surrounding area noting that the property is adjacent to other single-family homes zoned B-2 built around the same time. Commission viewed a presentation by staff, photos of the neighborhood and additional properties to consider. The additional properties are located at 806 S Morris and 829 W. Elm Street. Ms. Simpson gave an overview of the project stating the current zoning makes it difficult for approved lending from possible purchaser. Detailed information regarding B-2 and R-2 zoning was provided to the commission. It appears the zoning for this area has been in place for a number of years. R-2 zoning would be more reflective of the improvements of the property and currently developed area and how it's been used for the last 30 years. It is not feasible to build commercial on this corner and wouldn't add to the character of the neighborhood. B-3 zoning is incompatible with what is built there and the current market trends.

Rezoning of the Northeast corner allows for preservation of single family homes without impacting the commercial area. This is in-line with the Comprehensive plan ensuring affordable housing and preservation of such. Ms. Simpson stated that staff reviewed the standards for a map amendment and feels these are met. In summary, Elm Street is not built to support the commercial traffic and a R-2 zoning would be more in-line with the existing use.

Questions by Commission for staff:

Mr. Boyd asked for clarification of the zoning areas referencing the map. Staff confirmed zoning to the south of the property is B-2, neighborhood commercial. Mr. Mohr addressed the parcel zoning of additional properties to the south of subject property and asked for clarification as to rezoning of additional properties. Staff indicated the approach was to clean up the northeastern corner first.

Mr. Boyle provided guidance to the commission as it pertains to the properties to be addressed and a possible motion to consider. Mr. Boyle confirmed items to be reviewed by the commission are listed on the agenda as they have received proper notification.

There was discussion of a motion to the commission recommend additional rezoning. Mr. Mahrt informed commission that the staff intent/report was to focus on the subject property and give recommendation. Additional properties and zoning concerns bring up a broader question on residential development in commercial area.

Chairperson Headean swore in Kathleen McCain, Executor of Donna Wade's estate and applicant. Ms. McCain provided testimony as to the reason for the rezone petition. The home belonged to Donna Wade, her Aunt. Ms. Wade recently passed away and the estate is in the process of selling the home. The current zoning is not approved for lending and is the reason for the petition.

DRAFT

MEETING MINUTES

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

WEDNESDAY AUGUST 26, 2020

Page | 2

There were no additional persons to speak for or against the petition. Chairperson Headean closed the public hearing at 4:35pm.

Commissioner Boyd made a motion, seconded by Commissioner Muehleck, to adopt the staff findings and analysis. Roll call vote:

AYES: Krieger; McCann; Mohr; Muehleck, Boyd, Stancak, Montey, and Chairperson Headean

NAYES: None.

Motion carried.

Commissioner Boyd made a motion, seconded by Commissioner Stanczak to rezone 808 S. Morris from B-2 Local Commercial to R-2 Mixed Residence District. Roll call vote:

AYES: McCann; Mohr; Muehleck, Stanczak, Boyd, Montney, and Chairperson Headean

NAYES: None.

Motion carried.

Note: Commission Krieger has left the meeting - 4:28 pm.

Chairperson Headean brought forth the second staff request for this case, recommend that City Council initiate the rezoning of 806 S Morris Ave and 829 W Elm Street from B-2, Local Commercial District to R-2, Mixed Residential District.

Commissioner Boyd made a motion, seconded by Commissioner Muehlhick recommend City Council initiate the rezoning of 806 S Morris Ave and 829 W Elm Street from B-2, Local Commercial District to R-2, Mixed Residential District. Roll call vote:

AYES: Stanczeck, Boyd, Muehlick, Mohr, McCann, Montney, and Chairperson Headean

NAYES:

MOTION carried.

Commission and staff discussion continued as it pertained to additional properties and zoning concerns. Mr. Mahrt indicated staff can do some research on additional areas brought forth and discussed the timeline this type of project would take while referencing the rezone case on Chestnut. There was a coordination effort taking about 6 months. Ms. Simpson indicated the staff report and recommendations focused on the subject property and Northeast corner at this time.



CONSENT AGENDA ITEM NO. 8.H

FOR COUNCIL: September 28, 2020

SPONSOR: Legal Department

WARD IMPACTED: City-Wide Impact

SUBJECT: 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.

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 Illinois Municipal Code, 65 ILCS 5/11-13-1(12), was amended in 2011 to provide that other than reasonable restrictions as to size, no home rule or non-home rule municipality may prohibit the display of outdoor political campaign signs on residential property during any period of time. Subsequently, the United States Supreme Court in Reed v. Town of Gilbert, Arizona, 135 S.Ct. 2218 (2015), provided that signs cannot be regulated differently within a residential district based on the content of the signs.

Notwithstanding the above, the Bloomington City Code contains a dated provision from the early 1980s that requires pre-registration of election signs and places other restrictions upon them. The City has not been enforcing these dated provisions and staff is recommending removal of the provisions to avoid any confusion and to align with Federal and State statutes.

City staff is aware of the Council's concerns regarding the COVID-19 pandemic. However, the approval of this Ordinance has no negative financial impact on the City and is necessary to comply with the law.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

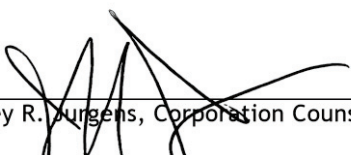
FINANCIAL IMPACT: N/A

COMMUNITY DEVELOPMENT IMPACT: H-1.1a Review and improve the current ordinances, codes, regulations, and permitting processes and fees, as needed and desirable, to provide more efficient mechanisms for new developments and redevelopment opportunities. City of Bloomington, ongoing

Respectfully submitted for Council consideration.

Prepared by: Jeffrey Jurgens, Corporation Counsel

Reviewed by:

	
Jeffrey R. Jurgens, Corporation Counsel	Chris Tomerlin, Budget Manager
9/14/2020	9/17/2020


Tara Henry, Legislative Assistant
9/24/2020

Attachments:

- LGL 2B Election Sign Ordinance

ORDINANCE NO. 2020 - ____

**AN ORDINANCE AMENDING CHAPTER 3 OF THE CITY CODE
ON ELECTION SIGNS**

WHEREAS, the City of Bloomington, McLean County, Illinois (hereinafter “City”) is an Illinois home-rule municipality; and

WHEREAS, the Illinois Municipal Code, 65 ILCS 5/11-13-1(12), was amended in 2011 to provide that other than reasonable restrictions as to size, no home rule or non-home rule municipality may prohibit the display of outdoor political campaign signs on residential property during any period of time; and

WHEREAS, the United States Supreme Court in Reed v. Town of Gilbert, Arizona, 135 S.Ct. 2218 (2015), provided that signs cannot be regulated differently within a residential district based on the content of the signs; and

WHEREAS, Chapter 3 of the City Code currently governs the use and placement of signs within the City and contains specific provisions regarding elections signs that the City has not historically enforced and should be removed to comply with the law and for clarity purposes.

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

SECTION 1. The above recitals are incorporated herein by this reference as if specifically stated in full.

SECTION 2. Section 11.5 in Chapter 3 shall be deleted in its entirety.

SECTION 3. Except as provided herein, the Bloomington City Code, 1960, as amended shall remain in full force and effect.

SECTION 4. 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 5. The City Clerk is hereby authorized to publish this ordinance in pamphlet form as provided by law.

SECTION 6. This ordinance shall be effective immediately after the date of its publication as required by law.

SECTION 7. This ordinance is passed and approved pursuant to the home rule authority granted Article VII, Section 6 of the 1970 Illinois Constitution.

PASSED this 28th day of September 2020.

APPROVED this ____ day of September 2020.

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Leslie Smith-Yocum, City Clerk



CONSENT AGENDA ITEM NO. 8.I

FOR COUNCIL: September 28, 2020

SPONSOR: City Clerk Department

WARD IMPACTED: Ward 1

SUBJECT: 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.

STRATEGIC PLAN LINK:

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

STRATEGIC PLAN SIGNIFICANCE:

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

BACKGROUND: The applicant, Lil Beaver Brewery, LLC, d/b/a Lil Beaver Brewery, located at 16 Currency Drive, currently holds a valid Class TBPS (Tavern, Beer and Wine Only, Package and Sunday Sales) liquor license and a video gaming license for 5 terminals. The brewery currently only occupies one half, or Unit B, of their building and has recently begun renovations to expand operations into the other half of the building, or Unit A. Following the expansion, Lil Beaver Brewery will occupy and operate the entire building, which led to their requests to redefine their licensed premises to include both units.

This item appeared on the September 8, 2020 Liquor Commission agenda where the Commission unanimously approved the request and positively recommended the request to City Council (draft minutes attached) for additional consideration.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: In accordance with City Code, on August 29, 2020 a public notice was published in *The Pantagraph* and 59 notices were mailed to properties within 500 feet of the business.

FINANCIAL IMPACT: The current annual license fee for a Class TBPS liquor license is \$1,575, which will be recorded in the Non-Departmental Liquor Licenses account (10010010-51010). Stakeholders can locate this in the FY 2021 Budget Book titled "Budget Overview & General Fund" on page 124. It is also the establishment's responsibility to collect and pay all applicable taxes including State Sales Tax, Home Rule Tax, and Food and Beverage Tax.

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: Amanda Mohan, Records and Licensing Specialist

Reviewed by:



Leslie Yocum, City Clerk

9/23/2020



Chris Tomertin, Budget Manager

9/24/2020

George Boyle

George Boyle, Assistant Corporation Counsel

9/24/2020



Tara Henry, Legislative Assistant

9/24/2020

Attachments:

- CLK 1B Lil Beaver Expansion_Condensed & Redacted
- CLK 1C DRAFT 09-08-2020 Regular Session LIQ COM Meeting Minutes-Lil Beaver Brewery

April 25, 2019

City Clerk Requirement Verification Memo

To: Liquor Commission

Re: Legal Name: Lil Beaver Brewery, LLC

D/B/A Name: Lil Beaver Brewery

Dear Reviewer,

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

- ☒ Good Standing with the State of Illinois
- ☒ Updated Certificate of Liability Insurance (DRAM Shop)
- ☒ An updated Lease for the entire building located at 16 Currency Drive between Bellas Landscaping, LLC and Lil Beaver Brewer, LLC for the term 05/01/2020 to 04/30/2021

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

Respectfully,

Amanda Mohan
Records and Licensing Specialist



To Whom it May Concern:

As you may or may not know, my business partners purchased the building in which we operate, located at 16 Currency Drive last year, along with the empty lot behind the building at 5 Finance Drive. We were not able to get the plans approved in time to begin construction in 2019, but early spring weather allowed us to completely build out this lot on Finance Dr as additional parking and a large outdoor patio space for our customers. These additions have been very well received by our community and we're excited to keep growing here in Bloomington Illinois.

The 2nd phase of our expansion project is now underway, and I'm writing to request a redefinition of our defined premises as it pertains to our liquor license. It is our hope that we can get on the September 8th Liquor Commission Agenda with the goal of having our new space licensed and operational by Saturday October 3rd. We realize this isn't a standard timeline and we are appreciative of anything that can be done to facilitate this.

My business partner Justin Bellas has been working with the city on all aspects of the build out project to ensure everything is permitted and up to code, but we realized last week that things are moving along very smoothly and it's quite possible that the construction could be completed by the end of September if there's no major delays. This would coincide with our 3 year anniversary from the time we were licensed by the State of Illinois, and would be amazing timing to showcase our new space.

Thank you for your time and consideration, and please let me know if there's anything else you need from us at this time.

Thank you,

Chad Bevers

Amanda Mohan

From: Chad Bevers [REDACTED] >
Sent: Wednesday, August 26, 2020 10:34 AM
To: Amanda Mohan
Subject: Re: Liquor License Question
Attachments: existing layout.pdf; Certificate (2).pdf

Amanda thanks for taking the time to call! I've attached the current layout (most updated version I have), hopefully this will suffice. I've also attached proof of insurance coverage, and will be sending an updated lease very shortly, but wanted to get this to you asap.

You requested some additional information on the units (A/B) so here's some more details on that.

We currently only operate in Unit B and the patio space which is directly behind Unit A. The requested change to our liquor license is so we can operate the bar/taproom space in Unit A which was occupied by a different tenant until earlier this year. Once the construction is complete in Unit A, we'd like to begin operating out of there so then construction on a kitchen can begin where the bar currently resides in Unit B. Once the kitchen is done we'll then have a full service food menu and operation.

Please let me know if you have any questions or concerns, or need any additional information.

Thanks again for your help!

Thanks for Supporting Your Local Beaver!

www.lilbeaverbrewery.com

Chad Bevers
Founder/Head Brewer
16 Currency Dr, Unit B
Bloomington, IL 61704
Cell: [REDACTED]
Office: [REDACTED]
[REDACTED]

On Tue, Aug 25, 2020 at 3:16 PM Chad Bevers [REDACTED] wrote:

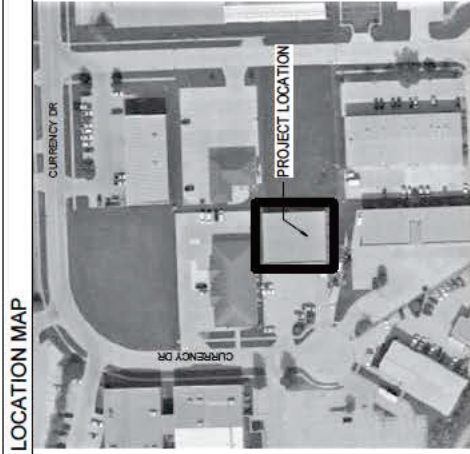
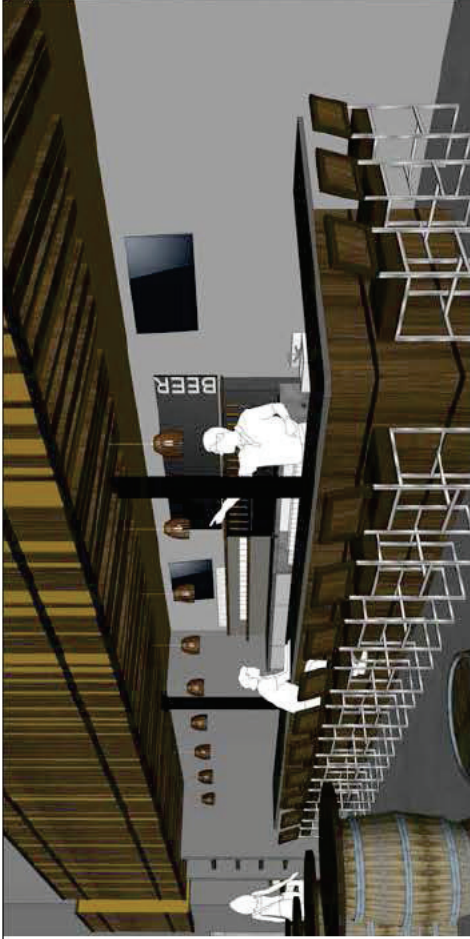
Amanda I believe I've got everything attached [REDACTED] me. Should you need anything at all, please let me know and I'll make it the highest priority to get it to you right away, thanks!

Thanks for Supporting Your Local Beaver!



LIL BEAVER BREWERY EXPANSION

16 CURRENCY DRIVE, BLOOMINGTON, IL



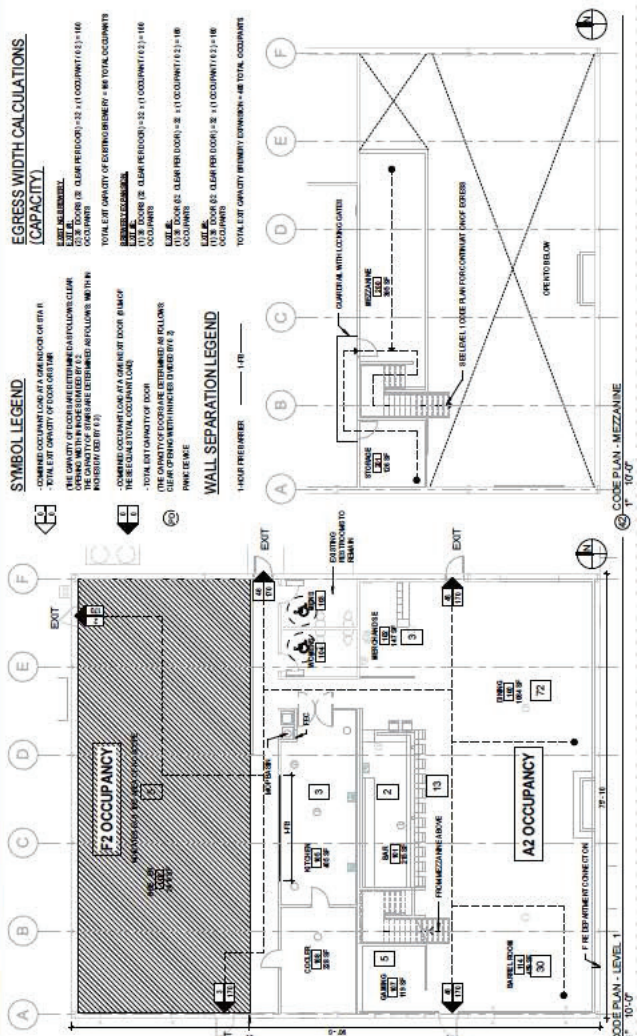
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GO	COVER SHEET
G1	WALL TYPES
G2	GENERAL NOTES
G3	REVISIONS
D1	DEMOLITION PLAN
A1	FLOOR PLANS
A2	BUILDING ELEVATIONS + SECTIONS
A3	ENLARGED PLANS + DETAILS
S1	STRUCTURAL PLANS + DETAILS

PROJECT DESCRIPTION
EXPANSION OF EXISTING LIL BEAVER BREWERY BUILDING
ADD 10,000 SQ FT OF NEW BUILDING AREA

WORKBENCH
204 E. FRONT ST.
BLOOMINGTON, IL 61701
PHONE: 312.333.7802
SCOTT SWANSON, AIA
3001 W. 10TH ST.
BLOOMINGTON, IL 61704
312.333.7802
SCOTT@WORKBENCHCO.COM

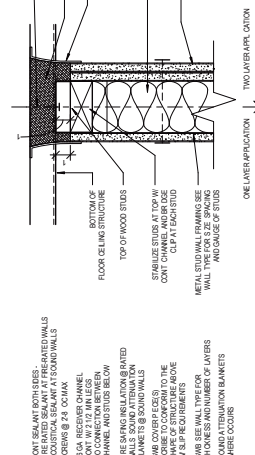
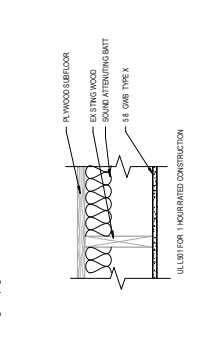
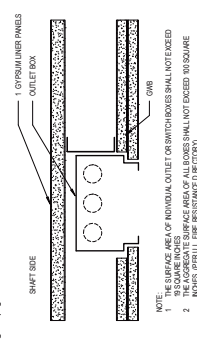
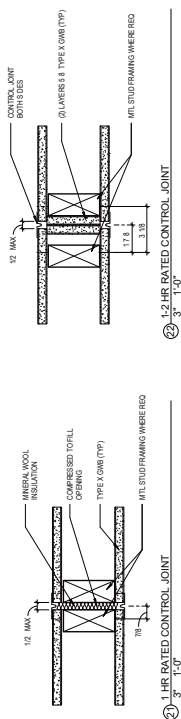
ISSUE FOR BID + PERMIT

CODE INFORMATION

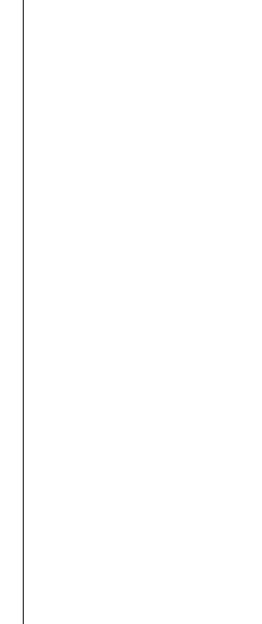


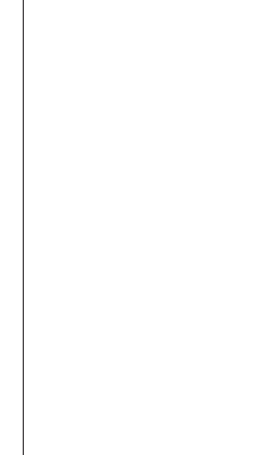
BUILDING INFORMATION	
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LEVEL: 1ST FLOOR	LEVEL: 2ND FLOOR
LEVEL: 3RD FLOOR	LEVEL: 4TH FLOOR
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LEVEL: 7TH FLOOR	LEVEL: 8TH FLOOR
LEVEL: 9TH FLOOR	LEVEL: 10TH FLOOR
LEVEL: 11TH FLOOR	LEVEL: 12TH FLOOR
LEVEL: 13TH FLOOR	LEVEL: 14TH FLOOR
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LEVEL: 19TH FLOOR	LEVEL: 20TH FLOOR
LEVEL: 21ST FLOOR	LEVEL: 22ND FLOOR
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LEVEL: 97TH FLOOR	LEVEL: 98TH FLOOR
LEVEL: 99TH FLOOR	LEVEL: 100TH FLOOR

SYMBOLS + GRAPHICS LEGEND	
GO	COVER SHEET
G1	WALL TYPES
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G3	REVISIONS
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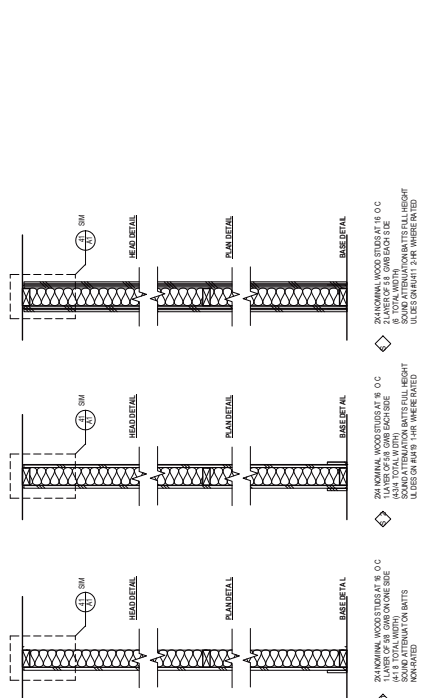


4) SLIP CONNECTIONS $\frac{3}{8}$ 1'-0"





CONTROL JOINTS AT DOOR FRAMES



5



WORKBENCH
ORIGINALITY

34 E FRONT ST
BLOOMINGTON, IL 61701
license No. 184.0075 10-0001

SCOTT SWANSON, AIA
330-200-7862
SCOTT@WORKBENCHCO.COM

ISSUE FOR BID + PERMIT

[illegible]

[illegible]

- 1 USE CASES, OTHER WILLY ENERGY WATER, AND ELECTRICAL POWER SERVICES
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2. SUMMARY OF PRODUCTS TO BE SUBMITTED:
 - a. FORM: SUBMIT INFORMATION AS PDF ELECTRONIC FILES
 - b. DIRECTION: MANUALS ORGANIZED BY REFERENCE TO EMERGENCY, OPERATION, AND MAINTENANCE MANUALS
 - c. EMERGENCY MANUALS: TYPES OF EMERGENCIES, EMERGENCY INSTRUCTIONS, AND EMERGENCY PROCEDURES
 - d. OPERATION MANUALS: SYSTEM SUBSYSTEM AND EQUIPMENT DESCRIPTIONS, OPERATING PROCEDURES, WIRING DIAGRAMS, CONTROL DIAGRAMS AND SEQUENCE OF OPERATION, AND PNEUMATIC DIAGRAMS
 - e. MAINTENANCE MANUALS: MAINTENANCE PROCEDURES, INSPECTION PROCEDURES, AND MAINTENANCE PROCEDURES
 - f. SPECIAL REQUIREMENTS: SPECIAL REQUIREMENTS, SOURCES, INQUIRY METHODS, AND NOTES
 - g. SYSTEMS AND EQUIPMENT MAINTENANCE: SOURCE INFORMATION ON MANUFACTURERS MAINTENANCE DOCUMENTATION, MAINTENANCE PROCEDURES, MAINTENANCE SCHEDULES, SPARE PARTS LIST AND SOURCE INFORMATION, MAINTENANCE SERVICE CONTRACTS, WARRANTIES AND BODIES

[illegible]

1	FIELD CONDITIONS
2	a OWNER WILL OCCUPY PORTIONS OF BUILDING ADJACENT TO SELECTIVE DEMOLITION AREA
3	b HAZARDOUS MATERIALS, REMOVED BY OWNER PRIOR TO START OF THE WORK
4	c HISTORIC MATERIALS AND/OR DIMENSIONS REQUIRED TO BE PRESERVED
5	d EXISTING FOUNDATION AND/OR FOUNDATION TO BE REMOVED
6	e EXISTING FOUNDATION AND/OR FOUNDATION TO BE REMOVED
7	f EXISTING FOUNDATION AND/OR FOUNDATION TO BE REMOVED
8	g EXISTING FOUNDATION AND/OR FOUNDATION TO BE REMOVED
9	h EXISTING FOUNDATION AND/OR FOUNDATION TO BE REMOVED
10	EXAMIN ON PERFORM OR ENGAGE A PROFESSIONAL ENGINEER TO PERFORM AN ENGINEERING
11	CONDITION OF BUILDING
12	a PREPARATION
13	b EXISTING FOUNDATION AND/OR FOUNDATION TO BE REMOVED
14	c EXISTING FOUNDATION AND/OR FOUNDATION TO BE REMOVED
15	d EXISTING FOUNDATION AND/OR FOUNDATION TO BE REMOVED
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100	ck EXISTING FOUNDATION AND/OR FOUNDATION TO BE REMOVED

		OWNER LIL BEAVER BREWERY 16 CURRENCY DRIVE BLOOMINGTON, IL 61704	
		PROJECT BREWERY EXPANSION LIL BEAVER BREWERY 16 CURRENCY DRIVE BLOOMINGTON, IL 61704	
SPECIFICATIONS		04.30.20	
G2			



04.30.20

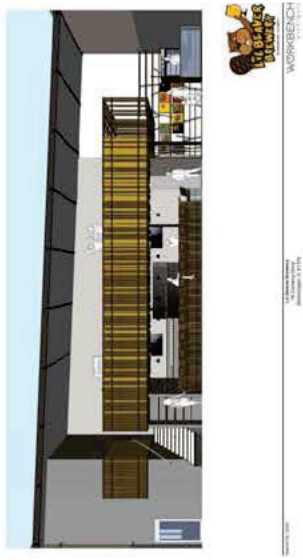
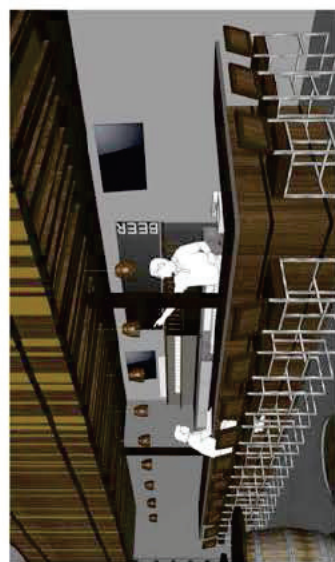
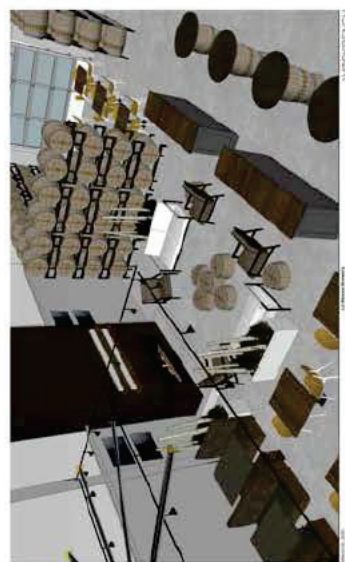
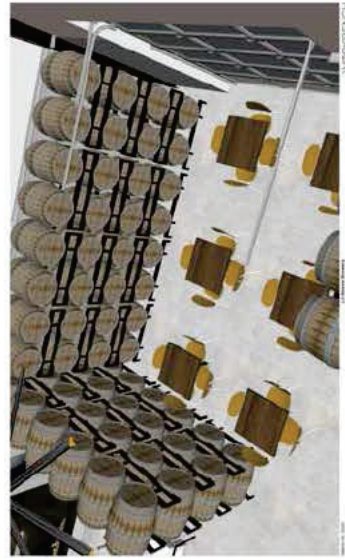
PROJECT
BEAVER BREWERY
18 CURRENCY DRIVE
BLOOMINGTON, IL 61704

OWNER
BEAVER BREWERY
18 CURRENCY DRIVE
BLOOMINGTON, IL 61704



WORKBENCH
204 E 9TH ST
BLOOMINGTON, IL 61701
License No. 184.007910.0001
SCOTT SWANSON, AIA
600.300.7862
SCOTT@WORKBENCHCO.COM

NO.	DATE REVISION	BY





LULL BEAVER BREWERY
16 CURRENCY DRIVE
BLOOMINGTON, IL 61704

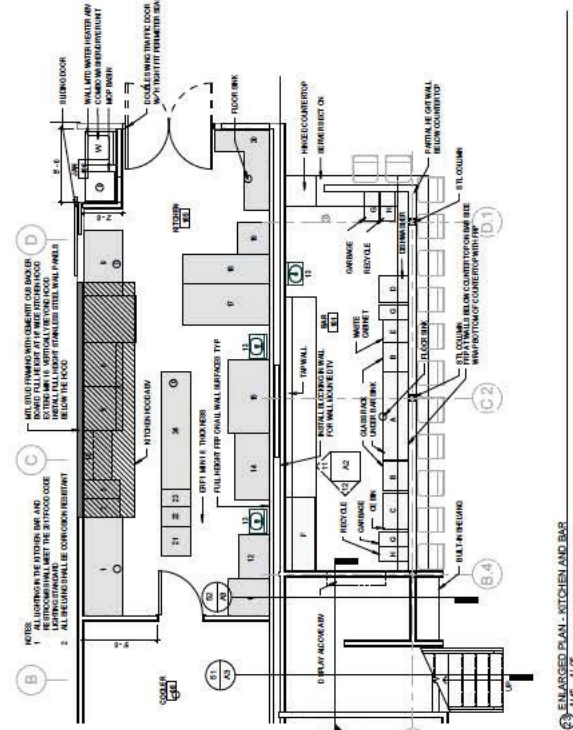
BREWERY EXPANSION
LIL BEAVER BREWERY
16 CURRENCY DRIVE
BLOOMINGTON, IL 61704

A2

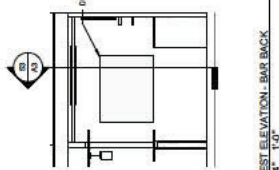
BAR EQUIPMENT SCHEDULE

[illegible]

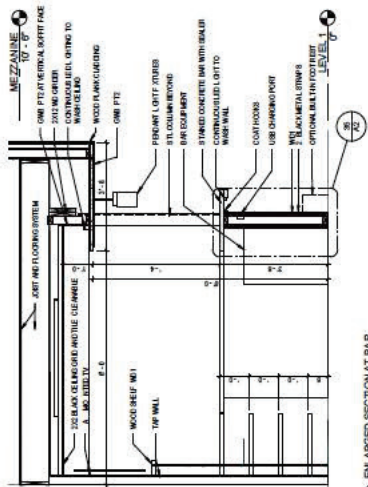
MATERIAL LEGEND

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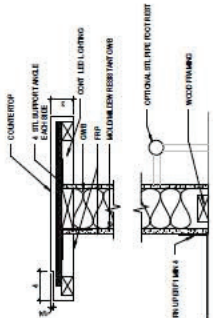
23 ENLARGED PLAN - KITCHEN AND BAR
8' 1 1/2" 8' 1 1/2"



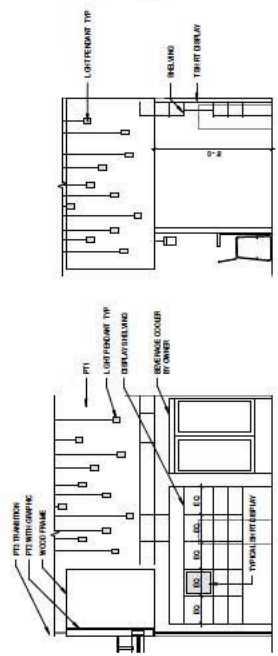
12 WEST ELEVATION - BAR BACK
1/4" 1'-0"



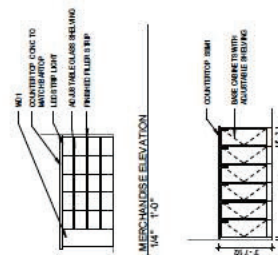
21 ENLARGED SECTION AT BAR
1/2" 1'-0"



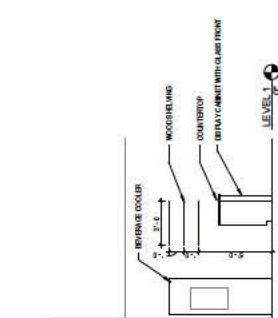
⑤ ENLARGED BAR DETAIL
1:12 1:6



42 NORTH ELEVATION - MERCH
1/8" = 1'-0"



⑦ SOUTH ELEVATION - MERCH
1.15 1.05



④ FAST ELEVATION - MERCH
1.48 4.00

NO.	DATE	DESCRIPTION

WORKBENCH
204 E. FRONT ST.
BLOOMINGTON, IL 61701
LARRY NO. 184.007910.0001
SCOTT SWANSON, AIA
600.300.7802
SCOTT@WORKBENCHCO.COM

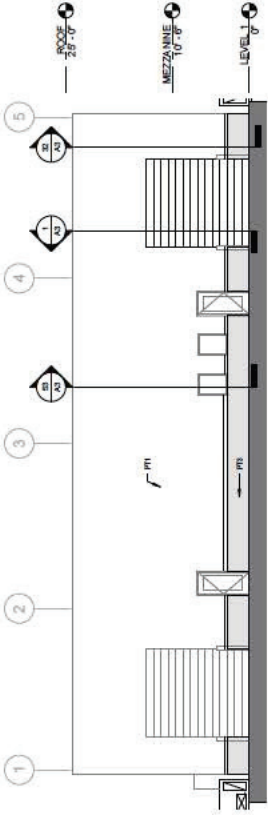


OWNER
LIL' BEAVER BREWERY
1000 N. STATE ST.
BLOOMINGTON, IL 61704

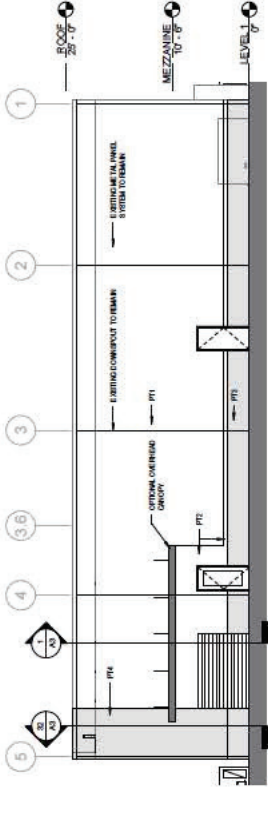
PROJECT
BEAVER BREWERY
1000 N. STATE ST.
BLOOMINGTON, IL 61704

04.30.20

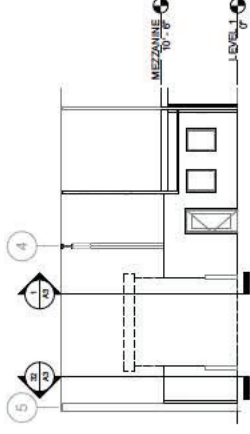
A3



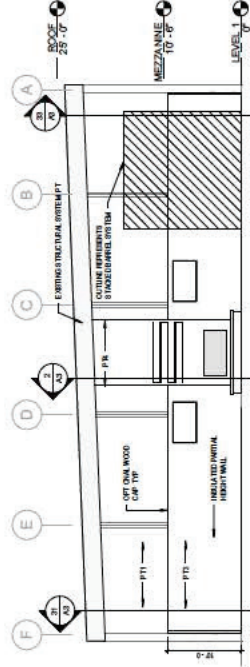
31 EAST ELEVATION - EXTERIOR
1/8" = 1'-0"



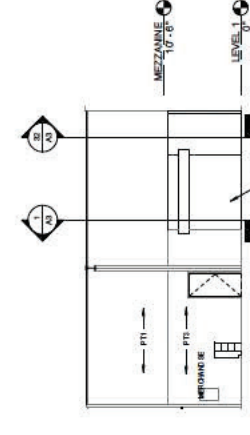
32 WEST ELEVATION - EXTERIOR
1/8" = 1'-0"



33 SECTION LOOKING EAST
1/8" = 1'-0"



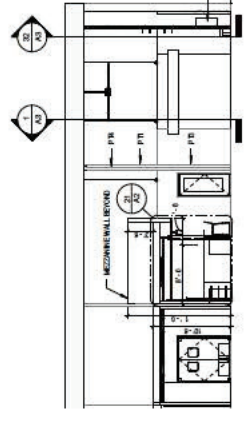
34 SECTION LOOKING SOUTH
1/8" = 1'-0"



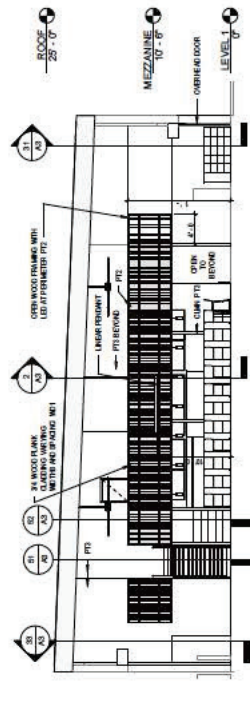
35 SECTION LOOKING WEST
1/8" = 1'-0"



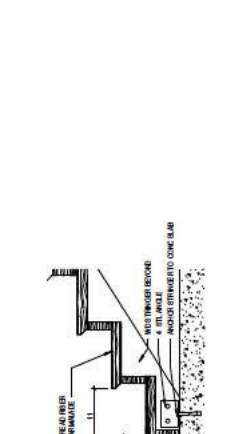
36 BUILDING SECTION
1/8" = 1'-0"



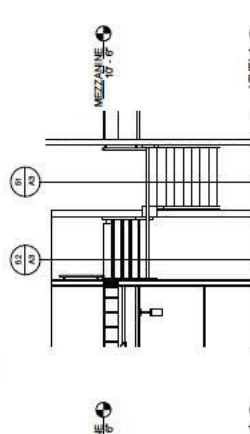
37 BUILDING SECTION
1/8" = 1'-0"



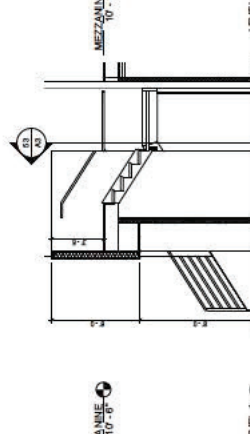
38 BUILDING SECTION
1/8" = 1'-0"



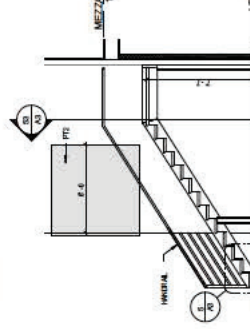
39 STAIR SECTION 1
1/4" = 1'-0"



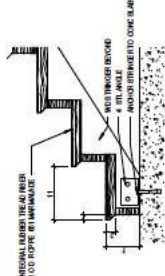
40 STAIR SECTION 2
1/4" = 1'-0"



41 STAIR SECTION 3
1/4" = 1'-0"



42 STAIR SECTION 4
1/4" = 1'-0"



43 STAIR SECTION DETAIL
1/4" = 1'-0"

Item 5. Public Hearing 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 submitted to the City Clerk Department.

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

Commissioner Renner opened the Public Hearing at 4:03 p.m.

Commissioner Renner stated the applicant originally applied for a license type that the City no longer issued and that they amended the request to a Class GBPS liquor license.

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

Commissioner Renner asked if there was anyone present to represent the applicant. Ms. Mohan confirmed that Dena Payne was present in-person while Tiffiani Walden was present virtually.

Dena Payne, Representative for Travel Centers of America, after being sworn in, addressed the Commission and explained Travel Centers of America requested to offer packaged beer and wine to customers. Commissioner Renner confirmed that the application was only intended for packaged alcohol and that no alcohol would be poured for on-site consumption. Mrs. Payne confirmed.

Tiffiani Walden, Representative for Travel Centers of America, after being sworn in, addressed the Commission. Commissioner Renner confirmed that the application was only intended for packaged alcohol and that no alcohol would be poured for on-site consumption. Mrs. Walden confirmed they were only requesting packaged beer and wine.

Commissioner Powell asked the status of staff BASSET certifications. Mrs. Payne responded that she was BASEET certified and was working to ensure all staff would be too.

Jenna Finegan, Assistant Corporation Counsel, asked if the packaged beer and wine was intended for off-premises consumption. Mrs. Payne confirmed.

Commissioner Renner closed the Public Hearing at 4:06 p.m.

Commissioner Powell motioned, seconded by Commissioner Renner, 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: Powell, Renner

Motion carried.

The following item was presented:

Item 6. Public Hearing 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 license premises for service and consumption to allow for an recent building expansion, as submitted to the City Clerk Department.

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

Commissioner Renner opened the Public Hearing at 4:08 p.m.

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

Commissioner Renner asked if there was anyone present to represent the applicant. Ms. Mohan confirmed that Chad Bevers was present virtually.

Chad Bevers, an Owner of Lil Beaver Brewery, after being sworn in, addressed the Commission. He explained they occupied Unit B of the building located at 16 Currency Drive when they initially opened about three years ago, and since then, his partners purchased the entire building and an adjoining lot behind it. He stated the brewery would expand into Unit A and a kitchen would be built in Unit B. Mr. Bevers informed the Commission that they were recently approved for an outdoor patio which continued to be successful.

Commissioner Renner asked if Mr. Bevers was seeking a redefinition of the approved premises to sell alcohol. Mr. Bevers confirmed.

Commissioner Renner asked if Lil Beaver Brewery had any violations. Mr. Bevers confirmed they did not.

Commissioner Powell asked if all staff continued to be BASSET trained and that minors would not be allowed in the tavern per the Bloomington City Code. Mr. Bevers confirmed.

Commissioner Renner closed the Public Hearing at 4:10 p.m.

Commissioner Powell motioned, seconded by Commissioner Renner, to positively recommend to Council the approval of the application and license as presented, contingent upon compliance with all building, health and safety codes.

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

AYES: Powell, Renner

Motion carried.

Old Business

No old business was discussed.

New Business

No new business was discussed.

Adjournment

Commissioner Powell made a motion, seconded by Commissioner Renner, that the meeting be adjourned.

Motion carried (viva voce).

The meeting adjourned at 4:11 p.m.

Amanda Mohan, Deputy City Clerk



CONSENT AGENDA ITEM NO. 8.J

FOR COUNCIL: September 28, 2020

SPONSOR: City Clerk Department

WARD IMPACTED: Ward 7

SUBJECT: 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.

STRATEGIC PLAN LINK:

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

STRATEGIC PLAN SIGNIFICANCE:

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

BACKGROUND: The applicant, TA Operating, LLC, d/b/a Travel Centers of America #092, located at 505 Truckers Lane, originally requested a Class GAPS (Convenience Store, All Types of Alcohol, Package and Sunday Sales) liquor license. However, upon review of the City Code, staff determined that Council had previously passed an ordinance prohibiting the creation of new GAPS liquor licenses. Once brought to the attention of the applicant, the applicant requested to amend their application from a Class GAPS to a Class GBPS (Convenience Store, Beer & Wine only, Package, and Sunday sales). The GBPS license is before Council for consideration.

The applicant is classified as a truck stop and currently holds a valid tobacco sales license, as well as a video gaming license for the operation of 5 terminals. Truck stops, unlike most other video gaming operations, are not required to hold a liquor license before obtaining a video gaming license. This is the first request of the applicant to obtain a liquor license as the applicant now wishes to offer packaged alcohol to customers.

This item appeared on the September 8, 2020 Liquor Commission agenda where the Commission unanimously approved the request and positively recommended the application to City Council (draft minutes attached) for additional consideration.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: In accordance with City Code, on August 29, 2020, a public notice was published in *The Pantagraph* and 31 courtesy copies were mailed to the properties within 500 feet of the establishment.

FINANCIAL IMPACT: The annual license fee for a Class GBPS liquor license is \$1,450, which is recorded in the Non-Departmental Liquor Licenses account (10010010-51010). Stakeholders can locate this in the FY 2021 Budget Book titled "Budget Overview & General Fund" on page 124. It is also the establishment's responsibility to continue to collect and pay all applicable taxes including State Sales Tax, Home Rule Tax, and Food and Beverage Tax.

COMMUNITY DEVELOPMENT IMPACT: See Templates & Procedures file for reference. If used, each Goal should correlate to an Objective.

Respectfully submitted for Council consideration.

Prepared by: Amanda Mohan, Records and Licensing Specialist

Reviewed by:



Leslie Yocum, City Clerk

9/23/2020



Chris Tomerlin, Budget Manager

9/24/2020



George Boyle, Assistant Corporation Counsel

9/24/2020



Tara Henry, Legislative Assistant

9/24/2020

Attachments:

- CLK 3B Travel Centers of America #92 Application_Condensed & Redacted
- CLK 3C DRAFT 09-08-2020 Regular Session LIQ COM Meeting Minutes- Travel Centers of America

August 24, 2020

City Clerk Requirement Verification Memo

To: Liquor Commission

Re: Legal Name: TA Operating, LLC

D/B/A Name: Travel Centers of America #092

Dear Reviewer,

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

- ☒ Limited Liability Company Agreement
- ☒ BASSET Certifications for Management
- ☒ Certificate of Good Standing with the State of Illinois
- ☒ Certificate of Liability Insurance (DRAM Shop)
- ☒ Liquor Bond in the amount of \$2,000
- ☒ Financial Information
- ☒ A Lease between HPT TA Properties Trust and HPT TA Properties, LLC
and TA Operating, LLC for the term 06/09/2015 to 12/31/2026

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

Respectfully,

Amanda Mohan
Records and Licensing Specialist

HUSCH BLACKWELL

Emily R. Lyons
Attorney

750 17th St. N.W., Suite 900
Washington, DC 20006
Direct: [REDACTED]
Fax: 202.378.2319
[REDACTED]

August 4, 2020

Via Federal Express

Amanda Mohan
City Clerk Department
City of Bloomington
109 E. Olive Street
Bloomington, IL 61701

Re: TA Operating LLC d/b/a TravelCenters of America ("TAO")
Application for Convenience Store – All Types of Liquor and Sunday Sales License

Dear Ms. Mohan:

We represent the above-referenced entity in its alcoholic beverage regulatory matters. TAO is an existing business located at 505 Truckers Lane, Bloomington, IL, 61701. TAO is a full service truck stop offering travel hospitality, gasoline, food and sundries. TAO does not currently hold alcohol beverage licenses or sell alcohol beverages at this facility. TAO has determined to expand its business operations at this location to include off-premises sales of alcohol beverages. Therefore, TAO hereby seeks to obtain a Class GPAS Liquor License for off-premises sales at this location.

As a result, enclosed please find the following:

- Business Contact Sheet.
- Executed Liquor License Application Questionnaire for City of Bloomington Application for Class GPAS Liquor License and applicable rider.
- Executed Application for the Sunday Sale of Alcoholic Beverages.
- Copy of executed Bond.
- Copy of Certificate of Insurance and Dram Shop Liability.
- Articles of Incorporation.
- A copy of the executed lease.
- Floor Plan
- State of Illinois Certificate of Good Standing.
- Bloomington/Normal Food and Beverage/Package Tax Registration Form.
- Package Liquor Tax Registration Form.

HUSCH BLACKWELL

- Check made payable to the City of Bloomington in the amount of \$400.00 for the applicable license fee.

The Basset Certificate of Manager Dena M. Payne and others are required under Illinois law will be provided in supplemental correspondence.

Upon your review of the enclosed materials, kindly process the application Please contact me at [REDACTED] or via email at [REDACTED] should you have any questions or require additional information. Thank you for your attention to this matter.

Very truly yours,

Husch Blackwell LLP

[REDACTED]

Emily R. Lyons

Enclosures

Amanda Mohan

From: Lyons, Emily [REDACTED]
Sent: Friday, August 21, 2020 11:56 AM
To: Amanda Mohan
Subject: RE: TA Operation LLC d/b/a TravelCenters of America - City of Bloomington, IL Liquor License Application

Amanda,

It was great to speak with you today. Here are responses to your questions/confirming the items on our phone call.

- ☐ All of the applications were signed using DocuSign on 07/31/2020.
- ☐ Yes, you can correct the business address to the Bloomington location's address of 505 Truckers Lane, Bloomington, IL 61701.
- ☐ Yes, please keep the corporate number as the main way to contact the business regarding liquor licensing, but the location's phone number of (309) 827-4676 can also be added to the application.
- ☐ While the establishment operates 24-7, the establishment is aware that it can only sell alcohol at times authorized by the City of Bloomington (5:00 a.m. until 1:00 a.m. Monday to Friday; 5:00 a.m. to 2:00 a.m. on Saturday; and 6:00 a.m. until 2:00 a.m. on Sunday). I have also shared the City Code with the TA Operating LLC to have it shared specifically with the establishment in Bloomington so that the location's employees are aware of and trained on these sales-hours restrictions.

I have also requested the diagram of the location with the gaming terminals included on the diagram. I expect to get it back on Monday as the person that has those diagrams is out today.

Hope you have a wonderful weekend.

Emily

Emily R. Lyons
Attorney
Direct: [REDACTED]
[REDACTED]

From: Amanda Mohan <amohan@cityblm.org>
Sent: Friday, August 21, 2020 12:44 PM
To: Lyons, Emily [REDACTED]
Subject: RE: TA Operation LLC d/b/a TravelCenters of America - City of Bloomington, IL Liquor License Application

[EXTERNAL EMAIL]

Good morning,

Thank you for taking a few moments to speak with me this morning on the liquor application for Travel Centers of America – Bloomington, IL. I wanted to confirm a few pieces of information that we discussed on the phone and a few that we did not.

Firstly, can you confirm the following:

- ☐ A few dates were missing on the signature pages, however, all forms were DocuSigned and the tax forms had the date of 07/31/2020 filled in. Can you confirm that all signatures were DocuSigned on 07/31/2020 for the entire application?

- ☐ The Business Contact Sheet listed the corporate address as the establishment location. May I correct it to read the Bloomington location's address?
- ☐ You asked me to keep the corporate phone number but also add the location phone number.
- ☐ The application lists the establishment as operating 24-7. To reiterate, alcohol can only be sold from 5:00 a.m. until 1:00 a.m. Monday to Friday; 5:00 a.m. to 2:00 a.m. on Saturday; and 6:00 a.m. until 2:00 a.m. (See attached City Code)

If you have any questions, please do not hesitate to reach out. Thank you.

Sincerely,

Amanda Mohan

Records and Licensing Specialist

City Clerk Department

City of Bloomington

109 E. Olive Street

Bloomington, IL 61701

(309) 434-2287

From: Lyons, Emily [REDACTED]
Sent: Wednesday, August 5, 2020 1:01 PM
To: Amanda Mohan <amohan@cityblm.org>
Cc: Mitchell, Martha [REDACTED]
Subject: RE: TA Operation LLC d/b/a TravelCenters of America - City of Bloomington, IL Liquor License Application

Wonderful. Thank you for the response and all of your assistance on this.

Emily

Emily R. Lyons

Attorney

Direct: [REDACTED]
[REDACTED]

From: Amanda Mohan <amohan@cityblm.org>
Sent: Wednesday, August 5, 2020 1:48 PM
To: Lyons, Emily [REDACTED]
Cc: Mitchell, Martha [REDACTED]
Subject: RE: TA Operation LLC d/b/a TravelCenters of America - City of Bloomington, IL Liquor License Application

[EXTERNAL EMAIL]

Good afternoon,

Thank you for letting me know. I will be sure to look for the original in the mail. I am wrapping up the Liquor Commission Packet for August's meeting this week and will review the application as soon as I can. I will reach out with any questions or concerns I may have.

Your application will be queued for the September 8, 2020 Liquor Commission. If you have any questions in the meantime, please do not hesitate to reach out. Thank you.

Sincerely,

Amanda Mohan

Records and Licensing Specialist

City Clerk Department

OFFICE USE ONLY

Submittal Date: 08/05/2020

Renewal Type (A, SA): _____

Staff Initials: AM



Business Contact Sheet

PLEASE FILL IN YOUR BUSINESS INFORMATION **CLEARLY** AND **COMPLETELY**.

Legal Name (Individual, Partnership, Corporation/LLC):	TA Operating LLC
Doing Business As (D/B/A):	TravelCenters of America
Business Address:	505 Truckers Lane, Two Newton Pl, 255 Washington Street, Suite 100
City/State:	Newton, MA Bloomington, IL
Zip Code:	02458 61701
Business Phone Number:	[REDACTED] <-Corporate Location #: 309-827-4676
Business Email Address:	[REDACTED]

Please list an email address where all billing information will be received by the business. *Please note that if this email address changes, it is the responsibility of the business to notify the City to ensure all information is received.*

Billing Email Address: [REDACTED]

License Renewals

Please list those responsible for **License Renewals** for the above establishment.

Primary Contact:

Name: Debra Michelson Phone Number: [REDACTED]

Address: [REDACTED] City/State: Newton, MA Zip Code: [REDACTED]

Alternate Contact:

Name: Emily Lyons Phone Number: [REDACTED]

Address: [REDACTED] City/State: Washington D.C. Zip Code: [REDACTED]

Manager:

Name: Dena M. Payne Phone Number: [REDACTED]

Address: [REDACTED] City/State: Normal, IL Zip Code: [REDACTED]

Amanda Mohan

From: Lyons, Emily [REDACTED]
Sent: Thursday, September 3, 2020 9:46 AM
To: George Boyle
Cc: Amanda Mohan
Subject: TA Operating LLC d/b/a TravelCenters of America - Liquor License Application

George,

Thank you for the phone call yesterday regarding the TA Operating LLC d/b/a TravelCenters of America liquor license application. I have confirmed with the client that they would like to amend the application to request a GPB (Convenience Store – Beer and Wine Only) license with a S (Sunday Sales) endorsement due to the location restrictions in place by the City of Bloomington. This can be reflected on the agenda for the meeting next week.

I have permission from the client to amend the necessary pages of the application and can submit the revised application to Amanda Mohan via email today.

Please let me know if you have any questions or will require these revisions to the application or if the City of Bloomington is going to make those changes to the application. Also, please let us know as soon as possible if TA Operating LLC will need to obtain a revised bond that reflects the GPBS license instead of the as applied for GPAS license.

Emily

Emily R. Lyons
Attorney

HUSCH BLACKWELL LLP



[huschblackwell.com](https://www.huschblackwell.com)
[View Bio](#) | [View VCard](#)

Husch Blackwell COVID-19 Toolkit

Husch Blackwell has launched a COVID-19 response team providing insight to businesses as they address challenges related to the coronavirus outbreak. Content and programming to assist clients across multiple areas of operations can be found on our website via our [Coronavirus toolkit](#).

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



Liquor License Application Questionnaire

TO THE APPLICANT:

On August 28, 1972, the Bloomington City Council enacted Ordinance No. 1972-57, revising standards for issuance of liquor licenses. The Ordinance, in addition to providing for an increase in the number of licenses, reflected a change in public attitude toward liquor licenses. Rather than lucrative privileges to be bought or sold, they are viewed as potential tools for community development, which can be an asset to the community. Consequently, licenses will be approved, not as a matter of right, but only where a need can be shown to exist and where the issuance of a license for a particular kind of establishment is supportive of and consistent with sound community planning. The following questions and the answers thereto can be of significant value in allowing the Liquor Commission to make an intelligent assessment of your application. Your cooperation in completing it as fully and in as much detail as possible is appreciated.

The questions in the Questionnaire apply equally to yourself and any partner, or any officer or director of a corporation. If more space is needed to answer any question completely, use additional paper.

LEGAL REQUIREMENTS:

1. Have you attained the age of 21 years? Y ☒ N ☐
2. Have you ever had a Bloomington liquor license revoked for any cause? Y ☐ N ☒
3. Have you been a resident of the City of Bloomington for one year? Y ☒ N ☐
4. Are you eligible for a state retail liquor dealer's license? Y ☒ N ☐
5. Are you a citizen of the United States? Y ☒ N ☐
6. Is the manager of the establishment ineligible to hold a liquor license for any reason other than citizenship or residence? Y ☐ N ☒
7. Are you a person of good character and reputation? Y ☒ N ☐
8. Have you ever been convicted of a violation of any federal or state law concerning the manufacture, possession, or sale of alcoholic liquor? Y ☐ N ☒
9. Do you own or have a valid lease to the premises for which the license is sought? Y ☒ N ☐
10. Have you ever been convicted of a felony under the laws of the United States or any state? Y ☐ N ☒
11. Have you ever been convicted of being the keeper, or are you now the keeper of a house of prostitution? Y ☐ N ☒
12. Is a holder of over 5% of corporate stock ineligible to hold a liquor license for any reason other than citizenship or residence? *(If applicant is a corporation)* Y ☐ N ☒
13. Have you ever been convicted of pandering or any other crime opposed to decency and morality? Y ☐ N ☒
14. Is the establishment located within 100' of any church, school, hospital, home for aged, indigent persons, or war veterans, their wives or children? Y ☐ N ☒



NATURE OF LICENSE:

1. What class liquor license are you seeking? *(Please read descriptions below)* GPAS

TYPE	DESCRIPTION
CA	Clubs - All Types of Liquor
CB	Clubs - Beer and Wine Only
EA	Entertainment/Recreational Sports Venue - All Types of Liquor
EB	Entertainment/Recreational Sports Venue - Beer and Wine Only
GPA	Convenience Store - All Types of Liquor
GPB	Convenience Store - Beer and Wine Only
PA	Package Sales - All Types of Liquor
PB	Package Sales - Beer and Wine Only
RAP	Restaurant & Package Sales - All Types of Liquor
RA	Restaurant - All Types of Liquor
RB	Restaurant - Beer and Wine Only
TAP	Tavern & Package Sales - All Types of Liquor
TA	Tavern - All Types of Liquor
TB	Tavern - Beer and Wine Only
S	Sunday Sales

2. What type of establishment do you intend to operate with this license? *(e.g. lounge, tavern, restaurant, wine & cheese shop)* Convenience Store at gas station with a nearby truck stop.

3. State the significance of a liquor license to your establishment, present or future:

While TA Operating LLC has not held a liquor license at this location, it's ultimate parent, TravelCenters of America Inc., through its wholly owned subsidiaries owns and/or operates in excess of 220 travel centers across the United States, some of which serve and/or sell alcoholic beverages pursuant to retail licenses. The ability to offer packaged liquor sales helps increase demand and sales at our locations.

4. How will a liquor license of the kind requested benefit the City of Bloomington and its residents?

The City of Bloomington will be able to obtain additional tax revenues from sale of packaged liquor at location and there will be added convenience for residents. Additionally, this area is currently under served for packaged liquor sales near this location. The offering of off-sale beer and wine within the convenience store is generally found to be an appropriate accessory use to the sale of non-alcoholic retail products and is a service typically expected by the public.

5. Upon what facts do you base your answers to the previous question?

Customers have requested the addition of liquor sales from this location and past experience operating convenience stores offering packaged liquor sales.

6. Do you intend to furnish live entertainment in the establishment to be licensed? Y ☐ N ☒
 a. If you answered "YES" to the previous question, state the nature of such Entertainment: _____

7. Will most of the establishment's gross revenue come from sources other than the sale of alcohol? Y ☒ N ☐

a. If you answered "YES" to the previous question, from what sources will such revenue be derived? Sale of fuel and sundries

8. Do you intend to obtain an additional license for any of the following:

- Y ☐ N ☒ Public Dancing*
- Y ☒ N ☐ Tobacco* TOBACCO CT-01617
- Y ☐ N ☒ Amusement* (If yes, which type: _____)
- Y ☒ N ☐ Miscellaneous* (If yes, which type: Video gaming 121010652)

***ALL ADDITIONAL LICENSES REQUIRE ADDITIONAL APPLICATION AND FEE PER LICENSE TYPE.**

AMUSEMENT

Type	Description
Auto Amusement Devices	Any machine or device which upon the insertion of a coin or slug operates or may be operated as a game or contest of skill or amusement of any description.
Musical Devices	A mechanical Victrola, a mechanical piano, or any other mechanical musical instrument, the operation of which may be governed or controlled by the deposit of a coin or token therein, so that the person inserting the coin or token can cause the device to reproduce a selected musical piece.
Theatre	Any place within the corporate limits of the City wherein any show, moving picture, theatrical exhibition, amusement, or entertainment is shown, exhibited, or staged and for which an admission charge is made.

MISCELLANEOUS

Type	Description
Sidewalk Cafe	The use of public sidewalk by a food service establishment for the serving of food and beverages on the sidewalk immediately adjacent to the food service establishment, which use will be characterized by the sidewalk use of tables, and chairs and umbrellas.
Video Gaming	Currently Not Available; See City Code Chapter 7 Article XIII

IMPACT OF ESTABLISHMENT:

1. State the location of your establishment:

Address: 505 Trunkers Lane City/State: Bloomington, IL Zip: 61701

2. What hours will the establishment be open?

DAY	TIME OPEN	DAY	TIME CLOSE
Monday:	12:00 AM	Monday:	11:59 PM
Tuesday:	12:00 AM	Tuesday:	11:59 PM
Wednesday:	12:00 AM	Wednesday:	11:59 PM
Thursday:	12:00 AM	Thursday:	11:59 PM
Friday:	12:00 AM	Friday:	11:59 PM
Saturday:	12:00 AM	Saturday:	11:59 PM
Sunday:	12:00 AM	Sunday:	11:59 PM

3. What type or types of building(s) adjoin the establishment? There no other adjoining buildings.
The convenience store is in a building that includes the store and a closed restaurant.
- a. If any adjoining buildings are office or commercial, approximately what hours are they open for business? There are no other adjoining buildings. The building that will house the location includes other commercial space that currently houses a closed Country Pride restaurant.
- b. If adjoining buildings are predominately residential, are they single or multi- family and what other business establishments are in the area? There are no other adjoining buildings or residences near the proposed location. There is a truck stop, gas stations, and other fast food restaurants within a mile of the location.
4. Describe streets immediately adjoining the establishment (e.g. approximate width, one or two-way, parking restrictions, etc.):
The location is on a two lane road, Truckers, Lane which runs parallel to I-74.
The closest major intersection is Truckers Lane and West Market Street which is approximately 1 mile from the location's entrance.
5. How much additional traffic do you expect the establishment with a liquor license to generate? Minimal additional traffic is expected due to the addition of liquor sales at this location.
6. Describe on and off street parking facilities to handle traffic anticipated:
There are 95 car parking spots in lot immediately outside of location. Street parking is also available on Truckers Lane. We believe there is ample parking available for the additional demand expected at the location.
7. How many establishments with liquor licenses are located within the immediate area of your establishment? None.
8. What do you estimate to be the demand for your establishment in the area in which it is or will be located?
We estimate that demand for the location will increase for the location with the addition of packaged liquor sales.
9. Upon what facts do you base your answer to the previous question?
This is based upon past experience in operating other similar convenience store locations with packaged liquor sales.

RESPONSIBILITY:

1. If establishment is **presently in operation**, attach a financial statement of the establishment's last fiscal year.
2. If establishment is **not presently in operation**, attach a statement showing your **assets and liabilities** (or if a corporation, the assets and liabilities of the corporation).
3. Do you now or have you ever had a Bloomington liquor license? Y. ☐ N. ☒

- a. If you answer to the previous question is "YES", how many times have you been found guilty by the Bloomington Liquor Commission of violating Bloomington's liquor Ordinance? N/A

DATED this 30 day of July, 20 20.

SIGNED: TA Operating LLC By:

Mark R. Young

Printed Name



785BB128ECF0400...

Signature

Executive Vice President, General Counsel

Title



Address



City/State/Zip Code

Barry A. Richards

Printed Name



DocuSigned by:

632A08B9AEAF45D...

Signature

President

Title



Address



City/State/Zip Code



Application for the Sale of Alcoholic Beverages

This application is being submitted as:

☒ A New Application ☐ Renewal (Change to Original Application)

To the Local Liquor Control Commissioner of the City of Bloomington, Mclean County, Illinois:

1. Application is herein made a **CLASS GPAS** **LICENSE** to sell Malt Vinous Beverages, pursuant to Chapter 6 of the Bloomington City Code 1960.

2. The undersigned applicant is (Check One and Complete the Corresponding Section):

☐ an Individual ☐ a Partnership ☒ a Corporation Limited Liability Company

If an **Individual**:

Name: _____ Age: _____
Address: _____ City/State/Zip: _____

Have you been a legal resident of the City of Bloomington for more than one (1) year? Y ☐ N ☐

If a **Partnership**:

Following are the names of all partners who are entitled to share in any profit of the business:

Name: _____ Age: _____
Address: _____ City/State/Zip: _____

Have you been a legal resident of the City of Bloomington for more than one (1) year? Y ☐ N ☐

Name: _____ Age: _____
Address: _____ City/State/Zip: _____

Have you been a legal resident of the City of Bloomington for more than one (1) year? Y ☐ N ☐

If a **Corporation/LLC**:

Date of Incorporation: 7/1983; convert to 1/31/2007

State whether same is organized for **profit** ☒ or **nonprofit** ☐, under laws of the State of DE.

(Attach objects of Incorporation according to the Charter of Corporation.)

The following are the names and addresses of all officers and directors of the said corporation and if the majority of stock is owned by one person, name and address (if more space is needed, attach additional page):

Name: Please see attached rider. Title: _____
Address: _____ City/State/Zip: _____
Name: _____ Title: _____
Address: _____ City/State/Zip: _____



TA Operating LLC

Members, Executive Officers and Directors

Rider to City of Bloomington, Illinois Application for the Sale of Alcoholic Beverages

<u>NAME AND TITLE</u>	<u>TITLE</u>	<u>ADDRESS</u>	<u>PERCENTAGE OF INTEREST</u>
Adam D. Portnoy	Managing Director		0
Jonathan Pertchik	Managing Director, CEO		0
Barry A. Richards	President		0
Peter J. Crage	EVP, CFO, & Treasurer		0
Mark R. Young,	Exec. Vice Pres., General Counsel		0
Jennifer B. Clark	Secretary		0
Travel Centers of America Holding Company LLC	Sole Member		100



3. Location and description of the premises or place of business to be operated under this

license: The location is located at 505 Truckers Lane, Bloomington, IL 61701. The location is a convenience store with gas sales in a space that is approximately 49 foot by 69 with two entrances. The convenience store is enclosed in a larger building that also contains a restaurant.

a. Legal Name: TA Operating LLC

b. D/B/A: TravelCenters of America

-- Please answer the following questions by selecting Y (yes) or N (no) --

Y ☐ N ☒ Is this a location within 100 feet of any church, school, hospital, home of aged, or indigent persons, or for War Veterans, their wives, or children?

Y ☐ N ☒ Does the place of business have access to any other portion of the same building or structure which is used for dwelling or lodging purposes, and which is permitted to be used or kept accessible for use by the public?

Y ☒ N ☐ Is it proposed to sell food in this place of business? In the form of convenience store sundries

Y ☐ N ☒ Is applicant or any partner, officer, director, or majority stockholder engaged in the business of manufacturing or bottling malt vinous beverages or is the agent or any such person or corporation, or is a jobber of malt or vinous beverages?

Y ☐ N ☒ Has applicant, or any partner, officer, director, or majority stockholder ever been convicted of a felony, or of the violation of any law relating to the prohibition of the sale of intoxicating liquors, or any other crime or misdemeanor, (other than minor traffic violations)?

If yes, please fully explain: _____

Y ☐ N ☒ Has any other license issued to individual applicant, or to any partner, officer, director, or majority stockholder, issued for sale of alcoholic beverages, ever been revoked?

If yes, give further details: _____

Y ☐ N ☒ Has a similar application ever been refused for cause that has been made by any of the foregoing persons?

Y ☐ N ☒ Is the applicant herein, the owner of the premises for which this license is sought?

If no, list the information of the building owner:

Name: HPT TA PROPERTIES TRUST

Term of Lease: 06/09/2015 to 12/31/2026

Address: [REDACTED]

City/State/Zip: Newton, MA 02458

Y ☐ N ☒ 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 1960 in connection with the proposed sale of alcoholic beverages?



Please take this time to provide any additional information you would like to include with your application: _____

Applicants and each of them jointly and severally, including all partners, officers, directors, or majority stockholders, hereinafter named and whose signatures are affixed to this application, agree and acknowledge that they and each of them fully understand that any license issued hereunder may be revoked in accordance with the Ordinance of this City.

Dated this 30 day of July, 2020

A. Individual

_____	_____
Printed Name of Applicant	Signature of Applicant

B. Partnership

Business Name	
_____	_____
Printed Name of Partner	Signature of Partner
_____	_____
Printed Name of Partner	Signature of Partner

C. Corporation/LLC

TA Operating LLC	
TA Operating LLC by:	LLC Corporate Name
Barry A. Richards	DocuSigned by: _____
Printed Name of President	Signature of President
TA Operating LLC by:	ATTEST
Mark R. Young	_____
Printed Name of Secretary	Signature of Secretary
Secretary	EVP, General Counsel
And the following officers, directors, or majority stockholders:	
Adam D. Portnoy, Managing Director	Peter J. Crage, EVP, CFO, & Treasurer
Jonathan M. Pertchik, Managing Director and CEO	Jennifer B. Clark, Secretary

CONTINUE TO NEXT PAGE FOR NOTARY ACKNOWLEDGEMENT



Application for the Sunday Sale of Alcoholic Beverages

This application is being submitted as:

 X A New Application Renewal (Change to Original Application)

To the Local Liquor Control Commissioner of the City of Bloomington, Mclean County, Illinois:

TA Operating LLC dba TravelCenters of America

NAME OF APPLICANT

Hereinafter referred to as the "Applicant" represents to the Bloomington Liquor Commission the following:

1. A **CLASS** ^{GPAS} **LIQUOR LICENSE** is currently held by or is being applied for by the Applicant and it authorizes or will authorize the liquor sales on Monday-Saturday.
2. The Applicant herein requests a **CLASS S LICENSE** to authorize the operation of the Applicant's liquor establishment on Sundays in the same manner as is or will be authorized by and during the valid period of the license referred to in Paragraph 1 hereof.
3. The Applicant and each and every partner, officer, director, majority stockholder or agent thereof, agree and acknowledge the following:
 - (a) Any license issued hereunder may be revoked in accordance with the Ordinances of the City of Bloomington;
 - (b) All persons who are employed by or who have an ownership interest in the Applicant will testify under oath to all competent, relevant, and material questions propounded to any of them in any hearing conducted by the local Liquor Commissioner;
 - (c) Failure of any person to testify according to the provisions of subsection (b) above shall be sufficient reason for suspension or revocation of any license which may be issued pursuant to this Application; and
 - (d) The Applicant will furnish, upon request from the Liquor Commissioner, any books and/or records of its business operations which are relevant to the question of whether such Applicant qualifies or has qualified at any time for the basic license or for the license which may be issued pursuant to this Application.

CONTINUE FOR SIGNATURE PAGE



Dated this 30 day of July, 2020

A. Individual

_____ Printed Name of Applicant	_____ Signature of Applicant
------------------------------------	---------------------------------

B. Partnership

_____ Business Name	
_____ Printed Name of Partner	_____ Signature of Partner
_____ Printed Name of Partner	_____ Signature of Partner

C. Corporation/LLC

<u>TA Operating LLC</u>	
TA Operating LLC by: <u>Barry A. Richards</u> _____ Printed Name of President	Corporate Name <u>[Redacted]</u> _____ Signature of President
TA Operating LLC by: <u>Mark R. Young</u> _____ Printed Name of Secretary	ATTEST <u>[Redacted]</u> _____ Signature of Secretary
_____ Secretary, EVP, General Counsel	
And the following officers, directors, or majority stockholders:	
<u>Adam D. Portnoy, Managing Director</u> <u>Jonathan M. Pertchik, Managing Director and CEO</u>	<u>Peter J. Crage, EVP, CFO, & Treasurer</u> <u>Jennifer B. Clark, Secretary</u>

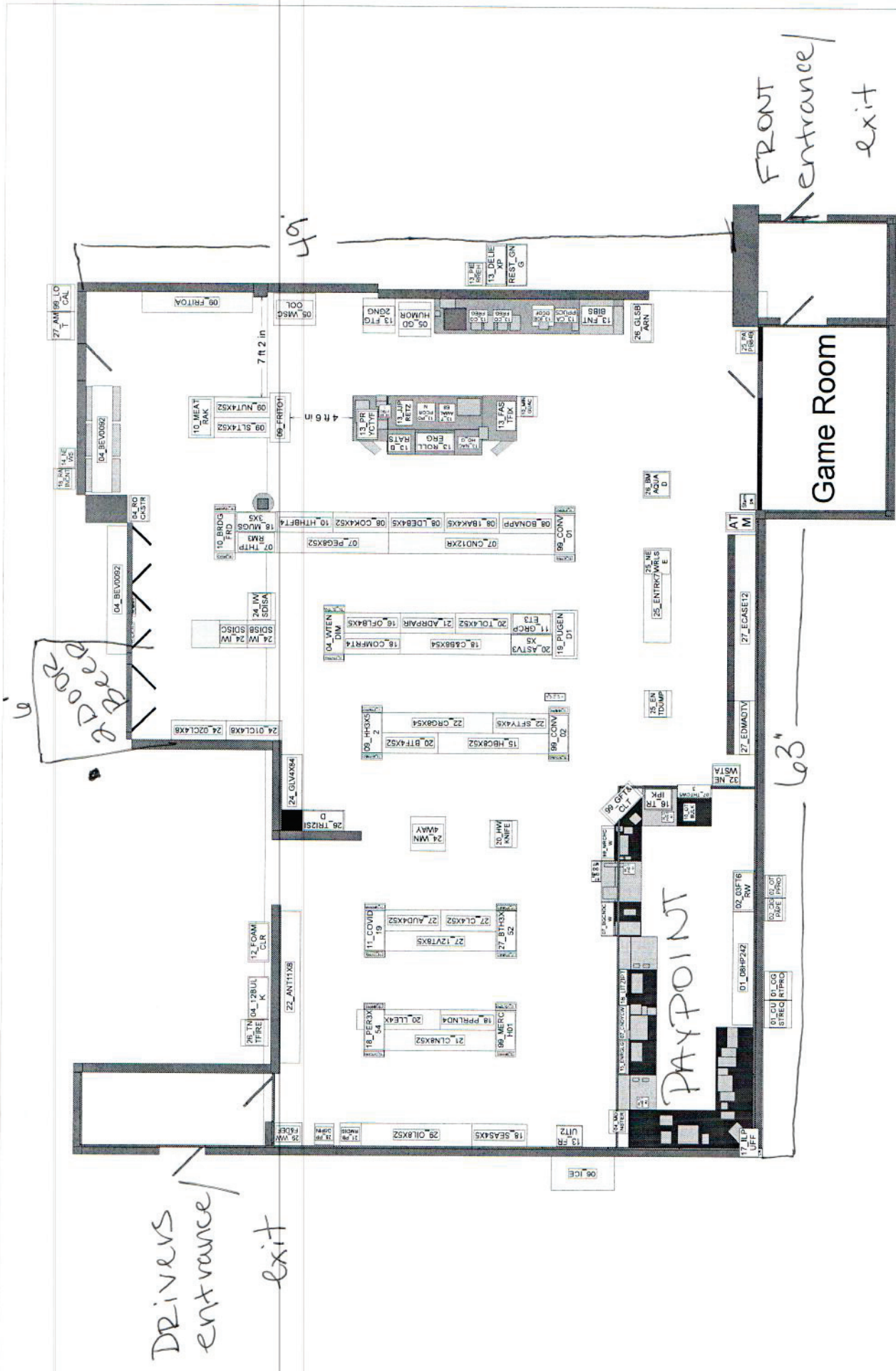
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TravelCenters
of America

0092
Bloomington, IL
16 Jun 2020

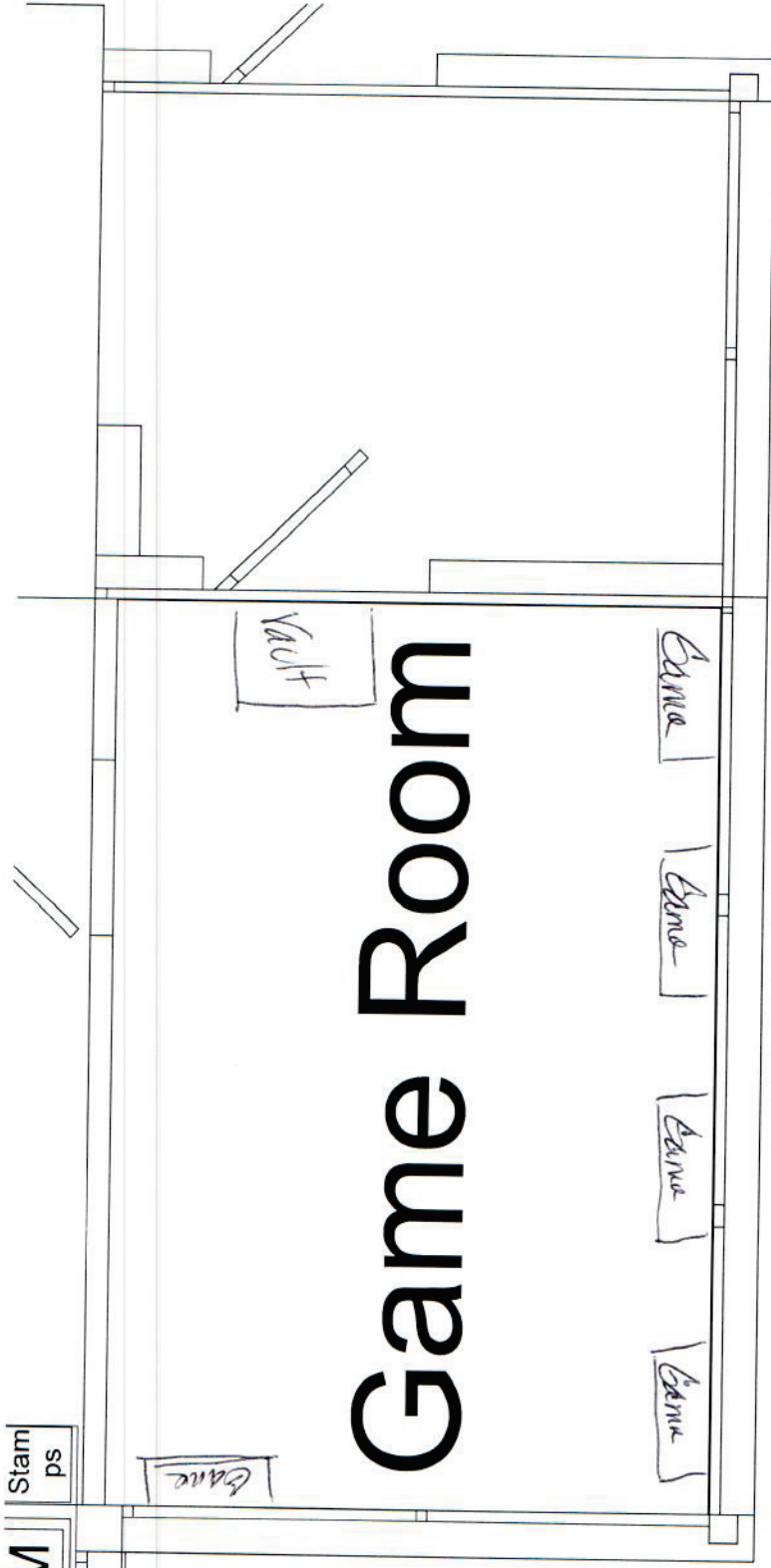
Anthony Cooler Doors - Dec 2013
Lozier Black / Gray Dec 2014



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Item 5. Public Hearing 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 submitted to the City Clerk Department.

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

Commissioner Renner opened the Public Hearing at 4:03 p.m.

Commissioner Renner stated the applicant originally applied for a license type that the City no longer issued and that they amended the request to a Class GBPS liquor license.

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

Commissioner Renner asked if there was anyone present to represent the applicant. Ms. Mohan confirmed that Dena Payne was present in-person while Tiffiani Walden was present virtually.

Dena Payne, Representative for Travel Centers of America, after being sworn in, addressed the Commission and explained Travel Centers of America requested to offer packaged beer and wine to customers. Commissioner Renner confirmed that the application was only intended for packaged alcohol and that no alcohol would be poured for on-site consumption. Mrs. Payne confirmed.

Tiffiani Walden, Representative for Travel Centers of America, after being sworn in, addressed the Commission. Commissioner Renner confirmed that the application was only intended for packaged alcohol and that no alcohol would be poured for on-site consumption. Mrs. Walden confirmed they were only requesting packaged beer and wine.

Commissioner Powell asked the status of staff BASSET certifications. Mrs. Payne responded that she was BASEET certified and was working to ensure all staff would be too.

Jenna Finegan, Assistant Corporation Counsel, asked if the packaged beer and wine was intended for off-premises consumption. Mrs. Payne confirmed.

Commissioner Renner closed the Public Hearing at 4:06 p.m.

Commissioner Powell motioned, seconded by Commissioner Renner, 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: Powell, Renner

Motion carried.

The following item was presented:

Item 6. Public Hearing 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 license premises for service and consumption to allow for an recent building expansion, as submitted to the City Clerk Department.

REGULAR AGENDA



REGULAR AGENDA ITEM NO. 9.A

FOR COUNCIL: September 28, 2020

SPONSOR: Economic & Community Development Department and Legal Department

WARD IMPACTED: City-Wide Impact

SUBJECT: 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.

RECOMMENDED MOTION:

None; presentation only.

STRATEGIC PLAN LINK:

-Goal 5. Great Place - Livable, Sustainable City

STRATEGIC PLAN SIGNIFICANCE:

-Objective 5e. More attractive city: commercial areas and neighborhoods

BACKGROUND: In August 2015, the City of Bloomington adopted a new Comprehensive Plan. The award-winning plan contains a myriad of recommendations for updating City ordinances, particularly land development and zoning ordinances. In July 2016, the City published Request for Proposal 2017-06 requesting proposals for a comprehensive review and rewrite of the City of Bloomington Zoning Ordinance, and on August 22, 2016, the City of Bloomington entered into a contract with Houseal Lavigne & Associates for the aforementioned work.

The Advertising Sign Code, Chapter 3 of the City Code, regulates a variety of signs with the intention of protecting public safety and investment, property rights, and the local economy. The ordinance addresses the size and location of new signs, billboards, banners, temporary signs, and contains mechanisms for removing abandoned and dangerous signs. Regulations are directly linked to the property's zoning, and the Zoning Board of Appeals handles the administrative procedures related to the sign code. While Bloomington's code is a stand-alone chapter in the City Code, it is logical, and typical, for sign regulations to be located within the zoning ordinance. The most recent, comprehensive revision to the City of Bloomington Advertising Sign Code, Chapter 3 of the City Code, occurred in 1998. There have been a number of changes in law and technology that have occurred since then. The updated draft sign ordinance addresses new technologies, such as LED signs and electronic message boards, and reflects recent Supreme Court rulings and changes in federal regulations.

Houseal Lavigne Associates and staff kicked off the update in July 2019 by holding a listening session with sign contractors and a listening session with residents. A draft amendment was presented to the Planning Commission and Zoning Board of Appeals in September 2019. In October 2019 a survey was distributed to stakeholders in the community. That survey was made available in Spanish and English, published online and also distributed at the

Bloomington Farmers' Market. Houseal Lavigne Associates will present the findings of the survey and draft text amendment to Council. No Council action is requested at this time; however, staff is looking for direction from Council on a few items.

City staff is aware of the Council's concerns regarding the COVID-19 pandemic. However, no action is requested at this time.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Listening sessions were held with sign contractors, business owners, and residents in July 2019. A public meeting was held with the Planning Commission and Zoning Board of Appeals in September 2019, and a public meeting was held with the Planning Commission in February 2019. Email notifications were sent to businesses and sign contractors prior to the meetings. A survey was distributed in Spanish and English, online and at the Farmers' Market. Information about the project, the survey, and other meeting materials are available online at <https://www.cityblm.org/government/departments/community-development/sign-code-updates>.

FINANCIAL IMPACT: N/A

COMMUNITY DEVELOPMENT IMPACT: D-2.4 Develop and adopt a downtown signage code appropriate to the area. D-2.3b Adopt code to encourage signs visible to pedestrians and bicyclists as well as auto traffic. D-2.3c Adopt code to discourage sign placements and sizes that detract from the Downtown character, while offering options to businesses.

Respectfully submitted for Council consideration.

Prepared by: Katie Simpson, City Planner

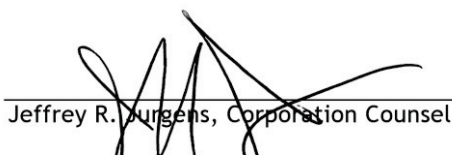
Reviewed by:


Melissa Holt, Economic and Community Development Director

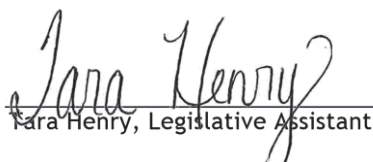
9/16/2020


Chris Tomertin, Budget Manager

9/24/2020


Jeffrey R. Durgens, Corporation Counsel

9/24/2020


Tara Henry, Legislative Assistant

9/24/2020



REGULAR AGENDA ITEM NO. 9.B

FOR COUNCIL: September 28, 2020

SPONSOR: Economic & Community Development Department

WARD IMPACTED: Ward 1, Ward 6

SUBJECT: 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.

RECOMMENDED MOTION:

The proposed Resolution be approved.

STRATEGIC PLAN LINK:

- Goal 6. Prosperous Downtown Bloomington
- Goal 4. Strong Neighborhoods

STRATEGIC PLAN SIGNIFICANCE:

- Objective 6e. Preservation of historic buildings
- Objective 6d. Healthy adjacent neighborhoods linked to Downtown
- Objective 4e. Strong partnership with residents and neighborhood associations
- Objective 4c. Preservation of property/home valuations
- Objective 4b. Upgraded quality of older housing stock

BACKGROUND: The Bloomington City Council adopted a comprehensive text amendment to Chapter 44 of the City Code on March 11, 2019. The text amendment was recommended by the Planning Commission. As part of their recommendation to Council, the Planning Commission suggested that the City Council engage the services of Houseal Lavigne Associates (HLA) to conduct a more detailed analysis of the R-3B High Density Zoning District and its appropriateness for historic neighborhoods and homes located adjacent to downtown. The suggested analysis was prompted by concerns expressed by residents that the existing regulations do not reflect the character of the neighborhood and style of development. There was also resident concern that the zoning would encourage gentrification and displacement. On April 8, 2019, the Bloomington City Council adopted Resolution 2019-17 authorizing and approving a contract with Houseal Lavigne Associates to conduct an additional assessment.

Houseal Lavigne Associates kicked off the project by inventorying the parcels within the study area and understanding the existing condition of the neighborhood. 85% of the lots are improved with single-family detached homes; 8% are built as single-family attached; and 7% of the lots are built as multi-family dwellings. 30% of the single-family homes have been converted to apartments. 15% of the properties are in excellent structural condition; 72% of the properties are in good structural condition with some exterior repairs needed; and 13% of the properties are in poor condition. In July 2019, HLA and Staff hosted two listening

sessions with residents on both the east and the west side neighborhoods. The residents' primary concerns were maintaining neighborhood character with compatible infill, preservation of historic and affordable structures, and gentrification and displacement. Additional meetings were also held with the Planning Commission and Zoning Board of Appeals. The project materials, meeting documentation and minutes are online at <https://www.cityblm.org/government/departments/community-development/r-3b-analysis>.

Following direction from the Planning Commission, HLA is proposing the creation of a new zoning district for the properties adjacent to downtown. The district is different than our traditional single and two-family residential districts in that it is designed to be context sensitive and to ensure compatible infill development by establishing basic design guidelines. Staff is requesting that the Council pass a resolution initiating the process to amend the zoning text and map to incorporate the new district.

City staff is aware of the Council's concerns regarding the COVID-19 pandemic. However, the approval of this Resolution has no negative financial impact on the City.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Public meetings were held in July 2019, September 2019, and February 2020 to gather input and guidance as this project progressed. Information about the project has been published online at <https://www.cityblm.org/government/departments/community-development/r-3b-analysis>. The proposed Resolution will direct staff and the Planning Commission to hold a public hearing on the text amendment after notice is given to the public and to the property owners.

FINANCIAL IMPACT: N/A

COMMUNITY DEVELOPMENT IMPACT: Goal N-1.2 Prioritize, with urgency, the revitalization of the neighborhoods in the Regeneration area. Objective N-1.2d Identify and eliminate the barriers for infill development; Goal H-2.3 Rehabilitate housing in the designated Regeneration Area, Objective H-2.3g Recognize the need to evaluate neighborhood density when considering infill development/zoning change; and, Objective N-1.1 Enhance the livability of all Bloomington neighborhoods, Action N-1.1e Update the ordinances and codes to reflect the unique needs of the Regeneration, Preservation, and Stable Areas and preserve their character.

Respectfully submitted for Council consideration.

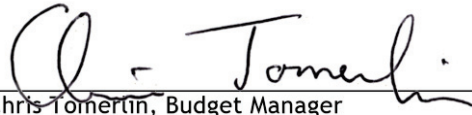
Prepared by: Katie Simpson, City Planner

Reviewed by:



Melissa Hall, Economic and Community Development Director

9/16/2020



Chris Tomerlin, Budget Manager

9/17/2020

George Boyle

George Boyle, Assistant Corporation Counsel

9/23/2020



Tara Henry, Legislative Assistant

9/24/2020

Attachments:

- E&CD 3B Resolution Initiating R-D Text and Map Amendments
- E&CD 3C Exhibit A R-3B Recommended Text Amendments-DRAFT 090320
- E&CD 3D R-3B Recommended Map Amendments_MAP

RESOLUTION NO. 2020 - __

A RESOLUTION AUTHORIZING THE INITIATION OF A TEXT AMENDMENT TO THE BLOOMINGTON ZONING ORDINANCE, CHAPTER 44 OF THE CITY CODE, TO ESTABLISH THE R-D DOWNTOWN RESIDENTIAL DISTRICT, AND FUTHER AUTHORIZING THE INITIATION OF MAP AMENDMENTS TO THE OFFICIAL ZONING MAP FOR PROEPRTIES IN THE CITY OF BLOOMINGTON

WHEREAS, the City of Bloomington is a home rule unit of local government with authority to legislate in matters concerning its local government and affairs; and

WHEREAS, pursuant to the Illinois Municipal Code, the City of Bloomington has authority to create and to establish, by ordinance, zoning regulations and districts, and to amend said regulations and districts from time to time; and

WHEREAS, following public testimony during the recent zoning ordinance amendment process in March 2019, it has been determined that the City desires to conduct additional analysis of the R-3B Multifamily Zoning District regulations and application on properties located adjacent to Downtown Bloomington; and

WHEREAS, it was determined that the R-3B Multifamily District may no longer promote and align with the goals of the City of Bloomington Comprehensive Plan 2035 (Resolution 2015-31); and

WHEREAS, the Bloomington Comprehensive Plan 2035 recommends that the City amend its zoning regulations and districts to align with the goals of the Comprehensive Plan; and

WHEREAS, the zoning ordinance is a primary tool for effectuating the goals of the Comprehensive Plan; and

WHEREAS, City staff, working in consultation with the Bloomington Planning Commission, Zoning Board of Appeals, and community stakeholders, have provided to the City Council, on September 28, 2020, a draft potential text amendment, as set forth in Exhibit "A"; and

WHEREAS, the draft text amendment may be subject to revision or amendment through the public hearing and adoption process; and

WHEREAS, upon the adoption of text amendments to the Bloomington Zoning Ordinance, the properties, hereinafter described in Exhibit "B", may have zoning classifications that are no longer compatible with the zoning ordinance, therefore requiring amendments to the Official Zoning Map of the City; and

WHEREAS, pursuant to Chapter 44.17-6 of the Bloomington City Code, the City Council

has the power to pass this resolution to initiate a comprehensive text amendment to Chapter 44 of the Bloomington City Code and to initiate map amendments to the Official Zoning Map, and to direct the Bloomington Planning Commission to hold public hearings on said amendments.

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

1. That the above recitals are incorporated into and made a part of this Resolution as though fully set forth herein.
2. That the City Council directs City staff to initiate the process for adoption of a text amendment to the Bloomington Zoning Ordinance, Chapter 44 of the Bloomington City Code to establish the R-D, Downtown Residential District.
3. That the City Council directs City staff to initiate the map amendment process for multiple properties in the City of Bloomington specified in Exhibit "B", attached hereto and incorporated herein by reference.
4. That the Bloomington Planning Commission shall hold public hearings, after due notice as required by law, on said text and map amendments.

PASSED this 28th day of September 2020.

APPROVED this ____ day of September 2020.

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Leslie Smith-Yocum, City Clerk

Exhibit "B" Common address and PIN for properties to be rezoned				
S.no.	Property Address	City/State	PIN	Proposed Zoning
1	202 W LOCUST	BLOOMINGTON, IL 61701	2104176017	D-2
2	506 E LOCUST ST	BLOOMINGTON, IL 61701	2104232019	R-2
3	508 E LOCUST ST	BLOOMINGTON, IL 61701	2104232020	R-2
4	608 E LOCUST ST	BLOOMINGTON, IL 61701	2104233013	R-2
5	510 E LOCUST ST	BLOOMINGTON, IL 61701	2104232021	R-2
6	409 N Gridley St	BLOOMINGTON, IL 61701	2104271001	R-D
7	409 N Gridley St	BLOOMINGTON, IL 61701	2104271002	R-D
8	409 N Gridley St	Bloomington IL 61701	2104271003	R-D
9	507 W GROVE	BLOOMINGTON, IL, 61701	2104314023	R-D
10	512 W GROVE ST	BLOOMINGTON, IL, 61701-5032	2104318009	R-D
11	514 W GROVE ST	BLOOMINGTON, IL, 61701-5096	2104318008	R-D
12	520 W GROVE ST	BLOOMINGTON, IL, 61701-5032	2104318005	R-D
13	310 S PRAIRIE ST	BLOOMINGTON, IL, 61701-5237	2104453004	R-D
14	313 S GRIDLEY ST	BLOOMINGTON, IL 61701	2104453008	R-D
15	510 W GROVE ST	BLOOMINGTON, IL, 61701-5032	2104318010	R-D
16	516 W GROVE ST	BLOOMINGTON, IL 61701	2104318007	R-D
17	525 W GROVE ST	BLOOMINGTON, IL 61701	2104314014	R-D
18	405 N MASON ST	BLOOMINGTON, IL, 61701-3845	2104160008	R-D
19	401 W JEFFERSON	BLOOMINGTON, IL, 61701	2104161009	R-D

20	305 1/2 S GRIDLEY ST	BLOOMINGTON, IL 61701	2104453005	R-D
21	603-605 W MONROE ST	BLOOMINGTON, IL 61701	2104160012	R-D
22	104 S MASON ST	BLOOMINGTON, IL, 61701-4954	2104314002	R-D
23	609 W MONROE ST	BLOOMINGTON, IL 61701	2104160010	R-D
24	104 N OAK ST	BLOOMINGTON, IL 61701	2104309005	R-D
25	523 W GROVE ST	BLOOMINGTON, IL, 61701-5031	2104314015	R-D
26	407 N MASON ST	BLOOMINGTON, IL 61701	2104160007	R-D
27	509 W OLIVE ST	BLOOMINGTON, IL 61701	2104318022	R-D
28	307 S GRIDLEY ST	BLOOMINGTON, IL, 61701-5222	2104453006	R-D
29	406 N ROOSEVELT AVE	BLOOMINGTON, IL, 61701-3865	2104162014	R-D
30	504 W GROVE ST & 504 1/2	BLOOMINGTON, IL 61701	2104318013	R-D
31	405 N GRIDLEY UNIT F	Bloomington IL 61701	2104269006	R-D
32	401 N GRIDLEY UNIT B	Bloomington IL 61701	2104269002	R-D
33	401 N GRIDLEY UNIT C	Bloomington IL 61701	2104269003	R-D
34	401 N GRIDLEY ST UNIT D	Bloomington IL 61701	2104269004	R-D
35	405 N GRIDLEY UNIT E	Bloomington IL 61701	2104269005	R-D
36	401 N GRIDELY UNIT A	Bloomington IL 61701	2104269001	R-D
37	508 W GROVE ST	BLOOMINGTON, IL 61701	2104318011	R-D
38	518 W GROVE ST	BLOOMINGTON, IL 61701	2104318006	R-D
39	606-608 W WASHINGTON ST	BLOOMINGTON, IL 61701	2104309002	R-D
40	407 N GRIDLEY UNIT A	Bloomington IL 61701	2104270001	R-D
41	407 N GRIDELY UNIT B	Bloomington IL 61701	2104270002	R-D
42	407 N GRIDLEY UNIT C	Bloomington IL 61701	2104270003	R-D

43	406 1/2 N ROOSEVELT AVE	BLOOMINGTON, IL 61701	2104162013	R-D
44	602 W WASHINGTON ST	BLOOMINGTON, IL 61701	2104309004	R-D
45	206 S MASON ST	BLOOMINGTON, IL, 61701-4955	2104318003	R-D
46	604 W FRONT ST	BLOOMINGTON, IL, 61701-5028	2104314006	R-D
47	304 S PRAIRIE ST	BLOOMINGTON, IL, 61701-5237	2104453001	R-D
48	408 N ROOSEVELT AVE	BLOOMINGTON, IL 61701	2104162012	R-D
49	308 S PRAIRIE ST	BLOOMINGTON, IL 61701	2104453003	R-D
50	208 S MASON ST	BLOOMINGTON, IL 61701	2104318004	R-D
51	410 N OAK ST	BLOOMINGTON, IL, 61701-3861	2104160013	R-D
52	407 N LEE ST	BLOOMINGTON, IL, 61701-3835	2104162017	R-D
53	513 W GROVE ST	BLOOMINGTON, IL 61701	2104314020	R-D
54	603 W FRONT ST	BLOOMINGTON, IL 61701	2104309009	R-D
55	506 W GROVE ST	BLOOMINGTON, IL 61701	2104318012	R-D
56	522 W GROVE ST	BLOOMINGTON, IL 61701	2104318001	R-D
57	607 W MONROE ST	BLOOMINGTON, IL 61701	2104160011	R-D
58	611 W MONROE ST	BLOOMINGTON, IL 61701	2104160009	R-D
59	608-610 W MONROE ST	BLOOMINGTON, IL 61701	2104163017	R-D
60	612-614 W MONROE ST	BLOOMINGTON, IL 61701	2104163016	R-D
61	605 W JEFFERSON ST	BLOOMINGTON, IL 61701	2104301016	R-D
62	204 S MASON ST	BLOOMINGTON, IL 61701	2104318002	R-D
63	606 W FRONT ST	BLOOMINGTON, IL 61701	2104314004	R-D
64	608 W FRONT ST	BLOOMINGTON, IL 61701	2104314003	R-D

65	610 W FRONT ST	BLOOMINGTON, IL, 61701-5028	2104314001	R-D
66	512 W FRONT ST	BLOOMINGTON, IL 61701	2104314008	R-D
67	604 1/2 W FRONT ST	BLOOMINGTON, IL, 61701-5028	2104314005	R-D
68	601 W MONROE ST	BLOOMINGTON, IL 61701	2104160015	R-D
69	609 W FRONT ST	BLOOMINGTON, IL 61701	2104309006	R-D
70	302 S PRAIRIE ST	BLOOMINGTON, IL 61701	2104452004	R-D
71	519 W GROVE ST	BLOOMINGTON, IL 61701	2104314017	R-D
72	521 W GROVE ST	BLOOMINGTON, IL, 61701-5031	2104314016	R-D
73	311 S GRIDLEY ST	BLOOMINGTON, IL 61701	2104453007	R-D
74	306 S PRAIRIE ST	BLOOMINGTON, IL, 61701-5237	2104453002	R-D
75	JACKSON	BLOOMINGTON, IL 61701	2104453009	R-D
76	610 W WASHINGTON ST	BLOOMINGTON, IL 61701	2104309001	R-D
77	601 W FRONT ST & 601 ½	BLOOMINGTON, IL 61701	2104309010	R-D
78	605 W FRONT ST	BLOOMINGTON, IL 61701	2104309008	R-D
79	509 W GROVE ST	BLOOMINGTON, IL 61701	2104314022	R-D
80	511 W GROVE ST	BLOOMINGTON, IL 61701	2104314021	R-D
81	605 W OLIVE ST	BLOOMINGTON, IL, 61701-5052	2104318019	R-D
82	603 W OLIVE STREET	BLOOMINGTON, IL, 61701	2104318020	R-D
83	301 E OLIVE ST	BLOOMINGTON, IL 61701	2104452001	R-D
84	303 E OLIVE ST	BLOOMINGTON, IL, 61701-5236	2104452002	R-D
85	616 W MONROE	BLOOMINGTON, IL, 61701	2104163015	R-D
86	604 W WASHINGTON ST	BLOOMINGTON, IL, 61701-3811	2104309003	R-D
87	406 N OAK ST	BLOOMINGTON, IL 61701	2104160014	R-D

88	603 W JEFFERSON ST	BLOOMINGTON, IL, 61701-3828	2104301017	R-D
89	306 N OAK ST	BLOOMINGTON, IL, 61701	2104163020	R-D
90	607 W FRONT ST	BLOOMINGTON, IL, 61701-5027	2104309007	R-D
91	602 W FRONT ST	BLOOMINGTON, IL 61701	2104314007	R-D
92	515 W GROVE ST	BLOOMINGTON, IL 61701	2104314019	R-D
93	517 W GROVE ST	BLOOMINGTON, IL 61701	2104314018	R-D
94	601 W OLIVE ST	BLOOMINGTON, IL 61701	2104318021	R-D
95	607 W OLIVE ST	BLOOMINGTON, IL 61701	2104318018	R-D
96	305 E OLIVE ST	BLOOMINGTON, IL 61701	2104452003	R-D
97	305 S GRIDLEY	BLOOMINGTON, IL, 61701	2104452005	R-D
98	611 W JEFFERSON ST	BLOOMINGTON, IL 61701	2104301027	R-D
99	405 N LEE ST	BLOOMINGTON, IL 61701	2104162005	R-D
100	602 W OLIVE ST	BLOOMINGTON, IL 61701	2104353003	R-D
101	607 W JEFFERSON ST	BLOOMINGTON, IL 61701	2104301028	R-D
102	408-410 N LEE ST	BLOOMINGTON, IL 61701	2104161008	R-D
103	405 N OAK	BLOOMINGTON, IL, 61701	2104161004	R-D
104	407 N OAK ST	BLOOMINGTON, IL 61701	2104161003	R-D
105	601 W JEFFERSON ST	BLOOMINGTON, IL 61701	2104301029	R-D
106	410 E MILL ST	BLOOMINGTON, IL 61701	2104460014	R-D
107	209-211 S MCLEAN ST	BLOOMINGTON, IL 61701	2104418008	R-D
108	406 S GRIDLEY ST	BLOOMINGTON, IL, 61701-5224	2104458006	R-D
109	301 S MCLEAN ST	BLOOMINGTON, IL 61701	2104456007	R-D

110	406 E JACKSON ST	BLOOMINGTON, IL 61701	2104458009	R-D
111	404 E JACKSON ST	BLOOMINGTON, IL 61701	2104458008	R-D
112	412 E MILL ST	BLOOMINGTON, IL, 61701-5337	2104460015	R-D
113	411 E OLIVE ST	BLOOMINGTON, IL, 61701-5360	2104456006	R-D
114	504 S Gridley St	Bloomington, IL, 61701-5225	2104460002	R-D
115	408 E MILL ST	BLOOMINGTON, IL 61701	2104460013	R-D
116	406 E MILL ST	BLOOMINGTON, IL 61701	2104460012	R-D
117	402 E MILL	BLOOMINGTON, IL, 61701	2104460010	R-D
118	405 S MCLEAN ST	BLOOMINGTON, IL, 61701-5332	2104458013	R-D
119	408 E JACKSON ST	BLOOMINGTON, IL 61701	2104458010	R-D
120	409 E MILL ST	BLOOMINGTON, IL, 61701	2104462005	R-D
121	409 E OLIVE ST	BLOOMINGTON, IL 61701	2104456005	R-D
122	405 E TAYLOR ST	BLOOMINGTON, IL 61701	2104458002	R-D
123	210 S GRIDLEY ST	BLOOMINGTON, IL 61701	2104418003	R-D
124	411 E MILL	BLOOMINGTON, IL, 61701	2104462006	R-D
125	407 E OLIVE ST	BLOOMINGTON, IL 61701	2104456004	R-D
126	405 E OLIVE ST	BLOOMINGTON, IL 61701	2104456003	R-D
127	403 S MCLEAN ST	BLOOMINGTON, IL 61701	2104458012	R-D
128	208 S MCLEAN ST	BLOOMINGTON, IL, 61701-5330	2104419008	R-D
129	407 E JACKSON ST	BLOOMINGTON, IL 61701	2104460006	R-D
130	405 E JACKSON ST	BLOOMINGTON, IL 61701	2104460005	R-D
131	403 E JACKSON ST	BLOOMINGTON, IL 61701	2104460004	R-D

132	502 S GRIDLEY ST	BLOOMINGTON, IL 61701	2104460001	R-D
133	404 E MILL ST	BLOOMINGTON, IL 61701-5337	2104460011	R-D
134	407 E Mill St	Bloomington, IL, 61701-5336	2104462004	R-D
135	413 E JACKSON ST	BLOOMINGTON, IL, 61701	2104460009	R-D
136	411 E JACKSON ST	BLOOMINGTON, IL 61701	2104460008	R-D
137	505 S MCLEAN ST	BLOOMINGTON, IL 61701	2104460017	R-D
138	305 S MCLEAN ST	BLOOMINGTON, IL, 61701-5331	2104456016	R-D
139	404 E TAYLOR ST	BLOOMINGTON, IL 61701	2104456011	R-D
140	405 E MILL ST	BLOOMINGTON, IL 61701	2104462003	R-D
141	403 E MILL ST	BLOOMINGTON, IL 61701	2104462002	R-D
142	406 E TAYLOR ST	BLOOMINGTON, IL 61701	2104456012	R-D
143	402 E Jackson St	Bloomington, IL, 61701-5322	2104458007	R-D
144	413 E MILL	BLOOMINGTON, IL, 61701	2104462007	R-D
145	407 S MCLEAN ST	BLOOMINGTON, IL 61701	2104458014	R-D
146	304 S GRIDLEY ST	BLOOMINGTON, IL 61701	2104456019	R-D
147	303 S MCLEAN ST	BLOOMINGTON, IL, 61701-5331	2104456015	R-D
148	307 S MCLEAN ST	BLOOMINGTON, IL 61701	2104456017	R-D
149	409 E TAYLOR ST	BLOOMINGTON, IL, 61701-5361	2104458004	R-D
150	407 E TAYLOR ST	BLOOMINGTON, IL, 61701-5361	2104458003	R-D
151	403 E TAYLOR ST	BLOOMINGTON, IL 61701	2104458001	R-D
152	506 S GRIDLEY ST	BLOOMINGTON, IL 61701	2104460003	R-D
153	408 E TAYLOR ST	BLOOMINGTON, IL, 61701-5362	2104456013	R-D
154	306 S GRIDLEY ST	BLOOMINGTON, IL 61701	2104456008	R-D

155	403 E OLIVE ST	BLOOMINGTON, IL 61701	2104456002	R-D
156	302 S GRIDLEY ST	BLOOMINGTON, IL 61701	2104456018	R-D
157	410 E TAYLOR ST	BLOOMINGTON, IL 61701	2104456014	R-D
158	410 E OAKLAND AVE	BLOOMINGTON, IL 61701	2104462015	R-D
159	408 EAST OAKLAND	BLOOMINGTON, IL, 61701	2104462014	R-D
160	308 S GRIDLEY ST	BLOOMINGTON, IL 61701	2104456010	R-D
161	412 E OAKLAND AVE	BLOOMINGTON, IL, 61701	2104462016	R-D
162	503 S MCLEAN	BLOOMINGTON, IL, 61701	2104460016	R-D
163	409 E JACKSON ST	BLOOMINGTON, IL, 61701-5321	2104460007	R-D
164	306 1/2 S GRIDLEY ST	BLOOMINGTON, IL 61701	2104456009	R-D
165	406 E OAKLAND AVE	BLOOMINGTON, IL 61701	2104462013	R-D
166	609 S MCLEAN	BLOOMINGTON, IL 61701	2104465001	R-D
167	611 S MCLEAN	BLOOMINGTON IL 61701	2104465002	R-D
168	613 S MCLEAN	BLOOMINGTON IL 61701	2104465003	R-D
169	615 S MCLEAN	BLOOMINGTON, IL 61701	2104465004	R-D
170	401 S MCLEAN ST	BLOOMINGTON, IL, 61701-5332	2104458015	R-D
171	409 N GRIDLEY ST UNIT D	BLOOMINGTON, IL 61701	2104272001	R-D
172	409 N GRIDLEY ST UNIT E	BLOOMINGTON IL 61701	2104272002	R-D
173	409 N GRIDLEY ST UNIT F	BLOOMINGTON IL 61701	2104272003	R-D
174	420 E GROVE ST	BLOOMINGTON, IL 61701	2104415014	R-D
175	414-416 E GROVE ST	BLOOMINGTON, IL 61701	2104415012	R-D
176	410 E GROVE ST	BLOOMINGTON, IL 61701	2104415011	R-D
177	510 E GROVE ST	BLOOMINGTON, IL, 61701-5318	2104416012	R-D

178	501 E FRONT ST	BLOOMINGTON, IL 61701	2104416001	R-D
179	704 E WASHINGTON	BLOOMINGTON, IL, 61701	2104430008	R-D
180	608 E WASHINGTON ST	BLOOMINGTON, IL 61701	2104429009	R-D
181	606 E WASHINGTON ST	BLOOMINGTON, IL 61701	2104429008	R-D
182	604 E WASHINGTON ST	BLOOMINGTON, IL 61701	2104429007	R-D
183	602 E WASHINGTON ST	BLOOMINGTON, IL 61701	2104429006	R-D
184	418 E GROVE ST	BLOOMINGTON, IL 61701	2104415013	R-D
185	409 E GROVE ST	BLOOMINGTON, IL, 61701-5315	2104418005	R-D
186	407 E GROVE ST	BLOOMINGTON, IL, 61701	2104418004	R-D
187	503 E GROVE ST	BLOOMINGTON, IL, 61701	2104419002	R-D
188	409 E GROVE ST	BLOOMINGTON, IL, 61701-5315	2104418006	R-D
189	401 E GROVE ST	BLOOMINGTON, IL, 617015315	2104418009	R-D
190	104 S McLean St	Bloomington, IL, 61701-5328	2104416007	R-D
191	610 E FRONT ST	BLOOMINGTON, IL 61701	2104432011	R-D
192	608 E FRONT ST	BLOOMINGTON, IL, 61701-5314	2104432010	R-D
193	103 N EVANS ST	BLOOMINGTON, IL 61701	2104432003	R-D
194	612 E WASHINGTON ST	BLOOMINGTON, IL, 61701-4104	2104429010	R-D
195	512 E OLIVE ST	BLOOMINGTON, IL, 61701-5341	2104419013	R-D
196	510 E OLIVE ST	BLOOMINGTON, IL 61701	2104419012	R-D
197	514 E OLIVE ST	BLOOMINGTON, IL, 61701-5341	2104419017	R-D
198	701 E WASHINGTON ST	BLOOMINGTON, IL 61701	2104433001	R-D
199	507 E FRONT ST	BLOOMINGTON, IL 61701	2104416004	R-D

200	103 S MCLEAN ST	BLOOMINGTON, IL 61701	2104415008	R-D
201	404 1/2 E MONROE ST	BLOOMINGTON, IL 61701	2104263014	R-D
202	203 N CLAYTON ST	BLOOMINGTON, IL 61701	2104430006	R-D
203	613 E JEFFERSON	BLOOMINGTON, IL, 61701	2104429005	R-D
204	511 E GROVE ST	BLOOMINGTON, IL 61701	2104419014	R-D
205	509 E Grove St	Bloomington, IL, 61701-5317	2104419019	R-D
206	505 E FRONT ST	BLOOMINGTON, IL 61701	2104416003	R-D
207	503 E FRONT ST & 503 1/2	BLOOMINGTON, IL 61701	2104416002	R-D
208	101 S MCLEAN ST	BLOOMINGTON, IL 61701	2104415007	R-D
209	204 S MCLEAN ST	BLOOMINGTON, IL 61701	2104419006	R-D
210	703 E WASHINGTON ST	BLOOMINGTON, IL 61701	2104433003	R-D
211	207 S MCLEAN ST	BLOOMINGTON, IL 61701	2104418007	R-D
212	505 E GROVE ST	BLOOMINGTON, IL, 61701-5317	2104419003	R-D
213	501 E GROVE ST	BLOOMINGTON, IL 61701	2104419001	R-D
214	706 E FRONT ST	BLOOMINGTON, IL, 61701-5414	2104433009	R-D
215	704 E FRONT ST	BLOOMINGTON, IL, 61701-5414	2104433013	R-D
216	702 E FRONT ST	BLOOMINGTON, IL, 61701-5414	2104433012	R-D
217	702 E WASHINGTON ST	BLOOMINGTON, IL, 61701-4106	2104430007	R-D
218	710 E FRONT ST	BLOOMINGTON, IL 61701	2104433011	R-D
219	612 E FRONT ST	BLOOMINGTON, IL, 61701-5314	2104432012	R-D
220	611 E WASHINGTON ST	BLOOMINGTON, IL, 61701-4103	2104432006	R-D
221	609 E WASHINGTON ST	BLOOMINGTON, IL 61701	2104432005	R-D
222	607 E WASHINGTON ST	BLOOMINGTON, IL 61701	2104432004	R-D

223	605 E WASHINGTON ST	BLOOMINGTON, IL 61701	2104432002	R-D
224	504 E GROVE ST	BLOOMINGTON, IL 61701	2104416009	R-D
225	609 E JEFFERSON	BLOOMINGTON, IL, 61701	2104429004	R-D
226	601 E JEFFERSON ST	BLOOMINGTON, IL 61701	2104429001	R-D
227	508 E OLIVE ST	BLOOMINGTON, IL 61701	2104419011	R-D
228	208 S GRIDLEY ST	BLOOMINGTON, IL 61701	2104418010	R-D
229	507 E GROVE ST	BLOOMINGTON, IL, 61701-5317	2104419018	R-D
230	206 S MCLEAN ST	BLOOMINGTON, IL 61701	2104419007	R-D
231	508 E GROVE ST	BLOOMINGTON, IL, 61701	2104416011	R-D
232	506 E GROVE ST	BLOOMINGTON, IL 61701	2104416010	R-D
233	606 E FRONT ST	BLOOMINGTON, IL 61701	2104432009	R-D
234	512-518 E GROVE ST	BLOOMINGTON, IL 61701	2104416013	R-D
235	602 E FRONT ST	BLOOMINGTON, IL 61701	2104432007	R-D
236	502 E GROVE ST	BLOOMINGTON, IL, 61701-5318	2104416008	R-D
237	203 S EVANS ST	BLOOMINGTON, IL 61701	2104419015	R-D
238	708 E FRONT ST APT 1	BLOOMINGTON, IL, 61701-5407	2104433010	R-D
239	205 S. EVANS	BLOOMINGTON, IL, 61701	2104419016	R-D
240	701 1/2 E WASHINGTON ST	BLOOMINGTON, IL 61701	2104433002	R-D
241	601 E WASHINGTON ST	BLOOMINGTON, IL 61701	2104432001	R-D
242	506 E OLIVE ST	BLOOMINGTON, IL 61701	2104419010	R-D
243	504 E OLIVE ST	BLOOMINGTON, IL, 61701-5341	2104419009	R-D
244	607 E JEFFERSON ST	BLOOMINGTON, IL 61701	2104429003	R-D
245	603 E JEFFERSON ST	BLOOMINGTON, IL 61701	2104429002	R-D

246	604 E FRONT ST	BLOOMINGTON, IL, 61701-5314	2104432008	R-D
247	407 N GRIDLEY UNIT F	BLOOMINGTON IL 61701	2104273003	R-D
248	407 N GRIDLEY UNIT D	BLOOMINGTON IL 61701	2104273001	R-D
249	407 N GRIDLEY UNIT E	BLOOMINGTON IL 61701	2104273002	R-D
250	402 E GROVE ST	BLOOMINGTON, IL, 61701-5316	2104415016	R-D
251	404 E MONROE UNIT 2	BLOOMINGTON IL 61701	2104274002	R-D
252	404 E MONROE UNIT 3	BLOOMINGTON IL 61701	2104274003	R-D
253	404 E MONROE UNIT 1	BLOOMINGTON IL 61701	2104274001	R-D
254	602 S GRIDLEY ST	BLOOMINGTON, IL, 61701-5227	2104462020	R-D
255	710 E WASHINGTON ST	BLOOMINGTON, IL 61701	2104430015	R-D

R-D Downtown Neighborhood Residence District

Recommended Changes for the R-3B Study Area

Purpose and Intent (Section 4-1)

- **R-D Downtown Neighborhood Residence District.** The R-D Downtown Neighborhood Residence District is intended to accommodate primarily residential areas adjacent to Bloomington's Central Business District characterized by a mixture of housing types and scales including large and small lot single-family detached and attached homes as well as low intensity multifamily buildings. New development and redevelopment in the district ~~shall~~ is intended to be supportive of the overall historic character of the area and prioritize the preservation of historic structures. This district allows for the conversion of single-family detached properties to multifamily or office uses to preserve the integrity of historic structures and extend their economic life by allowing owners to justify expenditures for repairs and modernization.

Permitted and Special Uses (Section 4-2)

See attached table.

- **Uses to Add to Table**
 - Residential conversions – 2 units permitted with use provisions, more than 2 units special use
 - Office conversions – special use

Bulk and Site Standards (Section 4-3)

- **Lot Characteristics**
 - **Minimum Lot Width for Lots on Block Fronts with Three (3) or fewer Front Facing Parcels.** The minimum lot width shall be calculated as the average of the front facing lot widths along the opposite side of the street and on the same block, or as the average of the lot widths along the same side of the street and on the adjacent block, whichever is lesser. The widest and narrowest lot widths shall be eliminated in the making of the computation.
 - **Minimum Lot Width for Lots on Block Fronts with Four (4) or more Front Facing Parcels.** The minimum lot width shall be calculated as the average of the lot widths of front facing lots along the same side of the street and on the same block, or 30 feet, whichever is greater. The widest and narrowest lot widths shall be eliminated in the making of the computation.
 - **Minimum Lot Area for Lots on Block Fronts with Three (3) or fewer Front Facing Parcels.** The minimum lot area shall be calculated as the average of the lot areas of front facing lots along the opposite side of the street and on the same block, or as the average of the lot areas of front facing lots along the same side of the street and on the adjacent block, whichever is lesser. The smallest and largest lot areas of the parcels shall be eliminated in the making of the computation.
 - **Minimum Lot Area for Lots on Block Fronts with Four (4) or more Front Facing Parcels.** The minimum lot area shall be calculated as the average of the lot areas of the front facing lots along the same side of the street and on the same block, or 4,500 square feet, whichever is greater. The smallest and largest lot areas of the parcels shall be eliminated in the making of the computation.

- **Minimum Lot Area per Multifamily Unit.** The minimum lot area per multifamily unit shall be one thousand (1,000) square feet.
- **Site Design**
 - **Front Yard for Lots on Block Fronts with Three (3) or fewer Front Facing Parcels.**
The required front yard setback shall be calculated as the average of the existing front yard setbacks as measured from the front lot line to the principal structure, excluding permitted encroachments as detailed in Section 9-4, along the opposite side of the street and on the same block or along the same side of the street and on the adjacent block, whichever is lesser. The shortest and longest setbacks shall be eliminated in the making of the computation.
 - **Front Yard for Lots on Block Fronts with Four (4) or more Front Facing Parcels.**
The required front yard setback shall be calculated as the average of the existing front yard setbacks as measured from the front lot line to the principal structure, excluding permitted encroachments as detailed in Section 9-4, along the same side of the street and on the same block. The shortest and longest setbacks shall be eliminated in the making of the computation.
 - **Through Lots.** Shall provide the required front yard on both streets.
 - **Rear Yard.** A rear yard shall have a depth of not less than fifteen percent of the depth of the lot or twenty-five (25) feet, whichever is greater.
 - **Side Yards.** The required minimum side yard setback shall be ten (10) percent of the lot width or five (5) feet, whichever is greater, and the minimum required combined side yard setback shall be twenty five (25) percent of the lot width, or ten (10) feet, whichever is greater as measured to the exterior wall of the structure.
- **Development Intensity**
 - **Maximum Building Coverage.** 45%
 - **Maximum Building Height.** 45 feet or 4 stories.

Use Provisions (Division 10)

- **Multifamily Conversions**
 - **Size.** Each residential unit shall be a minimum of eight hundred (800) square feet.
 - **Location of Entrances.** Only one entrance shall be located on the front façade of the structure.
 - **Driveways.** Each dwelling unit shall be served by one common driveway connecting all units to a public road or alley.
 - **Parking.** Each dwelling unit shall be required to have a minimum of one (1) off-street parking space. Tandem parking spaces (one car parked behind another) shall be prohibited.
- **Office Conversions**
 - **Location of Entrances.** Only one entrance shall be located on the front façade of the structure.
 - **Outdoor Activity/Storage.** No outdoor activity or storage shall be permitted in conjunction with an office conversion use.
 - **Location of Parking.** All off-street parking, as required by Section 12-8 (E) of this UDO, shall be located in the rear of buildings.
 - **Driveways.** Curb cuts and site vehicular access shall be minimized in frequency and width and shall not dominate the site plan or the property and street frontage.
 - **Traffic.** Office conversion uses shall not create pedestrian, automobile, or truck traffic significantly in excess of the normal amount of the district.
 - **Location of Service, Loading, and Utility Areas.** Service areas, dumpsters, utilities, and the required screening thereof shall not be visible from a right-of-way.
 - **Walkways.** Pedestrian access shall be provided to the building entries and parking areas connecting to the sidewalk at the street frontage.

- **Signs.** Office conversion uses shall be permitted one (1) monument sign. The sign shall not exceed six (6) square feet in area nor four (4) feet in height. Sign materials shall complement the building materials, colors, and architectural character of the primary structure.
- **Single-Family Detached New Construction**
 - **Orientation.** The main entrance to a single-family detached dwelling shall face the primary street.
 - **Accessory Buildings and Structures.** Garages, accessory dwelling units, and other accessory buildings and structures shall not be located between the front façade of the primary structure and front lot line. Garages shall be accessed from the alley. If alley access is not available garages may be accessed by a single-slab or ribbon driveway connecting the garage to the right-of-way. Single-slab driveways and driveway aprons for single-slab and ribbon driveways shall meet the standards of **Section 4-4(C)(2)(b)**.
 - **Ribbon Driveway Design Standards.**
 - Ribbons shall be a minimum of two (2) feet wide and a maximum of three (3) feet wide.
 - Ribbons shall be a minimum of three (3) feet apart measured from their nearest edges. The space between ribbons shall be planted in turf grass or other ground cover used in the front yard.
 - Ribbons shall be concrete including decorative concrete, patterned concrete, and exposed aggregate concrete, porous asphalt, concrete pavers, paving blocks, or similar materials approved by the City Engineer.
 - **Architecture.** Single-family detached new construction shall be similar in mass and character to abutting properties including roof pitch, eaves, building materials, windows, trim, color and landscaping.
 - **Quality Materials.** Exterior building materials shall be traditional, time- and weather-tested materials and techniques such as but not limited to masonry, stone veneer systems, stucco, precast panels with inlaid or stamped brick texture.
- **Single-Family Attached New Construction**
 - **Orientation.** The main entrances to a single-family attached dwelling shall face the primary street. ~~Garages and other accessory uses shall face side yards or be located in the rear of the primary structure.~~
 - **Parking.** A minimum of one (1) of the parking spaces, as required in Section 12-8 (E) of this UDO, shall be provided in an attached or detached garage.
 - **Accessory Buildings and Structures.** Garages and other accessory buildings and structures shall be located in the rear of the primary structure. Garages shall be accessed from the alley. If alley access is not available garages may be accessed by a single-slab or ribbon driveway connecting the garage to the right-of-way. Single-slab driveways and driveway aprons for single-slab and ribbon driveways shall meet the standards of **Section 4-4(C)(2)(b)**.
 - **Ribbon Driveway Design Standards.**
 - Ribbons shall be a minimum of two (2) feet wide and a maximum of three (3) feet wide.
 - Ribbons shall be a minimum of three (3) feet apart measured from their nearest edges. The space between ribbons shall be planted in turf grass or other ground cover used in the front yard.
 - Ribbons shall be concrete including decorative concrete, patterned concrete, and exposed aggregate concrete, porous asphalt, concrete pavers, paving blocks, or similar materials approved by the City Engineer.
 - **Architecture.** Single-family attached new construction shall be similar in mass and character to abutting properties including roof pitch, eaves, building materials, windows, trim, color, and landscaping.

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- **Quality Materials.** Exterior building materials shall be traditional, time- and weather-tested materials and techniques such as but not limited to masonry, stone veneer systems, stucco, precast panels with inlaid or stamped brick texture.
- **Multifamily New Construction**
 - **Orientation.** The main entrance to a multiple-unit dwelling building shall face the primary street.
 - **Location of Parking.** All off-street parking, as required by Section 12-8 (E) of this UDO, shall be located in the rear of buildings.
 - **Driveways.** Curb cuts and site vehicular access shall be minimized in frequency and width and shall not dominate the site plan or the property and street frontage.
 - **Location of Service, Loading, and Utility Areas.** Service areas, dumpsters, utilities, and the required screening thereof shall not be visible from a right-of-way.
 - **Walkways.** Pedestrian access shall be provided to the building entries and parking areas connecting to the sidewalk at the street frontage.
 - **Architecture:** Multifamily new construction shall be similar in mass and character to abutting properties including roof pitch, eaves, building materials, windows, trim, color, and landscaping.
 - **Quality Materials.** Exterior building materials shall be traditional, time- and weather-tested materials and techniques such as but not limited to masonry, stone veneer systems, stucco, precast panels with inlaid or stamped brick texture.
- **Accessory Dwelling Unit Conversion and New Construction.**
 - **Primary Residence.** The primary building shall be a single-family detached use and the primary residence of the owner of the property.
 - **Size.** Accessory dwelling units shall not be greater than eight hundred (800) square feet or fifty (50) percent of the size of the primary building, whichever is less.
 - **Location.** Accessory dwelling units shall comply with all location requirements for accessory buildings found in Section #-# and Section 9-8.
 - **Orientation.** Only one (1) entrance shall be located on the front façade of the primary building. Entrances to accessory dwelling units must be located on the side or rear façade.
 - **Access.** Accessory dwelling units shall be accessed from the alley. If alley access is not available, both the primary building and the accessory dwelling unit shall be served by one (1) common driveway connecting the accessory dwelling unit to a public or private road.
 - **Parking.** A minimum of one (1) parking space shall be provided for the accessory dwelling unit in addition to the parking space(s) required for the primary building. The parking for the accessory dwelling unit shall not be located in the required front yard setback. A tandem parking space, where one (1) car is parked behind another, with the spaces required for the primary building shall be prohibited.
 - **Architecture.** Accessory dwelling units shall be similar in character to the primary building and to abutting properties including roof pitch, eaves, building materials, windows, trim, color, and landscaping.

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Commented [JW1]: Reference to Accessory Building and Structure Standards proposed for Single-Family Detached New Construction

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Definitions

- **Multifamily Conversion:** A building originally designed or intended to be used principally as a single-family residence, which has been legally converted into use as a multifamily residence.
- **Office Conversion:** A building originally designed or intended to be used principally as a single-family residence, which has been legally converted into use as a commercial business for any of the following related categories, architecture, engineering, planning, law, interior design, insurance, real estate, or any similar type of profession excluding financial services and medical or dental offices or clinics.

Note

The success of the regulations recommended herein are highly dependent on the administration and enforcement capabilities of the City of Bloomington. In order to ensure that all proposed regulations are

enforceable, it is recommended that the City perform a detailed inventory and analysis to establish an exact accounting of existing conditions, including lot widths, lot areas, setbacks, structure location and orientation, number of units per lot, and number of off-street parking spaces per lot in the proposed R-D Downtown Neighborhood Residence District. This inventory will establish all legal nonconforming structures and uses at the time this ordinance is adopted.

TABLE 4-2(A): RESIDENTIAL DISTRICTS - PERMITTED AND SPECIAL USES

	R-1A	R-1B	R-1C	R-1H	R-2	R-3A	R-3B	R-4	R-D	Reference
Agricultural										
Apiary/Bee Keeping	P	P	P	P	P	P	P	P	P	10-5
Chicken Keeping	S	S	S	S	S	S	S	S	S	10-11
Urban Agriculture						S	S		S	
Urban Garden			P	P	P	P	P	P	P	
RESIDENTIAL										
Household Living										
Dwelling Unit, Accessory									S	10-38
Dwelling Unit, Single-Family	P	P	P	P	P	P	P		P	
Dwelling Unit, Single-Family Attached					S	P	P		P	
Dwelling Unit, Two-Family			S	S	P	P	P		P	
Dwelling Unit, Multiple-Family					S	P	P		P	
Dwelling Unit, Multiple-Family Conversion (2 units)					S				P	10-4039
Dwelling Unit, Multiple-Family Conversion (3+ units)					S				S	10-4039
Manufactured Homes				P						
Mobile Homes								P		
Dwelling Unit, Accessory										
Live/Work Unit							S		S	
Group Living										
Agency Supervised Homes			P	P		S	S		S	10-19
Agency-Operated Family Homes	P	P	P	P	P	P	P		P	10-19
Agency-Operated Group Homes					S	P	P		P	10-19
Convents, Monasteries					S	S	P		P	10-19
Dormitories					S	S	P		P	10-19
Group Homes for Parolees	S	S	S	S	S	S	S	S	S	10-19
INSTITUTIONAL										
Education										
Pre-schools	S	S	S		S	S	S	S	S	
Government										
Government Services and Facilities	P	P	P		P	P	P	P	P	
Police Stations, Fire Stations	P	P	P		P	P	P	P	P	
Religious										
Place of Worship	S ¹	S ¹	S ¹	S ¹	S ¹	S ¹	S ¹	S ¹	S ¹	
Cemetery and Columbarium	S	S	S	S	S	S	S	S	S	10-10
Residential-Type										
Domestic Violence Shelter					P	P	P		P	
Home for the Aged						S	S		S	10-19
Other Institutional, Cultural										
Clubs and Lodges							S		S	

Commented [JW2]: Would the City like to consider allowing ADUs in other residential districts? This idea was discussed but not supported by the PC during drafting of the zoning ordinance.

TABLE 4-2(A): RESIDENTIAL DISTRICTS - PERMITTED AND SPECIAL USES

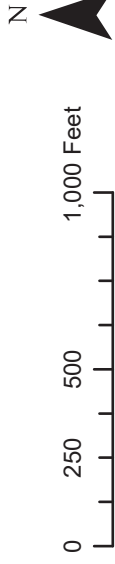
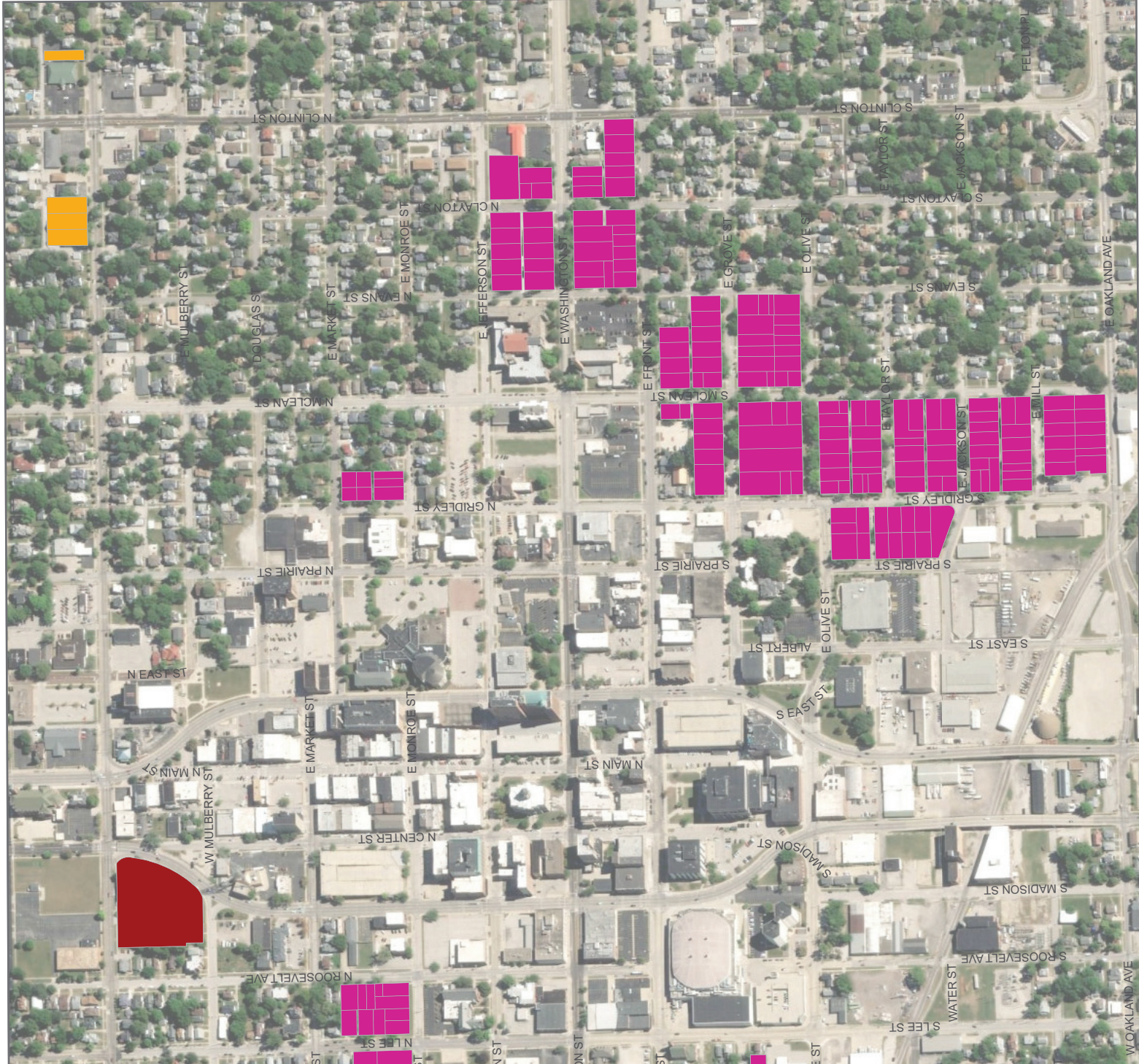
	R-1A	R-1B	R-1C	R-1H	R-2	R-3A	R-3B	R-4	R-D	Reference
Food Pantry							S		S	10-18
RECREATIONAL										
Country Clubs, Golf Clubs, Golf Courses	S	S	S	S	S	S	S	S	S	10-12
Community Center						S	S	S	S	10-13
Parks and Recreation Facilities	P	P	P	P	P	P	P	P	P	
Swimming Clubs						S	S	S	S	
Swimming Pools, Community	S	S	S	S	S	S	S	S	S	10-32
COMMERCIAL										
Entertainment and Hospitality										
Sports and Fitness Establishments						S	S	S	S	10-13
Lodging										
Bed & Breakfast Establishments						S	S		S	10-7
Boarding and Rooming Houses					S	S	P		P	10-19
Offices										
Office Conversion									S	10-4401
Medical or Dental Office or Clinic							S		S	10-24
Medical Laboratory							S		S	
Personal Services										
Clothing Care: Tailor, Dry Cleaning, Coin Laundry, Shoe Repair, etc.							S ²	S ²	S ²	
Personal Care: Barber Shop, Beauty Salon, Day Spa, etc.							S ²	S ²	S ²	
Day Care Centers	S	S	S	S	S	S	S	S	S	
Retail and Service										
Drug Stores and Pharmacies							S ²	S ²	S ²	
Grocery Stores, Supermarkets							S ²	S ²	S ²	
INDUSTRIAL										
Utilities										
Public or Private Utility Facility, Minor	P	P	P		P	P	P	P	P	
Private Solar Energy Conversion Facilities	P	P	P		P	P	P	P	P	10-31
Wireless Communication Facilities	S	S	S		S	S	S	S	S	10-37
1. Maximum permitted height is forty-five (45) feet or three (3) stories, whichever is lower.										
2. The use shall be located within a building containing multiple-family or office uses in the R-3B and R-D Districts and shall not be permitted within a Mobile Home or Dwelling Unit in the R-4 District. In the R-3B and RD Districts, the maximum permitted floor area is one thousand six-hundred (1,600) square feet for Clothing Care; one thousand (1,000) square feet for Personal Care or five thousand (5,000) square feet for Drug Stores, Pharmacies, and Grocery Stores										

Commented [JW3]: Tailoring and shoe repair are appropriate uses in res neighborhoods, but we are concerned that coin operated laundry and dry cleaners are not. Would the City like to separate out these uses to better distinguish between them?

R-3B District Analysis

Recommended Map Amendment

- R-D Downtown Residence District
- R-2 Mixed Residence District
- D-2 Downtown Transitional District





REGULAR AGENDA ITEM NO. 9.C

FOR COUNCIL: September 28, 2020

SPONSOR: Finance Department

WARD IMPACTED: City-Wide Impact

SUBJECT: 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.

RECOMMENDED MOTION:

The proposed Certification and Ordinance 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: As part of the Coronavirus Aid, Relief, and Economic Security Act (CARES), funds are being made available to local governments via pandemic related expense reimbursement. The Local CURE Program is funded from financial assistance the State of Illinois received through the U.S. Department of the Treasury's Coronavirus Relief Fund via the CARES Act. As a Local Government recipient of financial support through the Local CURE Program, the City is required to utilize the financial support received from the Illinois Department of Commerce and Economic Opportunity for the specific purposes and in compliance with the terms and certifications of the Local CURE Program. The City must therefore enter into the Local CURE Program Financial Support Conditions and Certification in order to participate in and receive the funding pursuant to the Local CURE Program.

The City has been allocated \$3,160,394 from the program (allotment). Local Governments are only permitted to seek reimbursement for costs that have been expended during the eligibility period of March 1, 2020 through December 30, 2020. Eligible expenses must be from one or more of the following five categories:

1. Medical expenses, including but not limited to: expenses of establishing temporary public medical facilities and other measures to increase COVID-19 treatment capacity, costs of providing COVID-19 testing, and emergency medical response expenses;
2. Public health expenses, including but not limited to: expenses for communication and enforcement by local governments of public health orders related to COVID-19;
3. Payroll expenses for public safety, public health, health care, human services, and similar employees whose services were substantially dedicated to mitigating or responding to COVID-19;
4. Expenses for actions taken to facilitate compliance with COVID-19 related public health measures; and

5. Any other COVID-19 related expenses reasonably necessary to the function of government, or for other uses approved by the Department, that satisfy the Local CURE Program eligibility criteria. The Local Government must document how expenses are related to COVID-19.

The City is tracking all direct expenses in its accounting software via designated general ledger codes. In addition, Staff is reviewing the eligibility of certain compensation costs. As the Certification inquires as to the intent of the City to utilize its full allotment; and given the extent of the potential eligible compensation costs are yet unknown, the intention of utilizing the full allotment of \$3,160,394 will be selected. It should be noted however, that the eligible reimbursement request could be substantially less than the allotment.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

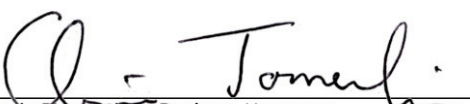
FINANCIAL IMPACT: Federal expense relief/assistance for COVID-19 (Coronavirus), being made available via the Illinois State Local CURE Program, requires that municipalities execute a Certification stipulating adherence to program guidelines. The Local CURE Program reimburses 100% of eligible expenses. Expenses submitted for reimbursement directly via other programs, may be reimbursed at an amount less than 100%. Therefore, failure to execute the Certification could result in the forfeiture of a portion of fully eligible reimbursable expenditures.

COMMUNITY DEVELOPMENT IMPACT: N/A

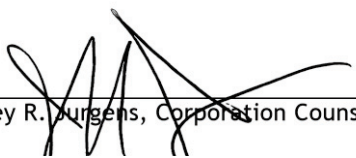
Respectfully submitted for Council consideration.

Prepared by: F. Scott Rathbun, Finance Director

Reviewed by:


Chris Tomertin, Budget Manager

9/15/2020


Jeffrey R. Jurgens, Corporation Counsel

9/18/2020


Tara Henry, Legislative Assistant

9/24/2020

Attachments:

- FIN 2B COB Local CURE Certification
- FIN 2C COB Local CURE Certification Ordinance

LOCAL CORONAVIRUS URGENT REMEDIATION EMERGENCY SUPPORT PROGRAM
("Local CURE Program")

FINANCIAL SUPPORT CONDITIONS AND CERTIFICATION

City of Bloomington ("Local Government"), with its principal office at **109 E Olive St, PO Box 3157, Bloomington, IL 61702**, is eligible to receive an amount not to exceed **\$3,160,394** ("allotment") as financial support pursuant to the Local CURE Program.

The Local CURE Program is funded from financial assistance the State of Illinois received through the U.S. Department of the Treasury's Coronavirus Relief Fund (CFDA No. 21.019) authorized under section 601(a) of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief and Economic Security Act, P.L. 116-136 ("CARES Act").

As a Local Government recipient of financial support through the Local CURE program, the Local Government is required to utilize the financial support received from the Illinois Department of Commerce and Economic Opportunity (the "Department") for the specific purposes as set forth below. To participate in the Local CURE Program, the Local Government must remain in compliance with the terms and certifications stated herein. Please review the items below carefully, as the Local Government and its representative shall warrant that all material facts presented are accurate. If the Local Government is unable to provide this assurance, it is ineligible to receive financial support under the Local CURE Program.

The Department may enter into an agreement with one or more third parties to assist in the administration of the Local CURE Program. The Local Government shall adhere to all instructions or guidance issued by the Department's third party vendors in addition to those of the Department.

The allowable uses of program funds and eligible expenditures set forth in this certification will be modified by the Department, in accordance with the Illinois Administrative Procedure Act, if the CARES Act or the U.S. Department of the Treasury guidance is amended to authorize different categories of eligible uses or eligible expenses.

The Local Government should return this signed Financial Support Conditions and Certification by **October 1, 2020**.

FINANCIAL SUPPORT CONDITIONS

As the authorized representative of the Local Government, I agree and certify that the Local Government:

General Information

1. Provided true and accurate information on the following documents, as applicable: the application and the IRS Form W-9.
2. Will have, by the time Local Government submits its first request for reimbursement, an active registration on the federal System for Award Management (“SAM”) and will maintain an active SAM registration throughout the duration of the Local Government’s participation in the Local CURE Program.
3. Is a “unit of local government” as defined by the Illinois Constitution, Article VII, Section 1 and has the legal authority to apply for and receive financial support under the Local CURE Program.
4. Is not located completely within one or more of the five Illinois counties that received direct allotments from the CARES Act fund (Cook, DuPage, Kane, Lake, or Will).

Local CURE Program Requirements

5. Has incurred or will incur eligible costs, as defined by 14 Ill. Admin. Code Part 700, for which it will seek reimbursement from the Department under the Local CURE Program. Specifically, the costs incurred by the Local Government:
 - a. are necessary expenditures incurred due to the public health emergency with respect to COVID-19;
 - b. are not accounted for in the budget most recently approved as of March 27, 2020 (the date of enactment of the CARES Act) for the unit of local government; and
 - c. were or will be incurred during the period that begins on March 1, 2020 and ends December 30, 2020.
6. Understands that pursuant to the Local CURE Program, the Local Government will only be permitted to seek reimbursement from the Department for costs that have already been expended for services performed or goods received. No advance payments will be permitted.
7. Shall seek reimbursement from one or more of the following five categories of eligible incurred expenses:
 - a. Medical expenses, including but not limited to: expenses of establishing temporary public medical facilities and other measures to increase COVID-19 treatment capacity, costs of providing COVID-19 testing, and emergency medical response expenses;
 - b. Public health expenses, including but not limited to: expenses for communication and enforcement by local governments of public health orders related to COVID-19;
 - c. Payroll expenses for public safety, public health, health care, human services, and similar employees whose services were substantially dedicated to mitigating or responding to COVID-19;
 - d. Expenses for actions taken to facilitate compliance with COVID-19 related public health measures; and
 - e. Any other COVID-19 related expenses reasonably necessary to the function of government, or for other uses approved by the Department, that satisfy the Local CURE Program eligibility criteria. The Local Government must document how expenses are related to COVID-19.

8. Understands that to be eligible for reimbursement, the Local Government must have had services performed or received goods to respond directly to the public health emergency with respect to COVID-19 by December 30, 2020.
9. Understands that it is Local Government's responsibility to communicate with and report to the Department Local Government's needs regarding the allotment on a regular basis, as directed by the Department. This includes the requirement that Local Government report as soon as practicable if it believes that a portion of the allotment will not be utilized by the Local Government, OR if Local Government is in need of additional funds in excess of the allotment, for costs which will be incurred by December 30, 2020 and which will comply with all the Local CURE Program requirements.
10. Understands that on or around **November 1, 2020**, the Department will send a notice to Local Government indicating that it must report in detail: (a) how Local Government intends to spend the remainder of the initial allotment, and (b) any anticipated eligible expenses through December 30, 2020 in excess of the local government's initial allotment. If, by **December 1, 2020**, Local Government does not submit a report to the Department, or the detailed report submitted by Local Government reveals that some or all of the allotment will not be utilized by the Local Government, the Department will redirect, in accordance with 14 Ill. Admin. Code Part 700, the projected unspent balance to other local governments eligible for the Local CURE Program, which have reported a need for funds.
11. Understands that all requests for reimbursement for any Local CURE Program allotment received by Local Government before February 1, 2021 must be received by the Department or its third party administrator by **January 31, 2021**.
12. Understands that if Local Government's allotment has a remaining balance of funds for which Local Government has not sought reimbursement by January 31, 2021, on **February 1, 2021**, the remaining balance will be redirected to one or more local governments eligible for the Local CURE Program, which have a need for funds.
13. Understands that if the Local Government receives an allotment on or after **February 1, 2021**, the Local Government must submit all requests for reimbursement for this allotment to the Department or its third party administrator by **February 28, 2021**.
14. Understands that for any allotment received by Local Government on or after December 1, 2020, to be eligible for reimbursement, the Local Government must have had services performed or received goods to respond directly to the public health emergency with respect to COVID-19 by December 30, 2020.
15. Understands that the Local Government will submit to the Department or its third party administrator requests for reimbursement on forms provided by the Department or its third party administrator, including all required supporting documentation and in the manner requested by the Department or third party administrator, that the third party administrator will review the information received for eligibility, and if approved, the payment(s) will be released by the Department to the Local Government.
16. Understands that funds received through the Local CURE Program may not be used to fill shortfalls in the Local Government's revenue to cover expenditures that would not otherwise qualify under the program unless the Department authorizes such expenditures, in accordance with the Illinois Administrative Procedure Act, after a modification to the CARES Act or subsequent guidance issued by the U.S. Department of the Treasury.

17. Shall not seek reimbursement for incurred expenses under the Local CURE Program for which the Local Government has received or will receive a duplicate benefit through another State or federal funding opportunity.
18. Understands that any funding provided through the Local CURE Program is authorized under section 601(a) of the Social Security Act, as added by section 5001 of the CARES Act. The Local Government shall follow all requirements of the CARES Act, including, but not limited to, all related guidance, including subsequent guidance, issued by the U.S. Department of the Treasury.
19. Shall use the funds received from the Department in accordance with the requirements of the Local CURE Program, including the statute (20 ILCS 605/605-1045), rules (14 Ill. Admin. Code Part 700), including any amendments thereto, and all written guidance and manuals issued by the Department and/or its third party administrator. The Department, as the administrator of the Local CURE Program, has the authority to take any action necessary to bring Local Government into compliance with the program requirements.
20. Understands that the Department reserves the right to seek a refund from the Local Government if the Department, another State agency or the federal government finds that the Local Government: (a) made a false or fraudulent statement to the Department or its third party administrator; (b) made a false or fraudulent claim for funds; or (c) spent the Local CURE Program funds on ineligible expenses or for duplicate costs that were reimbursed through another federal or State program.

Local CURE Program Administrative Requirements

21. Shall provide all necessary forms, documentation and information as required or requested by the Department or its third party administrator(s) to operate the Local CURE Program.
22. Shall submit all required reports and information requested by the Department or the third party administrator including, but not limited to, information demonstrating funds received under the Local CURE Program were deposited in an account held by the Local Government.
23. When requesting a reimbursement, shall submit a report certifying the costs, as required by 2 CFR 200.415, and provide all documentation and information required by 14 Ill. Admin. Code Part 700, and any other information requested by the Department or its third party administrator.
24. Shall include Local CURE funding in the applicable financial statement and/or audit of the Local Government, including a Single Audit pursuant to the Single Audit Act (31 U.S.C. §§7501-7507).
25. Shall not seek reimbursement for costs paid to an entity on the federal or State debarred and suspended list.
26. Shall comply with the following provisions of the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (2 CFR Part 200): 2 CFR 200.303 regarding internal controls; 2 CFR 200.330 through 200.332 regarding subrecipient monitoring and management; subpart E regarding cost eligibility requirements; and subpart F regarding audit requirements.

General Administrative Requirements

27. Is complying with all relevant State and federal laws and regulations.
28. And its affiliate(s), is/are not barred from receiving the Local CURE Program funds because the Local Government, or its affiliate(s), is/are delinquent in the payment of any debt to the State, unless the Local Government, or its affiliate(s), has/have entered into a deferred payment plan to pay off the debt, and the Local Government acknowledges the Department may terminate and/or seek a refund of the Local Government's Local CURE Program allotment if this certification is false (30 ILCS 500/50-11).
29. Shall continue to comply, as applicable, with the provisions of the Contract Work Hours and Safety Standards Act (40 U.S.C. 327-333), the Copeland Act (40 U.S.C. 276c and 18 U.S.C. 874), the Davis-Bacon Act (40 U.S.C. 276a-276-1), the Drug-Free Workplace Act of 1988 (44 CFR, Part 17, Subpart F), the Fair Labor Standards Act (29 U.S.C. 201), and the Illinois Prevailing Wage Act (820 ILCS 130/1).
30. Shall comply with all relevant laws and regulations concerning non-discrimination.
31. Shall pay no appropriated funds to any person for influencing or attempting to influence an officer or employee of federal, State or local government, or an employee of a member of any federal, State or local government in connection with the awarding of any State and federal contract, the making of any State and federal grant, the making of any State and federal loan, the entering into any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any State and federal contract, grant, loan or cooperative agreement.
32. Shall prohibit employees, contractors, and subcontractors from using their positions for a purpose that constitutes or presents an appearance of personal or organizational conflict of interests or personal gain.
33. Has no action, lawsuit or proceeding pending or, to the knowledge of the Local Government, threatened which questions the legality or propriety of the transactions contemplated by the receipt of funds through the Local CURE Program or which will have a material adverse effect on the performance required by the Local Government.
34. Has not received any notice of any investigation conducted or charges, complaints or actions brought by the State of Illinois or any governmental body within the State of Illinois regarding the Local Government or its principals and key personnel that will be involved in the use of the Local CURE Program funds received.
35. Has not received any notice that any of its principals or key personnel that will be involved in the use of the Local CURE Program funds are the subject of any criminal investigations or charges.
36. Understands that neither the Department nor the Local Government shall be liable for actions chargeable to the other party related to the Department's provision of funds to the Local Government including, but not limited to, the negligent acts and omissions of a party's agents, employees or subcontractors in the performance of their duties, unless such liability is imposed by law.
37. Understands that receiving funds pursuant to the Local CURE Program is contingent upon and subject to the availability of sufficient funds. The Department may terminate or suspend the Local Government's allotment, in whole or in part, without penalty or further payment being required, if (i) sufficient funds have not been appropriated or otherwise made available to the Department by the State or the federal funding source, (ii) the Governor or the Department

reserves funds, or (iii) the Governor or the Department determines that funds will not or may not be available for payment. The Department shall provide notice, in writing, to the Local Government of any such funding failure and its election to terminate or suspend Local Government's allotment as soon as practicable. Any suspension or termination pursuant to this paragraph will be effective upon the date of the written notice unless otherwise indicated.

Accessibility of Records and Retention

38. Shall make books, records, related papers, supporting documentation, financial records and personnel relevant to the Local CURE Program available to authorized Department representatives, the Illinois Auditor General, Illinois Attorney General, any Executive Inspector General, federal authorities, and any other person as may be authorized by the Department (including auditors), by the State of Illinois or by federal statute. Local Government shall cooperate fully in any such audit or inquiry. Failure by the Local Government to maintain books, records, financial records and supporting documentation shall establish a presumption in favor of the State for the recovery of any funds paid by the State under the Local CURE Program for which adequate books, records, financial records and supporting documentation are not available to support disbursement.
39. Understands that the Department or its third party administrator will conduct monitoring of the Local CURE Program to ensure funds were spent in accordance with the Local CURE Program statute and the administrative rules.
40. Shall provide to any agent authorized by the Department, upon presentation of credentials, full access to, and the right to examine, any document, papers and records either in hard copy or electronic format, of the Local Government involving transactions related to the Local CURE Program.
41. Shall maintain for five (5) years from the date of submission of the final request for reimbursement, adequate books, all financial records and supporting documents, statistical records and all other records pertinent to the Local CURE Program. If any litigation, claim or audit is started before the expiration of the retention period, the records must be retained until all litigation, claims or audit exceptions involving the records have been resolved and final action taken.

Other Expenditures Prohibited by the CARES Act

42. Shall not seek reimbursement under the Local CURE Program for expenditures prohibited by section 5001(b) of the CARES Act, including, but not limited to:
 - a. advocacy for the legalization of any drug or other substance included in Schedule I of the schedules of controlled substances established under Section 202 of the Controlled Substances Act;
 - b. dissemination of deliberately false or misleading scientific information;
 - c. lobbying; or
 - d. expenses for an elective abortion or on research in which a human embryo is destroyed, discarded, or knowingly subjected to risk of injury or death. The prohibition on payment for abortions does not apply to an abortion if the pregnancy is the result of an act of rape or incest; or in the case where a woman suffers from a physical disorder, physical injury, or physical illness, including a life-endangering physical condition

caused by or arising from the pregnancy itself, that would, as certified by a physician, place the woman in danger of death unless an abortion is performed.

Please Answer the Following Questions:

1. Does the Local Government intend to use the full allotment of funds set forth in the first paragraph, above? ☒ Yes ☐ No
 - a. If yes, the Local Government agrees that it shall notify the Department as soon as practicable if the Local Government determines that it will not use its full allotment.
 - b. If no, approximately, how much of the allotment does the Local Government plan to use? \$ _____
2. Does the Local Government have or estimate it will have additional Local CURE Program eligible expenses greater than the allotment set forth in the first paragraph, above?
☐ Yes ☐ No
 - a. If yes, please provide an estimate of the additional funds needed and the types of expenses generally. _____

3. Does the Local Government plan to use any of the funds received through the Local CURE program from the Department as a required match component for another State or federal program? ☐ Yes ☒ No
 - a. If yes, please describe the program(s). _____

CERTIFICATION

The individual below, acting in the capacity to represent the Local Government in completion of this certification, certifies that all information contained herein, is true to the best of his/her knowledge and belief.

I declare under penalty of perjury that the above statements are true and correct.

Authorized Representative

Signature

Tari Renner, Mayor
Name & Title

Date

mayor@cityblm.org
E-mail

37-6001563
Local Government FEIN

060864170
Local Government DUNS Number

Primary Local Government Contact for Local CURE Program

Name: _____

Title: Finance Director

Address: 109 E. Olive St., Bloomington IL, 61702

Phone: 309-434-2306

E-mail: srathbun@cityblm.org

ORDINANCE NO. 2020 - _____

AN ORDINANCE PERTAINING TO THE LOCAL CURE PROGRAM

WHEREAS, the City of Bloomington, in McLean County, Illinois, (“City”) is an Illinois municipality, eligible for reimbursement of funds through the Local Coronavirus Urgent Remediation Emergency Support Program (Local CURE Program), 20 ILCS 605/605-1045; and

WHEREAS, the Local CURE Program is funded from financial assistance the State of Illinois received through the U.S. Department of the Treasury’s Coronavirus Relief Fund (CFDA No. 21.019) authorized under section 601(a) of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief and Economic Security Act, P.L. 116-136 (“CARES Act”); and

WHEREAS, as a Local Government recipient of financial support through the Local CURE Program, the City is required to utilize the financial support received from the Illinois Department of Commerce and Economic Opportunity (the “Department”) for the specific purposes and in compliance with the terms and certifications of the Local CURE Program; and

WHEREAS, the corporate authorities of the City have determined that it is advisable, necessary and in the best interest of the City to enter into the attached Local CURE Program Financial Support Conditions and Certification in order to participate in and receive the funding pursuant to the Local CURE Program.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLOOMINGTON, ILLINOIS as follows:

SECTION 1. The foregoing recitals shall be and are hereby incorporated as findings of fact as if said recitals were fully set forth herein.

SECTION 2. The Financial Support Conditions and Certification in substantially the form of the exhibit attached hereto is hereby incorporated herein by reference, authorized and approved.

SECTION 3. The Mayor is hereby authorized to execute and deliver and the City Clerk is hereby authorized to attest to said execution of said certification in substantially the form of the exhibit appended hereto as so authorized and approved for and on behalf of the City.

SECTION 4. If any provision of this Ordinance or application thereof to any person or circumstances is ruled unconstitutional or otherwise invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect

without the invalid application or provision, and each invalid provision or invalid application of this Ordinance is severable.

SECTION 5. All ordinances and resolutions, or parts thereof, in conflict with the provisions of this Ordinance are, to the extent of the conflict, expressly repealed on the effective date of this Ordinance.

SECTION 6. This Ordinance shall be in full force and effect after its passage, publication and approval as required by law.

PASSED this 28th day of September 2020.

APPROVED this ____ day of September 2020.

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Leslie Smith-Yocum, City Clerk



REGULAR AGENDA ITEM NO. 9.D

FOR COUNCIL: September 28, 2020

SPONSOR: City Clerk Department

WARD IMPACTED: City-Wide Impact

SUBJECT: 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.

RECOMMENDED MOTION:

The proposed Ordinance be approved.

STRATEGIC PLAN LINK:

- Goal 5. Great Place - Livable, Sustainable City
- Goal 3. Grow the Local Economy
- Goal 1. Financially Sound City Providing Quality Basic Services

STRATEGIC PLAN SIGNIFICANCE:

- Objective 5e. More attractive city: commercial areas and neighborhoods
- Objective 5d. Appropriate leisure and recreational opportunities responding to the needs of residents
- Objective 3e. Strong working relationship among the City, businesses, economic development organizations
- Objective 3d. Expanded retail businesses
- Objective 3b. Attraction of new targeted businesses that are the “right” fit for Bloomington
- Objective 3a. Retention and growth of current local businesses
- Objective 1c. Engaged residents that are well informed and involved in an open governance process

BACKGROUND: The moratorium on City video gaming licenses was lifted on March 1, 2019. Since then, staff have completed two video gaming license renewal periods, allowing staff to identify and recommend a variety of changes for improved procedures and streamlining.

The first proposed Ordinance change, if approved, would align video gaming license with liquor license so that they both allow for the same number of days each license can be held, or put on hold, while an establishment temporarily ceases operations after seeking approval from the City. Currently, the Code allows liquor license to cease operations for 180 days, while video gaming allows only 60-days. For the majority of businesses video gaming licenses are dependent upon the business first having received a liquor license. This dependency demonstrates the need for consistent timelines across both licenses. Therefore, the Ordinance includes language to amend the cessation of business associated to video gaming license from 60-days to 180-days.

The second proposed change, if approved, would amend the video gaming license application process to only require the submission of a paper floor plan upon request; Therefore, allowing for a fully electronic submission and process.

The third proposed change would amend documentation requirements for new and renewal video gaming license applications for truck stops, veteran and fraternal organizations to ensure staff have the appropriate information needed to validate each business type.

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:



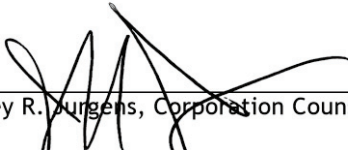
Leslie Yocum, City Clerk

9/24/2020



Chris Tomerlin, Budget Manager

9/24/2020



Jeffrey R. Jurgens, Corporation Counsel

9/24/2020



Tara Henry, Legislative Assistant

9/24/2020

Attachments:

- CLK 2B Ordinance Video Gaming

ORDINANCE NO. 2020 - _____

**AN ORDINANCE AMENDING CHAPTER 7 OF THE CITY CODE TO IMPLEMENT
UPDATED VIDEO GAMING LICENSURE REQUIREMENTS WITHIN THE CITY**

WHEREAS, the City of Bloomington, McLean County, Illinois (hereinafter “City”) is an Illinois home-rule municipality; and

WHEREAS, the City Council has the authority to regulate video gaming in a manner not inconsistent with the provision of the Illinois Video Gaming Act; and

WHEREAS, the City Council looks to streamline video gaming cessation of business timelines with that of liquor license; and

WHEREAS, the City Council is updating video gaming licensing requirements for new and renewal applications by moving toward a fully electronic process and requiring additional verification documentation for truck stops, veteran and fraternal organizations.

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

SECTION 1. The above recitals are incorporated herein by this reference as if specifically stated in full.

SECTION 2. That Article XIII in Chapter 7 shall be updated as follows:

AMUSEMENTS (CHAPTER 7)

§ 7-1304 [Ch. 7, Sec. 123] Application requirements.

E. A floor plan, drawn to scale using a computer, detailing the overall layout of the establishment, including the location and count of dining seating, the location and count of video gaming terminals and seating for said terminals, and other significant features of the establishment, including exit locations, restrooms, rooms, and other equipment. A high-resolution electronic copy of the floor plan ~~as well as a paper printed copy (no smaller than 11 inches by 17 inches)~~ shall be submitted at the time of application; a paper printed copy of the floor plan shall be submitted upon request (no smaller than 11 inches by 17 inches); hand-drawn floor plans and floor plans not including a scale will not be accepted;

T. For Regular Truck Stops, a statement that they qualify under § 7-1301 of the City Code and 230 ILCS 40/5 of State Statue as well as proof of the following:

- i. that the premises is owned, leased or otherwise operated by the applicant;
- ii. that the premises is currently at least a 3 acre parcel with a convenience store;
- iii. has separate diesel islands for fueling commercial motor vehicles;

iv. current/projected retail sales of more than 10,000 gallons of diesel or biodiesel fuel per month; and

v. that there are parking spaces for commercial motor vehicles.

U. For Large Truck Stops, a statement that they qualify under § 7-1301 of the City Code and 230 ILCS 40/5 of State Statute as well as proof of the following:

i. that the premises is owned, leased or otherwise operated by the applicant;

ii. that the premises is currently at least a 3 acre parcel with a convenience store;

iii. that the premises is currently located within 3 road miles from a freeway interchange;

iv. has separate diesel islands for fueling commercial motor vehicles;

v. current/projected retail sales of more than 50,000 gallons of diesel or biodiesel fuel per month; and

vi. that there are parking spaces for commercial motor vehicles.

V. For veteran or fraternal organizations, proof of status must be provided in the form of U.S. Form 990-EZ, Certificate of Exemption, 501(c)(3), 501(c)(4), 501(c)(5), 501(c)(8), 501(c)(10), or 501(c)(19).

W.T. For renewal applications, a report or reports showing its gross annual revenue for the previous calendar year by category of revenue generated and showing the percentage of gaming revenue payable to the establishment as compared to the total gross revenues of the establishment.

§ 7-1305 [Ch. 7, Sec. 124] Application filing; renewals.

A. Applications shall be processed by the City Clerk on a first come, first served basis. Every application shall be date and time stamped upon filing. An application received in the mail shall be considered filed on the date and time it is opened by the City Clerk's department. Applications will not be accepted if the application is not complete or if the application is not submitted with all required supporting documents.

B. Every video gaming license holder shall be required to file a renewal application, which may contain the same or similar information as set forth in § 7-1304. Renewal applications shall be due on or before April 1 unless the first falls on a holiday, in which case the application may be received by the Clerk on the following business day.

C. Licensees are required to always keep a valid copy of the licensee's State of Illinois Video Gaming License on file with the City Clerk Department.

§ 7-1313 [Ch. 7, Sec. 132] Transfer of video gaming licenses.

A person desiring to transfer a video gaming license shall be required to complete an transfer application that must be submitted with all required supporting documentation and a formal letter requesting the transfer that is signed by both parties. The ~~person~~ individual acquiring the establishment license must meet the requirements of § 7-1303 of this article, including that the new person holds the appropriate video gaming license from the State of Illinois. The ~~application to transfer shall include, at a minimum, the information contained in § 7-1304 and~~ license shall be granted by the City Clerk if the new applicant meets the requirements of § 7-1303. The fee for a transfer of a license shall be as set forth in the Schedule of Fees.

§ 7-1321 [Ch. 7, Sec. 140] Cessation of business operations.

A. Any establishment that ceases its business operations, including the operation of video gaming terminals, for more than ~~60~~ 180 days shall have its video gaming license revoked, except as provided in Subsection B. Any and all license fees must be paid during the cessation period.

B. Any establishment that ceases its business operations, including the operation of video gaming terminals, as a result of either an Act of God or as part of a planned remodel/upgrade to the establishment, shall have its licensed revoked unless the business operations, including the operation of video gaming terminals, resumes within 12 months. Any and all license fees must be paid during the cessation period.

SECTION 3. The Schedule of Fees shall remain unchanged.

SECTION 4. Except as provided herein, the Bloomington City Code, 1960, as amended shall remain in full force and effect.

SECTION 5. 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 6. The City Clerk is hereby authorized to publish this ordinance in pamphlet form as provided by law.

SECTION 7. This ordinance shall be effective immediately after its approval and publication as required by law.

PASSED this 28th day of September 2020.

APPROVED this ____ day of September 2020.

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Leslie Smith-Yocum, City Clerk



REGULAR AGENDA ITEM NO. 9.E

FOR COUNCIL: September 28, 2020

SPONSOR: Administration Department

WARD IMPACTED: City-Wide Impact

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

RECOMMENDED MOTION:

The proposed Ordinance be approved.

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: At the last meeting the Bloomington City Council expressed support for the creation of a Public Arts Commission driven by residents and persons engaged in the beautification and cultural development of our community to support art on public property. While there are still specifics to be worked out to include timing, project types, proposed art locations, appointees, recommended budget and funding source, the attached ordinance creates the framework for a public art program while leaving flexibility for the appointed commission to recommend such specifics to you.

This ordinance if approved would establish the following with other details listed below:

- A 7-member Public Arts Commission would be created consisting of two members from both the Bloomington Cultural Commission and Citizen's Beautification Committee and 3 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 a number of types of projects to include sculptures, murals, sidewalk art, art in public facilities and other possibilities. It's important to note that public art could be either temporary or permanent in nature and either purchased or leased depending on a particular 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



Tara Henry, Legislative Assistant

9/24/2020

Attachments:

- ADM 3B Arts Commission Ordinance Final 9.24.20

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 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. The Deputy City Manager or a City Manager designee shall serve as staff liaison to the Commission.
- B. Meetings. The Commission shall meet on a regular basis on a schedule to be established by the members, but not less than once per month. 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.
- C. 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 redetermined 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 public arts ordinance; and

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

D. 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.

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 28th day of September 2020.

APPROVED this _____ day of September 2020.

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Leslie Yocum-Smith, City Clerk



REGULAR AGENDA ITEM NO. 9.F

FOR COUNCIL: September 28, 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 September 18, 2020, Governor Pritzker issued a new 30-day disaster proclamation related to the pandemic. As the community, including the City's businesses and residents, continue to address the impacts of the COVID-19 pandemic, City staff is not currently recommending the repeal of the Ordinance at this time.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: There is no new financial impact associated with continuing Ordinance 2020-18 in effect.

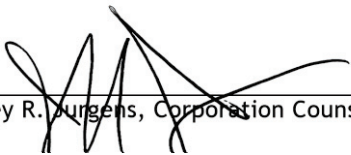
COMMUNITY DEVELOPMENT IMPACT: The continuation of Ordinance 2020-18 allows several key functions of the Community Development Department to continue that do not include

statutorily mandated public hearings, as well as the expansion of certain business operations for outdoor dining.

Respectfully submitted for Council consideration.

Prepared by: Jeffrey Jurgens, Corporation Counsel

Reviewed by:



Jeffrey R. Jurgens, Corporation Counsel

9/18/2020



Chris Tomertin, Budget Manager

9/18/2020



Tara Henry, Legislative Assistant

9/24/2020

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.

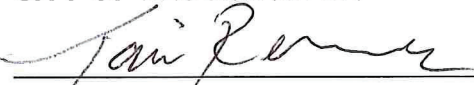
SECTION 9. Home Rule Authority. This ordinance is passed and approved pursuant to the home rule authority granted Article VII, Section 6 of the 1970 Illinois Constitution.

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.

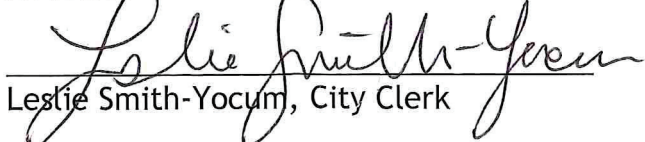
PASSED this 26th day of March 2020.

APPROVED this 27th day of March 2020.

CITY OF BLOOMINGTON


Tari Renner, Mayor

ATTEST


Leslie Smith-Yocum, City Clerk

ORDINANCE NO. 2020 - 21

**AN ORDINANCE AMENDING THE LOCAL EMERGENCY DECLARATION ORDINANCE,
ORDINANCE 2020-18, TO ADD CLUB LIQUOR LICENSES TO SECTION 2(N)**

BE IT ORDAINED by the City Council of the City of Bloomington, Illinois:

SECTION 1. That Ordinance 2020-18 is hereby amended by amending Section 2(N) to read as follows (added; deleted):

(N) Liquor Commissioner Authority to Allow Deliveries. The Liquor Commissioner shall be granted the authority to allow all restaurant liquor license holders (Class RA and Class RB), club liquor license holders (Class CA and Class CB), as well as all taverns (Class TA and Class TB) to provide the delivery, carryout and curbside pickup of alcoholic liquor, so long as the license holder complies with the requirements of Chapter 6, Section 32(C) for curbside pickup and Chapter 6, 32(D) for deliveries, as well as any other requirements that may be imposed by Executive Order of the Mayor. No packaged liquor license component shall be required. This authority of the Liquor Commissioner shall remain in effect so long as Governor Pritzker's Gubernatorial Disaster Proclamation remains in effect, including any and all renewals thereof, or until this authority is repealed by the City Council.

SECTION 2. Except as provided herein, Ordinance 2020-18, as amended, shall remain in full force and effect.

SECTION 3. The City Clerk shall be, and is hereby directed and authorized to publish this Ordinance in pamphlet form as provided by law.

SECTION 4. This Ordinance is enacted pursuant to the authority granted to the City as a home rule unit by Article VII, Section 6 of the 1970 Illinois Constitution.

SECTION 5. This ordinance shall be effective immediately after its execution and publication as required by law.

PASSED this 13th day of April 2020.

APPROVED this 15th day of April 2020.

CITY OF BLOOMINGTON

Tari R. Pendergast, Mayor

ATTEST

Leslie G. Gamm, City Clerk



ORDINANCE NO. 2020 - 25

AN ORDINANCE AMENDING THE LOCAL EMERGENCY DECLARATION ORDINANCE, ORDINANCE 2020-18, TO ADD A NEW SECTION 2(P) TO ALLOW THE PRORATION OF THE CITY'S VIDEO GAMING LICENSE FEES

BE IT ORDAINED by the City Council of the City of Bloomington, Illinois:

SECTION 1. That Ordinance 2020-18 is hereby amended by adding a new Section 2(P) as follows:

(P) Video Gaming License Fee Proration; Other License Fee Prorations. To account for the mandated closure of video gaming establishments, the City shall prorate the City's video gaming license fee as follows: (1) for the license year May 1, 2019, through April 30, 2020, the City shall reimburse license holders 12% of the license fee paid within 15 days of adoption of this Ordinance; and (2) for the license year May 1, 2020, through April 30, 2021, the City shall issue a refund of the license fee based on the prorated amount of time the establishment was not authorized to operate within said year by the Illinois Gaming Board due to the COVID-19 pandemic or may otherwise offset said amount when the license fee is paid. Any such refund shall be paid by the City within 15 days after video gaming establishments are lawfully authorized to resume operations by the Illinois Gaming Board. The City Manager is similarly authorized, by Executive Order, with the written concurrence of both the Mayor and Mayor Pro Tem, to prorate other annual City license fees for license holders that are not permitted to operate by state or federal mandate due to the COVID-19 pandemic.

SECTION 2. Except as provided herein, Ordinance 2020-18, as amended, shall remain in full force and effect.

SECTION 3. The City Clerk shall be, and is hereby directed and authorized to publish this Ordinance in pamphlet form as provided by law.

SECTION 4. This Ordinance is enacted pursuant to the authority granted to the City as a home rule unit by Article VII, Section 6 of the 1970 Illinois Constitution.

SECTION 5. This ordinance shall be effective immediately after its execution and publication as required by law.

PASSED this 27th day of April 2020.

APPROVED this 28th day of April 2020.

CITY OF BLOOMINGTON

Tari Penner
Tari Penner, Mayor

ATTEST

Leah 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

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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
Tari Renner, Mayor

ATTEST

 Leslie Friedrich-Jung
Leslie Friedrich-Jung, City Clerk

