City of Bloomington Illinois

CITY OF BLOOMINGTON COMMITTEE OF THE WHOLE MEETING SEPTEMBER 21, 2020

CITY OF Bloomington ILLINOIS

COMPONENTS OF THE COMMITTEE OF THE WHOLE AGENDA

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

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

PUBLIC COMMENT

Each regular Committee of the Whole Meeting shall have a public comment period not to exceed 30 minutes. Every speaker is entitled to speak for up to 3 minutes. To be considered for public comment, please complete a public comment card at least 5 minutes prior to the start of the meeting. The Mayor will randomly draw from the cards submitted and call names of submitters to come forward to speak.

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

REGULAR AGENDA

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

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

MAYOR AND COUNCIL MEMBERS

Mayor: Tari Renner

City Council Members:

Ward 1 - Jamie Mathy
Ward 2 - Donna Boelen
Ward 3 - Mboka Mwilambwe
Ward 4 - Julie Emig
Ward 5 - Joni Painter
Ward 6 - Jenn Carrillo
Ward 7 - Scott Black
Ward 8 - Jeff Crabill
Ward 9 - Kim Bray

City Manager: Tim Gleason
Deputy City Manager: Billy Tyus

CITY LOGO DESIGN RATIONALE

The CHEVRON Represents:
Service
Rank and Authority
Growth and Diversity
A Friendly and Safe Community
A Positive, Upward Movement and Commitment to Excellence!

MISSION, VISION, AND VALUE STATEMENT

MISSION
To lead, serve and uplift the City of Bloomington

VISION
A Jewel of the Midwest Cities

VALUES
Service-Centered,
Results-Driven,
Inclusive

STRATEGIC PLAN GOALS

- Financially Sound City Providing Quality Basic Services
- Upgrade City Infrastructure and Facilities Grow the Local Economy
- Strong Neighborhoods
- Great Place – Livable, Sustainable City
- Prosperous Downtown Bloomington

AGENDA

COMMITTEE OF THE WHOLE MEETING AGENDA
CITY COUNCIL CHAMBERS
109 EAST OLIVE STREET, BLOOMINGTON, IL 61701
MONDAY, SEPTEMBER 21, 2020, 6:00 P.M.

THIS MEETING WILL BE HELD VIRTUALLY. LIVE STREAM AVAILABLE AT:
www.cityblm.org/live

Prior to 15 minutes before the start of the meeting, 1) those persons wishing to provide public comment or testify at the meeting must register at www.cityblm.org/register, and/or 2) those persons wishing to provide written comment must email their comments to publiccomment@cityblm.org.

Members of the public may also attend the meeting at City Hall. Attendance will be limited to the lesser of 50 persons or 50% of room capacity and will require compliance with City Hall COVID-19 protocols and social distancing.

The rules for participation and attendance may be subject to change due to changes in law or to executive orders relating to the COVID-19 pandemic occurring after the publication of this agenda. Changes will be posted at www.cityblm.org/register.

1. **Call to Order**
2. **Roll Call of Attendance**
3. **COVID-19 Update by City Manager**
4. **Public Comment**

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

5. **Consent Agenda**

   Electronic Roll Call Vote

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

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

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

A. Presentation on the adoption of the 2018 editions of the International Code Council Building, Residential, Swimming Pool, Mechanical, Fire, Fuel Gas, Existing Building, Energy Conservation and Property Maintenance Codes and the 2020 National Electric Code, as requested by the Community Development Department and the Fire Department. *(Recommended Motion: None; presentation and discussion only.) (Presentation by Robert G. Mahrt, Community Development Director; and Chris McAllister, Building Official, 15 minutes; and City Council discussion, 15 minutes.)*

B. Discussion regarding a program for Art on Public Rights of Way, as requested by the Administration Department. *(Recommended Motion: None; discussion only.) (Presentation by Billy Tyus, Deputy City Manager, 5 minutes; and City Council discussion, 15 minutes.)*

7. City Manager's Report (5 minutes)

8. Executive Session - Cite Section

Clerk-led Roll Call Vote

9. Adjournment

Voice Vote

CONSENT AGENDA

CONSENT AGENDA ITEM NO. 5.A

FOR COMMITTEE OF THE WHOLE: September 21, 2020

SPONSOR: City Clerk Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action to approve the Minutes of the July 20, 2020 Committee of the Whole Meeting, as requested by the City Clerk Department.

RECOMMENDED MOTION:
The proposed Minutes be approved.

STRATEGIC PLAN LINK:
-Goal 1. Financially Sound City Providing Quality Basic Services

STRATEGIC PLAN SIGNIFICANCE:
-Objective 1d. City services delivered in the most cost-effective, efficient manner

BACKGROUND: The minutes of the meetings provided have been reviewed and certified as correct and complete by the City Clerk. In compliance with the Open Meetings Act, Council Proceedings must be approved thirty (30) days after the meeting or at the second subsequent regular meeting whichever is later. In accordance with the Open Meetings Act, Council Proceedings are available for public inspection and posted to the City's web site within ten (10) days after Council approval.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: N/A

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: Amanda Mohan, Records and Licensing Specialist

Reviewed by:

Tara Henry

Tara Henry, Legislative Assistant 9/17/2020

Recommended by:

Tim Gleason, City Manager

Attachments:

- CLK 1B 07-20-2020 DRAFT COW Meeting Minutes

MINUTES
COMMITTEE OF THE WHOLE CITY COUNCIL MEETING
MONDAY, JULY 20, 2020, 6:00 P.M.

This meeting was conducted under Governor Pritzker's Executive Order 2020-07, Section 6 implemented in response to COVID-19, which suspended in-person attendance under the Open Meeting Act, 5 ILCS 120.

The City Council convened in Regular Session virtually via Zoom with City Manager, Tim Gleason, and City Clerk, Leslie Yocum, physically present in City Hall's Council Chambers at 6:00 p.m., Monday, July 20, 2020. The meeting was called to order by Mayor Tari Renner.

Roll Call

Attendee Name	Title	Status	Arrived
Tari Renner	Mayor	Present	
Jamie Mathy	Ward 1	Late	6:04 PM
Donna Boelen	Ward 2	Remote	
Mboka Mwilambwe	Ward 3	Remote	
Julie Emig	Ward 4	Remote	
Joni Painter	Ward 5	Remote	
Jennifer Jazmin Carrillo	Ward 6	Remote	
Scott Black	Ward 7	Remote	
Jeff Crabill	Ward 8	Remote	
Kim Bray	Ward 9	Remote	

COVID-19 Update by City Manager

Tim Gleason, City Manager, addressed Council. He provided an update on the Americans with Disabilities Act (ADA) Citywide Assessment and the Community Development Block Grant (CDBG) resident assistance program. He reported that 182 applications were submitted with 106 individuals referred to other organizations for assistance. He stated that staff located at the Arena box offices had had 358 walk-ups and 171 COVID phone calls. He highlighted that two individuals had been approved with funding amounts still pending.

Public Comment

Mayor Renner opened the meeting for public comment. Leslie Yocum, City Clerk, stated that only one person, Zachary Gittrich, had registered to speak virtually, but that he was not present in the Zoom meeting. She continued that no emailed public comment had been received.

Consent Agenda

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

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

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

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

Motion carried.

Item 5.A. Consideration and action to approve the Minutes of the May 18, 2020 Committee of the Whole Meeting, as requested by the City Clerk Department. *(Recommended Motion: The proposed Minutes be approved.)*

Item 5.B. Consideration and action to approve the Minutes of the May 26, 2020 Regular City Council Meeting, as requested by the City Clerk Department. *(Recommended Motion: The proposed Minutes be approved.)*

Item 5.C. Consideration and action to approve the Minutes of the June 8, 2020 Regular City Council Meeting, as requested by the City Clerk Department. *(Recommended Motion: The proposed Minutes be approved.)*

Presentation, Discussion, and Direction on Future Agenda Topics

The following item was presented:

Item 6.A. Presentation and discussion of the proposed Water Infrastructure Master Plan, as requested by the Public Works Department.

Mr. Gleason introduced the item and informed Council that the Water Infrastructure Master Plan would be brought forward at the next City Council meeting. He asked Kevin Kothe, Public Works Director, to address Council. Mr. Kothe stated that the presentation would provide a high-level look at the 400-page plan which laid out a 20-year plan for the City's water infrastructure. He introduced Amrou Atassi, CDM Smith Consultant, who helped prepare the Master Plan.

Mr. Atassi thanked Public Works Department staff for their assistance during the two-year infrastructure review and completion of the Water Infrastructure Master Plan ("Plan"). He listed the project goals and objectives used during development and explained each component which included the following: demand forecasting and capacity analysis; considerations of water quality and regulations; an assessment of the condition of the facilities; and assessments of the distribution systems. He discussed water usage and the trends for residential, commercial, wholesale, and industrial sectors.

Mayor Renner left at 6:16 p.m. and returned at 6:27 p.m.

Mr. Atassi explained the methodology behind the forecasting of water supply and demand, how data was determined, and then discussed the results. He made recommendations on future City water needs and went on to discuss water quality, regulatory review, and highlighted that the City complied with current federal and state regulations. He discussed potential challenges with nitrate and radium levels and provided various recommendations and treatment solutions. He expressed the importance of planning for replacements to avoid catastrophic malfunction and explain various recommended facilities projects, the necessity of each project, and the estimated cost for each project.

Mr. Atassi closed by explaining the distribution system analysis and providing a Plan Summary listing each project description and the estimated costs of each. Once finished, he welcomed Council questions.

Council Member Mathy asked when the City had last completed a similar in-depth analysis. Bob Yehl, Assistant Public Works Director, responded that it had been approximately 20 years since the last analysis ant that it was done on a much smaller scale. Council Member Mathy asked about implementation if the Plan was approved. Mr. Yehl stated that the Plan would be completed over a 20-year timeline, but that regular updates or revisions may be needed along the way.

Council Member Crabill asked how time would affect the estimated costs. Mr. Atassi responded that the figures included were as of the date of the Plan, and that with inflation, the cost of a project could increase over time.

Mayor Renner asked if the infrastructure would need constant monitoring and assessment. Mr. Kothe responded that it would.

Council Member Bray asked for clarification on the Non-Revenue Water Reduction and Smart Cities Technology line items. Mr. Yehl provided a detailed response and listed projects under the two-line items that were currently in progress.

Council Member Mwilambwe emphasized the seriousness that the City was considering a Plan that projected 20-years into the future. He asked for clarification on wholesale water rates and use. Mr. Yehl explained that the City sold water to entities that then resold it (Bloomington Township, Village of Hudson, Village of Towanda, and mobile home parks).

Council Member Carrillo asked how the City would address incorporating equity into low-income areas and areas populated by minorities. Mr. Yehl responded that the City provided the same level of service to all citizens in all areas of the community.

Mayor Renner concurred that it was the City's policy to provide equal service to all. He asked if any updates would largely impact low- to middle-income populated areas. Mr. Yehl stated the Plan would address older parts of the community that had undersized water main pipes and could, by default, impact those areas.

Council Member Carrillo asked about potential impacts related to rate structures. Mayor Renner responded that all citizens pay the same rate. She then expressed interest in Council and staff evaluating potential to create rate brackets based on income. Mr. Yehl responded that staff would continue to consider industry standards and Council input.

Council Member Emig asked for additional information on whether the City's number of troublesome leaks was above industry standards, and if the bulk of the repairs were due to infrastructure. She asked how the City could incentivize water efficiency and how to be build water efficiency as a focus in the City's future. Mr. Yehl responded that water conservation remained important. He noted the Leak Protection Program is widely used and that toilets remained the highest source of leaks. He suggested dispersing additional education materials and information to the community.

The following item was presented:

<u>Item 6.B. Presentation and discussion of the Connect Transit "Connect to the Future" Working Group, as requested by the Administration Department.</u>

Mr. Gleason asked Issac Thorne, Connect Transit General Manager, to address Council. Mr. Thorne discussed Connect Transit's COVID-19 policies and procedures including reducing the number of buses due to decreased ridership, passenger limits, and regular bus cleaning and disinfecting. He reminded Council that Connect Transit provided transportation to the COVID-19 Testing Site and introduced Judy Buchanan, Connect Transit Trustee, to discuss Connect to the Future recommendations.

Mrs. Buchanan discussed "One Rate for All" riders and pointed out that it had been approved by Connect's Board. She stated that it would be implemented once fare collection resumed. She provided a status update on the expansion of service to City limits and how potential riders could influence the implementation of service. She mentioned the Better Bus Stop Campaign, which would make all bus stops accessible under the Americans with Disabilities Act ("ADA"),and stated that it would be completed in 2024. Mrs. Buchanan noted potential expanded routes in the future.

Mr. Thorne covered the requested investment of funds for Connect Transit's plan prior to COVID-19 versus the revised plan. He explained the funds would benefit the One Rate for All program and the expansion of services. He noted full service would return in August 2020 but that it was uncertain when fare collection would resume. He then provided an overview of Connect Transit's fiscal year 2021 operating budget and the impacts of COVID-19 and expressed concern that funding may not be available from Illinois Department of Transportation ("IDOT") and the State of Illinois due to COVID. He stated that in response to the uncertainty, Connect Transit prepared a budget with reduced IDOT funding and noted that they received $9.1 million dollars in Coronavirus Aid, Relief, and Economic Security Act ("CARES Act") funding from the Federal Government. He informed Council that when the Federal CARES Act funding was exhausted, the local funding from the City will be used. He wrapped up by updating Council on the Downtown Transportation Center ("Center") Site Selection Study, noting the eight potential locations. He informed the community that on Wednesday, July 29, 2020 a public meeting would be held that welcomed community input at the Bloomington Center for Performing Arts Center and encouraged the community to complete a short online survey about the Center. He welcomed Council questions.

Council Member Crabill commended Connect Transit for their response to the pandemic and thanked them for considering potential impacts COVID-19 would have on Connect Transit's budget. He asked if Connect Transit would receive a refund from facilitators for incomplete services with the Working Group. Mr. Thorne responded affirmatively. Council Member Crabill then pointed out that IGA (Inter-Governmental Agreement) between the City, Town of Normal, and Connect Transit required the FY 2021 budget to be submitted to each municipality for consideration and pointed out that it had notbeen. Mr. Thorne responded that both Bloomington and Normal's City Managers sit on the Connect Transit Board and that the document had been made public. He was unsure if the City and Town Councils were required to adopt the budget.

Mayor Renner stated that Council needed a copy of the budget regardless of whether they had to formally approve it or not.

Council Member Crabill confirmed with Ryan Whitehouse, Connect Transit Chairman, that Connect Transit should be affordable, assessable, and equitable in its care for the most transit-reliant population. He also confirmed with Mr. Whitehouse that most of that population should use fixed routes instead of Connect Mobility if they were able. Council

Member Crabill then asked about the status of bus stops being made ADA compliant. Mr. Thorne provided a status update on the progress. Mr. Whitehouse expressed the importance of the campaign and stated that they would be 100% ADA compliant by 2024. Council Member Crabill and Mr. Thorne discussed specific stops in more detail.

Council Member Mathy asked for an update on the bus stop near the new Veteran Affairs (VA) Clinic. Mr. Whitehouse responded, noting the various services Connect provides to veterans, that there was potential to include the VA Clinic in a fixed route after the Hamilton Road expansion was completed. Council Member Mathy formally retracted his prior statements made on the size of buses used by Connect Transit and thanked them for their work.

Council Member Boelen asked for an estimated loss of revenue total due to COVID-19. Mr. Thorne responded that loss in fares totaled approximately $250,000 since March 2020. Council Member Boelen asked for information on the partnership with the McLean County Regional Planning Commission regarding the short-term plan for changes and improvements. Mr. Thorne responded that staff would continue to listen to the community and direct additional services where needed. Mr. Whitehouse stated that the Board directed staff to focus on keeping the bus system operational and then to address expanded services. Council Member Boelen asked how the Board determined items placed in the Executive Summary. Mr. Whitehouse responded that the Board voted and approved each item. Trustee Buchanan confirmed and stated that the Board began by completing low hanging fruit items first.

Council Member Black made the motion, seconded by Council Member Emig, to extend the time allowed for Council discussion by ten minutes.

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

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

Motion carried.

Council Member Black expressed the importance of clarifying the terms of the IGA by the end of the year. He expressed interest in a fare-free structure and suggested municipalities use cannabis taxes to subsidize fares as the transportation system remained an economic development tool for the community.

Council Member Emig also expressed interest in a fare-free transportation system. She pointed out that COVID-19 had provided an opportunity to explore possibilities. She discussed the survey and restated the public hearing information for the Center's site location. Mr. Thorne pointed out the importance of the survey questions and that they allowed the community and stakeholders an opportunity to provide feedback.

Council Member Carrillo agreed with Council Member Black's comments on the IGA and the fare-free transportation system. She expressed concerns with the accessibility of bus stops and encouraged the Connect Transit Board to advocate for City sidewalk upgrades to complete ADA bus stops quicker. Mr. Whitehouse responded that current City Administration had partnered closely Connect's Board in developments.

The following item was presented:

<u>Item 6.C. Presentation and discussion of the Public Safety and Community Relations Board Annual Report, as requested by the Administration Department.</u>

Mr. Gleason explained the presentation was an annual report by the Public Safety Review Board ("PSCRB") and asked Art Taylor, previous Board Chair, to address Council.

Mr. Taylor noted that the PSCRB was established in 2017 and provided a brief overview of the report. He explained the decision to hold monthly and quarterly meetings and decision to rotate said meetings to various venues within the community. He listed the complaints numbers from 2017, 2018 and 2019 and highlighted that the number of complaints had decreased in 2019. He relayed the discussion topics at the quarterly meetings included the review of PSCRB rules and compliant process, the Bloomington Police Department ("BPD") complaint process, and various presentations. Mr. Taylor discussed community engagement and expressed that the PSCRB held a vital role within the community. Mr. Taylor provided an overview of two complaints, the PSCRB determination, and the results of each complaint. He discussed various recommended policy and code amendments by the PSCRB. He informed the community that there were two openings on the PSCRB and encouraged the community to apply. He welcomed questions from Council.

Council Member Carrillo stated her position on police reform. She recalled that the Welcome City Ordinance was denied, and that Mayor Renner had asked the previous Chief of Police to collaborate with the PSCRB to draft a policy for interactions with ICE. She asked the status of that draft policy. Mr. Taylor responded that the PSCRB had reviewed the request, but determined the request was outside the realm of the PSCRB's established parameters. They chose not to engage in that conversation at that time. Council Member Carrillo asked for a description of BPD's role in the PSCRB meetings and the meeting structure. Mr. Taylor responded accordingly. Council Member Carrillo discussed the authority of the PSCRB and asked Mr. Taylor, considering the current national situation, if it would be beneficial for Council to re-visit the PSCRB's authorities to grant them additional power. Mr. Taylor responded the PSCRB would act within the parameters set by Council and explained that the PSCRB saw themselves as a bridge between the community and BPD.

Mayor Renner stated that he had directed the current Board Chair to continue PSCRB public hearings and to report back to Council on de-militarization of police and any additional items that could be pursued in the future.

Council Member Crabill confirmed the PSCRB complaint review process with Mr. Taylor and explained to the community the role of the PSCRB takes in evaluating a complaint. He pointed out that the PSCRB's review focused on BPD's response and use of proper protocol. He then asked Mr. Taylor what happened if the PSCRB determined there was an issue. Mr. Taylor responded that the PSCRB would then recommend a policy change to the City Manager. Council Member Crabill finished by asking Mr. Taylor a few opinions of his thoughts on the PSCRB and the community.

Council Member Black thanked Mr. Taylor for his time and dedication since the inception of the PSCRB. Council Member Black expressed his belief that local governments improved when more people are involved and thought it was best when the community had robust public conversations. Mr. Taylor stated that the Board took their positions very seriously.

Council Member Mwilambwe echoed appreciation for Mr. Taylor's dedication. He asked if Council could do anything additional to assist the PSCRB. Mr. Taylor stated that community attendance was low, but varied depending on the discussion topic.

Council Initiatives

The following item was presented:

Item 6.D.1. Discussion regarding a Council Initiative submitted by Council Member Mwilambwe to Recognize Juneteenth as a City holiday, as requested by the City Council.

Mayor Renner asked Council Member Mwilambwe to present his Initiative and reminded Council to keep responses to an interest or disinterest in the item going forward.

Council Member Mwilambwe provided a brief history of Juneteenth and explained Juneteenth celebrated the emancipation of enslaved black people. He believed an observance would make an impactful difference and that Juneteenth was an annual opportunity to educate the community on the contemporary struggles of the African American community. He believed it should be an annual celebration promoted by the Economic Development Department and that the programing could be spearheaded by the Human Relations Commission.

Council Member Mathy expressed support in the Initiative, but had implementation questions for future discussion.

Council Members Boelen, Mwilambwe, and Emig expressed support in the Initiative.

Council Member Painter expressed support in the Initiative and was excited for a local celebration similar to the ones she had attended in the past.

Council Member Carrillo expressed support in the Initiative and noted interest in additional consideration for other holidays.

Council Members Black, Crabill, and Bray expressed support in the Initiative.

Mayor Renner directed staff to move forward with unanimous support by Council.

City Manager's Report (5 minutes)

Mr. Gleason recognized two new City staff members, one new engineer in the Public Works Water Division and one new laborer in the Parks and Recreation Department. He went on to recognize one Board re-appointment, as well as three new Board and Commission appointments. He reminded the community to complete the 2020 Census and informed Council the deadline had been extended to October 31, 2020. He informed the community that staff would continue to search for those responsible for the recent distribution of KKK flyers in the community and clarified that he had not insinuated the local Bloomington chapter was involved. He urged the community to continue to work together to make Bloomington a great community and expressed the importance of conversations regarding race and police departments stressing they are crucial to development. He provided then Council an update on the recent Downtown Farmer's Market's attendance and stated that bulk waste pick-up was complete. He commended the Public Works crews for their work especially during the extreme heat.

Executive Session - Cite Section

No Executive Session was held.

Adjournment

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

Motion carried (viva voce).

The meeting adjourned at 8:20 p.m.

CITY OF BLOOMINGTON	**ATTEST**
Tari Renner, Mayor	Amanda Mohan, Deputy City Clerk

CITY OF Bloomington ILLINOIS

CONSENT AGENDA ITEM NO. 5.B

FOR COMMITTEE OF THE WHOLE: September 21, 2020

SPONSOR: City Clerk Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action to approve the Minutes of the August 17, 2020 Committee of the Whole Meeting, as requested by the City Clerk Department.

RECOMMENDED MOTION:
The proposed Minutes be approved.

STRATEGIC PLAN LINK:
-Goal 1. Financially Sound City Providing Quality Basic Services

STRATEGIC PLAN SIGNIFICANCE:
-Objective 1d. City services delivered in the most cost-effective, efficient manner

BACKGROUND: The minutes of the meetings provided have been reviewed and certified as correct and complete by the City Clerk. In compliance with the Open Meetings Act, Council Proceedings must be approved thirty (30) days after the meeting or at the second subsequent regular meeting whichever is later. In accordance with the Open Meetings Act, Council Proceedings are available for public inspection and posted to the City's web site within ten (10) days after Council approval.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: N/A

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: Amanda Mohan, Records and Licensing Specialist

Reviewed by:

Leslie Yocum

Leslie Yocum, City Clerk 9/17/2020

Tara Henry

Tara Henry, Legislative Assistant 9/17/2020

Recommended by:

Tim Gleason, City Manager

Attachments:

- CLK 2B DRAFT 08-17-20 COW Minutes

MINUTES
COMMITTEE OF THE WHOLE CITY COUNCIL MEETING
MONDAY, AUGUST 17, 2020, 6:00 P.M.

This meeting was conducted under Governor Pritzker's Executive Order 2020-07, Section 6 implemented in response to COVID-19, which suspended in-person attendance under the Open Meeting Act, 5 ILCS 120.

The Committee of the Whole convened in Regular Session virtually via Zoom with City Manager, Tim Gleason, and City Clerk, Leslie Yocum, physically present in City Hall's Council Chambers at 6:00 p.m., Monday, August 17, 2020. The meeting was called to order by Mayor Tari Renner.

Roll Call

Attendee Name	Title	Status	Arrived
Tari Renner	Mayor	Remote	
Jamie Mathy	Ward 1	Remote	
Donna Boelen	Ward 2	Remote	
Mboka Mwilambwe	Ward 3	Remote	
Julie Emig	Ward 4	Remote	
Joni Painter	Ward 5	Remote	
Jennifer Jazmin Carrillo	Ward 6	Remote	
Scott Black	Ward 7	Remote	
Jeff Crabill	Ward 8	Remote	
Kim Bray	Ward 9	Remote	

Public Comment

Mayor Renner opened the meeting for public comment. Leslie Yocum, City Clerk, stated no one had registered to speak live and no emailed public comments were received.

COVID-19 Update by City Manager

Tim Gleason, City Manager, provided an update on local statistics as they related to COVID-19 and City staff.

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

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

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

Motion carried.

Item 5.A. Consideration and action to approve the Minutes of the June 15, 2020 Committee of the Whole Meeting, as requested by the City Clerk Department. *(Recommended Motion: The proposed Minutes be approved.)*

Item 5.B. Consideration and action to approve the Minutes of the July 13, 2020 Regular City Council Meeting, as requested by the City Clerk Department. *(Recommended Motion: The proposed Minutes be approved.)*

Presentation, Discussion, and Direction on Future Agenda Topics

No presentations, discussion or direction on future agenda topics were discussed.

Council Initiatives

The following item was presented:

Item 6.A.1. Consideration and action on a Council Initiative submitted by Council Member Carrillo to make Indigenous Peoples Day a City holiday, as requested by the City Council.

Council Member Carrillo introduced the Initiative. She hoped Council could recognize the indigenous people by permanently adopting a day for them like the proposed Juneteenth holiday recommended via Council Initiative of Council Member Mwilambwe. She believed that white supremacy organizations were becoming more active and that it was important to recognize and celebrate indigenous people. She provided examples of intentional and unintentional ways that white supremacy presented itself in society. She then noted examples of local and national changes to remove Columbus Day and replace it with Indigenous Peoples Day. Council Member Carrillo concluded by stating the importance of recognizing contributions to society made by indigenous people.

Mayor Renner asked each Council Member to state their interest or disinterest in support of Council Member Carrillo's Council Initiative.

Council Member Mathy expressed support.

Council Member Boelen did not support the Initiative and expressed her disinterest in canceling culture or removing the opportunity for dialog and study about it in world history. She stated the Columbus Day was an Italian American Holiday and did not support the Initiative.

Council Member Mwilambwe expressed support.

Council Member Carrillo stated that she hoped staff could review the Initiative and present options similar to what they were doing with Juneteenth.

Council Member Emig expressed support in the Initiative and stress that Columbus had caused a lot of harm. She did not believe that replacing Columbus Day with Indigenous Peoples Day diminished Italian Americans.

Council Member Painter was conflicted and provided additional history on Columbus Day being implemented after 11 Italians were lynched. She pointed out that no matter the action taken by Council she didn't believe the City could remove it as it was a State holiday. She did not support replacing one heritage with another, but did believe that Indigenous Peoples Day should be celebrated.

Council Member Black believed staff's focus should remain on the global pandemic.

Council Member Crabill expressed support in the Initiative and believed Columbus Day celebrated the actions against Indigenous People.

Council Member Bray was not in favor of the Initiative for reasons other Council Member's had mentioned. She discussed a conversation she had had with the American Indian Community and that did not support the initiative. She echoed the statements made by Council Member Black as well.

Mayor Renner and Mrs. Yocum discussed Council Initiative procedures. Mrs. Yocum confirmed that the majority of Council had expressed support in the item moving forward for staff evaluation.

Mayor Renner commented to his experiences with Columbus Day.

City Manager's Report

Tim Gleason, City Manager, recognized the following newly hired staff for the City: Morgan Hinchen, Parks, Recreation and Cultural Arts Department and Robert Castillo, Police Department. He informed Council that he had asked Public Works to provide a presentation of ongoing and completed projects of 2020 at the next meeting.

Executive Session - Cite Section

No Executive Session was held.

Adjournment

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

Motion carried (viva voce).

The meeting adjourned at 6:17 p.m.

CITY OF BLOOMINGTON	**ATTEST**
____________________________	____________________________
Tari Renner, Mayor	Amanda Mohan, Deputy City Clerk

PRESENTATION, DISCUSSION, AND DIRECTION ON FUTURE AGENDA TOPICS

CITY OF Bloomington ILLINOIS

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

FOR COMMITTEE OF THE WHOLE: September 21, 2020

SPONSOR: Community Development Department and Fire Department

WARD IMPACTED: City-Wide Impact

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

RECOMMENDED MOTION:
None; presentation and discussion only.

STRATEGIC PLAN LINK:
-Goal 5. Great Place – Livable, Sustainable City

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

BACKGROUND: The City of Bloomington first administered model building codes following adoption of the 1955 National Building Code on February 10, 1958.

The International Code Council (ICC) publishes new editions of their model code regulations every three years. The National Fire Protection Association (NFPA) also publishes the National Electric Code every three years, but not simultaneously with the ICC. The ICC family of codes represents the model building code standard throughout the nation. The NEC has also been adopted nationwide to set the minimum standard for safe electrical design, installation and inspection. It is common practice for municipalities to periodically update their building codes to address changes in construction methods/materials, to evaluate new development trends as well as, to protect the health, safety and general welfare of their citizens. While the City did adopt the 2012 ICC model building codes with amendments, the City did not adopt the 2015 editions of the ICC family of codes. There is now a need to modernize the model building codes for the City of Bloomington by updating to the 2018 International Code Council family of codes and other related codes.

Over the past year, the Building Safety Division and the Code Enforcement Division have been working with the Building Board of Appeals (BBA) and the Property Maintenance Review Board (PMRB) on updating to the 2018 International Code Council family of codes and other model codes. This coordination effort was intended to provide adequate opportunities for review of the updated editions of the model codes and provide for appropriate public outreach.

Upon further consideration and formal action by the City Council, it is intended that Ordinances adopting the model codes would take effect on January 1, 2021.

PROPOPOSED LOCAL AMENDMENTS:
It should be understood that the City Code currently includes an established listing of previously adopted amendments to the model codes as well as, to specific sections within the City Code. These previously adopted amendments are intended to promote quality construction standards, maintain our community character, or address a shortcoming found in the model code. The established listing of previously adopted amendments is intended to be maintained, with only minor adjustments proposed.

The proposed model building codes do include multiple additions, modifications, clarifications and deletions progressively through the 2012, 2015 and 2018 editions of the ICC family of codes and between the 2014, 2017 and 2020 editions of the NEC. The vast majority of these model code amendments made between editions could be considered minor, with little impact on the community. In evaluating the model codes, Staff did identify some amendments that could be considered significant and require further discussion. The following is a general overview of the proposed adoption of the updated model building codes and further amendments to the City Code.

CHAPTER 10 - BUILDING CODE

Adoption of the International Building Code – 2018: Staff and the BBA recommend adoption of the 2018 IBC.

Adoption of the International Residential Code for One- and Two-Family Dwellings – 2018: Staff and the BBA recommend adoption of the 2018 IRC with inclusion of a new Appendix “Q” Tiny Houses.

Adoption of the International Swimming Pool and Spa Code – 2018: Staff and the BBA recommend adoption of the 2018 ISPSC.

Adoption of the International Mechanical Code – 2018: Staff and the BBA recommend adoption of the 2018 IMC.

Adoption of the International Fuel Gas Code – 2018: Staff and the BBA recommends adoption of the 2018 IFGC.

Adoption of the International Fire Code – 2018: Staff and BBA recommend adoption of the 2018 IFC with deletion of Section 1103.5.1 Group A-2.

The 2018 IFC includes a new section which requires the retrofit installation of a fire sprinkler system in existing Group A-2 occupancies where alcoholic beverages are consumed if the occupant load is 300 or more. Generally, A-2 occupancies include night clubs, banquet halls, restaurants, and taverns. The retrofit regulation would impact several existing, entertainment-oriented businesses in the community and require installation of fire sprinkler systems upon adoption of the model code. The intent of this code addition was to address potential fires and fatalities in larger scale entertainment-oriented business.

After thoughtful deliberation, the Building Board of Appeals did recommend deletion of this new section within the 2018 IFC with consideration of including this section in future model code adoptions.

Adoption of the International Existing Building Code – 2018: Staff and the BBA recommend adoption of the 2018 IEBC.

Adoption of the International Existing Building Code – 2018: Staff and the BBA recommend adoption of the 2018 IECC.

Chapter 10 – Building Code Supplemental Recommendations:
Another amendment recommended by the Board was to the penalty provisions of the separate model codes. The current Chapter 10 language provides that any person violating a provision of the Code "shall be guilty of a misdemeanor, punishable by a fine of not more than $500 or by imprisonment not exceeding six months, or both such fine and imprisonment." Legal staff recommended that the provision be amended to provide for a minimum fine of $50 per violation and to delete references to criminal sanctions and imprisonment. This would bring this penalty provision into line with the City's property maintenance code penalty provision and clarify that building code violations can be prosecuted in administrative court, rather than criminal court.

CHAPTER 15 – ELECTRICITY

Adoption of the National Electrical – 2020: Staff and the BBA recommends adoption of the NEC 2020.

The NEC 2020 does include new provisions for requirements for surge protection for dwelling units with new or replaced service equipment, ground fault protection for all 125-volt through 250-volt receptacles supplied by single-phase branch circuits rated 150-volt or less to ground, and outdoor emergency disconnects for new construction, renovations and service replacements.

CHAPTER 34 – PLUMBING CODE

Staff and the BBA recommends minor administrative text amendments to Chapter 34 – Plumbing Code.

CHAPTER 45 – PROPERTY MAINTENANCE CODE

Adoption of the International Property Maintenance Code – 2018: Staff and the PMRB recommend adoption of the 2018 IPMC.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED:

While the Covid-19 pandemic did impact the timeline for code adoption, efforts were made to provide appropriate review of the building code update by key stakeholders in the community. Community outreach included a Building Code Update website with access to model building codes and the significant amendments from previous editions. See on-line at https://www.cityblm.org/government/departments/building-safety/building-codes
In addition, presentations were held with the Bloomington Normal Association of Realtors and the local chapter of the American Institute of Architects. The scheduled presentation with the Bloomington Normal Home Builders Association was unfortunately cancelled due to the pandemic, however, notices of the pending public hearings and links to the City's Building Code Update website were provided. In addition, the Department mailed notices to all registered contractors and landlords to solicit public input. The Department further provided notice to the thirteen Group A-2 entertainment oriented business that could be impacted by adoption of the 2018 IFC.

The Building Board of Appeals held a public hearing on September 1, 2020 at 5:00 P.M. at the City Council Chambers regarding the proposed amendments to Chapter 10 – Building Code, Chapter 15 – Electrical Code, and Chapter 34 – Plumbing Code of the Bloomington City Code related to adoption of the 2018 ICC family of codes. The Property Maintenance Review Board also held a public hearing on September 1, 2020 at 7:00 P.M. at the City Council Chambers regarding the proposed amendments to Chapter 45 – Property Maintenance Code. Notices of the hearings were published on August 14, 2020 in *The Pantagraph*. Both Board's unanimously recommended adoption of the updated editions of the model codes. The Minutes from the Special Meetings are attached to this memo. The meeting packet and video recordings are available online, as follows:

<u>Meeting Packet</u>:
Building Board of Appeals https://www.cityblm.org/Home/ShowDocument?id=25112
Property Maintenance Board https://www.cityblm.org/Home/ShowDocument?id=25094

<u>Video Recordings</u>:
Building Board of Appeals https://www.youtube.com/watch?v=uwWIbK82Rhw
Property Maintenance Board https://www.youtube.com/watch?v=8FozGizATD4

FINANCIAL IMPACT: N/A.

COMMUNITY DEVELOPMENT IMPACT: Goal H-1 Ensure the availability of safe, attractive, and high quality housing stock to meet the needs of all current and future residents of Bloomington; Goal PS-2 Plan and provide for fire and emergency facilities adequate to protect health, life safety, livelihood and property for current and future citizenry and business in the City; and, Objective N-1.1 Enhance the livability of all Bloomington Neighborhoods, Action N-1.1a Update the ordinances and regulations as needed to accomplish the goals of the Comprehensive Plan.

Respectfully submitted for Council consideration.

Prepared by: Robert Mahrt, Community Development Director

Reviewed by:

Katie Simpson, City Planner 9/14/2020

Robert G. Mahre, Community Development Director 9/17/2020

Chris Tomerlin, Budget Manager 9/15/2020

George Boyle

George Boyle, Assistant Corporation Counsel 9/17/2020

Tara Henry, Legislative Assistant 9/17/2020

Recommended by:

Tim Gleason, City Manager

Attachments:

- CD 1B BBA Draft Minutes Excerpts (9.1.20)
- CD 1C PMRB Draft Minutes Excerpts (9.1.20)

<u>DRAFT</u> MINUTES EXCERPTS
PUBLISHED BY THE AUTHORITY OF THE
BUILDING BOARD OF APPEALS OF BLOOMINGTON, ILLINOIS
SPECIAL MEETING
Tuesday, September 1, 2020, 5:00 P.M.
Council Chambers, City Hall
109 East Olive Street, Bloomington, Illinois
WWW.CITYBLM.ORG/LIVE

5. REGULAR AGENDA

A. BBA-1-20 Public Hearing, review and action on proposed amendments to Public Hearing, review and action on proposed amendments to Chapter 10 – Building Code, Chapter 15 – Electrical Code, and Chapter 34 – Plumbing Code of the Bloomington City Code related to adoption of the 2018 International Building Code (IBC), 2018 International Residential Code (IRC), 2018 International Existing Building Code (IEBC), 2018 International Fire Code (IFC), 2018 International Fuel Gas Code (IFGC), 2018 International Mechanical Code (IMC), 2018 International (Illinois) Energy Conservation Code (IECC), 2018 International Swimming Pool and Spa Code (ISPSC), the Illinois State Accessibility Code (IAC), the 2014 Illinois Plumbing Code, the 2020 National Electric Code (NEC) and other related codes.

Chairperson Meek opened the public hearing.

Director Mahrt provided a general overview of the process to date for the amendments to Chapter 10 – Building Code, Chapter 15 – Electrical Code, and Chapter 34 – Plumbing Code of the Bloomington City Code related to adoption of the 2018 International Code Council (ICC) family of codes and the 2020 National Electric Code (NEC) Building Code He further reviewed the Staff Memorandum to the Board outlining the established amendments to the City Code and the model building codes as shown on Exhibit “A” and the recommended amendments to the City Code as shown on Exhibit “B”.

Director Mahrt illustrated the recommended amendments to the City Code as shown on Exhibit “B”. He referenced adoption of the 2018 IBC, 2018 IRC, 2018 ISPSC, 2018 IFC, 2018 IEBC, 2018 IECC under Chapter 10, Article II. In addition, he specifically referenced the recommended adoption of the 2018 ISPSC and deletion of Appendix G Swimming Pools, Spas, and Hot Tubs provisions in the IRC. He also discussed expanding the work credentials for electrical construction representatives on the Building Board of Appeals.

Minor administrative and re-numbering of sections referenced in Chapter 10, Articles IV – X were reviewed illustrating the additions/modifications/amendments of the model building codes and the City Code. Director Mahrt discussed the recommendation for inclusion of the new Appendix “Q” Tiny Houses within the 2018 IRC. In addition, he specifically referenced the alternatives for the Building Board of Appeals to consider in regard to adoption of the 2018 IFC and the new Section 1103.5.1 Group A-2 Occupancies. This section would require the retrofit installation of a fire sprinkler system in existing Group A-2 occupancies where alcoholic beverages are consumed if the occupant load is 300 or more. Alternatives included adoption, amortization or deletion of Section 1103.5.1.

Director Mahrt reviewed the recommendations for Chapter 15 Electricity including adoption of the 2020 National Electric Code, changing the name of this Chapter to Electrical Code, and modifications to the references to the Electrical Inspector position. He specifically reviewed the new model code updates for Surge Protection, Ground-fault Circuit-Interrupter Protection, and Emergency Disconnections.

Director Mahrt reviewed the recommendations for Chapter 34 Plumbing Code including maintaining consistency in referencing the Illinois State Plumbing Code throughout the Chapter, modifying "local" material standards to match the state code, and modifications to the references to the Plumbing Inspector position.

There was clarification discussion on adoption of the 2018 International Energy Conservation Code (IECC) versus specifically referencing and adopting the Illinois Energy Conservation Code. The Illinois Energy Conservation Code does require compliance with the latest published edition of the International Energy Conservation Code and as a matter of practice the City has only adopted the International Code to comply with the Energy Efficient Building Act.

George Boyle brought to the Board's attention outdated references in the "Violation Penalties" by requesting potential modification of the established text regarding criminal penalties for violations. Mr. Boyle had suggested deletion of the term "misdemeanor" and replacing this term with "offense". In addition, these sections should include a provision for a minimum fine of $50 and not more than $500. Jerry Kelleher had questioned authority of penalties greater or less than the State mandated codes.

Chairperson Meek called for public testimony.

Ed Neaves was sworn in by the Chairperson. Mr. Neaves stated that he serves as the current President of the Illinois Realtors Association, the past president of the Bloomington Normal Home Builders Association and the past president of the Bloomington Normal Association of Realtors. He supported the recommendation to continue the status quo standard for the "Mandatory Offer Requirement" for optional installation of automatic sprinkler systems in one and two family dwellings for the adoption of the 2018 IRC.

There was further discussion on the current process for administration of the "Mandatory Offer Requirement" prior to building permit issuance for one and two family dwellings.

Paul Scharnett was sworn in by the Chairperson. Mr. Scharnett stated he serves as the Vice-Chair of the Bloomington Historic Preservation Commission and is a local architect. He summarized correspondence provided to City Staff on September 1, 2020. He raised his concerns on the need for a "demolition through neglect" Ordinance, maintaining the status quo for residential sprinkler systems, and interpretation of the 2018 International Energy Conservation Code related to potential impacts on historic buildings.

There was additional discussion on administration of the 2018 International Energy Conservation Code.

There being no further public testimony, Chairperson Meek closed the public hearing at 6:23 p.m.

Director Mahrt summarized the key points of further discussion by the Board including Section 1103.5.1 Group A-2 of the 2018 IFC.

Chairperson Meek requested the number of business that my be affected by the new regulation and whether notice had been provided to the specific businesses. Director Mahrt indicated that approximately 13 entertainment oriented businesses would meet that threshold and that notices were not sent out pending a review by the Board.

Larry Stevig requested information on the basis for this new section in the 2018 IFC and the estimated cost for installation. Director Mahrt responded that the ICC identified the potential loss of life as the primary basis for this new section. There was continued discussion on the cost for installation to be in the range of $5-$7 per square foot of floor area.

There was continued discussion on cost impacts on the entertainment oriented businesses, the prior efforts through building permit issuance to meet the intent of these fire safety regulations, and Fire Department response times. Alternative recommendations included full adoption, amortization or deletion of Section 1103.5.1.

Chairperson Meek requested outreach to notify these entertainment oriented businesses. Director Mahrt indicated that notice could be provided prior to City Council discussion.

There was additional discussion on the alternative recommendations and concerns over financial hardship versus the potential loss of life in the event of a fire. Further discussion related to departing from the minimum code standard, the lack of understanding of the current facilities in the community, and consideration for the implementation of Section 1103.5.1 under any future International Fire Code adoptions.

John Weber made a motion recommending to modify Exhibit “B” of the Staff Memorandum by deleting Section 1103.5.1 Group A-2 of the 2018 International Fire Code in its entirety. Motion was seconded by Michael Raikes. The motion was approved by a 4-1 vote as follows: Chairperson Meek – YES; Mr. Kelleher – YES; Mr. Raikes – YES; Mr. Stevig – NO; Mr. Weber – YES.

Larry Stevig made an motion recommending approval of BBA-1-20 to adopt amendments to Chapter 10 – Building Code, Chapter 15 – Electrical Code, and Chapter 34 – Plumbing Code of the Bloomington City Code related to adoption of the 2018 International Code Council (ICC) family of codes and the 2020 National Electric Code (NEC) Building Code as outlined in the revised Exhibit “B” of the Staff Memorandum. Motion was seconded by John Weber.

After further discussion, there was interest in amending the motion in regard to “Violation Penalties”.

Larry Stevig made an amended motion recommending approval of BBA-1-20 to adopt amendments to Chapter 10 – Building Code, Chapter 15 – Electrical Code, and Chapter 34 – Plumbing Code of the Bloomington City Code related to adoption of the 2018 International Code Council (ICC) family of codes and the 2020 National Electric Code (NEC) Building Code as outlined in the revised Exhibit “B” of the Staff Memorandum and with supplemental modifications related to “Violation Penalties”. Motion was seconded by John Weber. The motion was approved by a 5-0 vote as follows: Chairperson Meek – YES; Mr. Kelleher – YES; Mr. Raikes – YES; Mr. Stevig – YES; Mr. Weber – YES.

DRAFT MINUTES EXCERPTS
PUBLISHED BY THE AUTHORITY OF THE PROPERTY MAINTENANCE REVIEW BOARD OF BLOOMINGTON, ILLINOIS
SPECIAL MEETING

Tuesday, September 1, 2020, 7:00 P.M.
Council Chambers, City Hall
109 East Olive Street, Bloomington, Illinois
WWW.CITYBLM.ORG/LIVE

5. REGULAR AGENDA

A. PMRB-1-20 Public Hearing, review and action on proposed amendments to Chapter 45 of the Bloomington City Code related to the adoption of the 2018 edition of the International Property Maintenance Code.

Chairperson Capodice opened the public hearing.

Director Mahrt provided a general overview of the process to date for the amendments to Chapter 45 of the City Code and adoption of the 2018 International Property Maintenance Code (IPMC). He further reviewed the Staff Memorandum to the Board outlining the established amendments to the IPMC as shown on Exhibit "A" and the recommended minor amendments to Chapter 45 as shown on Exhibit "B".

Director Mahrt also provided the Board with correspondence received late on September 1, 2020 from Paul Scharnett with specific reference regarding consideration on appropriate language to enforce compliance with City codes for "Demolition by Neglect". Director Mahrt indicated that the correspondence would be made part of the meeting record.

Mr. Garcia requested staff to outline the major changes between the 2012, 2015 and 2018 IPMC Code. Director Mahrt referenced the attached Building Code Amendments spreadsheet and indicated that the major amendments included new provisions for adding the owner's authorized agent for responsibility of premises. This amendment now allows for secondary notifications to authorized agents (i.e. property managers). The amendments also included a complete re-write of Chapter 7 Fire Safety Requirements to better clarify fire system maintenance responsibilities.

Mr. Garcia also asked if there was a copy of the outreach letter referenced in the Staff Memorandum. Director Mahrt stated that the letter was not included within the memorandum, but was mailed to the over 1,200 registered landlords in the community to inform them of the pending public hearing and providing access to the Building Code Update webpage. Mr. Garcia further requested that Staff make a presentation before the Mclean County Landlord Association to make them aware of the pending amendments.

Mr. Cumpston further questioned the process to address "demolition by neglect". There was continued discussion on potential adoption of a "demolition by neglect" ordinance and coordination between the Historic Preservation Commission and the Property Maintenance Review Board on this topic.

Mr. Boyle summarized the intent of the public hearing and to move forward with a recommendation to the City Council.

Chairperson Capodice called for any public testimony. There was none.

Chairperson Capodice closed the public hearing at 7:37 p.m.

Chairperson Capodice made a motion recommending approval of PMRB-1-20 to adopt the 2018 International Property Maintenance Code and amendments to Chapter 45 of the City Code as presented in the Staff Memorandum. Motion was seconded by Kelby Cumpston. The motion was approved by a 7-0 vote as follows: Chairperson Capodice – YES; Ms. Brunk – YES; Mr. Cumpston – YES; Mr. Fetzer – YES; Mr. Garcia – YES; Mr. Smithson – YES; Mr. Tang – YES.

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

FOR COMMITTEE OF THE WHOLE: September 21, 2020

SPONSOR: Administration Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Discussion regarding a program for Art on Public Rights of Way, as requested by the Administration Department.

RECOMMENDED MOTION:
None; discussion only.

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 5e. More attractive city: commercial areas and neighborhoods
-Objective 5b. City decisions consistent with plans and policies
-Objective 4e. Strong partnership with residents and neighborhood associations

BACKGROUND: Over the years the City has had significant public interest in support of a public art "process" to support art on public property (municipal land and facilities, sidewalks, parks, murals on city property, electrical boxes, etc.). The Bloomington community is known for having a very active and talented artists community and such an initiative could support the art community's award-winning work while also enhancing the local quality of life, creating public dialogue and building the local sense of community. As you may recall, public art was also listed as an initiative in the recently adopted Downtown Task Force 2020 Updated report.

Art on public rights of way is different from what would be produced on private property. We have developed a proposed "framework" for supporting public work to include how calls to artists could be issued, proposals reviewed, and projects funded that we will discuss as part of the meeting.

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: Future budgets to be determined.

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	9/17/2020	Tara Henry, Legislative Assistant	9/17/2020

Recommended by:

Tim Gleason, City Manager