CITY OF Bloomington ILLINOIS

CITY OF BLOOMINGTON COUNCIL MEETING AUGUST 9, 2021

COMPONENTS OF THE COUNCIL AGENDA

RECOGNITION AND PROCLAMATION

This portion of the meeting recognizes individuals, groups, or institutions publically, as well as those receiving a proclamation, or declaring a day or event.

PUBLIC COMMENT

Each regular City Council 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. Public comment is a time to give comment. It is not a question and answer period and the City Council does not respond to public comments. Speakers who engage in threatening or disorderly behavior will have their time ceased.

CONSENT AGENDA

All items under the Consent Agenda are considered to be routine in nature and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member, City Manager or Corporation Counsel so requests; in which event, the item will be removed from the Consent Agenda and considered in the Regular Agenda, which typically begins with Item No. 8.

The City's Boards and Commissions hold Public Hearings prior to some Council agenda items appearing on the Council's Meeting Agenda. Persons who wish to address the Council should provide new information that is pertinent to the issue before them.

PUBLIC HEARING

Items that require receiving public testimony will be placed on the agenda and noticed as a Public Hearing. Individuals have an opportunity to provide public testimony on those items that impact the community and/or residence.

REGULAR AGENDA

All items that provide the Council an opportunity to receive a presentation, ask questions of City Staff, seek additional information, or deliberate prior to making a decision will be placed on the Regular Agenda.

MAYOR AND COUNCIL MEMBERS

Mayor - Mboka Mwilambwe

City Council Members

Ward 1 - Jamie Mathy
Ward 2 - Donna Boelen
Ward 3 - Sheila Montney
Ward 4 - Julie Emig
Ward 5 - Nick Becker
Ward 6 - Jenn Carrillo
Ward 7 - Mollie Ward
Ward 8 - Jeff Crabill
Ward 9 - Tom Crumpler

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

REGULAR SESSION CITY COUNCIL MEETING AGENDA
GOVERNMENT CENTER CHAMBERS, 4TH FLOOR, ROOM #400
115 E. WASHINGTON STREET, BLOOMINGTON, IL 61701
MONDAY, AUGUST 9, 2021, 6:00 P.M.

1. **Call to Order**
2. **Pledge of Allegiance to the Flag**
3. **Remain Standing for a Moment of Silent Prayer**
4. **Roll Call**
5. **Recognition/Appointments**
6. **Public Comment**

   Individuals wishing to provide emailed public comment must email comments to publiccomment@cityblm.org at least 15 minutes before the start of the meeting. Individuals wishing to speak in-person may register at cityblm.org/publiccomment at least 5 minutes before the start of the meeting.

7. **Consent Agenda**

   A. Consideration and action to approve the Minutes of the June 28, 2021 Regular City Council 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 July 12, 2021 Regular City Council Meeting, as requested by the City Clerk Department. *(Recommended Motion: The proposed Minutes be approved.)*

   C. Consideration and action to approve Bills and Payroll in the amount of $5,563,443.02, as requested by the Finance Department. *(Recommended Motion: The proposed Bills and Payroll be approved.)*

   D. Consideration and action on an Ordinance Amending the Budget Ordinance for the Fiscal Year ending April 30, 2022, as it relates to the General Fund Capital Equipment Lease, in the amount of $3,109,902, as requested by the Finance Department. *(Recommended Motion: The proposed Ordinance be approved.)*

8. **Public Hearing**

   A. Public Hearing on a Petition submitted by Brandon Gray requesting the vacation of an alley between Lot 8 of McDowell Subdivision and Lot 4 of J B Stevensons Subdivision, which will vacate an alley between 508 and 514 E. Jackson Street, as requested by the Public Works Department and the Economic & Community Development Department. *(Recommended Motion: None; presentation and public comment only.)* *(Presentation by Kevin Kothe, P.E., Director of Public Works, 5 minutes; and City Council discussion, 30 minutes.)*

9. **Regular Agenda**

A. Presentation and discussion of topics related to City infrastructure and recent storm events, as requested by the Public Works Department and the Administration Department. *(Recommended Motion: None; presentation and discussion only.)* *(Presentation by Tim Gleason, City Manager; Kevin Kothe, P.E., Director of Public Works, 25 minutes; and City Council discussion, 30 minutes.)*

10. City Manager's Discussion

11. Mayor's Discussion

12. Council Member's Discussion

13. Executive Session - Cite Section

14. Adjournment

CONSENT AGENDA

CITY OF Bloomington ILLINOIS

CONSENT AGENDA ITEM NO. 7.A

FOR COUNCIL: August 9, 2021

SPONSOR: City Clerk Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action to approve the Minutes of the June 28, 2021 Regular City Council 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 Stutsman, Deputy Clerk

Reviewed by:

Leslie Yocum

Leslie Yocum, City Clerk 8/5/2021

Tara Henry

Tara Henry, Legislative Assistant 8/5/2021

Recommended by:

Tim Gleason, City Manager

Attachments:

- CLK 1B DRAFT 06-28-2021 Council Meeting Minutes

MINUTES
REGULAR SESSION CITY COUNCIL MEETING
MONDAY, JUNE 28, 2021, 6:00 P.M.

This meeting was conducted under Governor Pritzker's Executive Order 2020-07 §6, which was reissued and extended by Executive Order 2021-05. The Order, implemented in response to COVID-19, suspended in-person attendance under the Open Meeting Act, 5 ILCS 120.

The City Council convened in regular session virtually via Zoom conferencing with City Manager, Tim Gleason, and City Clerk, Leslie Yocum, in-person in City Hall's Council Chambers at 6:00 p.m., Monday, June 28, 2021. The meeting was called to order by Mayor Mboka Mwilambwe.

Roll Call

Attendee Name	Title	Status	Arrived
Mboka Mwilambwe	Mayor	Remote	
Jamie Mathy	Council Member, Ward 1	Remote	
Donna Boelen	Council Member, Ward 2	Remote	
Sheila Montney	Council Member, Ward 3	Remote	
Julie Emig	Council Member, Ward 4	Remote	
Nick Becker	Council Member, Ward 5	Remote	
Jennifer Jazmin Carrillo	Council Member, Ward 6	Late	6:02 PM
Mollie Ward	Council Member, Ward 7	Remote	
Jeff Crabill	Council Member, Ward 8	Remote	
Tom Crumpler	Council Member, Ward 9	Remote	

COVID-19 Update by City Manager

City Manager Tim Gleason informed Council that Cassy Taylor, Interim McLean County Administrator, had reported 16 new cases of COVID-19. He stated that the County was 47% vaccinated, which placed it in the top 10 Illinois counties for highest vaccination rates. He remarked that the high vaccination rate could aid in the fight against the COVID-19 delta variant and reminded the community of the vaccination clinic at Grossinger Motors Arena.

Council Member Carrillo arrived at 6:02 p.m.

Recognition/Appointments

A. Recognition of Appointments to Various Boards & Commissions

Leslie Yocum, City Clerk, recognized the appointment of the following individuals to the John M. Scott Health Care Commission: (1) Catherine Crockett; (2) Elaine Hardy; (3) Adam Houghton; (4) Karen Schmidt; (5) Brad Secord; and (6) Kyana Wilkinson. Joni Painter was then recognized for appointment to the Citizens' Beautification Committee. Mrs. Yocum recognized the following for re-appointment: (1) Jennifer Brown, Technology Commission;

(2) Robert Davis, Technology Commission; and (3) Rickielee Benecke, Transportation Commission.

Public Comment

Mayor Mwilambwe read a statement of procedure for public comment. Scott Stimeling and Noah Tang spoke in-person. William Klingman and Dustin Frisch had submitted emailed public comment prior to the meeting and Lea Cline provided virtual public comment. Both Luisa Gomez and Krystle Able had registered to speak but were not present in 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.

Leslie Yocum, City Clerk, explained that Ordinance associated with Item 8.I., at the request of Council Member Ward, had been amended to include additional language mimicking the proposed plan (Exhibit B for Item 8.I.). She reported that the amended Ordinance had been provided to Council before the meeting and requested that the Consent Agenda be approved as presented to include the amended Ordinance for Item 8.I.

Council Member Carrillo made a motion, seconded by Council Member Boelen, that the Consent Agenda, including all items listed below, be approved as presented with the addition of the amended Ordinance for Item 8.I. and with the exception of Item 8.F.

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

AYES: Mathy, Boelen, Montney, Emig, Becker, Carrillo, Ward, Crabill, Crumpler

Motion carried.

Item 8.A. Consideration and action to approve the Minutes of the May 24, 2021 Regular City Council Meeting, as requested by the City Clerk Department. *(Recommended Motion: The proposed Minutes be approved.)*

Item 8.B. Consideration and action to approve Bills and Payroll in the amount of $10,762,344.71, as requested by the Finance Department. *(Recommended Motion: The proposed Bills and Payroll be approved.)*

Item 8.C. Consideration and action to approve an Appointment to Boards & Commissions, as requested by the Administration Department. *(Recommended Motion: The proposed Appointment be approved.)*

Item 8.D. Consideration and action to approve the Purchase of one (1) Komatsu WA200-8 Wheel Loader from Roland Machinery of Peoria, Illinois, using the Sourcewell Contract (# 032119-KOM, exp 5/13/23), in the amount of $176,707, and Trade-in a 2007 Komatsu WA200PT-5, as requested by the Public Works Department. *(Recommended Motion: The proposed Purchase and Trade-in be approved.)*

Item 8.E. Consideration and action to approve an Intergovernmental Master Agreement with the Illinois Department of Transportation for the period beginning July 1, 2021, and ending June 30, 2031, for Maintenance of Traffic Control Devices, as requested by the Public Works Department. *(Recommended Motion: The proposed Agreement be approved.)*

Item 8.F. was pulled from the Consent Agenda by Council Member Carrillo.

Item 8.G. Consideration and action on a Resolution Authorizing the Filing of the 2021 Annual Action Plan Program Application to the US Department of Housing and Urban Development (MAY 1, 2021 - APRIL 30, 2022), as requested by the Economic & Community Development Department. *(Recommended Motion: The proposed Resolution be approved.)*

Item 8.H. 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 810 Snyder Drive, as requested by the Economic & Community Development Department. *(Recommended Motion: The proposed Ordinance be approved.)*

Item 8.I. Consideration and action on an Ordinance Approving a Special Use Permit for Vehicle Sales in the M-1 (Restricted Manufacturing) District, for the Property Located at 1321 N. Mason Street, as requested by the Economic & Community Development Department. *(Recommended Motion: The proposed amended Ordinance be approved.)*

Item 8.J. Consideration and action on an Ordinance Approving a Special Use Permit for Vehicle Repair in the B-1 (General Commercial) District, for the Property Located at 1025 Wylie Drive, as requested by the Economic & Community Development Department. *(Recommended Motion: The proposed Ordinance be approved.)*

Item 8.K. Consideration and action on an Ordinance Amending the Liquor Code to Provide for and Regulate Service and Consumption of Alcohol at Special Events on Streets, Sidewalks, or Upon Any Other Public Property, as requested by the City Clerk Department. *(Recommended Motion: The proposed Ordinance be approved.)*

Item 8.L. Consideration and action to approve a Lake Bloomington Lot Transfer and Supplemental Agreement for Lot 7 in Block 29 in Camp Potawatomie, from the Benedict Estate, to the petitioner, Anne Bliss, as requested by the Public Works Department. *(Recommended Motion: The proposed Lot Transfer and Supplemental Agreement be approved.)*

Items Pulled from the Consent Agenda

The following item was pulled from the Consent Agenda by Council Member Carrillo:

Item 8.F. Consideration and action on a Resolution to Commit to Financial Support and Administration of Funds to Construct the Hamilton Road East-West Connection Project with a 2021 RAISE Transportation Discretionary Grant, as requested by the Public Works Department.

Council Member Carrillo pulled the item to vote against it. She believed that the funds should have been applied to infrastructure and that infrastructure throughout the City was equal. She encouraged Council to vote against the item.

Council Member Mathy stated that the road construction project is located in Ward 1. He expressed support of the item, noting the road will redirect traffic on Lincoln Street revitalizing the business district increasing property values.

Council Member Crabill expressed concern for the project in light of reduced State Farm staffing and extended work from home flexibility.

Council Member Crumpler agreed with Council Member Mathy's comments and reminded Council the project had appeared before Council multiple times.

Council Member Emig asked what would happen if the City didn't receive the 2021 Rebuilding American Infrastructure with Sustainability and Equity ("RAISE") Grant. City Manager Gleason responded that the City would reapply the next year. He then addressed multiple benefits of the project. Council Member Emig reluctantly supported the Item and asked that infrastructure projects in the City's core and Westside be revisited soon.

Council Member Boelen supported the Item stating that Ward 2 doesn't have Connect Transit bus service. She also supported additional commercial and industrial development in Ward 2.

Council Member Boelen made a motion, seconded by Council Member Mathy, that the proposed Resolution be approved.

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

AYES: Mathy, Boelen, Montney, Emig, Becker, Ward, Crabill, Crumpler

NAYES: Carrillo

Motion carried.

Regular Agenda

The following item was presented:

Item 9.A. Consideration and action on: (1) an Ordinance Repealing Ordinance 2020-18, an Ordinance Declaring a Local Emergency Due to the COVID-19 Virus & Enacting Various Emergency Measures; and (2) an Ordinance Amending Various Chapters of the City Code Regarding Administration, Remote Meetings, Solicitation, Outdoor Dining, Utility Shut Offs and Liquor, as requested by the Legal Department.

City Manager Gleason explained that the City had operated under a Local Emergency Ordinance for several months and, similar to other communities, staff recommended to repeal Ordinance 2020-18. He noted that staff also saw an opportunity to change the City Code to reflect some of the temporary policies more permanently. He asked Jeff Jurgens, Corporation Counsel, to address Council and the community on the proposed changes.

Mr. Jurgens reiterated that Council approved the Local Emergency Ordinance approximately 15 months prior. He explained that most of the Ordinance focused on internal processes, which would allow staff to streamline processes such as Outdoor Dining Permits, address license and payment issues, and general disruption of business. He went on to explain that the State of Illinois had entered Phase 5 of the Reopen Illinois Plan, staff recommended to repeal the Local Emergency Ordinance, and the adoption of the companion Ordinance. Mr. Jurgens explained how the companion Ordinance affected the provisions for local businesses, cleaned up Administration Department location Code language, and gave authority to the City Manager to issue orders for internal operations.

Council Member Mathy asked for insight on the procedures and capabilities for virtual attendance of in-person meetings by a Council Member. He explained the previous procedure and suggested that the Code be updated to allow virtual participation without the formalities of the process pre-COVID unless a Council Member objected. He requested that Mr. Jurgens provide Council with an Ordinance at a future meeting and welcomed other virtual participation procedure suggestions. He then expressed support in the current Item.

Council Member Crabill asked staff to consider the continuation of virtual public comment. He then asked for confirmation on the Item's proposed changes. Mr. Jurgen's explained that if the companion Ordinance was adopted, it would go into effect on July 1, 2021. He explained the changes noting the utility shutoff moratorium would continue through the month of July and allowed the City Manager to approve repayment agreements. He further explained practices that would not change. Council Member Crabill asked the total amount owed in past due utility payments, the average amount owed, and the number of accounts affected. Staff did not have that data but would provide it to Council. Council Member Crabill then expressed support in waiving past due amounts.

Council Member Becker asked for clarification on the procedure to modify the companion Ordinance to include Council Member Mathy's suggestions on virtual attendance. Mr. Jurgens stated it was possible but, that he recommended a separate policy be approved later.

Council Member Ward strongly supported the virtual meeting access for Council and public comment. She also supported consideration of the elimination of past due utility bills.

Council Member Boelen recommended virtual streaming of the Planning Commission.

Mayor Mwilambwe asked for confirmation on approval procedure. Mr. Jurgens recommended the Item be approved with two motions, the first for the repeal of Ordinance 2020-18 and the second to approve the companion Ordinance.

Council Member Ward made a motion, seconded by Council Member Boelen, that the Ordinance repealing Ordinance 2020-18 be approved.

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

AYES: Mathy, Boelen, Montney, Emig, Becker, Carrillo, Ward, Crabill, Crumpler

Motion carried.

Council Member Boelen made a motion, seconded by Council Member Becker, that the Ordinance amending various chapters of the City Code be approved.

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

AYES: Mathy, Boelen, Montney, Emig, Becker, Carrillo, Ward, Crabill, Crumpler

Motion carried.

Finance Director's Report

City Manager Gleason introduced the presentation and stated that the City continued to trend better than projected. He asked Scott Rathbun, Finance Director, to address Council Member Crabill's questions on past due utilities, if possible.

Mr. Rathbun reported 2019 and 2020 pre-COVID statistics for utility shut offs and notices. He stated that the City had 2,300 accounts eligible for shut offs totaling $1.3 million in past due balances. He reported that accounts averaged a delinquency of $500.

Council Member Crabill pointed out repayment of tenant past due accounts fell to the landlord and asked if the $1.3 million owed included past due amounts for landlords and, if forgiven, if it would aid landlords. Mr. Rathbun did not data specific to landlord figures. He confirmed that the $1.3 million included landlord amounts and that if forgiven would benefit landlords.

Council Member Montney asked for additional insight on staff recommendations for blanket forgiveness verses forgiveness considered by staff on a case-by-case basis. Mr. Rathbun responded that staff had not made a recommendation but suggested specific forgiveness guidelines.

Mayor Mwilambwe asked Mr. Rathbun to proceed with his Report.

Mr. Rathbun presented the Fiscal Year ("FY") 2021 financial summary of May 1, 2020 through April 30, 2021. He acknowledged that while local businesses had been affected negatively by COVID, he believed that the community supported the economy through the federal stimulus checks. He presented the FY21 Major Tax Revenue summary, highlighting significant increases in multiple sales taxes, which he contributed to the federal stimulus checks. He noted multiple taxes year to date variance balances. He went on to discuss the FY21 General Fund Revenue and Expenditures by category, highlighting various line items and provided reasons line items were affected. Mr. Rathbun then discussed FY21 highlights of the General Fund to explain how the City reduced expenses and received grant assistance through multiple programs to offset various reductions in revenue. He finished by discussing positive impacts, which included available funding for equipment purchases and Arena rooftop Heating, Ventilation, and Air Conditioning ("HVAC") unit repairs in addition to a $1.2 million projected surplus.

City Manager's Discussion

City Manager Gleason highlighted multiple upcoming events in Downtown Bloomington. He informed the community that Council meetings would resume in-person at the Government Center beginning in July. He updated Council on two recent storm events that had caused immense flooding. He discussed life/safety concerns and various efforts made by the Public Works Department to clean up roads and ensure structural integrity of bridges. City Manager Gleason stated that staff would begin a free special bulk waste pick up to aid the community during cleanup from the storms. He assured Council and the community that staff would continue to assess damages and communicate with other local municipalities and local organizations.

Mayor's Discussion

Mayor Mwilambwe thanked City Manager Gleason for the detailed storm response presentation. He was appreciative that there was no loss of life and thanked Council for their support in waiving fees for the special bulk waste pick up.

Council Member's Discussion

Council Member Mathy thanked Public Works staff for their continued work. He noted that Ward 1 had combined sewer and storm water lines and stressed the importance of revisiting separation of sewer and storm lines. He requested a presentation by August. He ended by commenting on a successful Pridefest event in Downtown.

Council Member Emig echoed appreciation for the responsiveness of Public Works crews and supported a separation of sewer and storm lines presentation. She went on to thank the Prairie Pride Coalition for their contribution to the Pridefest event.

Council Member Becker echoed appreciation to Public Works and Fire staff for their response to the storms. He suggested a central location for information and specific instructions on emergency responses. He then discussed constituent feedback on reducing bulk waste pickups and recommended the City consider alternative methods to reduce expenses.

Council Member Montney echoed appreciation to staff for their response to the storms and noted the willingness of community members to help their neighbors. She requested that the solid waste presentation be pulled from the July 12th Council meeting to allow staff to focus on storm clean up and asked that presentation be viewable online.

Council Member Ward echoed sentiments for emergency work crews and community help. She believed leaf collection systems and similar Public Works systems were important.

Council Member Carrillo echoed appreciation to staff and supported making resources available to aid those struggling.

Council Member Boelen echoed appreciation to staff. She reminded the community to refrain from blowing grass, leaves, and brush into streets as it clogged street drains. She also encouraged additional messaging about solid waste programs.

Council Member Crumpler thanked staff and first responders for their responses to the storm and discussed constituent concerns on the proposed changes to solid waste programs.

Executive Session - Cite Section

Council Member Emig made a motion, seconded by Council Member Ward, to enter into Executive Session.

Leslie Yocum, City Clerk, stated that Council would enter Executive Session pursuant to Section 2 (c)(12) of 5 ILCS 120 to discuss a claims settlement. Mayor Mwilambwe reiterated the reason for entering Executive Session.

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

AYES: Mathy, Boelen, Montney, Emig, Becker, Carrillo, Ward, Crabill, Crumpler

Motion carried.

Council entered Executive Session at 7:33 p.m.

Return to Open Session and Adjourn

Council Member Boelen made a motion, seconded by Council Member Ward, to return to Open Session.

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

AYES: Mathy, Boelen, Montney, Emig, Becker, Carrillo, Ward, Crabill, Crumpler

Motion carried.

Council returned to Open Session at 7:43 p.m.

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

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

AYES: Mathy, Boelen, Montney, Emig, Becker, Carrillo, Ward, Crabill, Crumpler

Motion carried (viva voce).

Meeting adjourned at 7:43 p.m.

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

CITY OF Bloomington ILLINOIS

CONSENT AGENDA ITEM NO. 7.B

FOR COUNCIL: August 9, 2021

SPONSOR: City Clerk Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action to approve the Minutes of the July 12, 2021 Regular City Council 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 Stutsman, Deputy Clerk

Reviewed by:

Leslie Yocum

Leslie Yocum, City Clerk 8/5/2021

Tara Henry

Tara Henry, Legislative Assistant 8/5/2021

Recommended by:

Tim Gleason, City Manager

Attachments:

- CLK 2B DRAFT 07-12-2021 Council Meeting Minutes

MINUTES
REGULAR SESSION CITY COUNCIL MEETING
MONDAY, JULY 12, 2021, 6:30 P.M.

The City Council convened in regular session in the Government Center Chambers at 6:30 p.m., Monday, July 12, 2021. The meeting was called to order by Mayor Mboka Mwilambwe.

Roll Call

Attendee Name	Title	Status	Arrived
Mboka Mwilambwe	Mayor	Present	
Jamie Mathy	Council Member, Ward 1	Present	
Donna Boelen	Council Member, Ward 2	Present	
Sheila Montney	Council Member, Ward 3	Present	
Julie Emig	Council Member, Ward 4	Present	
Nick Becker	Council Member, Ward 5	Present	
Jennifer Jazmin Carrillo	Council Member, Ward 6	Absent	
Mollie Ward	Council Member, Ward 7	Present	
Jeff Crabill	Council Member, Ward 8	Present	
Tom Crumpler	Council Member, Ward 9	Present	

Recognition/Appointments

A. Recognition of a Reappointment to the Connect Transit Board

Staff recognized the re-appointment of Judy Buchanan to the Connect Transit Board.

Public Comment

Mayor Mwilambwe opened the meeting for public comment and the following individuals provided in-person public comment: (1) Mary Kramp; (2) Christina ("Tina") Sipula; (3) Darlene Weber; (4) Diane Wuesthoff; (5) Scott Stimeling; (6) Stacey Duracko; (7) Ann Miller; (8) Gary Donohue; (9) Kathy Petty; and (10) Lisa Holland. No emailed public comment was 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 Mathy made a motion, seconded by Council Member Boelen, that the Consent Agenda, including all items listed below, be approved as presented with the exception of Items 7.E., 7.H., and 7.I.

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

AYES: Mathy, Boelen, Montney, Emig, Becker, Ward, Crabill, Crumpler

Motion carried.

Item 7.A. Consideration and action to approve the Minutes of the June 14, 2021, Regular City Council Meeting, as requested by the City Clerk Department. *(Recommended Motion: The proposed Minutes be approved.)*

Item 7.B. Consideration and action to approve Bills and Payroll in the amount of $6,303,580.40, as requested by the Finance Department. *(Recommended Motion: The proposed Bills and Payroll be approved.)*

Item 7.C. Consideration and action to approve the Purchase of one (1) Caterpillar 440-07 Backhoe from Altorfer Cat of East Peoria, Illinois, using the Sourcewell Contract (# 032119-CAT, exp 5/13/23), in the amount of $194,445, as requested by the Public Works Department. *(Recommended Motion: The proposed Purchase be approved.)*

Item 7.D. Consideration and action to approve the First Amendment to the Contract between the City of Bloomington and Alexander Chemical Corporation, for Liquid Chlorine (Bid #2021-21), in the amount of $655 per ton from July 1, 2021, to April 30, 2022, as requested by the Public Works Department. *(Recommended Motion: The proposed Contract Amendment be approved.)*

Item 7.E. was removed from the Consent Agenda by Council Member Mathy.

Item 7.F. Consideration and action to grant Workers Compensation Settlement Authority in the amount of $158,128 to City of Bloomington Police Officer Luke Maurer, claim numbers W002772895 and W002772942, as requested by the Human Resources Department. *(Recommended Motion: The proposed Workers Compensation Settlement be approved.)*

Item 7.G. Consideration and action to approve a Motor Fuel Tax (MFT) Resolution for Improvement Under the Illinois Highway Code, and a Local Public Agency General Maintenance Estimate of Maintenance Costs, to allocate State MFT funds for street lighting electrical energy and rental charges through the FY 2022 MFT General Maintenance Program, in the amount of $500,000, for the period May 1, 2021, through April 30, 2022, as requested by the Public Works Department. *(Recommended Motion: The proposed MFT Resolution and Estimate be approved.)*

Item 7.H. was removed from the Consent Agenda by Council Member Boelen.

Item 7.I. was removed from the Consent Agenda by Council Member Mathy.

Item 7.J. Consideration and action to approve a Lease Rescission for Lots 1 & 2 in Block 9 in Camp Potawatomie and a Lake Bloomington Lot Transfer and Supplemental Agreement for Lots 1 & 2 in Block 9 in Camp Potawatomie, from the Estate of Lyle Spaniol, to the petitioner, Jonathon Astroth, as requested by the Public Works Department. *(Recommended Motion: The proposed Lease Rescission, Lot Transfer, and Supplemental Agreement be approved.)*

Items Pulled from the Consent Agenda

The following item was removed from the Consent Agenda by Council Member Boelen:

Item 7.H. Consideration and action on an Ordinance Amending the City Code to Provide for Certain License and Permit Applications to be Processed and Issued by the City Clerk, as requested by the City Clerk Department.

Council Member Boelen asked for a list of applications the item would affect. Leslie Yocum, City Clerk, stated that she could provide Council with a full list if requested. She then explained that the City Clerk department currently managed more than 26 different licenses, listing a few. She reminded Council that as the City Clerk, she currently had permission to approve higher intensity review applications such as video gaming and that many of the other licenses were less invasive not requiring much review. She pointed out that the proposed change, if approved, would streamline the approval process for staff and applicants. Council Member Boelen then noted a scrivener's error where the Clerk was referred to as 'she' and requested it be updated to be gender neutral. Mrs. Yocum explained that the re-codification currently underway in her department would ensure the entire Code was gender neutral and agreed to make the change requested if the Item was approved.

Council Member Boelen made a motion, seconded by Council Member Ward, that the proposed Ordinance be approved.

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

AYES: Mathy, Boelen, Montney, Emig, Becker, Ward, Crabill, Crumpler

Motion carried.

The following item was removed from the Consent Agenda by Council Member Mathy:

<u>Item 7.E. Consideration and action to approve an Assignment of Lease Agreement involving the Chateau Conference Center, as requested by the Legal Department and the Economic & Community Development Department.</u>

Council Member Mathy asked for additional detail on a previous issue concerning past due taxes by the Chateau. Jeff Jurgens, Corporation Counsel, explained that in 2014, the then owners owed hotel/motel tax of approximately $215,000 plus penalties and interest. Council had approved a repayment agreement, that was not interest free, which brought the total to approximately $288,000. He went on to explain that, before those owners defaulted, the City had collected approximately $307,000, which left approximately $67,000 owed. He stated that the City had not released the tax liens on the property and the potential owner was informed of the liens. Council Member Mathy asked Mr. Jurgens if the owners who incurred the debt were involved. Mr. Jurgens confirmed they were not, that the entity had been dissolved. Council Member Mathy asked how the lien would be affected if Council agreed to assign the lease to the new owners. Mr. Jurgens responded that while the tax lien was separate from the lease assignment, City staff continued discussions with the attorneys of both the buyer and seller to resolve the issue.

Council Member Mathy made a motion, seconded by Council Member Crabill, that the proposed Assignment of Lease Agreement be approved.

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

AYES: Mathy, Boelen, Montney, Emig, Becker, Ward, Crabill, Crumpler

Motion carried.

The following item was removed from the Consent Agenda by Council Member Mathy:

Item 7.I. Consideration and action on the Request from Bloomington Normal Sunrise Rotary, whose annual Brats and Bags fundraiser will be held in Portions of Downtown Bloomington on Saturday, August 6, 2021, for a Class LB (Limited/Beer and Wine) Liquor License, and further requesting an Ordinance Suspending Provisions of the City Code Prohibiting the Sale or Possession of Alcohol in the specified portions of Downtown Bloomington, as requested by the City Clerk Department.

Council Member Mathy recused himself as he was a member of the Bloomington Normal Sunrise Rotary and left the room at 7:11 p.m.

Council Member Boelen made a motion, seconded by Council Member Crumpler, that the proposed License and Ordinance be approved.

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

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

RECUSED: Mathy

Motion carried.

Council Member Mathy returned to the meeting at 7:12 p.m.

Regular Agenda

The following item was presented:

Item 8.A. Consideration and action on the 2021-2023 IT Strategic Plan, as requested by the Information Technology Department.

City Manager Gleason explained that Craig McBeath, Information Technology Director, was charged to create an Information Technology ("IT") Strategic Plan ("Plan") for the City.

Council Member Emig made a motion, seconded by Council Member Mathy, that the proposed 2021-2023 IT Strategic Plan be approved.

Council Member Crumpler supported the ambitious nature of the Plan and asked the portion that would be completed in-house verses third-party resources. Mr. McBeath explained that many of the initiatives would require a third party and that the coordination and management of them would be a blend of City staff and third-party resources.

Council Member Crabill asked how Mr. McBeath would evaluate progress. Mr. McBeath stated that a series of surveys would be conducted annually to create a trend analysis.

Council Member Montney stressed the importance of modernization and ease of use for users. She listed a few examples, which included search-ability of the City's website and the need to simplify the voluminous amount of information available.

Council Member Boelen asked the intended timeline of the Plan and the total funding costs. Mr. McBeath explained he intended to have initiatives at the creator level by the 2nd year of implementation. He then explained that each initiative would have separate funding components and that a commitment to funding was not needed at this time.

Council Member Ward echoed the importance of ease of use for the City's website.

Council Member Mathy confirmed with Mr. McBeath that the departments were responsible for the content and organization of their portion of the website. He also encouraged training amongst staff that maintained the website.

Council Member Ward reinforced the need for a common standardized process.

Mr. McBeath stated that the City had a content manager that assisted staff in uniformity, but that it was each department's responsibility to act as the content editor.

Council Member Emig expressed interest in a survey or data analysis of how people connect to the City's website. Mr. McBeath explained that the City worked with Granicus, a third party, to understand how the website was being accessed.

Council Member Montney echoed statements of outdated data and search-ability.

Council Member Becker expressed interest in training residents on how to follow up on submitted requests.

Mayor Mwilambwe asked the number of staff in the IT Department. Mr. McBeath reported that while there are 13 staff members in the Department, there was only one other staff member, besides himself, who could complete website maintenance.

Leslie Yocum, City Clerk, restated the motion.

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

AYES: Mathy, Boelen, Montney, Emig, Becker, Ward, Crabill, Crumpler

Motion carried.

City Manager's Discussion

City Manager Gleason expressed appreciation for McLean County's Administration and willingness to work with City staff to share the Government Center Chambers. He then updated Council on COVID-19, noting that McLean County continued to be in the top 10 counties for vaccination rates. He noted that additional vaccination sites were to be added by the National Association for the Advancement of Colored People ("NAACP") and St. Mary's Catholic Church. He informed Council that Kevin Kothe, Public Works Director, would provide a short presentation on the storm at the upcoming meeting. He then discussed the upcoming Multi-Agency Resource Center ("MARC") to be hosted at the Bloomington Junior High School and explained that special bulk waste pick-up would be conducted as a result of the recent storm. He reported that over 500 cases had been reported to PMA, the City's Insurance Administrator and concluded by highlighting various upcoming Downtown events.

Mayor's Discussion

Mayor Mwilambwe echoed thanks to County staff for their partnership with scheduling board and commission meetings. He also thanked IT staff for their work throughout COVID-19 and expressed appreciation for City staff for the 4th of July festivities and storm clean up. He reminded the community to remain vigilant against COVID-19.

Council Member's Discussion

Council Member Emig asked for insight on the timeline of PMA claims, whether claims still be submitted, and what types of resources would be available at the MARC program.

City Manager Gleason stated that he did not have timeline from PMA and that claims could continue to be submitted. He noted that staff would promote a list of organizations involved in the MARC program.

Council Member Ward asked for additional details on the PMA initial contact. City Manager Gleason stated that PMA had reached out to residents to confirm receipt of submitted reports. Council Member Ward then expressed interest in both a short- and long-term discussion on solutions to the issues that had caused reports to be submitted. Mr. Gleason reported that a more in-depth conversation on effects of the storm would be had at the next Committee of the Whole meeting.

Council Member Crabill asked for additional information on the MARC program. Mr. Gleason responded that it was just recently announced and that the City was partnering to market the event as it would provide many resources to those impacted. Council Member Crabill commented on a successful 2021 Pride Fest in light of the storm.

Executive Session

No Executive Session was held.

Adjournment

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

Motion carried (viva voce).

The meeting adjourned at 7:47 p.m.

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

CONSENT AGENDA ITEM NO. 7.C

FOR COUNCIL: August 9, 2021

SPONSOR: Finance Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action to approve Bills and Payroll in the amount of $5,563,443.02, as requested by the Finance Department.

RECOMMENDED MOTION:
The proposed Bills and Payroll 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: Bills and Payroll are filed in the City Clerk's Department. The full Bills and Payroll Report is now housed under Finance documents on the City website available at https://www.cityblm.org/bills.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: Total disbursements to be approved $5,563,443.02 (Payroll total $2,386,764.97, Accounts Payable total $2,982,188.31, and Bank Transfers total $194,489.74).

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: Frances Watts, Support Staff V

Reviewed by:

F. Scott Rathbun, Finance Director 8/4/2021

Tara Henry, Legislative Assistant & Records Manager 8/4/2021

Recommended by:

Tim Gleason, City Manager

Attachments:

- FIN 1B Council Finance Summary Report

CITY OF BLOOMINGTON FINANCE REPORT

PAYROLL

Date	**Gross Pay**	**Employer Contribution**	**Totals**
7/30/2021	$ 2,144,937.80	$ 241,827.17	$ 2,386,764.97

Off Cycle Adjustments

		PAYROLL TOTAL	**$ 2,386,764.97**

ACCOUNTS PAYABLE (WIRES)

Date	**Bank**	**Total**
8/9/2021	AP General	$ 2,663,115.12
	AP JMScott	
8/9/2021	AP Comm Devel	$ 2,782.93
	AP IHDA	
8/9/2021	AP Library	$ 47,446.21
8/9/2021	AP MFT	$ 8,992.04
7/29/2021	Out of Cycle	$ 259,852.01
6/3/2021-7/22/2021	AP Bank Transfers	$ 194,489.74
	AP TOTAL	**$ 3,176,678.05**

PCARDS

Date Range	
	$ -
PCARD TOTAL	**$ -**

GRAND TOTAL	**$ 5,563,443.02**

Respectfully,

F. Scott Rathbun
Director of Finance

CONSENT AGENDA ITEM NO. 7.D

FOR COUNCIL: August 9, 2021

SPONSOR: Finance Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action on an Ordinance Amending the Budget Ordinance for the Fiscal Year ending April 30, 2022, as it relates to the General Fund Capital Equipment Lease, in the amount of $3,109,902, as requested by the Finance Department.

RECOMMENDED MOTION:
The proposed Ordinance be approved.

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: In 2011 the City began replacing its aging inventory on a rolling basis utilizing capital lease financing. By using financing, the City was able to address equipment needs during a time of financial stress.

The financial condition of the General Fund has improved since the implementation of this strategy allowing the City to pursue the strategic goal of removing the City's reliance on financing for its equipment needs as has been discussed with Council. Capital purchases are typically for large dollar amounts and avoiding financing will bring significant savings to the City and taxpayers by eliminating interest charges and other associated financing costs. Similar to personal finances, it is most often more fiscally responsible to save and pay for items versus "charging" when possible.

Using an estimated 2% finance rate, paying cash for equipment should save the City over $200K in interest expense over the life of the originally budgeted leases.

The General Fund has been making significant progress toward this goal; paying cash for all of FY2021 General Fund equipment enabled by COVID-related cost savings and Federal Grant Revenues. While those savings and revenues should not be considered recurring, there is an anticipated addition to Unassigned Fund Balance for FY2021. Given reserve targets, and the strategic goal to improve our long-term financial stability, Staff is recommending that all FY2022 General Fund equipment, originally budgeted to be paid via financing / the Capital Lease, be paid for from reserves. This amount is approximately $3.1M.

General Fund – FY2022 Projected Fund Balance:

FY2022 Budget Projected Year Ending Fund Balance:	$24.3M
FY2021 Projected Addition to Fund Balance:	$ 2.2M

FY2022 Use of Reserves for Budgeted Equipment Purchases: $ 3.1M
FY2022 Amended Projected Fund Balance: $23.4M

Budget Amendment process: While item details are included in the budgeting documentation and process, budget totals are appropriated via the 'Budget and Appropriation Ordinance' - at the Fund Level. Budget total expenditures exceeding the appropriated fund total must be supported with an Ordinance Amendment. While detail changes later in the fiscal year may not include an amendment, given projections indicate the total approved appropriation may not be exceeded, material changes early in the fiscal year often include an amendment – as it is assumed all other expenditures for the remainder of the year, will occur as budgeted. Therefore, this recommendation includes a budget ordinance amendment.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: If approved, the FY2022 Capital Lease and General Fund budgets will be amended by $3,109,902. See Exhibit 1 for account details. This amendment will essentially increase the expenditures of purchasing departments within the General Fund and reduce the lease related revenues and expenditures from the Capital Lease Fund. By paying cash for equipment, using 2% as an estimated borrowing rate, the General Fund is projected to save over $200K in interest expense over the life of the originally budgeted leases. Stakeholders can locate the FY 2022 General Fund Capital Lease in FY 2022 Budget Book titled "Other Funds & Capital Improvement" on pages 89, 91-92.

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: F. Scott Rathbun, Finance Director

Reviewed by:

Chris Tomerlin, Budget Manager 7/27/2021

Jeffrey R. Jurgens, Corporation Counsel 8/5/2021

Tara Henry, Legislative Assistant & Records Manager 8/5/2021

Recommended by:

Tim Gleason, City Manager

Attachments:

- FIN 2B FY2022 BUA Ordinance_Capital Lease
- FIN 2C FY2022 BUA Ordinance Exhibit 1 Capital Lease
- FIN 2D FY2022 BUA Ordinance Exhibit 2 Equip Capital Lease

ORDINANCE NO. 2021 - ___

AN ORDINANCE AMENDING THE BUDGET ORDINANCE FOR THE FISCAL YEAR ENDING APRIL 30, 2022

WHEREAS, on April 12, 2021 by Ordinance Number 2021-24, the City of Bloomington passed a Budget and Appropriation Ordinance for the Fiscal Year Beginning May 1, 2021 and Ending April 30, 2022, City of Bloomington, which Ordinance was approved by Mayor Tari Renner on April 14th, 2021; and

WHEREAS, a Budget Amendment is needed as detailed below;

An Ordinance amending the Fiscal Year 2022 Budget, as it relates to the General Fund Department and Capital Lease Funds, in the amount of $3,109,902; to reallocate the portion budgeted under the lease in FY 2022 to be paid by the General Fund Departments with cash in FY 2022 as recommended by the Finance Department.

Section One: Ordinance Number 2021-24 (the Budget and Appropriation Ordinance for the Fiscal Year Ending April 30, 2022) is further hereby amended by inserting the following line items and amount presented in the Exhibit and in the appropriate place in said Ordinances.

Section Two: Except as provided for herein, Ordinance Number 2021-24 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 2021-24.

Section Three: This Ordinance shall be in full force and effect upon its passage and approval and publication as required by law.

PASSED this 9th day of August 2021.

APPROVED this ____ day of August 2021.

CITY OF BLOOMINGTON	**ATTEST**
______________________________	______________________________
Mboka Mwilambwe, Mayor	Leslie Smith-Yocum, City Clerk

FY 2022 Budget Amendment-Exhibit 1

Account #	Fund	Account Description	Amount	Comments
10010010-40000	General (Non-Departmental)	Use of Fund Balance	$ (3,109,902.00)	
10011610-72120	General (Information Technology)	Capital Outlay Office & Computer Equipment	$ 380,000.00	
10014110-72130	General (Parks Maintenance)	Capital Outlay Licensed Vehicle	$ 234,117.00	
10014110-72140	General (Parks Maintenance)	Capital Outlay Equipment Other than Office	$ 215,000.00	
10014112-72130	General (Recreation)	Capital Outlay Licensed Vehicle	$ 66,950.00	
10014160-72140	General (Ice Center)	Capital Outlay Equipment Other than Office	$ 145,000.00	
10014170-72130	General (SOAR)	Capital Outlay Licensed Vehicle	$ 66,950.00	
10015410-72130	General (Building Safety)	Capital Outlay Licensed Vehicle	$ 24,236.00	
10015430-72130	General (Code Enforcement)	Capital Outlay Licensed Vehicle	$ 24,800.00	
10016120-72130	General (Street Maintenance)	Capital Outlay Licensed Vehicle	$ 352,157.00	
10016124-72140	General (Snow & Ice Removal)	Capital Outlay Equipment Other than Office	$ 23,175.00	
10015490-72130	General (Parking Operations)	Capital Outlay Licensed Vehicle	$ 31,377.00	
10016210-72130	General (Engineering)	Capital Outlay Licensed Vehicle	$ 33,021.00	
10016310-72140	General (Fleet Management)	Capital Outlay Equipment Other than Office	$ 14,225.00	
10015110-72130	General (Police)	Capital Outlay Licensed Vehicle	$ 375,703.00	
10015210-72120	General (Fire)	Capital Outlay Office & Computer Equipment	$ 50,000.00	
10015210-72130	General (Fire)	Capital Outlay Licensed Vehicle	$ 844,276.00	
10015210-72140	General (Fire)	Capital Outlay Equipment Other than Office	$ 228,915.00	
40110145-57516	Capital Lease	Lease Proceeds	$ 3,109,902.00	
40110145-72120	Capital Lease	Capital Outlay Office & Computer Equipment	$ (430,000.00)	
40110145-72130	Capital Lease	Capital Outlay Licensed Vehicle	$ (2,053,587.00)	
40110145-72140	Capital Lease	Capital Outlay Equipment Other than Office	$ (626,315.00)	
		Net Transaction:	**$ -**	

Exhibit 2-General Fund Capital Assets-Furniture, Machinery, Equipment & Vehicles Budget FY 2022

Org/Object	Department	Unit	Item	New or Replacement	FY2022 Cash	FY 2022 Capital Lease 5yr - cash value	FY 2022 Capital Lease 10yr - cash value
40110145-72120	Information Services		Unknown requirements for future years			$ 200,000	
40110145-72120	Information Services		Fixed Asset Replacements - Includes servers, larger printers, large format scanners, data storage devices, networking equipment, etc.			$ 180,000	
	Information Services Capital Outlay Total:				**$ -**	**$ 380,000**	**$ -**
40110145-72130	Parks	716	2003 International Harvester 7400	R		$ 115,000	
40110145-72130	Parks	719	2008 Ford F350	R		$ 47,222	
40110145-72130	Parks	792	2004 Ford F350	R		$ 47,741	
40110145-72130	Parks	784	1987 International Harvester S1954 Tree Spade	R		$ 24,155	
40110145-72140	Parks	784	2006 Jacobsen 11' mower	R		$ 60,000	
40110145-72140	Parks	PR 60	1997 Tractor and Arm mower attachment	R		$ 85,000	
40110145-72140	Parks	711	2014 -6' propane mower	R		$ 20,000	
40110145-72140	Parks	797	2014 - 6' Propane mower	R		$ 20,000	
40110145-72140	Parks	804	2014 -52" Stand up mower	R		$ 10,000	
40110145-72140	Parks	803	2012 - 6' Zero Turn	R		$ 20,000	
10014110-72140	Parks	802	2015 - Stand up Z Sprayer	R	$ 15,704		
	Parks Capital Outlay Total:				**$ 15,704**	**$ 449,117**	**$ -**
40110145-72130	Recreation	721	2012 Ford E450	R		$ 66,950	
	Recreation Capital Outlay Total:				**$ -**	**$ 66,950**	**$ -**
40110145-72140	Bloomington Ice Center		Dessicant Wheel - Dehumidification Unit	R		$ 125,000	
40110145-72140	Bloomington Ice Center		Hanging Heater	N		$ 20,000	
	Bloomington Ice Center Capital Outlay Total:				**$ -**	**$ 145,000**	**$ -**
40110145-72130	SOAR		2021 Ford E450	N		$ 66,950	
	SOAR Capital Outlay Total:				**$ -**	**$ 66,950**	**$ -**
40110145-72130	Building Safety	54	2007 Ford Focus	R		$ 24,236	
	Building Safety Capital Outlay Total:				**$ -**	**$ 24,236**	**$ -**
40110145-72130	Code Enforcement	52	2005 Chevrolet Impala	R		$ 24,800	
	Code Enforcement Capital Outlay Total:				**$ -**	**$ 24,800**	**$ -**
40110145-72130	Street Maintenance	86	2006 Ford F150	R		$ 32,960	
40110145-72130	Street Maintenance	S04	2012 Ford F350	R		$ 48,307	
40110145-72130	Street Maintenance	S12	2012 Ford F450	R		$ 83,430	
40110145-72130	Street Maintenance	S26	2001 IH S4900	R		$ 187,460	
	Street Maintenance Capital Outlay Total:				**$ -**	**$ 352,157**	**$ -**
40110145-72140	Snow & Ice		S-Brine Applicator	N		$ 23,175	
	Snow & Ice Capital Outlay Total:				**$ -**	**$ 23,175**	**$ -**
40110145-72130	Parking Operations	P106	2005 Jeep Wrangler	R		$ 31,377	
	Parking Operations Capital Outlay Total:				**$ -**	**$ 31,377**	**$ -**
40110145-72130	Engineering	87	2006 Ford F150	R		$ 33,021	
	Engineering Capital Outlay Total:				**$ -**	**$ 33,021**	**$ -**
40110145-72140	Fleet Management	G30	1950 Scrap Steel Trailer	R		$ 5,200	
40110145-72140	Fleet Management		Diagnostic Scan Tool	R		$ 9,025	
	Fleet Management Capital Outlay Total:				**$ -**	**$ 14,225**	**$ -**
40110145-72130	Police	K9-2	2014 Ford Explorer	R		$ 57,917	
40110145-72130	Police	P13	2017 Ford Explorer	R		$ 54,858	
40110145-72130	Police	P16	2017 Ford Explorer	R		$ 54,858	
40110145-72130	Police	P20	2017 Ford Explorer	R		$ 54,858	
40110145-72130	Police	P28	2017 Ford Explorer	R		$ 54,858	
40110145-72130	Police	P30	2017 Ford Explorer	R		$ 54,858	
40110145-72130	Police	P59	2005 Chevrolet Impala	R		$ 43,497	
	Police Department Capital Outlay total:				**$ -**	**$ 375,703**	**$ -**
10015210-72130	Fire	F16	2013 International Medtec Ambulance 3N103	R	$ 294,296		
40110145-72130	Fire	F32	2001 Pierce Dash 2000 Custom (12293-1)	R			$ 810,776
40110145-72130	Fire	F34	2012 Dodge Grand Caravan	R		$ 33,500	
40110145-72120	Fire		Station Alerting Upgrades	R		$ 50,000	
40110145-72140	Fire		Stryker Power-Pro XT Cot (1 unit per year)	R		$ 24,500	
40110145-72140	Fire		Cardiac Monitor/Defibrillator-Qty. 2	R		$ 106,142	
40110145-72140	Fire		Upgrade of Station Signage	N		$ 10,000	
40110145-72140	Fire		Outdoor Warning Siren (1 per year)	R		$ 45,423	
40110145-72140	Fire		Turnout Gear Extractor (HQ and Station #3)	R		$ 6,825	
40110145-72140	Fire		Wellness/Workout Equipment	R		$ 11,025	
10015210-72120	Fire		Portable Radios (Starcom)	R	$ 290,000		
40110145-72140	Fire		Video Laryngoscope (Replace 5/Yr.)	R		$ 25,000	
	Fire Department Capital Outlay total:				**$ 584,296**	**$ 312,415**	**$ 810,776**
			General Fund Total Capital Outlay:		**$ 600,000**	**$ 2,299,126**	**$ 810,776**
				BUA TOTAL		$ 3,109,902	

PUBLIC HEARING

CITY OF Bloomington ILLINOIS

PUBLIC HEARING ITEM NO. 8.A

FOR COUNCIL: August 9, 2021

SPONSOR: Public Works Department and Economic & Community Development Department

WARD IMPACTED: Ward 1

SUBJECT: Public Hearing on a Petition submitted by Brandon Gray requesting the vacation of an alley between Lot 8 of McDowell Subdivision and Lot 4 of J B Stevensons Subdivision, which will vacate an alley between 508 and 514 E. Jackson Street, as requested by the Public Works Department and the Economic & Community Development Department.

RECOMMENDED MOTION:
None; presentation and public comment only.

STRATEGIC PLAN LINK:
-Goal 4. Strong Neighborhoods

STRATEGIC PLAN SIGNIFICANCE:
-Objective 4d. Improved neighborhood infrastructure
-Objective 4c. Preservation of property/home valuations

BACKGROUND: The Public Works and Economic and Community Development Departments are recommending a Public Hearing on a Petition submitted by Brandon Gray requesting the vacation of the north/south alley between 508 and 514 E. Jackson Street. Both residential parcels adjacent to the alley are owned by the petitioner. The surrounding properties are zoned R-2, Mixed Residence District. The petitioner is requesting that the City vacate the alley to allow for the petitioner to maintain the alley as a back driveway to the petitioner's wife's property at 507 E. Taylor Street.

The City's Street and Alley Vacation Policy ("Policy") requires a public hearing with the City Council prior to acting on a vacation petition. The policy also requires the petitioner to provide compensation to the City for the land vacated, unless waived by City Council. The value of the land is based on the highest fair market value of the adjacent properties' land assessment. The property with the highest assessed value is 514 E. Jackson (PIN: 21-04-459-014) and a fair market value of $4.02 per square foot. The compensation due to the City is $9,246.00. The petitioner is requesting that the City waive the compensation requirement. While there are benefits to getting the alley off of the City's books, the City's Policy does not allow for the waiver of compensation in the situation of a private landowner and instead requires payment prior to consideration of the ordinance. Accordingly, if the Council is interested in waiving the compensation requirement, an amendment to the Policy can be brought back at the next meeting, along with consideration of the ordinance, to approve the vacation. Alternatively, this will provide time for the petitioner to pay the compensation required before consideration of the ordinance. City staff will seek direction on the compensation at the public hearing.

The north/south alley located between 508 and 514 E. Jackson Street is approximately 2,300 square feet. It is located north of E. Jackson Street, east of S. Mclean Street, west of S. Evans Street and south of E. Taylor Street. The alley's north terminus intersects an east/west alley. The alley abuts two residential lots. Since the alley was dedicated as part of McDowell's Subdivision of Block C of Evan's 3rd Addition, the entire alley will be combined with Lot 8 of said subdivision. The petitioner and his wife own all three properties involved in or adjacent to this vacation: 508 E. Jackson Street, 514 E. Jackson Street, and 507 E. Taylor Street.

STAFF ANALYSIS AND RECOMMENDATION:
When determining to vacate a street or alley, the City Council must find that all the following criteria are met.

A. ***The proposed vacation should be determined to be necessary to the public good either in terms of needed development or when such vacation will result in a better or more desirable situation. In some instances, a more desirable situation may be a better road pattern in terms of safety.*** Upon vacating the alley, the petitioner intends to maintain the area as a back driveway to his property at 507 E. Taylor Street. Additionally, the alley will not require public funds for maintenance after it is vacated. **The standard is met.**

B. ***The right-of-way must be determined to be of no value to the City (excluding any market value) either now or in the foreseeable future. Such finding shall be based on significant, related criteria, such as prior use or disuse, potential for future municipal use, need for existing or contemplated public utilities, perceived damage or potential damage to the adjacent or nearby property owners and the City's willingness to assume liability for the same.*** The north/south alley is primarily used by the petitioner for access to their home to the north of the alley. No homes take access from the alley. Additionally, no utilities are located in the alley. The petitioner submitted letters of support from local utility companies with their application. The City has no intention to use the alley in the future. **The standard is met.**

C. ***The proposed vacation must not have a significant adverse effect on the security, accessibility or operations of nearby land uses. Projects that propose to dead-end an alley or street in the middle of the block, turn out street traffic through an alley, vacate half the width of a street or alley, create an irregular right-of-way or superlot, or vacate air rights, will not be granted.*** Vacating the alley will not have a significant adverse effect. The east-west alley at the north end of the proposed vacation will be maintained as an alley. The vacation will not create a dead-end alley. **The standard is met.**

D. ***Generally, right-of-way adjacent or leading to any park, open space, view, natural area, or any other natural or man-made attraction shall not be vacated. This determination shall be made on a case-by-case basis.*** This alley does not serve a park, open space, or natural/man-made attraction. The alley vacation will not negatively impact views. **The standard is met.**

Recommendation: Staff finds that the alley vacation will eliminate the need for maintenance of the alley. Staff recommends <u>approval</u> of the alley vacation. Staff does not have a recommendation for waiving the compensation requirement.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: City staff published legal notice of this public hearing in *The Pantagraph* on Saturday, July 24, 2021. Notices were also mailed by certified mail to approximately 120 property owners within 500 feet of the alley. Staff also placed a large public hearing sign on the property. All notices included directions for providing public comment for this hearing. Participants were asked to register with the city at least 15 minutes prior to the start of the City Council meeting.

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.

Respectfully submitted for Council consideration.

Prepared by: Tony Meizelis, Civil Engineer I

Reviewed by:

Kevin Kothe, Director of Public Works 7/27/2021

Melissa Hon, Economic and Community Development Director 7/27/2021

Chris Tomerlin, Budget Manager 7/28/2021

Jeffrey R. Jurgens, Corporation Counsel 8/5/2021

Tara Henry, Legislative Assistant & Records Manager 8/5/2021

Recommended by:

Tim Gleason, City Manager

Attachments:

- PW 1B Ordinance and Legal Description Alternate A_Public Hearing Alley Vacation Jackson Street 08092021
- PW 1C Ordinance and Legal Description Alternate B_Public Hearing Alley Vacation Jackson Street 08092021

- PW 1D Alley Vacation Petition_Public Hearing Alley Vacation Jackson Street 08092021
- PW 1E Alley Vacation Plat Map_Public Hearing Alley Vacation Jackson Street 08092021
- PW 1F Utiity Easement Vacation Letters_Public Hearing Alley Vacation Jackson Street 08092021
- PW 1G Street and Alley Vacation Policy

ORDINANCE NO. 2021 - ___________

AN ORDINANCE APPROVING THE VACATION OF AN ALLEY BETWEEN LOT 8 OF MCDOWELL SUBDIVISION AND LOT 4 OF J B STEVENSONS SUBDIVISION, WHICH WILL VACATE AN ALLEY BETWEEN 508 AND 514 E. JACKSON STREET

WHEREAS, there was heretofore filed with the Economic and Community Development Department of the City of Bloomington, McLean County, Illinois, a petition requesting the vacation of an alley legally described in Exhibit A, attached hereto and made a part hereof by this reference; and

WHEREAS, said Petition is valid and sufficient and conforms to the requirements of the statutes in such cases made and provided, and the Alley Vacation Plat attached to said Petition was prepared in compliance with requirements of the Bloomington City Code; and

WHEREAS, the City Council of said City has the power to pass this Ordinance and grant said vacation; and

WHEREAS, it is reasonable and proper to vacate said alley as requested in this case.

NOW, THEREFORE, BE IT ordained by the City Council of the City of Bloomington, Mclean County, Illinois:

SECTION 1. The above recitals are incorporated herein by this reference as if specifically stated in full.

SECTION 2. That the alley as shown on the Alley Vacation Plat Map dated October 16, 2020 and described in Exhibit A is hereby vacated.

SECTION 3. That said vacation of alley is reasonable and proper because said right of way is not needed for public use by said City.

SECTION 4**.** Except as provided herein, the Bloomington City Code, 1960, as amended shall remain in full force and effect.

SECTION 5. This Ordinance shall be effective immediately after its passage and approval.

SECTION 6. This Ordinance is passed and approved pursuant to the home rule authority granted by Article VII, Section 6 of the 1970 Illinois Constitution.

PASSED this 9th day of August 2021.

APPROVED this ___ day of August 2021.

CITY OF BLOOMINGTON

____

Mboka Mwilambwe, Mayor

ATTEST

____

Leslie Smith-Yocum, City Clerk

Exhibit A

Legal Description

“All that portion of 20 feet North-South Alley, running east of and adjacent to Lot 8 in McDowell’s Sub of Block C Evans 3rd Addition”

ORDINANCE NO. 2021 - __________

AN ORDINANCE APPROVING THE VACATION OF AN ALLEY BETWEEN LOT 8 OF MCDOWELL SUBDIVISION AND LOT 4 OF J B STEVENSONS SUBDIVISION, WHICH WILL VACATE AN ALLEY BETWEEN 508 AND 514 E. JACKSON STREET

WHEREAS, there was heretofore filed with the Economic and Community Development Department of the City of Bloomington, McLean County, Illinois, a petition requesting the vacation of an alley legally described in Exhibit A, attached hereto and made a part hereof by this reference; and

WHEREAS, said Petition is valid and sufficient and conforms to the requirements of the statutes in such cases made and provided, and the Alley Vacation Plat attached to said Petition was prepared in compliance with requirements of the Bloomington City Code; and

WHEREAS, the City Council of said City has the power to pass this Ordinance and grant said vacation; and

WHEREAS, it is reasonable and proper to vacate said alley as requested in this case; and

WHEREAS, the petitioner has requested a waiver of the fee compensating the City for the fair market value of the alley sought to be vacated.

NOW, THEREFORE, BE IT ordained by the City Council of the City of Bloomington, Mclean County, Illinois:

SECTION 1. The above recitals are incorporated herein by this reference as if specifically stated in full.

SECTION 2. That the alley as shown on the Alley Vacation Plat Map dated October 16, 2020 and described in Exhibit A is hereby vacated.

SECTION 3. That said vacation of alley is reasonable and proper because said right of way is not needed for public use by said City.

SECTION 4. That the fee compensating the City for the fair market value of the vacated alley is hereby waived.

SECTION 5. Except as provided herein, the Bloomington City Code, 1960, as amended shall remain in full force and effect.

SECTION 6. This Ordinance shall be effective immediately after its passage and approval.

SECTION 7. This Ordinance is passed and approved pursuant to the home rule authority granted by Article VII, Section 6 of the 1970 Illinois Constitution.

PASSED this 9th day of August 2021.

APPROVED this ___ day of August 2021.

CITY OF BLOOMINGTON	**ATTEST**
______________________________	______________________________
Mboka Mwilambwe, Mayor	Leslie Smith-Yocum, City Clerk

<u>Exhibit A</u>

Legal Description

"All that portion of 20 feet North-South Alley, running east of and adjacent to Lot 8 in McDowell's Sub of Block C Evans 3rd Addition"

CITY OF BLOOMINGTON
PETITION FOR STREET VACATION

To the City of Bloomington:

I (we), the undersigned, do hereby respectfully petition the City of Bloomington for a street vacation as set forth herein, pursuant to the Street and Alley Vacation Policy set forth in Chapter 24 of the Bloomington City Code, and in support thereof state the following facts and make the following certifications and agreements:

1. **The name of the street to be vacated is:** Unnamed

2. **The street to be vacated is located between the following streets and a map of the street to be vacated is attached as Exhibit A:**

   Alley runs North-South from E. Jackson Street to another unnamed East-West oriented alley in between Evans and McLean Streets.

3. **The street to be vacated is adjacent to the following addresses:**

   East of 508 E. Jackson, West of 514 E. Jackson, South of 507 E. Taylor

4. **The approximate width and length of the street to be vacated is as follows:**

   20 (feet wide) 115 (feet long)

5. **The names and addresses of the property owners making this request are as follows:**

(First & Last Name)	(First & Last Name)
507 E. Taylor St.	508 E. Jackson St.
(Street Address)	(Street Address)
Bloomington, IL 61701	Bloomington, IL 61701
(City & Zip Code)	(City & Zip Code)
21-04-459-005	21-04-459-020
(Parcel Identification Number - PIN)	(Parcel Identification Number - PIN)

(First & Last Name)	(First & Last Name)
514 E. Jackson St.	
(Street Address)	(Street Address)
Bloomington, IL 61701	
(City & Zip Code)	(City & Zip Code)
21-04-459-014	
(Parcel Identification Number - PIN)	(Parcel Identification Number - PIN)

**Please attach a separate sheet if there are additional property owners to be listed.*

6. The reason for the vacation and intended use are as follows:

Better maintenance for alley used as our back driveway, no retained easement requested - utility approvals included

7. The names and addresses of all adjoining property owners who are *not* participating in this application are as follows:

(First & Last Name)	(First & Last Name)
(Street Address)	(Street Address)
(City & Zip Code)	(City & Zip Code)
(First & Last Name)	(First & Last Name)
(Street Address)	(Street Address)
(City & Zip Code)	(City & Zip Code)

**Please attach a separate sheet if there are additional property owners to be listed.*

8. To the fullest extent permitted by law, Petitioner(s) agree to and hereby shall indemnify and hold harmless the City of Bloomington, its officers, officials, agents and employees from and against liability and all claims arising out of the vacation of the street. If approved, a separate and specific indemnification agreement for the vacation of the street may be required by the City which Petitioner(s) agree to execute.

9. Petitioner(s) agree and hereby certify that no property will be damaged by the vacation of the street set forth in this Petition and there are no damages owed in accordance with Section 11-91-1 of the Illinois Municipal Code.

10. Petitioner(s) agree to submit payment of any fees or costs associated with this application for the vacation of the street in accordance with the City's Street & Alley Vacation Policy.

11. All other facts, representations and agreements pertaining to this petition are as follows:

Benefit for City, request waiving of fees

WHEREFORE, the Petitioner(s) certify the above stated provisions are true and correct, agree to be bound by the indemnification provisions contained herein, and pray the City of Bloomington vacate the street in accordance with this Petition.

Brandon Gray [redacted] 06/23/2021

(Print Name)

Please attach additional petition signatures (if applicable)

City of Bloomington Illinois

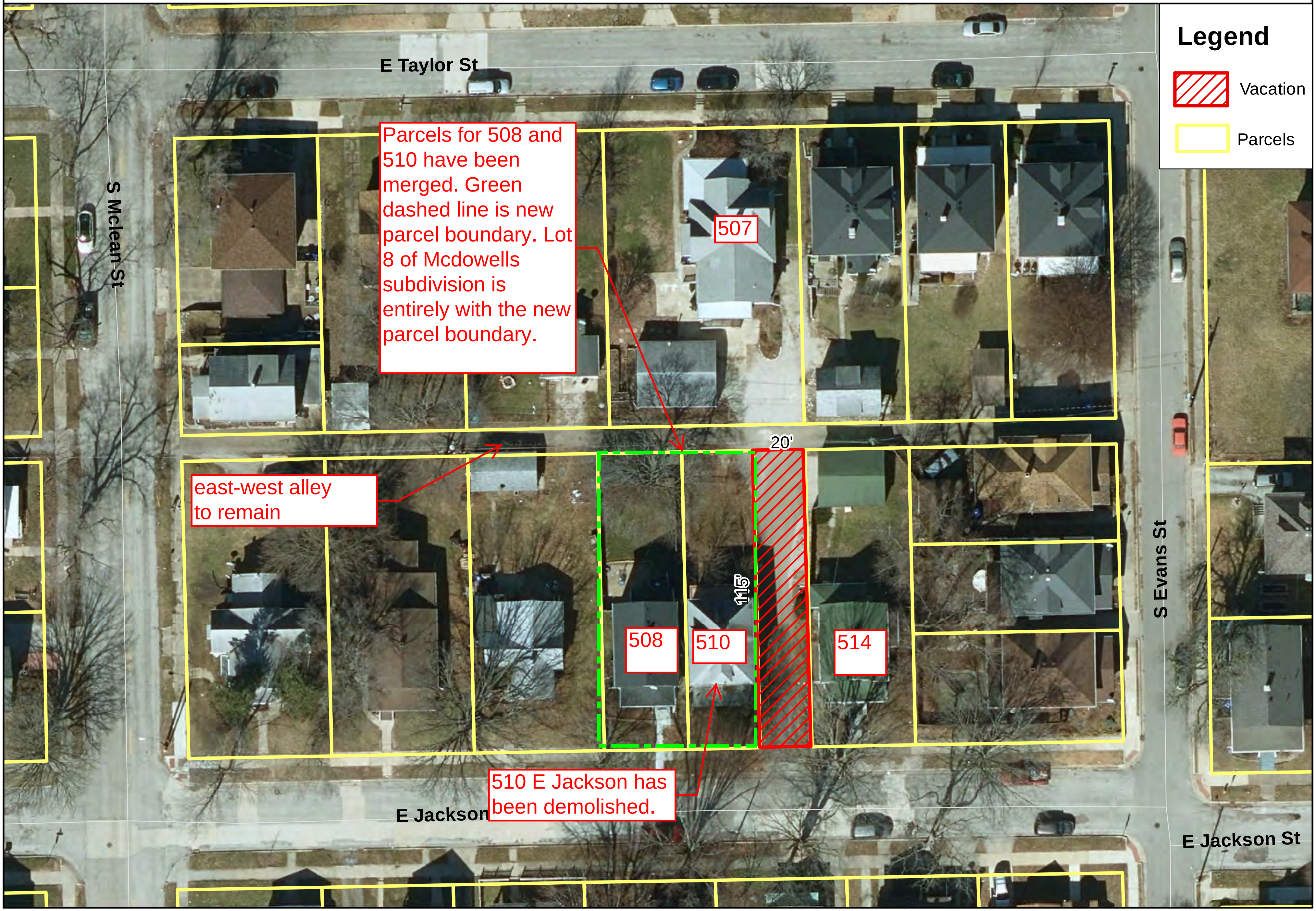
Public Works Department

Jackson St Alley Vacation

0 45 90

Feet

Date: 10/16/2020



Gmail

Brandon Gray [redacted]

JULIE CONFIRMATION PLEASE REVIEW 2020/10/19 X2931774-00X NORM DSGN

3 me age

OC[redacted]ARS_Pro@julie1call.com> Mon, Oct 19, 2020 at 12:34 PM
To: [redacted]

```
EMLCFM 00471 JULIEx 10/19/20 12:34:26 X2931774-00X DESIGN

Thank you for contacting JULIE, Inc. regarding your upcoming Design project.

Please review and print this Design stage notification for your records.  If any
of the information is incorrect, contact JULIE by dialing 811 or 800-892-0123
and provide the agent with the Design stage notification number.  Agents are
available 24/7.

Engineering contacts for the member utility companies that may be affected by
your project are listed at the end of the request below. Please be aware that
JULIE's role in this process is limited to providing you with these contacts. It
is your responsibility to initiate communication with each of these utility
contacts to discuss your project so that they may determine what action will be
taken.

For information about JULIE's Design stage process, including the
responsibilities of project designers and facility owners, go to
http  //www illinoi  1call com/large project/

Dig No    2931774      Rev    00             Digstart  04/19/21 12 24
Rcvd    : 10/19/20 12:34        Priority: 2   Expires : 01/01/00 00:00
Org Dig   2931774      Rcvd  10/19/20 12 24

Firm      PROPERTY OWNER                  Caller   BRANDON GRAY
CoAddr1: 507 E TAYLOR ST
City,St: BLOOMINGTON, IL                  Zip    : 61701
Phone   : [redacted]                      Ext    :
Call Bk:                               Done For : SELF
SiteCnt: SAME AS ABOVE
Email   : [redacted]

County : MCLEAN          Place: BLOOMINGTON CIT
Address  E JACKSON ST
Subdiv :                                       Cross: S MCLEAN ST

Grids   : T23NR02E04SE

BestFit: 40.476205/-88.989011 40.476421/-88.987014
         40 474951/ 88 988875 40 475167/ 88 986878
PreMark: NO        Directional Boring: NO      Depth>7Ft: NO
Locatn   IN THE CITY OF BLOOMINGTON, ***DIRECTIONS   FROM ABOVE INTERSECTION ON
       : E JACKSON ST GOING EAST APPROX. 200FT TO THE ALLEY***
WrkType  ALLEY VACATE TO SEE IF THERE ARE LINES IN THE AREA
Extent : LOC:  STARTING AT THE ALLEY GOING NORTH APPROX. 115FT --- LOCATE
         APPRO   20FT   115FT AREA
Remarks:

Members:
ATGO0A STRATUS NETWORKS, INC         JOSEPH HUFFMAN          309 678 9977
       JHUFFMAN@STRATUSNET.COM
BLOM0A BLOOMINGTON, CITY OF          BRETT LUESCHEN          309-434-2439
       BLUESCHEN@CITYBLM ORG
COMC0A COMCAST                       MARTHA GIERAS           224-229-5862
       MARTHA_GIERAS@COMCAST.COM
```

```
FRNT0A FRONTIER COMMUNICATIONS      KALIN HINSHAW          815-895-1515
IPC6A  AMEREN IP - (NORTH)          NATHAN HILL            618-301-5327
       nhill2@ameren.com
MFIB0A METRO FIBERNET, LLC          KORIE NELLIS           812 213 1378
       KORIE.NELLIS@METRONETINC.COM
NICR0A NICOR GAS                    UTILITY CONSULTANT GO3W  630-388-2362
USIC0A USIC LOCATING SERVICES       Information not provided

View map at:
http://newtin.julie1call.com/newtinweb/map_tkt.nap?TRG=D2zzyDr5p9p4l1J-U
```

Brandon Gray [redacted] Fri, Oct 23, 2020 at 11 07 AM
To: Troy Olson <tolson@cityblm.org>

Hi Troy,

I am forwarding everything I have received so far from the design JULIE I called in. This is the first of 3 emails. When you get a chance to look at it let me know what letters you need.

Thank ,

Brandon Gray
[Quoted text hidden]

Brandon Gray [redacted] Fri, Oct 23, 2020 at 11:08 AM
To: Troy Olson <tolson@cityblm.org>

[Quoted text hidden]

Gmail

Brandon Gray [redacted]

Jackson St Alley Vacation

Zumwalt, Jason <JZumwalt@ameren.com> Fri, Jan 22, 2021 at 12:18 PM
To: Brandon Gray [redacted]

Hello Brandon,

Good news as I now have full approval from Bloomington Engineering for this vacation.

Please use this email as official full approval from Ameren Illinois for this alley vacation (Jackson Street)

Please let me know if you have any questions or comments.

Thanks and have a great weekend.

Jason Zumwalt

JASON ZUMWALT
Senior Real Estate Agent
Ameren Illinois Real Estate
T 217.383.7271
C 217 778 0719
F 314.612.2626
E jzumwalt@ameren.com

Ameren Illinois
1112 W Anthony Dr
Urbana, IL 61803
ameren.com

From: Brandon Gray [redacted]
Sent: Monday, Janua
To: Zumwalt, Jason JZumwalt@ameren com
Subject: [EXTERNAL] Fwd: Jackson St Alley Vacation

EXTERNAL SENDER **STOP.THINK.QUESTION.**
Verify une pected reque t before opening link or attachment

Hi Jason,

[Quoted text hidden]

Gmail **Brandon Gray** [redacted]

Jackson St. Alley Vacation - Bloomington

2 me age

Wyman, Ted <Ted_Wyman@co[redacted]
To: [redacted]

Thu, Oct 29, 2020 at 11:30 AM

Mr. Gray,

Comcast has aerial cable within the east/west alley way between McLean St. and Evans St. However, we have no cable facilitie within the north/ outh alleyway, we t of Evan St , that i propo ed to be vacated and therefore Comca t ha no objection to the vacation of said alleyway and if an easement is not retained.

If you have any questions in regards to this information, please don't hesitate to contact me.

Sincerely,

Ted Wyman

Comcast Cable

Right-of-Way Engineer

688 Industrial Drive

Elmhurst, IL 60126

Phone: (224) 229-5850 office (847) 652-6074 cell

Fax: (630) 359-5482

Ted_Wyman@comcast.com

Brandon Gray [redacted]
To: Troy Olson [redacted]n@cityblm.org

Thu, Oct 29, 2020 at 12:39 PM

Sent from my iPhone

Begin forwarded me age

> **From:** "Wyman, Ted" <Ted_Wyman@comcast.com>
> **Date:** October 29, 2020 at 11:30:17 AM CDT
> **To:** [redacted]
> **Subject Jack on St Alley Vacation Bloomington**

[Quoted text hidden]

Gmail

Brandon Gray [redacted]

Alley Vacation

Troy Olson <tolson@cityblm.org> [redacted]
To: Brandon Gray [redacted]

Tue, Feb 9, 2021 at 1:55 PM

For your records. Frontier response of having no issues vacating alley.

Troy Olson

434-2429

Engineering Technician

City of Bloomington Public Works Department

From Gangloff, Adam adam r gangloff@ftr com
Sent: Tuesday, February 09, 2021 11:15 AM
To: Troy Olson <tolson@cityblm.org>
Subject: RE: Alley Vacation

Troy –

Frontier has no objections to the vacating of the 20' x 115' alley shown on the JacksonStAlleyVacation plat between Mclean St and Evan St

I al o got your voicemail o plea e let me know if you need anything el e or for me to give you a call back

Adam Gangloff

Frontier Network Engineering

109 E Market St

Bloomington, IL 61701

309 557 1378

From: Troy Olson <tolson@cityblm.org>
Sent: Tuesday, February 09, 2021 10:50 AM
To: Gangloff, Adam <adam.r.gangloff@ftr.com>
Subject FW Alley Vacation

WARNING: External email. Please verify sender before opening attachments or clicking on links.

Hi Adam,

Brandon Gray is looking at vacating an alley (see email below). Please let us know in an email response if you have any objection.

Thanks,

Troy Olson

434-2429

Engineering Technician

City of Bloomington Public Works Department

From: Brandon Gray [redacted]
Sent: Wednesday, October 28, 2020 3:27 PM
To adam r gangloff@ftr com; rgraham@nicor com; JHUFFMAN@ tratu net com; Brett Lue chen <blueschen@cityblm.org>; MARTHA_GIERAS@comcast.com; nhill2@ameren.com; KORIE.NELLIS@metronetinc.com
Cc: Katie Simpson <ksimpson@cityblm.org>; Troy Olson <tolson@cityblm.org>
Subject: Alley Vacation

Hello,

[Quoted text hidden]

Web en e Click here to report thi email a pam

METRONET
THE POWER OF FIBER

John Greenbank
Executive Vice President
john.greenbank@metronetinc.com

November 06, 2020

Brandon Gray

[redacted]

Jackson St Alley Vacation

Bloomington, IL

Re: Easement vacation Jackson St Alley as depicted on the exhibit, Bloomington, IL

Dear Brandon,

MetroFibernet, LLC does not object to vacating the utility easements indicated on the exhibit provided concerning the E Jackson St Alley located in Bloomington, IL .

Very Truly Yours,
METRO FIBERNET, LLC

[redacted]

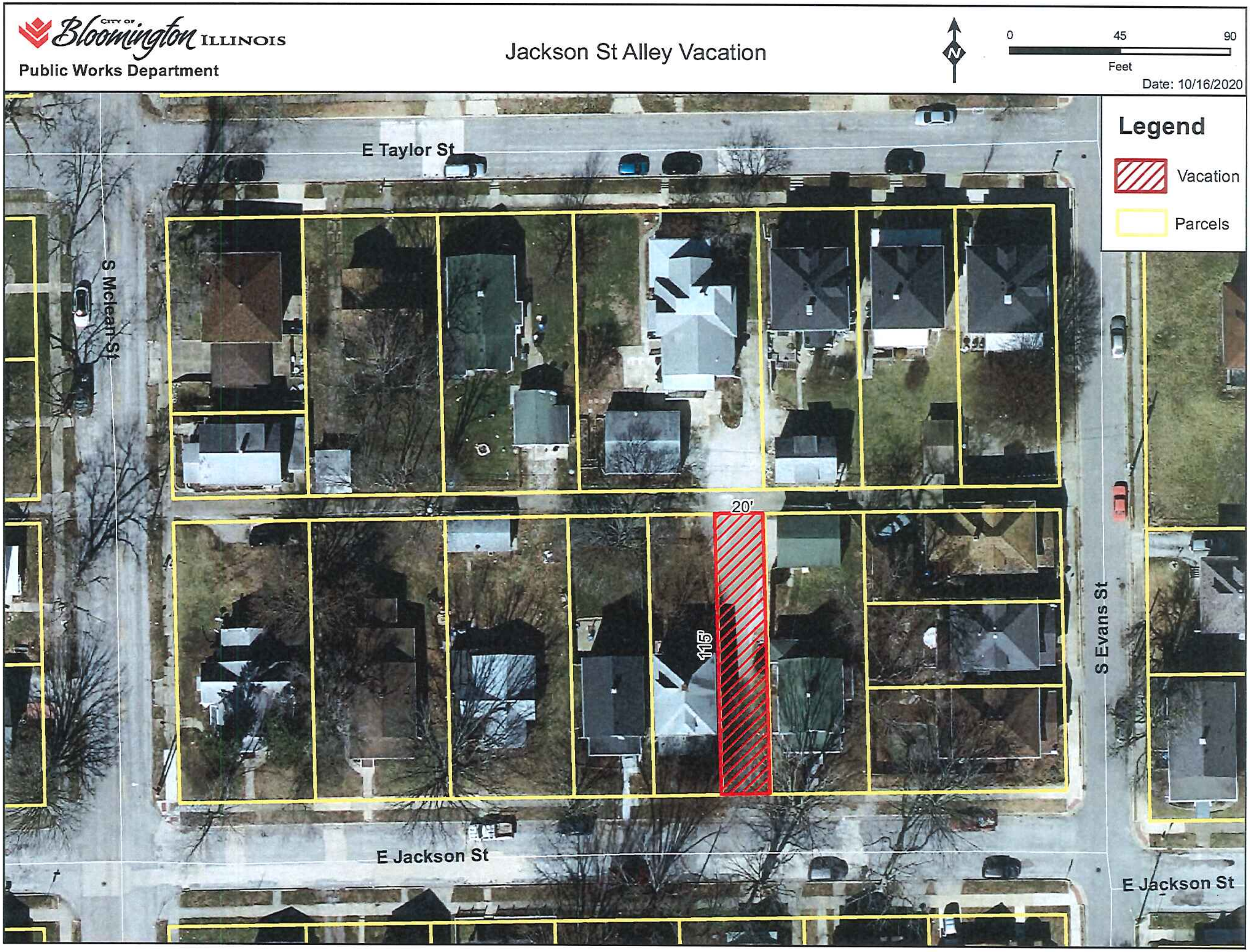
John Greenbank
Executive Vice President

REVIEWED
By Connie Shidler at 6:20 pm, 11/5/20

CITY OF Bloomington ILLINOIS
Public Works Department

Jackson St Alley Vacation

Date: 10/16/2020



Gmail **Brandon Gray** [redacted]

Alley Vacation

Troy Olson <tolson@cityblm.org> Thu, Jun 17, 2021 at 10:35 AM
To: Brandon Gray [redacted]

From Ander en, Erin K ekander @ outhernco COM
Sent: Tuesday, June 8, 2021 1:07 PM
To: Troy Olson <tolson@cityblm.org>
Subject: RE: Alley Vacation

Nicor approves of the attached Alley vacation at E. Jackson St. just east of Evans St., we do not have Gas main in this area

Thank you

Erin K. Andersen

Land Management Agent

Land Services Department

Direct 630.388.2094

Cell 224.760.1374

ekanders@southernco.com

nicorgas.com

Nicor Gas

From: Erickson, Matthew <MEricks@southernco.com>
Sent: Tuesday, June 8, 2021 11:01 AM
To: Andersen, Erin K. <ekanders@southernco.COM>
Subject FW Alley Vacation

Can you handle this one form me?

Matt Erickson

Supervisor Land Management

Nicor Gas Company

630.388.2969 office

224.242.2340 mobile

mericks@southernco.com

From Ander on, Bernie BAnder3@ outhernco com
Sent: Tuesday, June 8, 2021 10:28 AM
To: Erickson, Matthew <MEricks@southernco.com>
Subject: Fwd: Alley Vacation

Matt,

The City of Bloomington is looking to vacate an alley. Please see attachments and the below email.

Thanks

Bernie

Bernie Anderson

Nicor Gas

Regional Manager Community Affairs

(309) 261-4155

From Troy Ol on tol on@cityblm org
Sent: Tuesday, June 8, 2021 10:17 AM
To: Anderson, Bernie
Subject: RE: Alley Vacation

EXTERNAL MAIL: Caution Opening Links or Files

Hi Bernie,

We have some change in staff and looking at possibly using this plat, or just possibly using the legal description from this plat instead. I was hoping this information would be enough for the sign off, but let me know if you need something more official in detail a we may only u e the legal de cription wording and not a igned plat, but thi i the e act area and legal.

Brandon Gray owns all of the surrounding property to this portion of alley to be vacated. The alley is in need of repair for the portion we are looking to vacate. Brandon has been improving this city block over the years and plans to improve this portion as well. The city no longer needs this portion of alley and wishes to vacate as well. We request verification from all the relevant utilitie on whether it can be vacated without retaining an ea ement Plea e review and advi e All of the other utilities have signed off with email verification, so let me know what else you might need to satisfy this request.

Thank You,

Troy Olson

City of Bloomington

Public Works Engineering

From: Anderson, Bernie <BAnder3@southernco.com>
Sent Monday, March 1, 2021 10 55 AM
To: Troy Olson <tolson@cityblm.org>
Subject: RE: Alley Vacation

Troy,

I believe we are looking for a document that states you are looking for the utility to vacate the alley. This document would state the purpose, location and have the attached PDF and we sign off on it.

Bernie

Bernie Anderson

Regional Manager Community Affairs

309-261-4155 mobile

Bander3@southernco.com

[gcc02 afelink protection outlook com] [gcc02 afelink protection outlook com] [gcc02.safelinks.protection.outlook.com] [gcc02.safelinks.protection.outlook.com]

Nicor Gas [gcc02.safelinks.protection.outlook.com]

From: Troy Olson <tolson@cityblm.org>
Sent Monday, March 1, 2021 10 47 AM
To: Anderson, Bernie <BAnder3@southernco.com>
Subject: FW: Alley Vacation

EXTERNAL MAIL: Caution Opening Links or Files

Hi Bernie,

Attached is the detailed location and plat will be of exact same area. If Land Management needs something more let me know.

Thanks,

Troy Olson

434-2429

Engineering Technician

City of Bloomington Public Works Department

From: Troy Olson
Sent Tue day, February 09, 2021 11 01 AM
To: bander3@southernco.com
Subject: FW: Alley Vacation

Hi Bernie,

Brandon Gray is looking at vacating an alley (see email below). Please let us know in an email response if you have any objection.

Thanks,

Troy Olson

434-2429

Engineering Technician

City of Bloomington Public Works Department

From: Brandon Gray [redacted]
Sent: Wednesday, October 28, 2020 3:27 PM
To: adam.r.gangloff@ftr.com; rgraham@nicor.com; JHUFFMAN@stratusnet.com; Brett Lueschen <blueschen@cityblm.org>; MARTHA_GIERAS@comcast.com; nhill2@ameren.com; KORIE.NELLIS@metronetinc.com
Cc: Katie Simpson <ksimpson@cityblm.org>; Troy Olson <tolson@cityblm.org>
Subject: Alley Vacation

Hello,

[Quoted text hidden]

Gmail **Brandon Gray** [redacted]

Alley Vacation

Joseph Huffman <jhuffman@stratusnet.com> Thu, Oct 29, 2020 at 9:10 AM
To: Brandon Gray [redacted]
Cc: Joseph Huffman <jhuffman@stratusnet.com>

Brandon,

Stratus Network is all clear in alley.

Thanks.

Stratus Networks

Joe Huffman

OSP Director

Stratus Networks

4700 N. Prospect Rd.

Peoria Heights, IL 61616

jhuffman@stratusnet.com

309-222-2080 office

309-222-2081 fax

309-678-9977 cell

From: Brandon Gray [redacted]
Sent Wedne day, October 28, 2020 3 27 PM
To: adam.r.gangloff@ftr.com; rgraham@nicor.com; Joseph Huffman <jhuffman@stratusnet.com>; BLUESCHEN@cityblm.org; MARTHA_GIERAS@comcast.com; nhill2@ameren.com; KORIE.NELLIS@metronetinc.com

Cc: Katie Simpson <ksimpson@cityblm.org>; Troy Olson <tolson@cityblm.org>
Subject: Alley Vacation

Hello,

[Quoted text hidden]

USIC PROTECTING INFRASTRUCTURE

Ticket Status Notification

To: PROPERTY OWNER
Email: [redacted]

Below lists utilities that were statused by USIC. Please note there may be other Utilities which include private facilities that may be present in the work area and are NOT the responsibility of USIC to locate or mark.

You are receiving this notification because your contact information is listed on the above ticket from the One Call System. If you have any questions regarding this notification, please contact USIC at 1-800-762-0592.

Ticket	Address
X2931774	E JACKSON ST,BLOOMINGTON CIT,IL

Utility	Locate Date /	Status	Detail
Citizens - IL	10/20/20 07:36 AM	Not Marked	Excavation Site Clear

---

CITY OF Bloomington ILLINOIS
PUBLIC WORKS DEPARTMENT

115 E. Washington St.
Bloomington, IL 61702-3157
www.cityblm.org/publicworks
Phone: (309) 434-2225
Fax: (309) 434-2201

July 20, 2021

Brandon Gray
[redacted]

Subject: Utility Easement Vacation between 508 and 514 Jackson Street

Dear Gray:

City of Bloomington Public Works department has reviewed the proposed vacation of the alley between 508 and 514 Jackson Street in Bloomington Illinois.

The City of Bloomington does not have any facilities in the portion of the easement to be vacated. The Public Works Department does not object to the vacation of the alley as described on the submitted easement vacation plat.

Should you have any questions, please contact us.

Sincerely,

Anthony Meizelis

Anthony J. Meizelis, P.E.
Civil Engineer I

cc: Kevin Kothe, Director of Public Works
Craig Shonkwiler, City Engineer
Bob Yehl, Assistant Director of Public Works
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File

EXHIBIT A
CITY OF BLOOMINGTON
STREET AND ALLEY VACATION POLICY

I. PURPOSE

The purpose of this policy is to establish a uniform method for vacating public streets and alleys. Vacating and conveying these unneeded, and in many instances, unused parcels to the adjoining property owners would save the City miscellaneous maintenance costs and also put the land back on the tax rolls. The majority of the conveyances will be in residential areas. However, occasionally there will be parcels zoned commercial and industrial.

II. POLICY

It is the policy of the City of Bloomington to grant vacation of a street or alley when it is determined both that such right-of-way is not needed presently or in the future for public access (including vehicular, pedestrian, and visual access) and that such vacation advances the public good. All of the following policies should be met prior to the vacation of a street or alley.

A. The proposed vacation should be determined to be necessary to the public good either in terms of needed development or when such vacation will result in a better or more desirable situation. In some instances, a more desirable situation may be a better road pattern in terms of safety.

B. The right of way must be determined to be of no value to the City (excluding any market value) either now or in the foreseeable future. Such finding shall be based on significant, related criteria, such as prior use or disuse, potential for future municipal use, need for existing or contemplated public utilities, perceived damage or potential damage to adjacent or nearby property owners and the City's willingness to assume liability for same.

C. The proposed vacation must not have a significant adverse effect on the security, accessibility or operations of nearby land uses. Projects that propose to dead-end an alley or street in the middle of the block, turn out street traffic through an alley, vacate half the width of a street or alley, create an irregular right of way line or superlot, or vacate air rights, will not be granted.

D. Generally, right-of-way adjacent or leading to any park, open space, view, natural area, or any other natural or man-made attraction shall not be vacated. This determination shall be made on a case-by-case basis.

Vacation is not guaranteed even if 100% of the adjoining owners request the vacation.

III. PROCEDURES

The length of time to process a street or alley vacation depends largely on the number of issues needing to be resolved and current workload/resource levels. The following procedures are applicable:

A. A pre-application meeting is optional at the discretion of the Director of Public Works. Before the submission of a request for a street or alley vacation, the applicant may meet with the staff of the Engineering Division of Public Works. The applicant is encouraged to do so in order to be informed of the City policies regarding street and alley vacations and to have explained the application submission requirements and procedures.

B. A petition for a street or alley vacation shall be submitted to the City Clerk's Office and must include the following: (1) description of the area to be vacated; (2) the property owner(s) making the request; (3) a map of the street or alley sought to be vacated; (4) the reasons for the vacation and any property owners adjoining the proposed vacation who are not participating in the application; (5) a certification by the petitioner that no property will be damaged by the vacation of any street or alley and no damages owed in accordance with Section 11-91-1 of the Illinois Municipal Code; and (6) an agreement to indemnify the City from any claims associated with the vacation.

C. The City Manager, in consultation with the Department of Public Works, shall review the request for vacation as it relates to the goals and objectives of the City, compatibility with adjacent land uses, potential rezoning of the vacated street, aesthetic considerations and other related issues, including specifically that the property is no longer needed and serves no valid public purpose. After the review process, the City Manager shall forward the matter to the City Council with the staff recommendation. The City Council shall hold a public hearing, in accordance with Section D below, on the matter prior to the City Council taking final action on the request.

D. No ordinance shall be passed vacating any street or alley without notice and a public hearing before the City Council. At least 15 days prior to such hearing, notice of its time, place and subject matter shall be published in a newspaper of general circulation with the area which the street or alley proposed for vacation serves. Notice shall also be mailed, via certified mail, to all adjoining property owners. At the hearing all interested persons shall be heard concerning the proposal for vacation.

E. Prior to final action by the City Council of a petition to vacate, all adjoining or adjoining property owners, as well as all utility providers, shall be sent notice of the date and time of the meeting where the proposed vacation by certified mail, postage prepaid, return receipt requested. This notice may be combined with the notice of public hearing. In addition, any meetings and/or hearings publicly continued from the date noticed shall not require additional notices.

F. The City Council may grant the petition to vacate the street or alley by ordinance, by a three-fourths vote, with or without conditions, or the City Council may deny the petition.

G. Where appropriate and as recommended by the City Manager, ordinances vacating streets or alleys shall contain a provision retaining or requiring conveyance of easements for construction, repair and maintenance of existing and future public utilities and services.

H. In addition to a property owner initiating a petition for vacation, the City Manager may also propose the vacation of a public street or alley. In such cases, no application or appraisal fees shall be due (unless an appraisal is requested by the property owner) and the fair market value shall be determined as set forth in Section IV(C) unless waived in accordance Section IV(E). Prior to the vacation of any such street or alley, notice must be provided as set forth in Section V(E) and the requisite findings made in Section II. Said vacation shall further only be valid if the adjacent property owner(s) accept the fair market value and counter-sign the ordinance vacating the property to said owner(s).

IV. COSTS & COMPENSATION

Ordinances vacating any street or alley shall not be passed by the City Council until the petitioner compensates the City in the amount required by this Section.

D. Every petition for a street or alley vacation shall be accompanied by a nonrefundable payment to the City of $150.00 to defray the administrative costs incurred in processing such vacation petitions.

E. The owners of the property adjoining the vacated property shall pay the fair market value, as set forth below and determined in the sole discretion of the City Council, of the portion of the vacated property acquired. If the ordinance vacating the property provides that only the owner(s) of one particular parcel of adjoining property shall make payment, then the owner(s) of the particular parcel shall acquire title to the entire vacated street or alley, or the part thereof vacated.

C. City staff shall determine the fair market value of the property to be vacated and apportion the costs as between all adjoining property owners (or a single property owner when authorized by ordinance) by utilizing, in its sole discretion, either of the following two methods: (1) utilizing a formula of 3 times the assessed land valuation of the adjoining property (or the property with this highest assessed land valuation if the property adjoins more than one property) divided by the square feet of said adjoining property times the square feet of the area being vacated; or (2) obtaining an appraisal of the property from an MAI designated appraiser which cost shall be borne by the petitioner. Said determination shall be final, without appeal to the City Council, unless the petitioner first obtains, at petitioners sole cost and expense, a separate appraisal of the right-of-way to be vacated including, without limitation, the fair market value of the interests(s) of each and every person to be acquired or the benefits which will accrue to any of them by reason of the vacation. Such appraisal must be conducted or completed by an MAI designated appraiser. The City may accept such appraisal or reject it and have a subsequent appraisal conducted by an MAI designated appraiser, at City expense.

D. In some cases, the City will allow an exchange of equal property in lieu of the appraised value. Instead of monetary payment, the property owner may be asked to substitute other street areas or fulfill other conditions.

E. All fees required under this Section may be waived, at the discretion of the City Manager or his or her designee, if the street or alley vacation is requested by the City.

F. Upon request, any municipal, county, state and federal agencies may be approved by the City Council for an exemption from the compensation requirements of this Section, but shall pay to the City costs incurred by the City in processing the vacation request.

G. Payment of the determined amount of compensation must be tendered to the City Council prior to final consideration of the ordinance vacating the property. In the event that final passage of the ordinance is not granted, the deposited amount (exclusive of the application fee) shall be refunded to the petitioner.

REGULAR AGENDA

REGULAR AGENDA ITEM NO. 9.A

FOR COUNCIL: August 9, 2021

SPONSOR: Public Works Department and Administration Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Presentation and discussion of topics related to City infrastructure and recent storm events, as requested by the Public Works Department and the Administration Department.

RECOMMENDED MOTION:
None; presentation and discussion only.

STRATEGIC PLAN LINK:
-Goal 5. Great Place – Livable, Sustainable City
-Goal 4. Strong Neighborhoods
-Goal 2. Upgrade City Infrastructure and Facilities

STRATEGIC PLAN SIGNIFICANCE:
-Objective 5b. City decisions consistent with plans and policies
-Objective 5a. Well-planned City with necessary services and infrastructure
-Objective 4d. Improved neighborhood infrastructure
-Objective 2c. Functional, well maintained sewer collection system

BACKGROUND: Presentation and discussion of topics related to City infrastructure and recent storm events. The presentation will be provided at the meeting.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: N/A

COMMUNITY DEVELOPMENT IMPACT: Goal UEW-1. Provide quality public infrastructure within the City to protect public health, safety and the environment, Objective UEW-1.7 Reliable and efficient collections systems (sanitary sewer, combined sewer, and storm sewer systems) to protect public health, safety and the environment.

Respectfully submitted for Council consideration.

Prepared by: Michael Hill, Management Analyst

Reviewed by:

Kevin Kothe, Director of Public Works 7/27/2021

Tara Henry, Legislative Assistant & Records Manager 8/5/2021

Recommended by:

Tim Gleason, City Manager