



MINUTES
CITY COUNCIL - REGULAR SESSION
MONDAY, SEPTEMBER 26, 2022, 6:00 P.M.

The City Council convened in regular session in the Government Center Chambers at 6:00 p.m., Monday, September 26, 2022. Mayor Mboka Mwilambwe called the meeting to order and led the Pledge of Allegiance ending with a moment of silent prayer/reflection.

Roll Call

Attendee Name	Title	Status
Mboka Mwilambwe	Mayor	Present
Grant Walch	Council Member, Ward 1	Present
Donna Boelen	Council Member, Ward 2	Present
Sheila Montney	Council Member, Ward 3	Present
Julie Emig	Council Member, Ward 4	Absent
Nick Becker	Council Member, Ward 5	Present
De Urban	Council Member, Ward 6	Present
Mollie Ward	Council Member, Ward 7	Present
Jeff Crabill	Council Member, Ward 8	Present
Tom Crumpler	Council Member, Ward 9	Present

Council Member Crabill made a motion, seconded by Council Member Boelen, to allow Council Member Urban to participate remotely due to illness.

Mayor Mwilambwe directed the Clerk to call roll:

AYES: Walch, Boelen, Montney, Becker, Ward, Crabill, Crumpler

Motion carried.

Public Comment

Mayor Mwilambwe read a statement of procedure for public comment. Emailed public comment was received by Dave Kobus. No other public comment was received.

Recognition/Appointments

The following item was presented:

Item 6.A. Recognition of a Boards & Commissions Appointment, as requested by the Administration Department.

Leslie Yocum, City Clerk, recognized Carla Pohl for her appointment to the John M. Scott Healthcare Commission.

Consent Agenda

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

Council Member Boelen made a motion, seconded by Council Member Crumpler to approve the Consent Agenda with the exception of Item 7.L.

Item 7.A. Consideration and action to approve the Minutes of the August 22, 2022 Regular City Council Meeting, as requested by the City Clerk Department. (Recommended Motion: The proposed Minutes be approved.)

Item 7.B. Consideration and action to approve Bills and Payroll in the amount of \$8,593,724.74, as requested by the Finance Department. (Recommended Motion: The proposed Bills and Payroll be approved.)

Item 7.C. Consideration and action to approve the John M. Scott Health Care Trust Fiscal Year 2022 Annual Trust Report , as requested by the Economic & Community Development Department. (Recommended Motion: The proposed Annual Trust Report be approved.)

Item 7.D. Consideration and action to approve a Workers Compensation Claim Settlement involving former BPD Officer Jeremiah Liebendorfer in the amount of \$207,338, as requested by the Human Resources Department. (Recommended Motion: The proposed Workers Compensation Settlement be approved.)

Item 7.E. Consideration and action to approve 1) the Purchase of two (2) LifePak 15 V4 cardiac monitor/defibrillators with annual service and maintenance plans from Stryker Medical, Quote #10521864 in the amount of \$72,592.86, utilizing the federal GSA joint purchasing cooperative Contract #36F79721D0021, exp. 11/30/2025, and 2) Authorization to dispose of two (2) LifePak 15 units through trade-in credit, as requested by the Fire Department. (Recommended Motion: The proposed Purchase and Disposal be approved.)

Item 7.F. Consideration and action to approve an Ambulance Billing Contract, as requested by the Fire Department. (Recommended Motion: The proposed Contract be approved.)

Item 7.G. Consideration and action on an Ordinance Approving the Final Plat of the Tenth Addition to Brookridge Apartments Subdivision, subject to the petitioner providing the required sureties, as requested by the Public Works Department. (Recommended Motion: The proposed Ordinance be approved, subject to the petitioner providing the required sureties.)

Item 7.H. Consideration and action on an Ordinance Approving an Amended Preliminary Plan for Fox Creek Country Club Subdivision for Property Generally Located Near the Intersection of Carrington Lane and Fox Creek Road, PINs: 20- 24-205-014 & 20-24-100-019, Consisting of 16.68 Acres More or Less, as requested by the Economic & Community Development Department, N/A. (Recommended Motion: The proposed Ordinance be approved.)

Item 7.I. Consideration and action on an Ordinance Approving a Site Plan for a Restaurant and Drive- Through in the B -1 (General Commercial) District for Property Located at 506 IAA Drive, as requested by the Economic & Community Development Department. (Recommended Motion: The proposed Ordinance be approved.)

Item 7.J. Consideration and action to approve the Request from Bloomington Normal Jaycees, who will hold an annual Bruegala fundraiser in Downtown Bloomington on Friday, October 7, 2022, for a Class LB (Limited/Beer and Wine) Liquor License, as requested by the City Clerk Department. (Recommended Motion: The proposed License be approved.)

Item 7.K. Consideration and action to approve the Request from Bloomington Normal Sunrise Rotary, who will hold an annual Oktoberfest 5K Run/1 Mile Walk fundraiser at 1750 GE Road on Sunday, October 16, 2022, for a Class LB (Limited/Beer and Wine) Liquor License, as

requested by the City Clerk Department. (Recommended Motion: The proposed License be approved.)

Item 7.L. was pulled from the Consent Agenda by Council Member Walch.

Mayor Mwilambwe directed the Clerk to call roll:

AYES: Walch, Boelen, Montney, Becker, Urban, Ward, Crabill, Crumpler

Motion carried.

Items Pulled from the Consent Agenda

The following item was presented:

Item 7.L. Consideration and action to approve the Application from B FORE, LLC, d/b/a X-Golf Bloomington, to be located at 1407 N. Veterans Pkwy, Units 2 and 3, requesting a Class EAS (Entertainment, All Types of Alcohol, and Sunday Sales) Liquor License, as requested by the City Clerk Department.

Council Member Walch inquired about the facility's interest in a Video Gaming license. City Clerk Leslie Yocum stated that she was unaware if the applicant had expressed interest and reminded Council that no license were currently available. Interested parties anyone interested would have to submit a Video Gaming application and, if approved, could join the Video Gaming Waitlist.

Council Member Walch made a motion, seconded by Council Member Boelen, to approve the License as presented.

Mayor Mwilambwe directed the Clerk to call roll:

AYES: Walch, Boelen, Montney, Becker, Urban, Ward, Crabill, Crumpler

Motion carried.

Regular Agenda

The following item was presented:

Item 8.A. Presentation on recommended City programs to distribute American Rescue Plan Act funding within approved City Council categories of spending and ARPA allowances, as requested by the Economic & Community Development Department, and the Administration Department.

City Manager Tim Gleason introduced the Item and spoke about the approach taken to organize spending into the categories set by Council. He shared that some existing programs aligned perfectly within the categories and would not need Council approval, whereas others would require Council action and would be brought forward at the October 10, 2022 Council meeting. He then introduced Melissa Hon, Director of Economic & Community Development, and Billy Tyus, Deputy City Manager.

Mr. Tyus shared that the City had received \$13.4 million dollars in American Rescue Plan Act (ARPA) funds. He reminded the public that in July Council had approved three categories of funding for staff to use in allocating spending and that spending also had to fit within the categories defined by the United States Treasury. He defined the three categories as Infrastructure, Economic Development, and Socioeconomic Opportunity. He discussed how the three "buckets" had been used to fund much needed projects, as well as explained more

of the process including outlining Federal rules. He was confident that the Item sat within the rules as proposed.

Ms. Hon provided examples of how the funds would impact the community and small businesses. She spoke about grants, income qualifications for particular programs, application processes, and outlined various types of assistance available.

Mr. Tyus noted income restrictions and stated that funds had to be obligated by 2024 and spent by 2026.

Council Member Crabill inquired about funds that had already been obligated and asked whether applications would be accepted after 2024 if funds remained. Ms. Hon responded that the goal was to spend the funds by 2024 and that she expected them to go quickly. Council Member Crabill and Ms. Hon then discussed application approval processes and funding limits. Council Member Crabill recommended raising the funding cap higher than \$150,000 as he believed bigger projects make bigger impacts. Mr. Tyus, Ms. Hon, and Council Member Crabill discussed funding further.

Council Member Crumpler expressed interest in raising the cap as well. Mr. Tyus explained that the hope was that those being funded would be seeking several funding sources, not just the City, so the \$150,000 would just be part of each project's funding.

Council Member Ward expressed excitement and asked which programs would not require Council approval and why. Mr. Tyus stated that the programs would come back to Council for approval, but that the actual grant approvals wouldn't necessarily come back to Council. He stated that staff would score applications and make recommendations based on scores. They then discussed using a lottery process to select recipients, as well as other application requirements.

Council Member Walsh confirmed with Mr. Tyus that there would be set qualifications outlined to guide applicants. He recommended that lead and radon remediation and energy efficiency driven applications be accelerated.

Council Member Boelen expressed strong opinions on how ARPA funds should be spent. She and Ms. Hon discussed landlords being able to apply as small businesses.

Council Member Ward made a motion, seconded by Council Member Crabill, to extend the meeting time by 15 minutes.

Mayor Mwilambwe directed the Clerk to call roll:

AYES: Walch, Boelen, Montney, Becker, Urban, Ward, Crabill, Crumpler

Motion carried.

Council Member Boelen wanted to see the funds go towards rehabbing rentals. She spoke about a law recently passed regarding tax abatement and stated that she wanted funding relief for landlords. She spoke about the non-for-profits already receiving federal funding and asked if they would be disqualified. She discussed it further with Ms. Hon.

Council Member Montney spoke about the number of public comments received regarding impacts rental housing stock in relation to Council's decision to tie landlords to water bills. She believed landlords getting stuck with large water bills was a direct result from the COVID-19 Pandemic and subsequent policy making by Council. She requested more information and stress that the ARPA funding was provided so they could assist in such situations.

Council Member Ward asked for clarity regarding what constitutes a COVID relief effort in terms of where funds could go.

Jeff Jurgens, Corporation Counsel, recommended using the ARPA buckets instead of the City's buckets. He stated that Treasury guidelines allowed spending on several different items and gave examples for support. He spoke about how the differing categories would require staff to review and make sure all the appropriate boxes of the Treasury guidelines were checked. He stated that some items are directly related to COVID and others are not.

Council Member Crabill spoke about the need for a community navigator for landlords and tenants, and ask if such a position fit into a bucket. Ms. Hon believed it would. He recommended reducing water bills, rather than providing funds to pay them.

Council Member Walch asked about qualifications under ARPA specific to grants for single family homes. He believed helping homeowners would in turn help small businesses.

Council Member Boelen expressed appreciation for the good job done by staff.

Mayor Mwilambwe thanked staff for getting a jump on things discussed at the Council Retreat.

The following item was presented:

Item 8.B. Consideration and action on an Ordinance Approving the Fifth Amendment to the Contract Between the City of Bloomington and Tim Gleason, as requested by City Council.

Mayor Mwilambwe complimented City Manager Tim Gleason on his overall performance. He noted Mr. Gleason's excellent financial management of the City and spoke about several agreements and projects coming up. He discussed how Mr. Gleason is widely respected throughout the community and how talent like him is hard to find and highly sought after. He stated that because of this, Council had decided to give him a 3.5% raise and recognized his job well done during what was a very challenging year. He stated that the raise was also an expression of he and Council's desire to retain Mr. Gleason as City Manager. He then gave Council the opportunity to speak.

Council Member Crabill stated he agreed with Mayor's comments, and he commended the job Mr. Gleason did during and since COVID.

Council Member Crabill made a motion, seconded by Council Member Ward, to approve the Item as presented.

Mayor Mwilambwe directed the Clerk to call roll:

AYES: Walch, Boelen, Montney, Becker, Urban, Ward, Crabill, Crumpler

Motion carried.

Finance Director's Report

Scott Rathbun, Finance Director, presented the Fiscal Year ("FY") 2023 financial summary through September 15, 2022. He discussed major tax revenues and highlighted year-to-date variances, as well as variance causes. He talked about COVID impacts on local Motor Fuel Tax and covered FY23 general fund revenues and expenditures highlighting key factors. He discussed enterprise funds and how contract funding was encumbered, and how revenues were applied. He reminded everyone budget books and other resources could be found online.

Council Member Walch asked about Fire Department equipment being delayed and Mr. Rathbun explained and clarified information included in his presentation.

Council Member Montney asked if the City budgeted for a certain number of water main breaks per year and if so, what that looked like. Mr. Rathbun explained that there's an assumption for annual repairs included, as well as capital improvements projects that address repairs on a larger scale. She then mentioned specific issues needing budgeted for. Mr. Rathbun stated that he would discuss with Mr. Gleason an opportunity to dive deeper into some areas of the budget included in his review. Mr. Gleason stated that a Committee of the Whole meeting would be good for that and to discuss enterprise funds further as well.

Council Member Boelen did not want to cut corners when it came to Fire and Police. Mr. Rathbun agreed and stressed the importance of relying on Department Head expertise.

Council Member Crabill asked about the budget process for 2024 and Mr. Gleason stated the process started the day after FY23 ended. He spoke about this year getting Council involved via 3-on-1s 4 to 6 weeks earlier.

City Manager's Discussion

City Manager Gleason thanked staff, the community, and the elected officials for allowing him to work with such an excellent team. He spoke about being proud of Council and all the work they are doing. He then discussed various upcoming downtown events.

Mayor's Discussion

Mayor Mwilambwe briefly addressed a situation that happened at Pride Fest. He stated that he wanted Bloomington to remain open to diversity. He then mentioned several events and spoke about The Place for Children with Autism.

Council Member's Discussion

Council Member Ward wished all the Jewish members of the community a sweet and happy new year as they entered into the season of High Holy Days.

Council Member Montney spoke about the 50th Anniversary of the Evergreen Racket Club and gave high praise to the good work of the membership and the community.

Executive Session

No Executive Session was held.

Adjournment

Council Member Boelen made a motion, seconded by Council Member Becker, to adjourn.

Mayor Mwilambwe directed the Clerk to call roll:

AYES: Walch, Boelen, Montney, Becker, Urban, Ward, Crabill, Crumpler

Motion carried (viva voce).

The meeting adjourned at 7:26 PM.

CITY OF BLOOMINGTON

ATTEST



Mboka Mwilambwe, Mayor



Amanda Stutsman, Deputy City Clerk

