



MINUTES

PUBLISHED BY THE AUTHORITY OF THE CITY COUNCIL OF BLOOMINGTON, ILLINOIS
TUESDAY, MAY 28, 2019, 6:00 PM

The Council convened in Regular Session in the Council Chambers, City Hall Building, at 6:03 PM, Tuesday, May 28, 2019.

Mayor Renner directed the City Clerk to call the roll and the following members of Council answered present:

Council Members: Jamie Mathy, Donna Boelen, Mboka Mwilambwe, Julie Emig, Joni Painter, Jenn Carrillo, Scott Black, Jeff Crabill, Kim Bray, and Mayor Tari Renner.

Staff Present: Tim Gleason, City Manager; Billy Tyus, Deputy City Manager; Jeffrey Jurgens, Corporation Counsel; Bob Mahrt, Community Development Director; Scott Rathbun, Finance Director; Scott Sprouls, Information Services Director; and other City staff were present.

Recognition/Appointments

A. Proclamation declaring May 2019 "Building Safety Month".

Bob Mahrt, Community Development Director, came forward to accept the Proclamation. Mr. Mahrt addressed Council, thanked them for the Proclamation and introduced the City's new Building Inspector, Chris McAllister.

Mr. McAllister came forward to address Council. He thanked them for the opportunity and shared excitement for his new position.

B. Proclamation recognizing May 19-25, 2019 as "National Public Works Week".

Jim Karch, Public Works Director, came forward to accept the Proclamation. He thanked the Council for the Proclamation and expressed appreciation to his staff, commending them of all their hard work.

C. Appointments approved by City Council at the May 13, 2019 meeting.

- i. Reappointment of James Swanson to the John M. Scott Health Care Commission.
- ii. Appointment of Tyler Noonan to the Board of Zoning Appeals.
- iii. Appointment of Tim Gleason to the Police Pension Board.

Public Comment

Mayor Renner opened the meeting to receive public comment, and the following individuals provided comments to the Council:

Alede Diggins	Heidi Zimmerman
Scott Stimeling	Samantha Case
Joel Studebaker	Meryl Brown
Georgene Chissell	Julia Cozad-Callighan
Surena Fish	Tim Maurer

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 separately.

Council Member Painter made a motion, seconded by Council Member Bray, that the Consent Agenda, including all the items listed below, be approved as presented with the exception of Items 7C, 7D, and 7F.

Item 7A. Consideration and action to approve the Minutes of the May 13, 2019 Regular City Council Meeting, as requested by the City Clerk Department. *(Recommended Motion: The proposed minutes be approved.)*

Item 7B. Consideration and action to approve the Bills, Payroll, Electronic Transfers, and Procurement Card Purchases in the amount of \$6,859,304.32, as requested by the Finance Department. *(Recommended Motion: The proposed Bills, Payroll, Electronic Transfers, and Procurement Card Purchases be approved.)*

Items 7C and 7D were pulled from the Consent Agenda by Council Member Mathy.

Item 7E. Consideration and action to approve annual maintenance and support payment in the amount of \$121,189.10 with Tyler Technologies, for the computer-aided dispatch solution used by the Police and Fire Departments, as requested by the Police Department. *(Recommended Motion: The proposed payment be approved, and the Procurement Manager be authorized to issue the purchase order.)*

Item 7F was pulled from the Consent Agenda by Council Member Crabill.

Item 7G. Consideration and action of a Resolution waiving the formal bidding requirements and approving an agreement with Heartland Coca-Cola Bottling Company, LLC for citywide beverage services, as requested by the City Clerk Department. *(Recommended Motion: The proposed Resolution be approved.)*

Item 7H. Consideration and action to approve the purchase of Neptune Water Meters and accessories from Ferguson Enterprises, in an amount not to exceed \$1,100,000 for the FY 2020 Water Meter Installation Program, as requested by the Public Works Department. *(Recommended Motion: The proposed purchase be approved, and the Procurement Manager be authorized to issue the purchase order.)*

Item 7I. Consideration and action of an Ordinance Suspending Section 701 of Chapter 31 and Section 26(D) of Chapter 6 of the City Code Prohibiting Alcohol on Public Property as Pertains to the Davis Lodge on June 8, 2019 to allow moderate consumption of alcohol, as requested by the City Clerk Department. *(Recommended Motion: The proposed Ordinance be approved.)*

Item 7J. Consideration and action of a Petition for the Lake Bloomington Lease Transfer of Lot 3, Block 26, in Camp Potawatomie from Wayne A. Steffen and Linda M. Steffen to Marie A. Kaufman, as requested by the Public Works Department. *(Recommended Motion: The proposed Lake Lease, Lease Addendum and Easement Agreement be approved, and that the Mayor and City Clerk be authorized to execute the documents.)*

Item 7K. Consideration and action to approve a settlement with two video gaming establishments, Killarney's Irish Pub and Lakeside Country Club, for failure to obtain a video gaming license from the City in 2018, as requested by the Legal Department. *(Recommended Motion: City staff be authorized to settle the claims against Killarney's Irish Pub and Lakeside Country Club, in an amount of \$750 per terminal.)*

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

Ayes: Council Members Mathy, Boelen, Mwilambwe, Emig, Painter, Carrillo, Black, Crabill, and Bray.

Nays: None.

Motion carried.

The following item was pulled from the Consent Agenda by Council Member Mathy.

Item 7C. Consideration and action to approve the appointments of Louis Goseland to the Property Maintenance Review Board; Edward Breitweiser, John Corey, and Guadalupe Diaz III to the Transportation Commission, as requested by the Administration Department. *(Recommended Motion: The proposed appointments be approved.)*

Council Member Mathy discussed tabling the Item so that Council could address procedures used in making appointments to Boards and Commissions.

Council Member Mathy made a motion, seconded by Council Member Painter, that the Consent Agenda Item 7C be tabled for later consideration.

Mayor Renner discussed historical changes to procedure and thanked former Mayor Stockton for some of the procedural changes he implemented. The Mayor went on to discuss various procedures and factors currently used when making appointments. He also voiced a few concerns with changing procedure.

Council Member Crabill offered support for Council discussing procedure in the future. He was opposed to tabling the current appointments included in Item 7C.

Council Member Mathy clarified his intent for Council to hold a discussion on procedure at the next Committee of the Whole meeting and pointed out that additional appointments could be brought at the following Council meeting.

Council Member Black asked whether tabling the item would have an impact on the Boards and Commissions in Item C.

City Manager Gleason deferred to City Clerk Leslie Yocum.

Mrs. Yocum did not believe that tabling the item would cause the Boards/Commissions included in Item 7C to not be able to meet; however, she stated she would look into it and get back to Council.

Council Member Black provided several different ideas on how to additionally regulate or advance appointments. He also addressed several concerns.

Council Member Carrillo made a distinction between procedural discussion for City Boards and Commissions and issues previously discussed with the Connect Transit Board. She supported the Mayor in his power to make appointments. She stated that if the issue being discussed was about specific individuals being recommended for appointment, then that discussion should be held in public. She was opposed to delaying Item 7C.

Council Member Painter expressed interest in tabling the item and stated that she had an issue with calling out individuals on the floor. Discussion continued.

Mayor Renner reminded Council and the public of the procedure used by the City in making appointments to Boards and Commissions.

Council Member Bray spoke about the various roles and responsibilities of Council in appointing members to Boards and Commissions. She offered support for Council Member Mathy's motion to table the item and encouraged discussion on procedure. She expressed excitement for how engaged the community had been in serving on Boards and Commissions.

Mayor Renner clarified that he understood procedure and current applicable ordinances. He complimented the diversity of the City's Boards and Commissions today.

Council Member Mwilambwe complimented the discussion being had and the opportunity to discuss procedure openly. He offered support for tabling the item and pointed out a few reasons why revisiting procedure surrounding appointments would be helpful.

Council Member Mathy clarified he was not interested in taking powers away from the Mayor. He discussed how Council setting expectations for each Board and Commission would be beneficial to each Board/Commission and would assist the Mayor in making appointments.

Council Member Mathy amended his motion to table Item 7C until discussion on Boards and Commissions could be held at the June 17, 2019 Committee of the Whole meeting. Council Member Painter reaffirmed her second on his motion.

Council Member Black asked for clarification of the motion.

Council Member Carrillo expressed concerns with tabling Item 7C.

Council Member Emig thanked Council for the discussion. She expressed support for tabling the item and improving transparency.

Council Member Boelen expressed support for Council Member Mathy's motion. She also echoed Council Member Bray's statements.

Additional discussion regarding clarification of the motion continued.

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

Ayes: Council Members Mathy, Boelen, Mwilambwe, Emig, Painter, Black, and Bray.

Nays: Carrillo and Crabill.

Motion carried.

The following item was pulled from the Consent Agenda by Council Member Mathy.

Item 7D. Consideration and action to approve an annual software licensing maintenance payment in the amount of \$188,631.04, and a support agreement with Tyler Technologies for various MUNIS modules, as requested by the Information Services Department. *(Recommended Motion: The proposed payment and support agreement be approved, and Procurement Manager be authorized to issue a purchase order.)*

Council Member Mathy discussed concerns with Munis modules that had not yet been implemented and questioned plans for implementation.

City Manager Gleason called Scott Sprouls, Information Services Director, forward.

Mr. Sprouls came forward to address Council. He responded by stating that administrative delays had occurred previously causing some of the delay. He updated Council on the current Utility Billing module being implemented and stated that the other unused modules would follow shortly after.

Council Member Mathy questioned whether additional contractors or consultants would be helpful with implementation.

Mr. Sprouls stated that he and staff had looked at other options to assist in implementing quicker; however, the issues at hand were not with his department, but with the other departments involved. He believed his department had a solid plan for finishing.

Council Member Mathy made a motion, seconded by Council Member Crabill, that the Consent Agenda Item 7D be approved as presented.

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

Ayes: Council Members Mathy, Boelen, Mwilambwe, Emig, Painter, Black, Crabill, and Bray.

Nays: None.

Motion carried.

The following item was pulled from the Consent Agenda by Council Member Mathy.

Item 7F. Consideration and action of an Ordinance Amending Chapter 2 of the City Code to Restructure the Operations of the Board of Fire and Police Commissioners in Relation to Original Appointments of Police Officers and Fire Fighters, as requested by the Human Resource Department. *(Recommended Motion: The proposed Ordinance be approved.)*

Council Member Crabill questioned the changes proposed.

City Manager Gleason thanked Council Member Crabill for providing his questions in advance of the meeting as it allowed staff to prepare accordingly. Mr. Gleason called Human Resources Director, Nicole Albertson, forward.

Ms. Albertson came forward to address Council. She replied by stating that the primary purpose of the changes presented was to streamline the hiring process of police officers and fire fighters. She discussed in detail a few of the primary changes and pointed out that the procedural changes would remain in line with statutory requirements.

Council Member Crabill asked whether both the Police and Fire departments would remain involved.

Ms. Albertson responded in the affirmative and pointed out that the proposed changes would actually improve each department's involvement.

City Clerk, Leslie Yocum, asked that when the motion be made it include the corrected word "officers" rather than "offers" in Chapter 2, Section 63(d) as currently stated. She thanked Council Member Crabill for bringing the correction to her attention.

Council Member Crabill made a motion, seconded by Council Member Mwilambwe, that the Consent Agenda Item 7F be approved with the corrected word "officers" included in Chapter 2, Section 63(d).

Council Member Carrillo asked a couple questions regarding powers and procedures surrounding the City Manager's authority to regulate the Commission.

Corporation Counsel, Jeff Jurgens, responded by stating that the City Manager would follow statutory requirements in setting the rules and regulations.

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

Ayes: Council Members Mathy, Boelen, Mwilambwe, Emig, Painter, Carrillo, Black, Crabill, and Bray.

Nays: None.

Motion carried.

Regular Agenda

City Manager Gleason pulled Items 8D and 8E for additional consideration and discussion at a later date.

The following was presented:

Item 8A. Consideration and action to ratify a Contract with AFSCME Local 699 who represent workers at the Bloomington Public Library, as requested by the Bloomington Public Library.

Tim Gleason, City Manager, gave a brief overview of the item and introduced Jeanne Hamilton, Library Director.

Ms. Hamilton came forward to address Council. She provided Council a brief update of the terms in the contract and complimented the process in this year's negotiations.

Council Member Mathy questioned whether closing the Library on the Friday after Thanksgiving would have an impact on the Library.

Ms. Hamilton responded that they had looked at attendance numbers for that day and that while there would be citizens impacted, attendance numbers were low that day compared to a normal day.

Council Member Carrillo made a motion, seconded by Council Member Painter, that the proposed AFSCME Local 699 Library Contract be ratified.

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

Ayes: Council Members Mathy, Boelen, Mwilambwe, Emig, Painter, Carrillo, Black, Crabill, and Bray.

Nays: None.

Motion carried.

The following was presented:

Item 8B. Consideration and action of an Ordinance Establishing the Downtown Cultural District and Adopting the Boundaries Thereof, as requested by the Cultural Commission and the Parks, Recreation, Cultural Arts Department.

Tim Gleason, City Manager, gave a brief overview of the item and introduced Jim Mack, Bloomington Center for Performing Arts (BCPA) Manager and staff liaison to the Cultural Commission.

Mr. Mack came forward to address Council. He introduced Ron Crick, Vice President of the Cultural Commission. He then presented a brief overview of the proposed Cultural District and the work completed in defining the Cultural District map.

Mr. Crick complimented the Board and Mr. Gleason. He echoed the need for the defined area included in the map, discussed some of the goals of the Commission, and provided a list of opportunities the map will bring.

Council Member Boelen questioned whether the map would impact other businesses and if there would be issues with zoning.

Council Member Mathy, who also sits on the Cultural Commission, responded accordingly.

Council Member Carrillo expressed her excitement for the map and sprucing up the downtown area.

Council Member Bray questioned why Grossinger Motors Arena was not included in the defined area.

Mr. Crick stated that the Arena was purposefully left out as the Commission wanted to start small with the district, focusing on success. He stated that the Commission would be open to look at adding the Arena later.

Council Member Mwilambwe offered support for the item. He discussed examples of recent community partnerships and cultural philanthropy he witnessed in the area.

Council Member Painter made a motion, seconded by Council Member Emig, that the proposed Ordinance be approved.

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

Ayes: Council Members Mathy, Boelen, Mwilambwe, Emig, Painter, Carrillo, Black, Crabill, and Bray.

Nays: None.

Motion carried.

The following was presented:

Item 8C. Consideration and action of a Resolution Approving Acceptance of the Illinois Housing Development Authority's Home Accessibility Program Grant in the amount of \$100,000, and an Ordinance Amending the Budget Ordinance for the Fiscal Year Ending April

30, 2020 in the amount of \$100,000, as requested by the Community Development Department.

Council Member Crabill complimented the item and questioned the process in which grants are awarded.

Jennifer Toney, Grants Coordinator, came forward to address Council. She explained the process used and provided detail on how submissions are evaluated.

Council Member Mwilambwe complimented the City for thinking of those in need for the grant.

Council Member Emig thanked Ms. Toney for her hard work in procuring the grant.

Council Member Mwilambwe made a motion, seconded by Council Member Carrillo, that the proposed Resolution and Ordinance be approved.

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

Ayes: Council Members Mathy, Boelen, Mwilambwe, Emig, Painter, Carrillo, Black, Crabill, and Bray.

Nays: None.

Motion carried.

Items 8D and 8E were pulled by City Manager Gleason for additional discussion and consideration at a later date.

City Manager's Discussion

A. Finance Director's Report

City Manager Gleason called Finance Director Scott Rathbun forward to present the Finance Director's report.

Mr. Rathbun came forward to address Council. He provided insight on the FY19 Budget update. He emphasized the report being preliminary in that one month's activity was still outstanding and had been estimated in the calculations presented. He addressed tax implications, General Fund Revenue and Expenditures by Category, and summarized the Enterprise Funds.

Council Member Boelen questioned whether a savings had resulted from last year's changes to bulk waste. Mr. Rathbun responded in the affirmative and discussed the matter further.

Mr. Gleason pointed out the upcoming calendar of events available on the City's website.

Mayor's Discussion

Mayor Renner complimented the recent Memorial Day parade and thanked participants.

Council Member's Discussion

Council Member Black asked Jim Karch, Director of Public Works, to come forward. He requested that Mr. Karch provide Council with information on the Train Horn Quiet Zone.

Mr. Karch came forward to address Council. He clarified that the Quiet Zone is only specific to Union Pacific Railroad. He explained that even in the Quiet Zone there are federally regulated reasons that a train may sound its horn and provided a few examples. He went on to provide insight on reporting horns and how the horns are investigated after a report is made.

Council Member Boelen complimented the recent Education to Employer Summit she attended.

Council Member Bray recommended Council attend the upcoming Illinois Municipal League (IML) conference in the fall.

Executive Session

Adjournment

Council Member Black made a motion, seconded by Council Member Mwilambwe, that the meeting be adjourned.

Motion carried unanimously (viva voce).

The meeting adjourned at 8:12 PM.

CITY OF BLOOMINGTON



Tari Renner, Mayor

ATTEST



Leslie Yocum, City Clerk