CITY OF Bloomington ILLINOIS

MINUTES
CITY COUNCIL - REGULAR SESSION
MONDAY, AUGUST 28, 2023, 6:00 P.M.

The City Council convened in regular session in the Government Center Chambers at 6:00 P.M., Monday, August 28, 2023. Mayor Mboka Mwilambwe called the meeting to order and led the Pledge of Allegiance ending with a moment of silent prayer/reflection.

Roll Call

Attendee Name	Title	Status
Mboka Mwilambwe	Mayor	Present
Jenna Kearns	Council Member, Ward 1	Present
Donna Boelen	Council Member, Ward 2	Present
Sheila Montney	Council Member, Ward 3	Present
John Danenberger	Council Member, Ward 4	Present
Nick Becker	Council Member, Ward 5	Present
Cody Hendricks	Council Member, Ward 6	Present
Mollie Ward	Council Member, Ward 7	Present
Kent Lee	Council Member, Ward 8	Present
Tom Crumpler	Council Member, Ward 9	Present

Recognition/Appointments

The following item was presented:

Item 5.A. Presentation of the City of Bloomington Police Department Police Officer's Commission Certificate to Officer Jacob Shepard upon Completion of the Probationary Period, as requested by the Police Department.

Chad Wamsley, Assistant Police Chief, provided a brief background of Officer Shepard and his accomplishments. He then recognized him for completing his probationary period.

The following item was presented:

Item 5.B. Proclamation for American Passion Play 100 Year Run, as requested by the Administration Department.

Mayor Mwilambwe presented the Proclamation. Dan Leifel, Member of the Board of Trustees for the American Passion Play, along with two other members, accepted the Proclamation. Mr. Leifel provided a brief history of the American Passion Play and presented City Council with a commemorative picture in honor of Delmar Darrah, the American Passion Play founder. The picture will be hung at the Bloomington Center for Performing Arts.

The following item was presented:

Item 5.C. Recognition of a Board and Commission Appointment, as requested by the Administration Department.

Leslie Yocum, City Clerk, recognized the appointment of Mary Ann Cullen to the Planning Commission.

Public Comment

Mayor Mwilambwe read a public comment statement of procedure. The following emailed public comment: (1) Julie Emig; (2) Lua Travis; (3) Melissa Libert; and (4) Jean Swee/Paul Bailey. The following spoke in person: (1) Brad Stefl; (2) Carolyn Jarvis; (3) Joe Gibson; (4) Janine Toth; (5) Scott McCormick; (6) Joe Strano; (7) Jonathan DeLashmit; and (8) Lisa Weathersbee. Ryan Kerr and Jean Swee registered to speak, but opted out when called. Paul Bailey and Lua Travis registered to speak, but were not present at the meeting.

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 Ward, to approve the Consent Agenda with the exception of Items 7.M., 7.J., and 7.I.

Item 7.A. Consideration and Action to Approve the Minutes of the July 24, 2023, Regular City Council Meeting, as requested by the City Clerk Department. (Recommended Motion: The proposed Minutes be approved.)

Item 7.B. Consideration and Action to Approve the Minutes of the August 14, 2023, Regular City Council Meeting, as requested by the City Clerk Department. (Recommended Motion: The proposed Minutes be approved.)

Item 7.C. Consideration and Action to Approve Bills and Payroll in the Amount of $7,219,647.99, as requested by the Finance Department. (Recommended Motion: The proposed Bills and Payroll be approved.)

Item 7.D. Consideration and Action to Approve an Appointment and Reappointments to Boards & Commissions, as requested by the Administration Department. (Recommended Motion: The proposed Appointment and Reappointments be approved.)

Item 7.E. Consideration and Action on the Purchase of the Bobcat UW56 Toolcat Utility Vehicle for the Arena from Clark Equipment Company (Bobcat of Bloomington), in the Amount of $70,088.62, as requested by the Arts & Entertainment Department, and the Facilities Department. (Recommended Motion: The proposed Purchase be approved.)

Item 7.F. Consideration and Action to Approve a Worker's Compensation Claim Settlement Involving Lead Fleet Technician James Houk, in the Amount of $130,759.50, as requested by the Human Resources Department. (Recommended Motion: The proposed Worker's Compensation Settlement be approved.)

Item 7.G. Consideration and Action on an Agreement with Walker Consultants, Inc., for the Lincoln Garage Rehabilitation Project, in the Amount of $89,550, as requested by the Public Works Department. (Recommended Motion: The proposed Agreement be approved.)

Item 7.H. Consideration and Action to Approve an Agreement with All City Management Services, Inc., for Crossing Guard Services for the 2023-2024 and 2024-2025 School Years, for a Maximum Amount of $261,828.90, as requested by the Police Department. (Recommended Motion: The proposed Agreement be approved.)

Item 7.I. was pulled from the Consent Agenda by Council Member Boelen.

Item 7.J. was pulled from the Consent Agenda by Council Member Lee.

Item 7.K. Consideration and Action on an Ordinance Approving a Special Use Permit for Vehicle Repair & Service in the B-1 (General Commercial) District, for the Property Located at 1508 S. East Street, as requested by the Economic & Community Development Department. (Recommended Motion: The proposed Ordinance be approved.)

ORDINANCE NO. 2023 – 082
AN ORDINANCE APPROVING A SPECIAL USE PERMIT FOR VEHICLE REPAIR & SERVICE IN THE B-1 (GENERAL COMMERCIAL) DISTRICT, FOR THE PROPERTY LOCATED AT 1508 S. EAST STREET

Item 7.L. Consideration and Action on an Ordinance Approving a Special Use Permit for a Live/Work Unit in the B-1 (General Commercial) District, for the Property Located at 806 S. Eldorado Road, as requested by the Economic & Community Development Department. (Recommended Motion: The proposed Ordinance be approved.)

ORDINANCE NO. 2023 – 083
AN ORDINANCE APPROVING A SPECIAL USE PERMIT FOR A LIVE/WORK UNIT IN THE B-1 (GENERAL COMMERCIAL) DISTRICT, FOR THE PROPERTY LOCATED AT 806 S. ELDORADO ROAD

Item 7.M. was pulled from the Consent Agenda by Council Member Ward.

Mayor Mwilambwe directed the Clerk to call roll:

AYES: Kearns, Boelen, Montney, Danenberger, Becker, Hendricks, Ward, Lee, Crumpler

Motion carried.

Items Pulled from the Consent Agenda

The following item was presented:

Item 7.M. Consideration and Action on an Ordinance Authorizing a Construction Agreement with George Gildner, Inc., for a Portion of the Fiscal Year 2024 Sidewalk, Curb, and Gutter Replacement Program (Bid #2024-07), in the Amount of $184,000, as requested by the Public Works Department.

Council Member Ward explained that she had pulled the Item to highlight the additional sidewalk projects.

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

Mayor Mwilambwe directed the Clerk to call roll:

AYES: Kearns, Boelen, Montney, Danenberger, Becker, Hendricks, Ward, Lee, Crumpler

Motion carried.

ORDINANCE NO. 2023 – 084
AN ORDINANCE AUTHORIZING A CONSTRUCTION CONTRACT WITH GEORGE GILDNER, INC., FOR A PORTION OF THE FISCAL YEAR 2024 SIDEWALK, CURB, AND GUTTER PROGRAM (BID #2024-07), IN THE AMOUNT OF $184,000

The following item was presented:

Item 7.I. Consideration and Action to Approve a Motor Fuel Tax Resolution for Improvement Under the Illinois Highway Code to Obligate Rebuild Illinois Grant Funds for

Hamilton Road, from Bunn Street to Morrissey Drive, in the Amount of $5,048,900.46, as requested by the Public Works Department.

Council Member Boelen explained that she had pulled the Item to highlight the decade-long project and provided a brief history on the development. She commented to potential grant funding.

Council Member Boelen made a motion, seconded by Council Member Crumpler, to approve the Item as presented.

Mayor Mwilambwe directed the Clerk to call roll:

AYES: Kearns, Boelen, Montney, Danenberger, Becker, Hendricks, Ward, Lee, Crumpler

Motion carried.

Item 7.J. Consideration and Action on an Ordinance Approving a Special Use Permit for Chicken-Keeping in the R- 1B (Single-Family Residence) District, for the Property Located at 1004 Durham Drive, as requested by the Economic & Community Development Department.

Council Member Lee wished to table the Item so he could have additional time to consult residents of his Ward.

Council Member Lee made a motion, seconded by Council Member Montney, to table the Item to the September 11, 2023, Council meeting.

Mayor Mwilambwe directed the Clerk to call roll:

AYES: Boelen, Montney, Becker, Lee, Crumpler

NAYES: Kearns, Danenberger, Hendricks, Ward

Motion carried.

Regular Agenda

The following item was presented:

Item 8.A. Consideration and Action on an Ordinance Amending the Bloomington City Code Regarding its Various Departments and Separating the Functions of Public Works, as requested by the Administration Department.

City Manager, Tim Gleason, introduced the Item and provided a brief overview of the current Public Works Department and the proposed reorganization.

Deputy City Manager, Jeff Jurgens, then provided a detailed breakdown sharing how the existing Department was being proposed to be split into three departments. He discussed challenges under the current structure and the significant number of projects handled. He shared opportunities to expand the services and implement succession planning within the smaller departments. He presented in detail each of the proposed departments: (1) The Public Works Department, which would primarily focus would be streets, sewers, and solid waste; (2) the Water Department, which would focus on water only; and (3) the Department of Operations & Engineering Services, which would primarily focus engineering, fleet, facilities, and public services support. He shared that he had spent two days talking with current Public Works employees, as well as multiple unions getting feedback on the proposed changes, and all were supportive.

Council Member Crumpler appreciated the time Mr. Jurgens had spent talking about the proposed changes with staff. He and Mr. Jurgens then discussed the positive feedback.

Council Member Montney expressed appreciation for the consideration to create accountability and focus on service delivery.

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

Mayor Mwilambwe directed the Clerk to call roll:

AYES: Kearns, Boelen, Montney, Danenberger, Becker, Hendricks, Ward, Lee, Crumpler

Motion carried.

ORDINANCE NO. 2023 – 081
AN ORDINANCE AMENDING BLOOMINGTON CITY CODE REGARDING ITS VARIOUS DEPARTMENTS AND SEPARATING THE FUNCTIONS OF PUBLIC WORKS

Finance Director's Report

Scott Rathbun, Finance Department Director, addressed Council and discussed that approval of the Public Works Department reorganization would not affect financial structure. He presented the Fiscal Year ("FY") Financial Summary as of July of 2023. He noted various budget amendments, their effect on the budget, and then discussed year-to-date figures and encumbrances, defining encumbrance. He briefly discussed major tax revenues, General Fund Revenues and Expenditures, and Enterprise Funds, noting minimal changes. He concluded by reminding the community where to locate the City's budget materials.

City Manager's Discussion

City Manager Gleason discussed multiple upcoming events downtown. He then reported that all Council and Committee of the Whole meetings would continue to be held at the Bloomington Center for Performing Arts ("BCPA") until October as construction continued in the Government Center Boardroom.

Mayor's Discussion

Mayor Mwilambwe shared the former mayor Jesse Smart had recently passed. He recognized Mayor Smart for his significant role in enhancing the community and quality of life during his time as a Council Member from 1977 to 1985 and as Mayor from 1985 to 1997. He then asked for all those present to share in a moment of silence in Mayor Smart’s honor.

Council Member's Discussion

Council Member Danenberger requested that, due to the significant public interest and concern, the City Manager and Mayor add 1 Whites Place to the next Council agenda to discuss zoning issues.

Council Member Ward supported Council Member Danenberger's request.

Executive Session

Item 13.A. Personnel Performance Evaluation - Section 2(c)(1) of 5 ILCS 120

Council Member Boelen made a motion, seconded by Council Member Crumpler, to enter into Executive Session per Section 2(c)(1) of 5 ILCS 120 to discuss the City Manager's Performance Evaluation.

Mayor Mwilambwe directed the Clerk to call roll:

AYES: Kearns, Boelen, Montney, Danenberger, Becker, Hendricks, Ward, Lee, Crumpler

Motion carried.

Council left the room at 7:27 P.M.

Adjournment

Council returned to the room at 9:09 P.M.

Council Member Boelen made a motion, seconded by Council Member Danenberger, to return to open session and adjourn the meeting.

Mayor Mwilambwe directed the Clerk to call roll:

AYES: Kearns, Boelen, Montney, Danenberger, Becker, Hendricks, Ward, Lee, Crumpler

Motion carried (viva voce).

The meeting adjourned at 9:11 P.M.

CITY OF BLOOMINGTON	ATTEST
Mboka Mwilambwe	Amanda Stutsman
Mboka Mwilambwe, Mayor	Amanda Stutsman, Deputy City Clerk

CITY OF BLOOMINGTON ESTABLISHED 1850