CITY OF Bloomington ILLINOIS

MINUTES
REGULAR SESSION CITY COUNCIL MEETING
MONDAY, JUNE 14, 2021, 6:00 P.M.

This meeting was conducted under Governor Pritzker's Executive Order 2020-11 §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 the City Manager, Tim Gleason, and Deputy City Clerk, Amanda Mohan, in-person in City Hall's Council Chambers at 6:00 p.m., Monday, June 14, 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	Remote	
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 Gleason updated Council on recent City changes made in response to State announcements made by Governor Pritzker. He noted the COVID-19 vaccination site located at Grossinger Motors Arena would remain open through September and informed Council that staff would soon begin booking events at the Arena.

Recognition/Appointments

A. Proclamation recognizing Juneteenth on June 14-19, 2021

Mayor Mwilambwe read the Proclamation for Juneteenth aloud. Arlene Hosea, Chairperson for the Bloomington-Normal Black History Project, accepted the Proclamation and expressed appreciation for the recognition.

B. Proclamation recognizing Pride Month, June 2021

Mayor Mwilambwe read the Proclamation for Pride Month aloud.

Public Comment

Mayor Mwilambwe read a statement of procedure for public comment and then opened the meeting for public comment. Scott Stimeling spoke live. No emailed or call-in 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 Boelen made a motion, seconded by Council Member Crumpler, that the Consent Agenda, including all items listed below, be approved as presented with the exception of Items 8.H. and 8.O.

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 10, 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 $12,835,524.43, as requested by the Finance Department. *(Recommended Motion: The proposed Bills and Payroll be approved.)*

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

Item 8.D. Consideration and action to approve the Purchase of (35) Motorola APX 8000 Starcom Multi-band Portable Radios through a joint purchase agreement, and the upgrade the firmware and software of APX 7000 radios, in the amount of $287,730.87 from Motorola Solutions Inc., as requested by the Fire Department. *(Recommended Motion: The proposed Purchase be approved.)*

Item 8.E. Consideration and action to approve the Purchase of a FlowCam Particle Analysis System from Yokogawa Fluid Imaging Technologies, Inc., in the amount of $84,960, and Authorization to trade-in the existing FlowCam (asset #958), as requested by the Public Works Department. *(Recommended Motion: The proposed Purchase and Trade-in be approved.)*

Item 8.F. Consideration and action to approve the Service Agreement in the amount of $315,632.49 with Motorola Solutions, as a limited source, for maintenance and repair of console radio equipment used by Police, Fire, and Public Works Departments, as requested by the Police Department and the Fire Department. *(Recommended Motion: The proposed Service Agreement be approved.)*

Item 8.G. Consideration and action to approve the Annual Regional Service Agreement and Payment to the McLean County Regional Planning Commission (MCRPC) for Regional Planning Services in the amount of $54,000.00 for the fiscal year July 1, 2021 through June

30, 2022, as requested by the Economic & Community Development Department. *(Recommended Motion: The proposed Agreement and Payment be approved.)*

Item 8.H. was pulled from the Consent Agenda by Council Member Mathy.

Item 8.I. Consideration and action on an Ordinance Approving the Vacation of an Easement in Southgate Commercial Plaza Subdivision, as requested by the Public Works Department. *(Recommended Motion: The proposed Ordinance be approved.)*

Item 8.J. Consideration and action on an Ordinance Approving the Final Plat of Route 51 Subdivision, as requested by the Public Works Department. *(Recommended Motion: The proposed Ordinance be approved.)*

Item 8.K. Consideration and action on an Ordinance Approving the Final Plat of Hershey Grove 5th Addition, as requested by the Public Works Department. *(Recommended Motion: The proposed Ordinance be approved, subject to the petitioner providing the required sureties.)*

Item 8.L. Consideration and action on an Ordinance Approving a Site Plan and Variances for New Construction of a Car Wash in the B-1 General Commercial District, for Property Located at 1509 E. Vernon Avenue, as requested by the Economic & Community Development Department. *(Recommended Motion: The proposed Ordinance be approved.)*

Item 8.M. Consideration and action on an Ordinance Approving a Site Plan and Variances for New Construction of a Commercial Structure in the C-1 Office District, for Property Located at 1107 and 1109 W. Chestnut Street, as requested by the Economic & Community Development Department. *(Recommended Motion: The proposed Ordinance be approved.)*

Item 8.N. Consideration and action on the Request from The Momma Inc., d/b/a The Bistro for an Ordinance Suspending Portions of Chapter 6 of the Bloomington City Code that Prohibit Possession of Open Alcohol in Public for the Annual Pride Fest Event to be held in Portions of Downtown Bloomington on Saturday, June 26, 2021, as requested by the City Clerk Department. *(Recommended Motion: The proposed Ordinance be approved.)*

Item 8.O. was pulled from the Consent Agenda by Amanda Mohan, Deputy City Clerk.

Item 8.P. Consideration and action on an Application from Texas Roadhouse Holdings, LLC, d/b/a Texas Roadhouse, to be located at 1713 E. Empire St., requesting a Class RAS (Restaurant, All Types of Alcohol, and Sunday Sales) Liquor License, as requested by the City Clerk Department. *(Recommended Motion: The proposed License be approved.)*

Item 8.Q. Consideration and action to approve a Lake Bloomington Lot Transfer and Supplemental Agreement for Lots 5 & 8 in Block 25 in Camp Potawatomie, from Susan Mizell, to the petitioners, Aaron Hallead and Cynthia Hallead, as requested by the Public Works Department. *(Recommended Motion: The proposed Lot Transfer and Supplemental Agreement be approved.)*

Item 8.R. Consideration and action to approve a Lake Bloomington Lot Transfer and Supplemental Agreement for Lot 16 in Block 2 in Camp Kickapoo, from the Robert and Lisa Russell, to the petitioners, Robert Brent and Johanna Gardner, 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 Mathy:

Item 8.H. Consideration and action on a Resolution to Authorize Waiving the Formal Bidding Requirements and Approve the Purchase with Acme Sports, Inc. for Sig Sauer Handgun Systems, in the amount of $81,495, as requested by the Police Department.

Council Member Mathy asked why the firearms had not been sourced locally. Chad Wamsley, Assistant Police Chief ("AC"), responded that the source had been determined by price. Council Member Mathy then asked for additional specifics on the bidding process. Interim Police Chief Greg Scott elaborated on the bidding and selection process noting that local stores had been unable to supply the quantity of firearms needed within the department's specific timeline. All three men then discussed the national firearm shortage, requirements of upcoming officer re-qualification, reasoning for use of particular guns and ammo, as well as firearm lifecycles and potential sharing of firearms amongst officers.

Council Member Crabill asked for confirmation that the new SIG firearm handle was different than the taser. AC Wamsley stated that the handle and weight were different. Council Member Crabill expressed concern in the disposal of previously owned firearms.

Council Member Boelen made a motion, seconded by Council Member Becker, 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, Crabill, Crumpler

NAYES: Carrillo, Ward

Motion carried.

The following item was pulled from the Consent Agenda by Deputy City Clerk Mohan:

Item 8.O. Consideration and action on an Application from 8 Bit II, Inc., d/b/a Which Craft? Bottle Shop, to be located at 315 N. Main St., requesting a Class TBPS (Tavern, Beer and Wine Only, Package and Sunday Sales) Liquor License, as requested by the City Clerk Department.

Amanda Mohan, Deputy City Clerk, explained that the item had been pulled at the Applicant's request to withdraw the application and noted that it would not return to Council.

Regular Agenda

The following item was presented:

Item 9.A. Consideration and action on Council Member Ward's Initiative to direct City Staff to seek input from representatives of the local disability community and provide Council with an updated recommendation for an ADA (Americans with Disabilities Act) Accessibility Transition Plan, as requested by the City Council.

City Manager Gleason explained that the next two items were part of Council Member Ward's Initiative. Staff did not have a presentation on either and would act as directed by Council.

Council Member Ward explained that Item 9.A. would direct staff to draft an Americans with Disabilities ("ADA") Accessibility Transition Plan, which had been in draft

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status since 2015. She stated that the Initiative set a deadline to present the ADA Transition Plan to Council and believed that community input, particularly the disability community, through a public hearing be made public before Council consideration. She expressed preference on a self-study of accessibility and target deadlines for implementation and then explained her motivation and urgency.

Council Member Crabill expressed support in the Initiative and in deadlines for implementation. He commented on an incident in Normal where Normal Police had difficulty communicating with two deaf individuals.

Council Member Crumpler expressed support in the Initiative. He believed that community input was needed and encouraged benchmarks in the plan to encourage progress.

Mayor Mwilambwe asked City Manager Gleason if he had the direction, time, and resources needed for a self-study and moving the ADA Transition Plan forward. Mr. Gleason believed that staff had appropriate direction.

Council Member Becker expressed interest in a breakdown of all monies, grants, and contributions and how it would fit within the current budget.

Council Member Boelen made a motion, seconded by Council Member Ward, that staff be provided direction on and directed to draft an updated recommendation for an ADA (Americans with Disabilities Act) Accessibility Transition Plan.

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.

The following item was presented:

<u>Item 9.B. Consideration and action on Council Member Ward's Initiative to direct City staff to research and develop a Rust Fund Resolution, as requested by the City Council.</u>

Council Member Mathy and Emig recused themselves as they both are affiliated with buildings that may receive funds from the Rust Grant Funds.

Council Member Ward explained that the Initiative was to increase City funding from 50% to 75% in an effort to incentivize businesses to participate. She hoped that federal funding would cover the remaining 25% of the costs. She requested that staff prepare a proposal on how the program would work.

Council Member Boelen asked for an explanation on the Rust Grant. City Manager Gleason stated that the Rust Grant was an endowment distributed by the Historic Preservation Commission.

Council Member Crumpler asked whether the Rust Grant targeted building exteriors for accessibility repairs or if funds could also be used for accessibility of interiors. Council Member Ward responded that she believed Rust Grants only targeted exteriors.

City Manager Gleason added to his earlier funding source statement in that the Rust Grant came from Economic & Community Development's budget.

Council Member Boelen confirmed that funds were sourced from tax dollars and not an endowment.

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Council Member Becker asked the limits on the grants.

Council Member Montney asked for additional details on costs and the 2015 analysis. She then requested that staff perform additional analysis on the City's ability to fund both cost share portions.

Council Member Boelen expressed support in the item, but requested that answers to Council's questions be provided before formal consideration.

Jeff Jurgens, Corporation Counsel, discussed the motion with Mayor Mwilambwe and Council Member Carrillo.

Council Member Carrillo made a motion, seconded by Council Member Crumpler, that staff be provided direction on and directed to research and develop a Rust Fund Resolution.

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

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

RECUSED: Mathy, Emig

Motion carried.

Council Members Mathy and Emig returned at 6:53p.m.

The following item was presented:

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

No recommended changes were presented.

City Manager Gleason informed Council of an upcoming item to repeal the Executive Orders at the June 28, 2021 Council meeting.

City Manager's Discussion

City Manager Gleason highlighted upcoming events at Miller Park Zoo and in Downtown Bloomington. He then recognized staff for their work on the design and implementation of the new City of Bloomington sign at the corner of Veteran's Parkway and Empire Street (Route 9).

Mayor's Discussion

Mayor Mwilambwe reminded the community of upcoming virtual Juneteenth festivities and expressed excitement for Illinois moving into Phase 5 of the Governor's Restore Illinois plan. He reminded the community to continue to be vigilant against COVID-19 and encouraged getting the COVID-19 vaccine. He complimented the recent First Friday events in Downtown Bloomington and encouraged attendance at the upcoming Miller Park Zoo expansion press conference.

Council Member's Discussion

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Council Member Mathy discussed the upcoming Pride Fest hosted by The Bistro in Downtown Bloomington.

Council Member Carrillo echoed comments on Pride Fest and Juneteenth. She then reminded the community of a Council Initiative that she and Council Member Crabill had brought forward regarding Welcoming City. She discussed Council's commitment made during the Initiative process and then discussed the Initiative being withdrawn as it was no longer needed because the Illinois Legislature had passed the Illinois Way Forward Act making every City in the state a Welcoming City. She expressed interest in having the Police Department provide a presentation on how they previously handled interactions with ICE (Immigration and Customs Enforcement) and how they planned to handle interactions going forward.

Council Member Crumpler discussed Juneteenth events and noted an upcoming mailing that he planned to send to his Ward 9 constituents. He mentioned that he was participating in the Adopt a Park program where he had adopted Eagleview Park, and then recognized a neighbor to the park for donating two dog waste stations.

Council Member Boelen encouraged Council and the community to test their toilets for leaks and expressed appreciation for the leak protection program.

Executive Session

Mayor Mwilambwe stated that Council would enter Executive Session per Section 2 of (c)(21) of 5 ILCS 120 for Semi-Annual Review of Minutes. He explained that Council would return to open session for adjournment after Executive Session.

Jeff Jurgens, Corporation Counsel, noted that Council would also report on the semi-annual review of minutes following Executive Session.

Council Member Boelen made a motion, seconded by Council Member Carrillo, to enter into Executive Session per Section 2 of (c)(21) of 5 ILCS 120.

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.

Return to Open Session

Council Member Mathy made a motion, seconded by Council Member Crumpler, 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.

Semi-Annual Review of Minutes - Section 2 of (c)(21) of 5 ILCS 120

Mayor Mwilambwe stated that, as a result of the Executive Session, a resolution on the closed session minutes would appear before Council at a future meeting. He reported that Council had determined that the City's closed session minutes should remain confidential, except for portions of the meeting minutes and verbatim recordings of the

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following closed sessions that dealt with the Metro Zone: October 24, 2016; November 14, 2016; February 13, 2017; and February 20, 2017.

Jeff Jurgens, Corporation Counsel, stated that no motion was required and restated the meeting dates of the closed session minutes to be released.

Adjourn

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

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 unanimously (Viva Voce).

Meeting adjourned at 7:22 p.m.

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