

**COUNCIL PROCEEDINGS
PUBLISHED BY THE AUTHORITY OF THE CITY COUNCIL
OF BLOOMINGTON, ILLINOIS**

The Council convened in regular Session in the Council Chambers, City Hall Building, at 7:00 p.m., Monday, September 22, 2014.

The Meeting was opened by Pledging Allegiance to the Flag followed by moment of silent prayer.

The Meeting was called to order by the Mayor who directed the City Clerk to call the roll and the following members answered present:

Aldermen: Judy Stearns, Mboka Mwilambwe, Kevin Lower, David Sage, Diana Hauman, Joni Painter, Scott Black, Karen Schmidt, Jim Fruin and Mayor Tari Renner.

City Manager David Hales, City Clerk Tracey Covert, and Corporate Counsel Jeff Jurgens were also present.

PUBLIC COMMENT: Mayor Renner opened the Public Comment section of the meeting. He added that there would not be a response from the City under the Public Comment portion of the meeting.

Alton Franklin, 508 Patterson Dr., addressed the Council. He expressed his concern regarding any waiver of the bid process. He did not understand these requests. He believed that the Request for Proposal process was efficient. Tracking backwards was not in the best interest of the citizens.

He congratulated Diana Hauman regarding her appointment as Alderman Ward 8. He noted his investment in time, thought and caring. He cited the number of times he had addressed the Council under Public Comment. He had spoken with Council members one on one. He planned to issue a press release on Thursday, September 25, 2014 to announce his plans to run for Alderman Ward 8. He had never sought political office. He was a person of service. He had served in the military. He was a caring, concerned, engaged citizen. At times, he could be abrasive. He believed his views were measured as his interest was in the growth and progress of the City.

April Huber, 817 E. Wood St., addressed the Council. She was following up on transparency. She stated that on September 12, 2014, Judge Foley dismissed a case involving emails. She noted negative comments. She cited Freedom of Information Act requests regarding Council meetings. It was a criminal felony to block documents. Citizens had incurred costs. She restated her interest in transparency issues.

The following was presented:

SUBJECT: Appointment of Alderman Ward 8

RECOMMENDATION/MOTION: That the Appointment be approved.

STRATEGIC PLAN LINK: Goal 1. Financially sound City providing quality basic services.

STRATEGIC PLAN SIGNIFICANCE: Objective 1c. Engaged residents that are well informed and involved in an open governance process.

BACKGROUND: I ask your concurrence in the appointment of Diana Desio Hauman, 48 Kenfield Circle, Bloomington, 61704 to the position of Alderman Ward 8. This position will appear on the 2015 municipal election ballot.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Mayor interviewed all applicants.

FINANCIAL IMPACT: None.

Respectfully submitted for Council consideration.

Prepared by: Tracey Covert, City Clerk

Recommended by:

Tari Renner
Mayor

Mayor Renner introduced this item. He had sought Council feedback. He had also consulted Rob Fazzini, former Alderman Ward 8, as a courtesy. His recommendation to fill the vacancy was Diana Hauman.

Alderman Stearns stated that she would vote in support of this item. This vacancy was extremely important. She noted the future direction of the City. There were varying opinions on the Council. She expressed her support for the electoral process. Resignations were disappointing as the person who was elected was not honoring his/her commitment. Incumbents have the advantage at election time. She read an email that she had written to Mayor Renner on September 10, 2014. Finally, she noted that under the law an appointment by the Mayor took the advice/consent of the Council.

Alderman Lower expressed his support for Alderman Stearn's comments. He had known Alton Franklin for the last six to seven (6 – 7) years. He knew Mr. Franklin both personally and professionally. He was encouraged by Mr. Franklin's civic involvement and looked forward to his future involvement with the Council.

Motion by Alderman Black, seconded by Alderman Fruin that the Appointment be approved.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, Painter, Lower, Sage, Fruin and Black.

Nays: None.

Motion carried.

Tracey Covert, City Clerk, administered the Oath.

The following was presented:

2014 Beautification Awards.

Josh Barnett, Beautification Committee Chair, addressed the Council. The Beautification Committee would be presenting eleven (11) awards. Beautification was an important facet of the community. The Committee received ninety-four (94) nominations. He recognized the Beautification Committee members who were present at this evening's meeting, (six members were present). He thanked them for their service.

Mayor Renner presented the 2014 Beautification Awards to the following recipients: There were seven (7) residential awards. The following individuals were present to receive their award: Marcia Hammerstrand, 16 Fountain Lake Ct.; Gaye Beck, 401 S. McLean St.; Linda and Fred Kukuk, 610 E. Emerson St.; Delmar & Janice Hardwick, 1005 W. Front St.; Ronald & Mary Anderson, 1311 Seminary St.; Lynda Krouse, 1320 Fell Ave.; and Staci Steiger, 1421 E. Olive St. There were four (4) nonresidential awards. The following individuals were present to receive the award: Kelly & Jamie Mathy for Kelly's Bakery & Café, 113 N. Center St.; Bobby Moews, Superintendent – Parks, for City Hall, 109 E. Olive St.; Glenna Ashley, PNC Bank, 202 E. Washington St.; and Arnie Lizakowski & Brad Secord for Brookridge Homeowners Association, 5 London Ct.

Mayor Renner thanked the Award recipients.

The following was presented:

SUBJECT: Council Proceedings of September 8, 2014

RECOMMENDATION/MOTION: That the reading of the minutes of the previous Council Proceedings of September 8, 2014 be dispensed with and the minutes approved as printed.

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 Council Proceedings of September 8, 2014 have been reviewed and certified as correct and complete by the City Clerk.

In compliance with the Open Meetings Act, Council Proceedings must be approved within thirty (30) days after the meeting or at the Council's second subsequent regular meeting whichever is later.

In accordance with the Open Meetings Act, Council Proceedings are made available for public inspection and posted to the City's web site within ten (10) days after Council approval.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: Not applicable.

Respectfully submitted for Council consideration.

Prepared by: Tracey Covert, City Clerk

Recommended by:

David A. Hales
City Manager

Motion by Alderman Painter, seconded by Alderman Schmidt that the reading of the minutes of the previous Council Proceedings of September 8, 2014 be dispensed with and the minutes approved as printed.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, Painter, Lower, Hauman, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Bills and Payroll

RECOMMENDATION/MOTION: That the bills and payroll be allowed and orders drawn on the Treasurer for the various amounts as funds are available.

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 list of bills and payrolls will be posted on the City's website on (September 18, 2014).

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: Total disbursements information will be provided via addendum.

Respectfully submitted for Council consideration.

Prepared by: Tracey Covert, City Clerk

Financial & budgetary review by: Patti-Lynn Silva, Director of Finance

Recommended by:

David A. Hales
City Manager

Motion by Alderman Painter, seconded by Alderman Schmidt that the Bills and Payroll be allowed and the orders drawn on the Treasurer for the various amounts as funds are available.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, Painter, Lower, Hauman, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Request Waiver Formal Bid Process for Water Sample Analysis

RECOMMENDATION/MOTION: Recommend that the formal bid process be waived, the Council authorize payment to PDC Laboratories, Inc., Peoria, IL, in the amount of \$100,000, for various laboratory services for additional water sample analyses; primarily nitrate and nitrate related compounds and the Resolution adopted.

STRATEGIC PLAN LINK: Goal 2: Upgrade City infrastructure and utilities.

STRATEGIC PLAN SIGNIFICANCE: Objective 2b. Quality water for the long term.

BACKGROUND: The Water Department has chosen to opt out of the IEPA, (IL Environmental Protection Agency), laboratory program due to price, as well as report timeliness and accuracy in adhering to the City's compliance sampling schedule. Additionally, IEPA is not set up to analyze environmental samples that are not part of a regulatory compliance schedule. The Water Department is required to perform coliform tests on eighty (80) distribution system samples per month to ensure the City's water system is safe. Testing is also performed to meet the required microbiological testing for new water main construction. Bacterial tests are routinely run on samples from customers with water quality concerns.

In order to maintain certification, time and effort is required to perform the required quality control/quality assurance testing to demonstrate the City's reported results are valid. The volume of microbiological samples analyzed per month, and the immediate public health consequences in the unlikely event of possible contamination, justify the time and expense of maintaining certification. To maintain compliance with the Safe Drinking Water Act regulations, the water is required to be analyzed by a laboratory certified for analysis of those chemical constituents. The City is approved for certain in-house testing activities that need to be analyzed immediately, like pH, turbidity, alkalinity and hardness. City staff routinely runs those tests.

Due to the time required by the extra processing and the need for additional specialized instrumentation, the Water Department generally has an outside laboratory perform those analyses. The Water Department has a certified laboratory run lake and watershed samples for data consistency and validity, for additional parameters, and due to the sheer number of samples which need to be analyzed from storm runoff events and in times of rapid changes in nitrate concentration in the lakes and streams.

Staff recommends waiving the formal bid process and awarding the water testing services to PDC Laboratory, Peoria, IL, for the following reason: PDC has provided analysis services for the City's regulatory compliance and environmental samples for over a decade. They also provide services that IEPA and other laboratories do not offer: email alerts of results and on-line access to preliminary and final test results. These services help City staff address issues in a timely fashion, allowing the City to maintain compliance.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: This is budgeted in the Water Purification - Other Professional Services (50100130 - 70220) account in the FY 2015 Budget. Stakeholders can locate this in the FY 2015 Budget Book titled "Other Funds & Capital Improvement Program" on page 142.

Prepared by: Brett Lueschen, Interim Director of Water

Reviewed by: Sue McLaughlin, ICMA-CM, Interim Asst. City Manager

Financial & Budgetary review by: Chris Tomerlin, Budget Analyst
Carla Murillo, Budget Manager

Legal review by: Jeffrey R. Jurgens, Corporation Counsel

Recommended by:

David A. Hales
City Manager

RESOLUTION NO. 2014 - 46

A RESOLUTION WAIVING THE FORMAL BIDDING PROCESS AND AUTHORIZING THE PAYMENT FOR LABORATORY SERVICES FOR WATER TESTING AT THE WATER TREATMENT PLANT FROM PDC LABORATORIS AT A COST OF \$100,000

Be It Resolved by the City Council of the City of Bloomington, Illinois,

1. That the bidding process be waived and the Purchasing Agent be authorized to issue a Purchase Order for Laboratory Services for Water Testing at the Water Treatment Plant from PDC Laboratories a cost of \$100,000.

ADOPTED this 22nd day of September, 2014.

APPROVED this 23rd day of September, 2014.

APPROVED:

Tari Renner, Mayor

ATTEST:

Tracey Covert, City Clerk

Motion by Alderman Painter, seconded by Alderman Schmidt that the formal bid process be waived, the Council authorize payment to PDC Laboratories, Inc., Peoria, IL, in the amount of \$100,000 for various laboratory services for additional water sample analysis; primarily nitrate and nitrate related compounds and the Resolution adopted.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, Painter, Lower, Hauman, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Waive Formal Bid Process and Authorize the Purchase of Water Main Supplies to Construct a new Water Main on MacArthur Ave. between Livingston and Morris Ave.

RECOMMENDATION/MOTION: Recommend that the formal bid process be waived, the purchase of water main supplies from Water Products Company, Bloomington, IL be approved, in the amount of \$17,584, to construct a new water main on MacArthur Ave. and the Resolution adopted.

STRATEGIC PLAN LINK: Goal 1. Financially sound City providing quality basic services and Goal 2. Upgrade City infrastructure.

STRATEGIC PLAN SIGNIFICANCE: Objective 1d. City services delivered in the most cost-effective, efficient manner and Objective 2. Quality water for the long term.

BACKGROUND: The City's Public Works Department is performing road work and sewer improvements on MacArthur Ave. City staff believes that this is a perfect opportunity to replace a poorly conditioned water main in conjunction with the sewer replacement. Public Works is waiting to proceed on resurfacing the pavement until the Water Department completes the new replacement water main, due to an unavoidable delay in design engineering.

The City's Water Department Distribution Division will construct the new water main. The project consists of two (2) City blocks and the timeline on the water main work will be two (2) weeks. City staff estimates that the City will save \$150,000 by handling the work in-house.

City staff did request quotations for the materials that will be needed for this project. Staff chose to request quotations instead of going out for bid for the materials due to the time sensitivity of this project. Staff believed by acquiring three (3) quotations a fair pricing for the materials would be obtained. Below is the breakdown of the three (3) quotations:

Vendors Name	Amount
Water Products Company, Bloomington IL	\$17,584.00
Ferguson Waterworks, DeKalb IL	\$21,644.05
HD Supply Waterworks, Washington IL	\$24,034.80

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: A letter was sent to the neighborhood on March 28, 2014.

FINANCIAL IMPACT: The total project cost for materials is \$17,584. This is budgeted in the Water Transmission & Distribution - Other Supplies (50100120 - 71190) account. Stakeholders can locate this in the FY 2015 Budget Book titled "Other Funds & Capital Improvement Program" on page 138.

Respectfully submitted for Council consideration.

Prepared by: Brett Lueschen, Interim Director of Water Director

Reviewed by: Sue McLaughlin, ICMA-CM, Interim Asst. City Manager

Financial & Budgetary review by: Chris Tomerlin, Budget Analyst
Carla Murillo, Budget Manager

Legal review by: Jeffrey R. Jurgens, Corporation Counsel

Recommended by:

David A. Hales
City Manager

RESOLUTION NO. 2014 - 47

A RESOLUTION WAIVING THE FORMAL BIDDING PROCESS AND AUTHORIZING THE PURCHASE OF WATER MAIN SUPPLIES FOR THE MACARTHUR AVENUE WATER MAIN FROM WATER PRODUCTS COMPANY AT A PURCHASE PRICE OF \$17,584

Be It Resolved by the City Council of the City of Bloomington, Illinois,

1. That the bidding process be waived and the Purchasing Agent be authorized to issue a Purchase Order for water mains supplies for the MacArthur Ave. water main from Water Products Company at a Purchase Price of \$17,584.

ADOPTED this 22nd day of September, 2014.

APPROVED this 23rd day of September, 2014.

APPROVED:

Tari Renner
Mayor

ATTEST:

Tracey Covert
City Clerk

Motion by Alderman Painter, seconded by Alderman Schmidt that the formal bid process be waived, the purchase of water main supplies from Water Products Company, Bloomington, IL be approved, in the amount of \$17,584, to construct a new water main on MacArthur Ave., and the Resolution adopted.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, Painter, Lower, Hauman, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

SUBJECT Rejection of Request for Proposal (RFP) for Lime Sludge Removal from Storage Lagoons at the Water Treatment Plant, (#2015 – 27), and Enter into a One (1) Year Contract with Oros and Busch for same

RECOMMENDATION/MOTION: Recommend that all submissions for RFP for Lime Sludge Removal be rejected, the formal bid process be waived, the City enter into a one (1) year renewal contract with Oros and Busch for same, the Mayor and City Clerk be authorized to execute the necessary documents, and any associated contracts approved in form and substance by Corporation Counsel.

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 Water Department recently requested proposals for a five (5) year contract to remove lime sludge from the Water Treatment Plant's storage lagoons. Lime sludge is a reusable byproduct of the water softening process. It is removed from the sludge lagoons by a contractor and marketed to farmers for pH control of their farmland. This process must take place each year as the water softening process creates about 25,000 lbs. of sludge each day. Oros and Busch was awarded the current contract, which will expire on September 30, 2014. The final year's cost was approximately \$31.84 per dry ton of lime sludge removed.

The City received two (2) responses to the RFP. The City responded to a question posed during the pre-bid meeting concerning applicability of prevailing wage requirements. The City's response was that prevailing wages applied. One (1) of the vendors submitted an alternate RFP, stating that Illinois' prevailing wage requirements did not apply to the disposal of municipal sludge, not otherwise related to any other construction. The difference in cost for one (1) year's lime sludge removal was a reduction estimated at \$43,000 due to the difference in the two (2) wage rates.

Staff requested verification of the exemption for municipal sludge removal operations from the Illinois Department of Labor (IDOL). IDOL responded that, indeed, municipal sludge removal operations not otherwise related to other construction activities were not subject to Illinois' prevailing wage requirements. Unfortunately, the response did not arrive until after the RFP was opened.

Staff is hopeful that if an RFP is issued for Fiscal Year 2016 without the prevailing wage requirement, more proposals might be obtained. In the interim, this one (1) year contract with Oros and Busch will meet the City's immediate needs as well as avoid unnecessary costs.

Oros and Busch Application Technologies was the lowest submittal for the RFP. They also have the current five (5) year award, which expires September 30, 2014. Staff requests that all proposals be rejected and a contract be awarded to Oros and Busch Application Technologies in the anticipated amount of \$37.00 per dry ton of lime removed from October 1, 2014 to April 30, 2015.

The City will issue an RFP early in FY 2016 for Lime Sludge Removal services.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: IDOL and Oros and Busch.

FINANCIAL IMPACT: This work was budgeted in the FY 2015 Adopted Budget in the Water Purification - Landfill and Residual Disposal (50100130 - 70650) account for \$250,000. The Treatment Plant generates approximately 5,000 dry tons of lime solids per year, for an estimated project removal cost of \$185,000. Stakeholders can locate this in the FY 2015 Budget Book titled "Other Funds & Capital Improvement Program" on page 142.

There are three to four (3 – 4) years of solids in storage; if field conditions allow for removal of greater quantities this backlog will be addressed.

Respectfully submitted for Council consideration.

Prepared by: Richard M. Twait, Superintendent of Water Purification
Reviewed by: Sue McLaughlin, ICMA-CM, Interim Asst. City Manager
Financial & Budgetary review by: Chris Tomerlin, Budget Analyst
Carla Murillo, Budget Manager
Legal review by: Jeff Jurgens, Corporation Counsel
Recommended by:

David A. Hales
City Manager

Motion by Alderman Painter, seconded by Alderman Schmidt that all submissions for RFP for Lime Sludge Removal be rejected, the formal bid process be waived, the City enter into a one (1) year renewal contract with Oros and Busch for same, the Mayor and City Clerk be authorized to execute the necessary documents, and any associated contracts approved in form and substance by Corporation Counsel.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, Painter, Lower, Hauman, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Analysis of Bids for Water Treatment Chemicals

RECOMMENDATION/MOTION: That the bid, (#2015 - 35), be awarded, on a price per ton basis, to the qualified, responsive low bidders as noted in the table, for the next twelve (12) months with the exceptions that carbon dioxide is being presented as the third year of a three (3) year agreement with a four percent (4%) per year escalator and hydrofluosilicic acid is being presented as the second year of a three (3) year agreement with no price increases.

CHEMICAL	VENDOR	Unit of Measure	CURRENT YEAR	LAST YEAR	% Change
Ferric Sulfate	Kemira	Ton	\$177.53	\$190.00	-6.6%
Carbon Dioxide^	PraxAir	Ton	\$62.73	\$60.32	4.0%
Sodium Hexametaphosphate~	Carus Corporation	Ton	\$1,930.00	\$1,940.00	-0.5%
Liquid Chlorine	JCI Jones	Ton	\$320.00	\$500.00	-36.0%
Anhydrous Ammonia	Tanner Industries	Ton	\$1,640.00	\$1,640.00	0.0%
Hydrofluosilicic Acid*	Mosaic	Ton	\$522.00	\$522.00	0.0%

All chemicals are delivered on an as needed truckload basis, except for a single 20,000 pound shipment of sodium hexametaphosphate.

^ Third year of a three (3) year agreement with a maximum four percent (4%) escalator. The current year price reflects a four percent (4%) price increase.

~ Single 20,000 pound shipment price.

* Second year of a three (3) year agreement with no price increases.

STRATEGIC PLAN LINK: Goal 1. Financially sound City providing quality basic services.

STRATEGIC PLAN SIGNIFICANCE: Objective 1.e. Partnering with others for the most cost-effective service delivery.

BACKGROUND: On September 11, 2014, bids were opened for the City's water treatment chemical needs. With the exception of the four percent (4%) increase for carbon dioxide, (third year of a three (3) year agreement with a four percent (4%) per year escalator), prices remained steady or declined. Chlorine had the most significant price decrease (thirty-six percent/36%) for a three (3) year constant price agreement.

The use of these individual chemicals in the water treatment process is as follows:

Ferric Sulfate – A compound used to increase the removal of suspended materials, such as small soil particles, that are suspended in the water. Basically, very small suspended particles clump together to settle quicker in the water treatment plant.

Carbon Dioxide – The compound that gives pop its fizz is the same material used to lower the pH in water after the removal of dissolved minerals through the use of lime, (the water softening process). Lime greatly increases the pH of the water and that pH must be lowered to prevent the formation of scale on the filters and to make the water palatable. Carbon Dioxide, which forms a weak acid, is bubbled into the water to accomplish this.

Sodium Hexametaphosphate – This phosphate compound is used to prevent scale from forming on the filters in the water treatment plant.

Liquid Chlorine – Chlorine is used as a disinfectant in water treatment plants. It is a strong oxidant so it helps with taste and odor as well. In the United States, a minimal amount of chlorine must be present in the pipes in all areas of the water distribution system to continue working as a disinfectant all the way to a customer's water service connection.

Anhydrous Ammonia – Ammonia is added to the water already containing chlorine to form a class of compounds known as chloramines. Chloramines act as disinfectants, just like chlorine, but are stable in the water delivered to customers for a longer period of time than just chlorine alone.

Hydrofluosilicic Acid – Commonly just referred to as fluoride, this chemical is added to the water to increase the amount of fluoride in drinking water to levels which are optimal for the protection of adults, but to a greater extent, children's teeth from cavities. There is a modest amount of naturally occurring fluoride in the water taken from our reservoirs; the addition of hydrofluosilicic acid simply increases that to optimal levels. The addition of fluoride to optimal levels is a state law in Illinois.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Public notice of the bid was published in the Pantagraph on August 27, 2104. A total of eleven (11) bids were received by the September 11, 2014 deadline. Two (2) no bids were received.

FINANCIAL IMPACT: Payment for the purchase of water treatment chemicals for the year will be made from the Water Purification Budget - Water Treatment Chemicals (50100130 - 71720). This account is budgeted for \$825,439 in Fiscal Year 2015. Stakeholders can locate this in the FY 2015 Budget Book titled "Other Funds & Capital Improvement Program" on page 143.

Respectfully submitted for Council consideration.

Prepared by: Richard Twait, Superintendent of Water Purification

Reviewed by: Brett Lueschen, Interim Director of Water

Financial & budgetary review by: Chris Tomerlin, Budget Analyst
Carla A. Murillo, Budget Manager

Legal review by: Jeff Jurgens, Corporation Counsel

Recommended by:

David A. Hales
City Manager

Motion by Alderman Painter, seconded by Alderman Schmidt that the bids be awarded, on a price per ton basis, to the qualified low bidder: Kemira Water Solutions – Ferric Sulfate; Carus Corporation – Sodium Hexametaphosphate; Tanner Industries –

Anhydrous Ammonia; JCI Jones – Liquor Chlorine; for the next twelve (12) months and the Purchasing Agent be authorized to issue Purchase Orders. Exceptions: 2012 Carbon Dioxide bid from Prax Air was presented and approved as a three (3) year with a maximum four percent (4%) price escalator in year three (2014) and 2013 Hydrofluosilicic Acid bid from Mosaic Crop Nutrition, LLC was presented and approved as a three (3) year with no price increase in year two (2014).

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, Painter, Lower, Hauman, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Change Order for Contract, (Bid# 2014 - 39), for 2014 Bond General Resurfacing for Resurfacing Arrowhead Ln. at Lake Bloomington

RECOMMENDATION/MOTION: Recommend that the Change Order using the unit prices from Rowe Construction for the 2014 Bond General Resurfacing Program be accepted, and the Change Order be approved, in the base amount of \$40,000, to be paid out of the FY 2015 Budget, the Mayor and City Clerk be authorized to execute the necessary documents, and the Resolution adopted.

STRATEGIC PLAN LINK: Goal 2. Upgrade City infrastructure and facilities; Goal 4. Strong neighborhoods; and Goal 5. Great place – livable, sustainable City.

STRATEGIC PLAN SIGNIFICANCE: Objective 2a. Better quality roads and sidewalks; Objective 4d. Improved neighborhood infrastructure; and Objective 5a. Well-planned City with necessary services and infrastructure.

BACKGROUND: The replacement/resurfacing of the City owned and maintained roads and lanes around Lake Bloomington had been minimal or non-existent for many years. The resurfacing program resumed in FY 2014 with some of the worst lanes, (Nighthawk, Davis Lodge Rd. and Parkview Ln.), being resurfaced, for a total of \$200,000. The plan was to budget \$100,000 per year in order to keep up with the needs. However, no funds were budgeted in FY 2015.

Arrowhead Ln. is in an advanced state of deterioration. Numerous complaints of hazardous conditions from residents were received, and Lake Maintenance staff reported that the roadway had deteriorated to the point where further damage was unavoidable during routine snow removal operations.

Cold patch asphalt was applied to the very worst spots this spring, but the damage will reappear when freeze/thaw conditions return and snow removal operations resume.

Staff requests that \$40,000 be transferred from the FY 2015 Adopted Budget in Lake Maintenance - Other Professional & Technical Services (50100140 - 70220) to Lake Maintenance - Street Construction (50100140 - 72530).

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: This work was advertised in The Pantagraph on February 24 and March 3, 2014 and a pre-bid meeting was held at 10:30 a.m. on March 3, 2014 in the Public Works Department's Conference Room. Area residents were informed of the City's intention to repair the road before this winter through phone conversations and during a Lake Bloomington Association's Resident Advisory Committee meeting at Lake Bloomington.

FINANCIAL IMPACT: The FY 2015 Adopted Budget has \$300,000 budgeted in Lake Maintenance - Other Professional & Technical Services (50100140 - 70220). Stakeholders can locate this in the FY 2015 Budget Book titled "Other Funds & Capital Improvement Program" on page 146. If Council approves this change order, \$40,000 of budgeted funds will be transferred to Lake Maintenance - Street Construction (50100140 - 72530). No funds have been expended to date from Lake Maintenance - Other Professional & Technical Services, which was budgeted to perform a cluster onsite waste pilot system and study for City owned areas around Lake Bloomington. This pilot may be delayed.

Respectfully submitted for Council consideration.

Prepared by:	Rick Twait, Superintendent of Water Purification
Reviewed by:	Sue McLaughlin, ICMA-CM, Interim Asst. City Manager
Financial & budgetary review by:	Chris Tomerlin, Budget Analyst Carla Murillo, Budget Manager
Legal review by:	Jeffrey R. Jurgens, Corporation Counsel
Recommended by:	

David A. Hales
City Manager

RESOLUTION NO. 2014 - 48

**A RESOLUTION AUTHORIZING A CHANGE ORDER
IN THE AMOUNT OF \$40,000 IN THE CONTRACT BETWEEN THE
CITY OF BLOOMINGTON AND ROWE CONSTRUCTION**

WHEREAS, the City of Bloomington has previously entered into a contract with Rowe Construction; and

WHEREAS, for the reasons set forth in a staff report dated September 22, 2014 it was necessary to resurface Arrowhead Ln. at Lake Bloomington; and

WHEREAS, it is the finding of the City Council that the decision to perform the work described in the September 22, 2014 memo was in the best interest of the citizens of the City of Bloomington.

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

That a change order in the amount of \$40,000 in the contract between the City of Bloomington and Rowe Construction be approved.

ADOPTED this 22nd day of September, 2014.

APPROVED this 23rd day of September, 2014.

APPROVED:

Tari Renner
Mayor

ATTEST:

Tracey Covert
City Clerk

Motion by Alderman Painter, seconded by Alderman Schmidt that the Change Order using the unit prices from Rowe Construction for the 2014 Bond General Resurfacing Program be accepted, and the Change Order be approved, in the base amount of \$40,000, to be paid out of the FY 2015 Budget, the Mayor and City Clerk be authorized to execute the necessary documents, and the Resolution adopted.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, Painter, Lower, Hauman, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Suspension of Ordinances to Allow Consumption of Alcohol at the Lake Bloomington Davis Lodge on October 11, 2014

RECOMMENDATION/MOTION: That the Ordinance be passed.

STRATEGIC PLAN LINK: Goal 5. Great place – livable, sustainable City.

STRATEGIC PLAN SIGNIFICANCE: Objective 5.d. Appropriate leisure and recreational opportunities responding to the needs of residents.

BACKGROUND: The Bloomington Liquor Commissioner Tari Renner called the Liquor Hearing to order to hear the request of Philip Wayne and Emmalee Baker to allow moderate consumption of alcohol at their October 11, 2014, wedding reception to be held at the Lake Bloomington Davis Lodge. Present at the hearing were Liquor Commissioners Tari Renner, Geoffrey Tompkins and Jim Jordan; George Boyle, Asst. Corporation Counsel, Clay Wheeler, Asst. Police Chief, and Tracey Covert, City Clerk, and Philip Wayne, groom and Emmalee Baker, bride and requestors' representatives.

Commissioner Renner opened the liquor hearing and requested that the requestor's representatives address this request. Philip Wayne and Emmalee Baker, groom and bride, addressed the Commission. The wedding ceremony and reception would be held at the Lake Bloomington Davis Lodge on October 11, 2014. It would start around 5:00 p.m. and end at 11:00 p.m. They anticipated 100 guests. Famous Dave's, located at 1603 B Morrissey Dr., would provide the food and beverage service. Liquor service would be limited to beer and wine only. Quite hours at Davis Lodge commence at 10:00 p.m.

Motion by Commissioner Tompkins, seconded by Commissioner Jordan that the request of Philip Wayne and Emmalee Baker to allow moderate consumption of alcohol at the Lake Bloomington Davis Lodge for their October 11, 2014 wedding reception be approved.

Motion carried, unanimously.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: The Agenda for the September 9, 2014 Meeting of the Liquor Commission was placed on the City's web site. There also is a list serve feature for the Liquor Commission.

FINANCIAL IMPACT: None.

Respectfully submitted for Council consideration.

Prepared by: Tracey Covert, City Clerk

Reviewed by: Rick Twait, Supt. of Water Purification – Lake Bloomington
Brett Lueschen, Interim Director of Water

Recommended by:

Tari Renner
Mayor

ORDINANCE NO. 2014 - 100**AN ORDINANCE SUSPENDING PORTIONS OF SECTION 701 OF CHAPTER 31 AND SECTION 26(d) OF CHAPTER 6 OF THE BLOOMINGTON CITY CODE FOR A WEDDING RECEPTION AT THE LAKE BLOOMINGTON DAVIS LODGE**

WHEREAS, Philip Wayne and Emmalee Baker are planning to hold their wedding reception at the Lake Bloomington Davis Lodge from 5:00 p.m. to 11:00 p.m. on October 11, 2014; and

WHEREAS, Philip Wayne and Emmalee Baker have requested permission from the City to serve beer and wine during this event; and

WHEREAS, in order to legally possess alcohol in a City Park, Section 701(a), (b) and (c) of Chapter 31 of the Bloomington City Code, which prohibits the drinking, selling and possessing alcohol beverages with the City parks and Section 26(d) of Chapter 6 of the Bloomington City Code, which prohibits possession of open alcohol on public property must be suspended;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLOOMINGTON, ILLINOIS;

Section 1: That Sections 701(a), (b) and (c) of Chapter 31 and Section 26(d) of Chapter 6 of the Bloomington City Code, 1960, as amended, are suspended for the duration of the wedding reception at the Lake Bloomington Davis Lodge on October 11, 2014 under the conditions set forth in the rental agreement.

Section 2: Except for the date of date set forth in Section 1 of this Ordinance, Sections 701(a), (b) and (c) of Chapter 31 and Section 26(d) of Chapter 6 of the Bloomington City Code, 1960, shall remain in full force and effect. Nothing in this Ordinance shall be interpreted as repealing said Sections 701(a), (b) and (c) of Chapter 31 and Section 26(d) of Chapter 6.

Section 3: This Ordinance shall be effective on the date of its passage and approval.

Section 4: This Ordinance is adopted pursuant to the home rule authority granted the City of Bloomington by Article VII, Section 6 of the 1960 Illinois Constitution.

PASSED this 22nd day of September, 2014.

APPROVED this 23rd day of September, 2014.

APPROVED:

Tari Renner, Mayor

ATTEST:

Tracey Covert, City Clerk

Motion by Alderman Painter, seconded by Alderman Schmidt that the Ordinance be passed.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, Painter, Lower, Hauman, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Lake Bloomington Lease Transfer Petition for Lot 8, Block 4 of Camp Kickapoo, from Ellen T. Flanagan to Ellen T. Flanagan Revocable Living Trust

RECOMMENDATION/MOTION: That the Lake Lease Transfer be approved and the Mayor and City Clerk be authorized to execute the necessary documents.

STRATEGIC PLAN LINK: Goal 1. Financially sound City providing quality basic services.

STRATEGIC PLAN SIGNIFICANCE: Objective 1a. Budget with adequate resources to support defined services and level of services.

BACKGROUND: The sewage disposal system inspection was completed in August 2014. The septic system appears to be functioning normally. The septic tank needed to be pumped and McBrayer has pumped the tank, but it should be checked regularly. A chlorine tablet should be placed in the chlorinator tube regularly as needed. The age of the sewage disposal system is over twenty-five (25) years. The McLean County Health Department estimates sewage disposal systems have an average life span of approximately twenty to twenty-five, (20 - 25), years. However, this can be affected greatly by usage patterns of the premises, (seasonal versus full time occupancy), and system maintenance.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: This petition will have a neutral financial impact in that the current lease uses the current formula, (\$0.40 per \$100 of Equalized Assessed Value), for determining the Lake Lease Fee. With this transfer, the lake lease formula will generate \$748.28 per year in lease income. This lake lease income will be posted to Lake Lease revenue account 50100140 - 57590.

Respectfully submitted for Council consideration.

Prepared by:

Connie Fralick, Office Manager

Reviewed by: Sue McLaughlin, ICMA-CM, Interim Asst. City Manager

Financial & budgetary review by: Chris Tomerlin, Budget Analyst
Carla A. Murillo, Budget Manager

Legal review by: Jeffrey R. Jurgens, Corporation Counsel

Recommended by:

David A. Hales
City Manager

Motion by Alderman Painter, seconded by Alderman Schmidt that the Lake Lease Transfer be approved and the Mayor and City Clerk be authorized to execute the necessary documents.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, Painter, Lower, Hauman, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Lake Bloomington Lease Transfer Petition for Lot 11, Block 3 of Camp Iroquois, from Helen F. Welch to John S. and Terry Hoffman

RECOMMENDATION/MOTION: That the Lake Lease Transfer be approved and the Mayor and City Clerk be authorized to execute the necessary documents.

STRATEGIC PLAN LINK: Goal 1. Financially sound City providing quality basic services.

STRATEGIC PLAN SIGNIFICANCE: Objective 1a. Budget with adequate resources to support defined services and level of services.

BACKGROUND: The sewage disposal system inspection was completed in August 2014. The septic system appears to be functioning normally. The septic tank does not need to be pumped but should be checked regularly. The tank is closer than ten feet (10') to the house, and the sink in the basement would need to be removed or routed to the septic system. The pump station does not have a capacity of 1.5 times the daily flow and it does not have a dual pump. The age of the sewage disposal system is over thirty-six (36) years. The McLean County Health Department

estimates sewage disposal systems have an average life span of approximately twenty to twenty-five (20 - 25) years. However, this can be affected greatly by usage patterns of the premises, (seasonal versus full time occupancy), and system maintenance.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: This petition will have a financial impact in that the current lease uses the current formula, (\$.15 per \$100 of Equalized Assessed Value/EAV), for determining the Lake Lease Fee or \$270.87 per year. With this transfer, the lease will be moved to the \$.40 per \$100 of EAV, this change will generate \$722.33 per year in lease income. This lake lease income will be posted to Lake Lease revenue account 50100140 - 57590.

Respectfully submitted for Council consideration.

Prepared by: Connie Fralick, Office Manager

Reviewed by: Sue McLaughlin, ICMA-CM, Interim Asst. City Manager

Financial & budgetary review by: Chris Tomerlin, Budget Analyst
Carla Murillo, Budget Manager

Legal review by: Jeffrey R. Jurgens, Corporation Counsel

Recommended by:

David A. Hales
City Manager

Motion by Alderman Painter, seconded by Alderman Schmidt that the Lake Lease Transfer be approved and the Mayor and City Clerk be authorized to execute the necessary documents.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, Painter, Lower, Hauman, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Text Amendment to Chapter 4. Air Pollution, Section 26. Open Fire Regulations

RECOMMENDATION/MOTION: Recommend that the Text Amendment be approved and the Ordinance passed.

STRATEGIC PLAN LINK: Goal 1. Financially sound City providing quality basic services.

STRATEGIC PLAN SIGNIFICANCE: Objective 1c. Engaged residents that are well informed and involved in an open governance process; Objective 1d. City services delivered in the most cost-effective, efficient manner; and Objective 1e. Partnering with others for the most cost-effective service delivery.

BACKGROUND: Since the enactment of an ordinance establishing open burning permits, (September 10, 2010), only one (1) organization has requested and made payment for an open burning permit. This organization was a non for profit, (church), and this amendment would bring the City in line with the Town of Normal as there is no fee charged. The Fire Department recommends that the \$50 permit fee be eliminated from the City Code. Organizations that wish to have a bonfire will still be required to obtain a permit and their site be inspected prior to the event.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: None.

Respectfully submitted for Council consideration.

Prepared by: Eric Vaughn, Deputy Fire Chief - Administration

Reviewed by: Michael Kimmerling, Fire Chief

Financial & budgetary review by: Chris Tomerlin, Budget Analyst
Carla Murillo, Budget Manager

Legal review by: Jeffrey R. Jurgens, Corporation Counsel

Recommended by:

David A. Hales
City Manager

ORDINANCE NO. 2014 - 101

**AN ORDINANCE AMENDING BLOOMINGTON
CITY CODE CHAPTER 4, SECTION 26**

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

SECTION 1. That Chapter 4, Section 26 of Bloomington City Code, 1960, as amended, shall be further amended as follows (unless otherwise noted, additions are indicated by underlines; deletions indicated by strikeouts):

- E. Bonfire may be allowed only for officially sponsored activities of civic, educational and religious organizations. Bonfires are not approved for the general public. Allowed bonfires are subject to the following conditions:
 - 2. The organization requesting the bonfire must obtain a burn permit ~~(\$50.00)~~ from the Bloomington Fire Department at least 48 hours prior to the lighting of the bonfire. A fire department official will need to inspect the site the day of the burn.

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 22nd day of September, 2014.

APPROVED this 23rd day of September, 2014.

APPROVED:

Tari Renner
Mayor

ATTEST:

Tracey Covert
City Clerk

Motion by Alderman Painter, seconded by Alderman Schmidt that the Text Amendment be approved and the Ordinance passed.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, Painter, Lower, Hauman, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Fiscal Year 2015 Budget Amendment for the Community Development Block Grant (CDBG) in the amount of \$315,649

RECOMMENDATION/MOTION: Recommend that the Budget Amendment be approved and the Ordinance passed.

STRATEGIC PLAN LINK: Goal 1. Financially sound City providing quality basic services.

STRATEGIC PLAN SIGNIFICANCE: Objective 1a. Budget with adequate resources to support defined services and level of services.

BACKGROUND: State statutes require expenditures incurred within each individual fund not to exceed the appropriation amount set forth in the annual budget of an established fiscal period. In an effort to strengthen the fiscal controls of the budgetary process, City staff has prepared a budgetary amendment for the current Fiscal Year (FY). This action corresponds with the August 24, 2009 discussion where City staff committed to the Council that the majority of budget amendments would be presented in the FY the expenditure occurred rather than in the proceeding FY.

The FY 2015 Budget included an appropriation of \$590,000 for the CDBG fund. This projection was based upon the grant dollars that were received from the federal Department of Housing and Urban Development (HUD) in the previous fiscal year. Grant awards are normally announced by HUD in February of each year; however, the 2014 - 2015 grant award letter was not received until April 2014. The City was awarded \$567,978 for FY 2015. Therefore, City staff is requesting a budget amendment to the Community Development Administration – Federal

Grants revenue line item to \$567,978 versus the originally projected \$590,000. The difference of \$22,022 was taken from the demolition budgeted activity.

In addition, \$337,671 was the total carryover from FY 2014, which is the result of receiving more program income than what was projected and unbudgeted carryover funds from the previous year. Program income is revenue that is received from the principal and interest payments on housing rehabilitation loans. The majority of the CDBG loan data base is “deferred loans” (i.e. loans that do not require any payment as long as the recipient is the owner and occupant of the property). Loans are paid in full upon vacating the property - death; sale or leasing of the property. There is no way to predict how many of these “deferred” loans will be paid in full during the fiscal year; which usually results in receiving more revenue than projected. Carryover dollars have been allocated to already established FY 2015 budget line items within the Community Development budget, as follows:

Administration	\$5,000	(22402410-70610-50000) <i>Advertising</i>
Rehabilitation Loans	\$50,000	(22402430-79020) <i>Rehab Loans</i>
Rehabilitation Grants	\$200,000	(22402430-79130)
Rehab. Service Delivery	\$2,671	(22402430-70690) <i>Other Purchased Services</i>
Demolition	\$52,978	(22402440-70651)
Public Services	\$5,000	(22402450-79130) <i>Grants</i>
Total:	\$315,649	<i>Net budget amendment</i>

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: The revenue line item for Community Development Administration – Federal Grants (22402410 - 53110) will be raised by a “net” amount of \$315,649. The expenditure line items: a “net” amount of \$52,978 for Community Development Capital Improvement – Demolition (22402440 - 70651); Community Development Rehabilitation - Loans: \$50,000 (22402430 - 79020); Community Development Rehabilitation - Grants: \$200,000 (22402430 - 79130); Community Development Rehabilitation - Other Purchased Services: \$2,671 (22402430 - 70690); Community Development Community Services - Grants: \$5,000 (22402450 - 79130); and Community Development Administration - Advertising: \$5,000 (22402410 - 70610).

Stakeholders can locate the budgets for these accounts in the FY 2015 Budget Book titled “Other Funds & Capital Improvement Program” on pages 38 through 49.

Respectfully submitted for Council consideration.

Prepared by: Sharon Walker, Division Mngr. - Code Enforcement

Reviewed by: Tom Dabareiner, Director of Community Development
Sue McLaughlin, ICMA-CM, Interim Asst. City Manager

Financial & Budgetary review by: Chris Tomerlin, Budget Analyst
Carla Murillo, Budget Manager

Legal review by: Jeffrey R. Jurgens, Corporation Counsel

Recommended by:

David A. Hales
City Manager

ORDINANCE NO. 2014 – 102

**AN ORDINANCE AMENDING THE BUDGET ORDINANCE
FOR THE FISCAL YEAR ENDING APRIL 30, 2015**

WHEREAS, on April 21, 2014 by Ordinance Number 2014 - 35, the City of Bloomington passed a Budget and Appropriation Ordinance for the Fiscal Year Ending April 30, 2015, which Ordinance was approved by Mayor Tari Renner on April 28, 2014; and

WHEREAS, a budget amendment is needed as detailed below;

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

Section One: Ordinance Number 2014 - 35 (the Budget and Appropriation Ordinance for the Fiscal Year Ending April 30, 2015) is further hereby amended by inserting the following line item and amount presented in Exhibit #1 in the appropriate place in said Ordinances.

Section Two: Except as provided for herein, Ordinance Number 2014 - 35 shall remain in full force and effect, provided, that any budgeted or appropriated amounts which are changed by reason of the amendments made in Section One of this Ordinance shall be amended in Ordinance Number 2014 - 35.

Section Three: This Ordinance shall be in full force and effect upon its passage and approval.

PASSED the 22nd day of September, 2014.

APPROVED the 23rd day of September, 2014.

APPROVED:

Tari Renner
Mayor

ATTEST:

Tracey Covert
City Clerk

(EXHIBIT 1 ON FILE IN CLERK'S OFFICE)

Motion by Alderman Painter, seconded by Alderman Schmidt that the Budget Amendment be approved and the Ordinance passed.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, Painter, Lower, Hauman, Sage, Fruin and Black.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Bicycle Lanes on Jersey Ave.

RECOMMENDATION/MOTION: Recommend that the bicycle lanes for Jersey Ave. from the Sugar Creek bridge to Towanda Ave. be approved.

STRATEGIC PLAN LINK: Goal 1. Financially sound City providing quality basic services; and Goal 5. Great place — livable, sustainable City.

STRATEGIC PLAN SIGNIFICANCE: Objectives 1e. Partnering with others for the most cost-effective service delivery; 5b. City decisions consistent with plans and policies; and 5d. Appropriate leisure and recreational opportunities responding to the needs of residents.

BACKGROUND: Jurisdiction of Jersey Ave. is divided between the City and the Town of Normal. The City's jurisdiction stretches east from the Sugar Creek bridge to Towanda Ave. The City will resurface its portion of this road using local Motor Fuel Tax (MFT) revenue.

This summer, Normal created bicycle lanes along its portion of Jersey Ave. Based on City staff's conversations with the City's consultant, Ed Barsotti, League of Illinois Bicyclists, staff knows with certainty that the City's Bicycle Master Plan, due this fall, will recommend that these bike lanes be continued along the City's eastern portion of Jersey Ave. The ideal time to create bike lanes is immediately after resurfacing, because the street will need to be restriped at that time. Therefore, City staff requests Council approval to proceed with bicycle lanes at this time. Although the Master Plan is not complete, it would be inefficient and financially wasteful to wait for the plan's completion and return to the street to create the bicycle lanes.

In summary, Jersey Ave. is an appropriate street for bicycle lanes and is a sensible location — partially because our neighboring community, Normal, already placed them there. Creating the bike lanes now is consistent with plans and policies and constitutes partnership for cost-efficient service delivery.

Scope of project: Jersey Ave. will remain a two (2) lane road, with one (1) lane in each direction, plus two (2) bike lanes, one (1) in each direction. Parking will remain on the north side of the street. To provide space for bicycle lanes, parking will be eliminated on the south side of the street. No homes front the south side of Jersey Ave. along the project area.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Letters were sent to property owners and residents whose homes abut Jersey Ave., from the Sugar Creek bridge to Towanda Ave., to inform affected residents and invite comments. This included residents of Normal who live on the north side of Jersey Ave.

The plan received strong support from Town of Normal staff during discussions, and a note from Mercy Davidson, Normal's Town Planner, has been provided to the Council.

FINANCIAL IMPACT: The total street project including the bicycle lanes will be funded in the amount of \$40,000 through the local MFT contract with McLean County Asphalt, (Bid# 2015 - 09). The contract with McLean County Asphalt was approved by City Council on June 23, 2014. This project is being charged to Capital Improvement – Program - FY 2015 Local Motor Fuel Tax (40100100 - 72530 - 40600).

Respectfully submitted for Council consideration.

Prepared by: Stephen Arney, Public Works Administration

Reviewed by: Jim Karch, PE CFM, Director of Public Works

Financial & budgetary review by: Chris Tomerlin, Budget Analyst
Carla Murillo, Budget Manager

Legal review by: Jeffrey R. Jurgens, Corporation Counsel

Recommended by:

David A. Hales
City Manager

Alderman Lower requested an overview of this project.

Jim Karch, Public Works Director, addressed the Council. He noted the Bicycle Master Plan. He cited approved streets. Jersey Ave. served as a link to Constitution Trail. There would be MFT, (Motor Fuel Tax), approved work on Jersey Ave. The Bicycle Master Plan was close to completion. The Town of Normal had already installed bike lanes. He noted the proximity of Country Companies, (larger employer). There were no driveways on Jersey Ave. City staff had worked with Normal's staff. Letters were sent to residents.

Alderman Lower stated that it appeared that bike lanes were required by federal law. Mr. Karch noted that this was City initiative on local streets.

Alderman Lower questioned funding.

Mr. Karch noted that Jersey Ave. was a local street not a federal route. Pavement striping would be done after the street resurfacing work. The bike lanes would be painted at that time. If the bike lanes were not approved than the striping would include parking and the center lane markings.

Alderman Lower understood this item. He believed that there would be issues. Parking would be removed. There also was the funding issue. He questioned if MFT funds would be used. He expressed his interest in the direct allocation of expense. He believed that bike lanes would see limited use. He was not against bike routes. He believed that there would be problems.

Mr. Karch stated that the Bicycle Master Plan would include a time line. City staff was sensitive to parking needs. He restated that there were not any properties that fronted on Jersey Ave. The impact would be minimal.

Mayor Renner noted the cost for these bike lanes was the paint.

Alderman Hauman expressed her opinion that MFT funds were an ideal way to fund this item. IDOT was interested in complete street development. Jersey Ave. was a multi use corridor. Funds would be used to improve the street and to provide a connection for other modes of transportation.

Alderman Lower restated his understanding. His concern addressed safety. He was concerned about how this item was being funded. He cited federal and state mandates. This was a local government issue.

Mr. Karch noted that there was no mandate to provide bike lanes on local streets. The direction had been provided by the Council.

Alderman Lower questioned the logic. Bicyclist should use Constitution Trail.

Mr. Karch cited impact. Bike lanes addressed bicyclist who rode for more than recreation. Bike lanes were part of multi modal transportation. Constitution Trail was a community amenity.

Alderman Painter noted that this item was located in her ward. She respectfully disagreed with Alderman Lower's opinion. She believed that bike lanes were a good idea. They would be used by bicyclists. There was no down side.

Alderman Black noted his recent use of a bicycle for transportation. He had dealt with issues as a bicyclist. There were safety issues when riding on City streets. The future of the community would include multi modal transportation. The Council could not make everyone happy. He expressed his support for bike lanes and encouraged bicyclists to make use of same. It was a small investment to address safety. MFT dollars were a tool. Bike lanes were an investment in the community. Constitution Trail provided limited access. He had used sharrows and noted his comfort levels with same.

Mayor Renner noted various conferences which he had attended. He had attended sessions which addressed the future of urban centers.

Alderman Fruin believed that Alderman Lower had raised some good questions. He addressed Constitution Trail and parallel routes. He cited personal experiences driving on Jersey Ave. He noted the location of Country Companies. This would be a good test of bike lanes on City streets. Public safety was key and he urged caution.

Alderman Stearns wanted to weigh in on the subject of bicycles. She was employed as an RN in both emergency and occupational medicine. Bicycles were everywhere. She cited morbidity and mortality statistics. The reality was not talked about. There needed to be data collection. This might result in licensing and registration.

Motion by Alderman Schmidt, seconded by Alderman Mwilambwe that the bicycle lanes for Jersey Ave. from the Sugar Creek bridge to Towanda Ave. be approved.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, Painter, Hauman Sage, Fruin and Black.

Nays: Alderman Lower.

Motion carried.

The following was presented:

Public Hearing regarding the Removal of the Road Barrier on W. Jefferson St. at Allin St.

Mayor Renner introduced this item. He opened the Public Hearing.

Richard Heiser, 810 W. Jefferson St., addressed the Council. He expressed his support for the proposal that the street be reopened. He recommended that the opening be limited to twenty-two feet (22'). He cited concern regarding the relocation of a manhole. He believed that twenty-two feet (22') would be sufficient space for City vehicles while slowing traffic turning on to Jefferson St. Another concern addressed one way streets and confusion. Safe Harbor's, (located at 601 W. Washington St.), loading docks faced west. He believed that Safe Harbor had limited traffic. The Council needed to be aware of this fact and give consideration to same. He also addressed children's safety. The barrier has been used as a walkway. There was a role for parents and drivers to be aware. This had become an emotional issue for the neighborhood.

Alderman Schmidt clarified that Mr. Heiser was in support of reopening the street, narrowing the opening, and Jefferson St. would remain one way headed east.

Vicky Smith, 712 W. Jefferson St., addressed the Council. She believed that there were less expensive options. The Police Department had full access. The street needed to be made no parking. Opening the street would not solve the issues. The people who resided in the area were the problem. More traffic in the neighborhood was not a good idea.

Dennis Arnold, 504 N. Lee St., addressed the Council. He currently served as the Gridley Allin & Prickett's Neighborhood Association's President. The neighborhood was divided. The residents closest to the barrier were opposed to its removal. Others in the neighborhood were in support of removal but wanted the street to remain one way headed east.

Mayor Renner closed the Public Hearing.

Alderman Hauman questioned next steps. There would be no action at this evening's meeting. City staff would draft a Resolution which would contain a recommendation.

The following was presented:

Comprehensive Master Plan Update. Presentation by Vasudha Pinnamaraju, McLean County Regional Planning Commission's Executive Director.

Mayor Renner introduced this item which would be an update regarding the Comprehensive Plan.

Vasudha Pinnamaraju, McLean County Regional Planning Commission's Executive Director, addressed the Council. She had prepared a PowerPoint regarding Community Outreach. She would address what had been heard at a variety of venues. She addressed the word cloud which addressed values and improvements. The larger the font reflected the number of responses. She noted that safe community and safety were cited. She questioned the meaning of the phrase vibrant Downtown. Green transportation included bike lanes and walkability. In the future there would be a detailed report which would address vision and values.

Alderman Black cited contradictory ideas.

Ms. Pinnamaraju noted the 1,600 survey responses. The survey had been presented out in the community. The numbers were improving. She noted the limited response from renters and younger age groups. The outreach goal was 7,660 and to date 5,079 individuals had been contacted. Individuals may not respond to the survey. There were 130 individuals serving on the working groups. Each working group was scheduled to meet for an hour per month. She also recognized the project's partners.

Alderman Mwilambe thanked Ms. Pinnamaraju for the presentation. He expressed his interest in more survey responses. He questioned outreach to community employers. He recognized the challenges.

Ms. Pinnamaraju cited outreach to State Farm and Country Financial. There had been no outreach to Illinois State University or any other company located in Normal.

Alderman Black also thanked Ms. Pinnamaraju for the presentation. He questioned if there were other categories.

Ms. Pinnamaraju noted that all surveys were considered. There were voices from throughout the City.

Alderman Black questioned why opinions matter. Ms. Pinnamaraju cited the goal was to make the community a better place.

Alderman Lower questioned the number of surveys received. Ms. Pinnamaraju stated 1,580 with 400 labeled other.

Alderman Lower noted the small percentage of respondents. He did not believe that the responses were representative of the community. He questioned the survey's effectiveness.

Mayor Renner found the outreach interesting.

Ms. Pinnamaraju informed the Council that other demographic data was being collected. The largest response came from the City. The interests was in quality information. The questions were open ended.

Alderman Hauman invited the Council to participate throughout the process. She noted the working groups.

Ms. Pinnamaraju stated that there were fifteen to seventeen (15 – 17) working groups. These groups met once a month through the month of November 2014. Working groups would start meeting again in January 2015. The more surveys received the better. She cited employer outreach and the project's web site – Bring It On Bloomington.

The following was presented:

Enterprise Zone Application Update. Presentation by Frank Koehler, Interim Economic Development Coordinator.

Mayor Renner introduced this item.

David Hales, City Manager, addressed the Council. The Council would be updated regarding the new Enterprise Zone (EZ) application. Ken Springer, Bloomington Normal

Economic Development Council's, (EDC), Vice President, was present at this evening's meeting. The application deadline was December 31, 2014 for consideration during the first round. The goal was to provide the Council with a high level understanding. Tonight's presentation would address City staff's proposal to the EDC. An EZ can be amended. The Council would be asked to make a final decision in October 2014. This would be a preliminary update as City staff was seeking Council direction.

Frank Koehler, Interim Economic Development Coordinator, addressed the Council. In 1983, EZ were created to address the unemployment rates. There was a need to incentivize/assist with economic development. The state had announced a new application for the new EZ. There must be a need shown. A map was presented which showed the existing EZ and the expansion area. US 51 and I74 represented an opportunity.

Ken Springer, EDC's Vice President, addressed the Council. He noted the current EZ's success. The map also showed opportunities.

Mayor Renner added that the community would benefit from the investment.

Mr. Koehler noted the state's benefits which included state sales tax and other incentives.

Alderman Stearns questioned how success would be gauged. She expressed her interest in parameters for measurement.

Mr. Springer expressed his opinion that the EZ had been the most successful tool. He did not have the numbers with him but he estimated that seventy-five percent (75%) of all projects in the last nine (9) years involved the EZ. He cited 750 new jobs, millions of dollars in capital investment, and the fact that the EZ was community wide, (i.e. City, Town of Normal and McLean County).

Alderman Stearns questioned if this information had been shared with the public.

Mr. Springer noted that an annual report was filed with the State of IL. This was a requirement for all EZ in the state. The EDC provided local administration and reported to the state.

Mr. Koehler noted the significance of a new EZ to qualify would take state approval.

Mr. Springer believed that the process would be competitive. There would only be forty-nine (49) EZ in the state. There had been one in the community since 1985. He restated the EZ used in the last nine (9) years. It was a critical tool.

CITY MANAGER'S DISCUSSION: David Hales, City Manager, informed the Council that he had attended the ICMA, (International City and County Managers Association), Annual Conference and the IML, (IL Municipal League), Conference. He

planned to share information with the Council regarding administrative initiatives. He also cited Emergency Preparedness, (i.e. natural disasters such as tornados), and how to maximize fund recovery. The City needed to update its plan, learn from others, and put this on the to do list. The plan would include policies, procedures and training.

MAYOR'S DISCUSSION: Mayor Renner informed the Council that the annual retreat would be held on Friday and Saturday, October 10 and 11, 2014. The retreat would be open to the public.

He thanked Mike Kimmerling, Fire Chief for acting as Interim City Manager during Mr. Hales' absence from the City. He also thanked Alderman Schmidt for acting as Mayor Pro tem and chairing the Township Board meeting.

ALDERMEN'S DISCUSSION: Alderman Lower addressed FEMA, (Federal Emergency Management Administration), issues. A void in most municipalities' plans was the use of volunteers. He noted the importance of training. He expressed his interest in a better plan.

Motion by Alderman Schmidt, seconded by Alderman Hauman, that the meeting be adjourned. Time: 8:41 p.m.

Motion carried.

Tracey Covert
City Clerk

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