CITY OF Bloomington ILLINOIS

MINUTES
REGULAR SESSION CITY COUNCIL MEETING
MONDAY, AUGUST 24, 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 conferencing with the City Manager, Tim Gleason, and City Clerk, Leslie Yocum, in-person in City Hall's Council Chambers at 6:08 p.m., Monday, August 24, 2020. The meeting was called to order by Mayor Pro Tem Mboka Mwilambwe.

Roll Call

Attendee Name	Title	Status	Arrived
Tari Renner	Mayor	Absent	
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	

COVID-19 Update by City Manager

Tim Gleason, City Manager, discussed an increase in the number of COVID-19 cases that had occurred in McClean County and mentioned various ways staff were working on ways to reduce numbers such as attending meetings with other local municipalities and significant community stakeholders and increasing enforcement of COVID-19 guidelines/compliance amongst City staff and restaurants and taverns.

Recognition/Appointments

A. Recognition of Appointments to various Boards and Commissions.

Mayor Pro Tem Mwilambwe recognized the following Board/Commission appointments: (1) Sheila Montney, Planning Commission; (2) Brigitte Black, Public Safety and Community Review Board; and (3) Cristine Sipula, Cultural Commission.

Public Comment

Mayor Pro Tem Mwilambwe opened the meeting for public comment and the following individuals who had registered electronically to spoke live: (1) Jon Reed; (2) Tim Mitchell; (3) Jordan Baker; and (4) Shelby Rapp. Leslie Yocum, City Clerk, then stated that Shelby Rapp was the only person to email public comment and that it had been provided to Council.

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

Mayor Pro Tem Mwilambwe directed the Clerk to call roll which resulted in the following:

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

Motion carried.

Item 8.A. Consideration and action to approve Bills and Payroll in the amount of $8,467,417.81, as requested by the Finance Department. *(Recommended Motion: The proposed Bills and Payroll be approved.)*

Item 8.B. Consideration and action to approve a Contract with CDM Smith Inc. for a Water Rate Study, in the amount not to exceed $214,809, utilizing RFQ #2019-34, as requested by the Public Works Department. *(Recommended Motion: The proposed Contract be approved.)*

Item 8.C. Consideration and action to approve a Contract with Tarlton Corporation in the amount of $600,000 for repairs to the Arena and Market Street Parking Garages (Bid #2021-12), as requested by the Facilities Department. *(Recommended Motion: The proposed Contract be approved.)*

Item 8.D. Consideration and action on a Resolution Approving an Intergovernmental Agreement with McLean County Regarding Use of the Arena as a Voting Center and Authorizing the City Manager to Enter Into an Agreement with the Bloomington Election Commission for Use of the Arena for Voting Purposes, as requested by the Legal Department. *(Recommended Motion: The proposed Resolution be approved.)*

Item 8.E. Consideration and action on an Ordinance Amending Chapter 23 of the City Code on Boat Docks and Approving Certain Access Easements and a Dock Agreement at Lake Bloomington, as requested by the Legal Department and the Public Works Department. *(Recommended Motion: The proposed Ordinance be approved.)*

Item 8.F. Consideration and action on an Ordinance Approving Minor Text Amendments, Modifications, and Deletions to the Bloomington Zoning Ordinance, Chapter 44 of the Bloomington City Code, as requested by the Community Development Department. *(Recommended Motion: The proposed Ordinance be approved.)*

Item 8.G. Consideration and action to approve the Application of Aldi, Inc., d/b/a Aldi, Inc. #54R, to be located at 907 Maple Hill Road, requesting a Class PBS (Package, Beer and Wine Only, and Sunday Sales) Liquor License, as requested by the City Clerk Department. *(Recommended Motion: The proposed License be approved.)*

Item 8.H. Consideration and action of the Application of Ralben, Inc., d/b/a Cadillac Jacks, located at 1507 S. Main St., to redefine and expand its Outdoor Service and Consumption Area, as requested by the City Clerk Department. *(Recommended Motion: The proposed redefined premises be approved on the condition the Outdoor Service and Consumption Area closes at midnight Sunday through Thursday and closes at 2:00 a.m. on*

Friday and Saturday; and contingent on taxes for Bentley Motors, Inc. being paid current; and contingent upon compliance with all building, health, and safety codes.)

Item 8.I. Consideration and action to approve a Lake Bloomington Lease Transfer of Lot 15 in Block 1 in Peoria Pointe, from Donald and Sharon Morkin to the petitioners, Leslie and Van Friederich, as requested by the Public Works Department. *(Recommended Motion: The proposed Lease Transfer be approved.)*

Item 8.J. Consideration and action to approve a Lake Bloomington Lease Transfer of Lot 5 and 1/2 of 6 in Peoria Point, from Linda Thorson to the petitioner, Mark C. Schuler, as requested by the Public Works Department. *(Recommended Motion: The proposed Lease Transfer be approved.)*

Regular Agenda

The following item was presented:

Item 9.A. Presentation and discussion of Public Works project updates, as requested by the Public Works Department.

Mr. Gleason expressed appreciation for the opportunity to present the progress of a few infrastructure projects to the community. He introduced Kevin Kothe, Public Works Director.

Mr. Kothe echoed Mr. Gleason’s appreciation and reminded the community that the Bloomington Streets portal on the City's website was available should they like to follow any of the projects or others after the presentation. He went on to highlight multiple Fiscal Year 2021 road resurfacing projects, as well as the Pavement Preservation Plan and the Safe Routes to School Sidewalk project that had included a $200,000 grant. He was excited to announce the stop light installation at the intersection of GE Road and Keaton Road had been completed and received lots of accolades from Council. He wrapped up by discussing Downtown Wayfinding Signage, the Sunset Road water main project, the rehabilitation of the Hamilton Road Elevated Water Tank, the SCADA water upgrades, and the CCTV sewer inspections.

Mayor Pro Tem Mwilambwe thanked all Public Works’ staff for their continued work.

Council Member Mathy asked when City staff would correct the curbs and sidewalks on the recent emergency resurfacing of Route 150 by Illinois Department of Transportation ("IDOT"). Mr. Kothe explained that IDOT addressed curbs and sidewalks on planned projects, but that emergency resurfacing projects would take additional time to complete.

Council Member Carrillo left at 6:40 p.m.

Council Member Mathy noted sidewalks missing on both sides of Mercer Avenue and pointed out that nearby adult living facilities would benefit by having them installed. Mr. Kothe acknowledged that he was aware of the issues and would investigate the status. He thanked Council Member Mathy for his advocacy for sidewalks.

Council Member Carrillo left at 6:42 p.m.

Council Member Crabill complimented various projects in Ward 8 and then asked about the City's process to assess the need for the implementation of stop lights. Mr. Kothe explained that many times roads are maintained by separate municipalities, which requires

City staff to work alongside the other municipality to find a solution. He stressed that staff prefer preventative safety measures whenever possible.

Council Member Crabill asked about any difficulty associated to creating ADA (Americans with Disabilities Act) compliant bus stops on rural roads. Mr. Kothe responded that bus stops on rural roads were very difficult, as reconstruction of curb, gutter, and sewer was often needed to accommodate ditches.

Council Member Boelen expressed appreciation for the work completed in Ward 2 and asked the anticipated completion date of the Lutz Road project. Mr. Kothe stated that a few delays had occurred, but that they anticipated it being completed by the spring of 2021.

The following item was presented:

Item 9.B. Consideration and potential action regarding Ordinance 2020-18, An Ordinance Declaring a Local Emergency Due to the COVID-19 Virus & Enacting Various Emergency Measures, as requested by the Legal Department.

No modifications were presented.

Finance Director's Report

Mrs. Yocum informed Council that a Finance Director's Report would not be presented.

Mr. Gleason stated that the City continued to trend positively and that the monthly report would be posted to the website.

City Manager's Discussion

Mr. Gleason was asked by Chairman Ryan Whitehouse to inform the community that Connect Transit would be distributing their second survey soon. He recognized Scott Rathbun, Finance Director, for his achievement of the Certified Public Finance Officer credentials from the Government Finance Officers Association and then reminded the community that Police Chief Dan Donath was retiring. He thanked him for his service and listed multiple accomplishments he had achieved during his time as Police Chief. He ended by addressing the potential implementation of a City Face Mask Ordinance and stated that he did not believe it was not necessary at this time.

Mayor's Discussion

No discussion or comments occurred.

Council Member's Discussion

Council Member Mathy expressed that he was in favor of a special meeting to discuss the mask ordinance and responded to a comment made during public comment.

Council Member Black also supported a special meeting and believed the City should enforce policies recommended by the County Health Department including a mask ordinance, if needed.

Council Member Emig also agreed with a special meeting and believed that a unified voice across the communities was needed to address the recent increase in COVID-19 cases. She thanked Mr. Kothe for the completion of the Clinton Blvd. project and noted appreciation from her constituents.

Council Member Bray was interested in additional discussion of safety measures on Towanda Barns Road near Bittner Park.

Council Member Carrillo pointed out that the Human Relations Commission would hold a community forum on Thursday, September 27, 2020 at 6:30 p.m. regarding communities should investing/divesting police departments.

Executive Session - Cite Section

Litigation - Section 2 (c)(11) of 5 ILCS 120 (15 minutes)

Personnel - Section 2 (c)(1) of 5 ILCS 120 (15 minutes)

Council Member Boelen made a motion, seconded by Council Member Bray, to enter Executive Session.

Mrs. Yocum clarified that the motion needed to include the applicable sections of the statute, Litigation - Section 2 (c)(11) of 5 ILCS 120 and Personnel - Section 2 (c)(1) of 5 ILCS 120.

Mr. Jurgens provided additional details on the items and informed Council and Community that Council would return from Executive Session to act on the one remaining item regarding pending litigation.

Mrs. Yocum confirmed with Council Members Boelen and Bray that they agreed to amend their motion to include the two applicable statute sections. Both Council Members responded affirmatively.

Mayor Pro Tem Mwilambwe directed the Clerk to call roll which resulted in the following:

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

Motion carried.

Return to Open Session

Council Member Mathy made a motion, seconded by Council Member Emig, to return to Open Session.

Mayor Pro Tem Mwilambwe directed the Clerk to call roll which resulted in the following:

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

Motion carried.

Direction and Action on Case No. 17-L-133

Council Member Black made a motion, seconded by Council Member Painter, to authorize the Corporation Counsel to execute the release and dismissal of the claims in Case No. 17-L-133 involving Central Illinois Arena Management ("CIAM"), BMI Concessions, and John Butler.

Mayor Pro Tem Mwilambwe directed the Clerk to call roll which resulted in the following:

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

Motion carried.

Adjournment

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

Motion carried (viva voce).

The meeting adjourned at 7:42 p.m.

CITY OF BLOOMINGTON	**ATTEST**
Tari Renner	Leslie Smith-Yocum
Tari Renner, Mayor	Leslie Smith-Yocum, City Clerk