



**CITY OF
BLOOMINGTON
COUNCIL MEETING
MAY 26, 2020**



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, At-Large - Tari Renner

City Council Members

Ward 1 - Jamie Mathy
Ward 2 - Donna Boelen
Ward 3 - Mboka Mwilambwe
Ward 4 - Julie Emig
Ward 5 - Joni Painter
Ward 6 - Jenn Carrillo
Ward 7 - Scott Black
Ward 8 - Jeff Crabill
Ward 9 - Kim Bray

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
CITY COUNCIL CHAMBERS
109 EAST OLIVE STREET, BLOOMINGTON, IL 61701
TUESDAY, MAY 26, 2020, 6:00 P.M.

THIS MEETING WILL BE HELD VIRTUALLY. LIVE STREAM AVAILABLE AT:
www.cityblm.org/live

1. Call to Order
2. Pledge of Allegiance to the Flag
3. Remain Standing for a Moment of Silent Prayer
4. Roll Call
5. COVID-19 Update by City Manager
6. Recognition/Appointments
 - A. Proclamation recognizing June 5, 2020 as National Gun Violence Awareness Day, as requested by the Administration Department. (*Recommended Motion: None; recognition only.*)
7. Public Comment

This meeting is being held virtually via live stream. Public comment will be accepted up until 15 minutes before the start of the meeting. Written public comment must be emailed to publiccomment@cityblm.org and those wishing to speak Live must register at <https://www.cityblm.org/register>.
8. Consent Agenda

Electronic Roll Call Vote

 - A. Consideration and action to approve Bills and Payroll in the amount of \$9,963,159.70, as requested by the Finance Department. (*Recommended Motion: The proposed Bills and Payroll be approved.*)
 - B. Consideration and action to approve Robert Castillo to the Historic Preservation Commission, as requested by the Administration Department. (*Recommended Motion: The proposed Appointment be approved.*)
 - C. Consideration and action to reject the Bid for the Police 2020 or Newer 8,500 lb GVWR 8 Seat Passenger Van Purchase (Bid #2020-53) so that the purchase can be made using the State of Illinois contract at a lower cost, as requested by the Public Works Department and the Police Department. (*Recommended Motion: The proposed Bid Rejection be approved.*)
 - D. Consideration and action to reject all Bids for the Parks, Recreation & Cultural Arts 2021 or Newer 14 Passenger Buses (2 buses) Purchase (Bid #2020-26) so

that the purchase can be reconsidered during the Fiscal Year 2022 budget preparation, as requested by the Procurement Department and the Parks, Recreation and Cultural Arts Department. *(Recommended Motion: The proposed Bid Rejections be approved.)*

- E. Consideration and action to approve an Agreement with Hoerr Construction, Inc., for the Fiscal Year 2021 Closed Circuit Television (CCTV) Sewer Inspection Program (Bid #2020-57), in the amount of \$1,856,115.63, as requested by the Public Works Department. *(Recommended Motion: The proposed Agreement be approved.)*
- F. Consideration and action to approve a Temporary Construction Easement Agreement with Ameren Illinois for work being performed as part of the Lutz Road Improvement Project, as requested by the Public Works Department. *(Recommended Motion: The proposed Agreement be approved.)*
- G. Consideration and action to grant Settlement Authority to the City Manager, in the amount of \$55,000, to resolve a claim by Lisa Gilmore, as requested by the Legal Department. *(Recommended Motion: The proposed Settlement Authority be approved.)*
- H. Consideration and action on a Resolution Approving the FY21 John M. Scott Health Care Grant Awards and Programmatic Agreements, in the amount of \$658,450, as requested by the Community Development Department. *(Recommended Motion: The proposed Resolution be approved.)*
- I. Consideration and action on an Ordinance Amending the Budget Ordinance for the Fiscal Year Ending April 30, 2021, and to approve a Contract with Stark Excavating Inc. in the amount of \$57,854.00 for the FY2021 construction of the Wittenberg Woods Park Trail (Bid #2021-02), as requested by the Parks, Recreation and Cultural Arts Department. *(Recommended Motion: The proposed Ordinance and Contract be approved.)*
- J. Consideration and action on an Ordinance Amending the Budget Ordinance for the Fiscal Year Ending April 30, 2021, and to approve the Purchase of one (1) 2020 SMT Trailer Mounted Attenuator, for the Street Maintenance Division of the Public Works Department, from Energy Absorption System of Chicago, Illinois (Bid #2020-59), in the amount of \$19,995, as requested by the Public Works Department. *(Recommended Motion: The proposed Ordinance and Purchase be approved.)*
- K. Consideration and action on an Ordinance Amending the Budget Ordinance for the Fiscal Year Ending April 30, 2021, and to approve the Purchase of one (1) 2020 Ford Transit Van from Landmark Ford, Inc. in the amount of \$35,925, for use by the SWAT Team of the Police Department, from the State of Illinois Contract (#19-416CMS-BOSS4-P-3636, exp. 12/19/2020), as requested by the Public Works Department and the Police Department. *(Recommended Motion: The proposed Ordinance and Purchase be approved.)*
- L. Consideration and action to approve an Ordinance Amending the Budget Ordinance for the Fiscal Year Ending April 30, 2021 and to approve the purchase of two (2) 2020 Ford Ranger pickup trucks, for use by the Community Development Department, from Bob Ridings Ford of Taylorville, Illinois (Bid

#2020-55), in the amount of \$26,495 per unit for a total of \$52,990, as requested by the Public Works Department and the Community Development Department. *(Recommended Motion: The proposed Ordinance and Purchase be approved.)*

- M. Consideration and action on an Ordinance Amending Chapter 41 of the Bloomington City Code to Prohibit the Sale of Tobacco Products, Electronic Cigarettes, and Alternative Nicotine Products to Persons under 21 Years of Age and Also Prohibiting the Purchase of Tobacco Products, Electronic Cigarettes, and Alternative Nicotine Products by Persons under 21 Years of Age, as requested by the Legal Department. *(Recommended Motion: The proposed Ordinance be approved.)*
- N. Consideration and action on an Ordinance Approving the Final Plat of Hawthorne Commercial Subdivision 15th Addition, as requested by the Public Works Department. *(Recommended Motion: The proposed Ordinance be approved, subject to the petitioner providing the required sureties.)*

9. Public Hearing

- A. Public Hearing for the 2020-2024 Consolidated Plan and 2020 Annual Action Plan and consideration of authorizing submittal of the 2020-2024 Consolidated Plan and 2020 Annual Action Plan to the US Department of Housing and Urban Development, as requested by the Community Development Department. *(Recommended Motion: None; presentation and public comment only.) (Presentation by Jennifer Toney, Grants Coordinator, 10 minutes; and City Council discussion, 10 minutes.)*
- B. Public Hearing on a Petition submitted by Eastview Christian Church requesting the vacation of the north/south alley adjacent to 401 W. Union Street, as requested by the Community Development Department and the Public Works Department. *(Recommended Motion: None; presentation and public comment only.) (Presentation by Kevin Kothe, Director of Public Works, 5 minutes; and City Council discussion, 30 minutes.)*

10. Regular Agenda

Electronic Roll Call Vote

- A. Consideration and action on an Ordinance Approving the Vacation of an Alley in Wesleyan Subdivision of Seminary Block in Major's Seminary Addition, which will vacate an alley adjacent to Eastview Christian Church, at 401 W Union Street, as requested by the Public Works Department and the Community Development Department. *(Recommended Motion: Alternative A: The proposed Ordinance be approved contingent upon Eastview Church paying the required alley vacation compensation as required by the City's vacation policy. Alternative B: The proposed Ordinance be approved and that the requirement that compensation be paid to the City in the amount \$9,073.44 be waived.) (Presentation by Kevin Kothe, Director of Public Works, 5 minutes; and City Council discussion, 5 minutes.)*
- B. Consideration and potential action regarding Ordinance 2020-18, An Ordinance Declaring A Local Emergency Due to the COVID-19 Virus & Enacting Various Emergency Measures, including consideration of an Ordinance Amending the

Local Emergency Declaration Ordinance, Ordinance 2020-18, to Add a New Section 2(S) Regarding Temporary Outdoor Business Operations and Street Closures, as requested by the Legal Department. *(Recommended Motion: The proposed Ordinance Amending Ordinance 2020-18 to Add a New Section 2(S) Regarding Temporary Business Operations and Street Closures be approved.) (Presentation by Tim Gleason, City Manager, 5 minutes; and City Council discussion, 5 minutes.)*

11. Finance Director's Report

<https://www.cityblm.org/government/advanced-components/documents/-folder-145>

12. City Manager's Discussion

13. Mayor's Discussion

14. Council Member's Discussion

15. Executive Session - Cite Section

Clerk-led Roll Call Vote

16. Adjournment

Voice Vote

RECOGNITIONS



RECOGNITION/APPOINTMENTS ITEM NO. 6.A

FOR COUNCIL: May 26, 2020

SPONSOR: Administration Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Proclamation recognizing June 5, 2020 as National Gun Violence Awareness Day, as requested by the Administration Department.

RECOMMENDED MOTION:

None; recognition only.

STRATEGIC PLAN LINK:

-Goal 4. Strong Neighborhoods

STRATEGIC PLAN SIGNIFICANCE:

-Objective 4a. Residents feeling safe in their homes and neighborhoods

BACKGROUND: The included Proclamation is a public statement that brings attention to factors that affect our community.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: N/A

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: Amy Overton, Executive Assistant

Reviewed by:

A handwritten signature in black ink, appearing to read 'B. Ryus'.

Billy Ryus, Deputy City Manager

5/19/2020

A handwritten signature in black ink, appearing to read 'Tara Henry'.

Tara Henry, Legislative Assistant

5/20/2020

Recommended by:

A handwritten signature in black ink, appearing to read 'Tim Gleason'.

Tim Gleason, City Manager

Attachments:

- ADM 1B Proclamation for Gun Violence

PROCLAMATION NATIONAL GUN VIOLENCE AWARENESS DAY - JUNE 5, 2020

WHEREAS, every day, more than 100 Americans are killed by gun violence and on average there are more than 13,000 gun homicides every year; and

WHEREAS, Americans are 25 times more likely to die by gun homicide than people in other high-income countries; and

WHEREAS, Illinois has an average of 1,363 gun deaths every year, with a rate of 10.6 deaths per 100,000 people. Illinois has the 37th highest rate of gun deaths in the US; and

WHEREAS, gun homicides predominantly occur in cities, with more than half of all firearm related gun deaths in the nation occurring in 127 cities; and

WHEREAS, cities across the nation, including Bloomington, are working to end the senseless violence with evidence-based solutions; and

WHEREAS, protecting public safety in the communities they serve is mayors' highest responsibility; and

WHEREAS, support for the Second Amendment rights of law-abiding citizens goes hand-in-hand with keeping guns away from people with dangerous histories; and

WHEREAS, mayors and law enforcement officers know their communities best, are the most familiar with local criminal activity and how to address it, and are best positioned to understand how to keep their citizens safe; and

WHEREAS, the pandemic facing America has drastically impacted communities and individuals sheltering in place, which may result in situations where access to firearms results in increased risk in intimate partner violence gun deaths, suicide by gun and unintentional shootings;

WHEREAS, in January 2013, Hadiya Pendleton, a teenager who marched in the presidential inaugural parade and was tragically shot and killed just weeks later, should be now celebrating her 23rd birthday; and

WHEREAS, to help honor Hadiya – and the more than 100 Americans whose lives are cut short every day and the countless survivors who are injured by shootings every day – a national coalition of organizations has designated June 5, 2020, the first Friday in June, as the 6th National Gun Violence Awareness Day; and

WHEREAS, the idea was inspired by a group of Hadiya's friends, who asked their classmates to commemorate her life by wearing orange; they chose this color because hunters wear orange to announce themselves to other hunters when out in the woods and orange is a color that symbolizes the value of human life; and

WHEREAS, anyone can join this campaign by pledging to Wear Orange on June 5th, the first Friday in June in 2020, to help raise awareness about gun violence; and

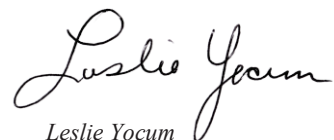
WHEREAS, by wearing orange on June 5, 2020 Americans will raise awareness about gun violence and honor the lives of gun violence victims and survivors; and

WHEREAS, we renew our commitment to reduce gun violence, and pledge to do all we can to keep firearms out of the wrong hands and encourage responsible gun ownership to help keep our children safe.

NOW, THEREFORE BE IT RESOLVED, that Tari Renner, Mayor of the city of Bloomington, declares the first Friday in June, June 5, 2020, to be **National Gun Violence Awareness Day**. I encourage all citizens to support their local communities' efforts to prevent the tragic effects of gun violence and to honor and value human lives.



Tari Renner
Mayor



Leslie Yocum
City Clerk

CONSENT AGENDA



CONSENT AGENDA ITEM NO. 8.A

FOR COUNCIL: May 26, 2020

SPONSOR: Finance Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action to approve Bills and Payroll in the amount of \$9,963,159.70, 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 \$9,963,159.70 (Payroll total \$2,652,669.31, Accounts Payable total \$6,861,086.36, Bank Transfers total \$377,074.56, and Procurement Card Purchases total \$72,329.47).

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: Frances Watts, Support Staff V

Reviewed by:

A handwritten signature in black ink, appearing to read 'F. Scott Rathbun'.

F. Scott Rathbun, Finance Director

5/20/2020

A handwritten signature in black ink, appearing to read 'Tara Henry'.

Tara Henry, Legislative Assistant

5/20/2020

Recommended by:

A handwritten signature in black ink, appearing to read 'T. Gleason', is positioned above a horizontal line.

Tim Gleason, City Manager

Attachments:

- FIN 1B Council Finance Summary Report

CITY OF BLOOMINGTON FINANCE REPORT

PAYROLL			
Date	Gross Pay	Employer Contribution	Totals
5/8/2020	\$ 2,098,838.46	\$ 553,830.85	\$ 2,652,669.31
5/8/2020		\$ -	\$ -
Off Cycle Adjustments			
PAYROLL GRAND TOTAL			\$ 2,652,669.31
ACCOUNTS PAYABLE (WIRES)			
Date	Bank	Total	PCARDS Date Range Total
5/26/2020	AP General	\$ 6,355,228.71	4/1/2020-4/30/2020 \$ 72,329.47
5/26/2020	AP JM Scott	\$ 600.00	
5/26/2020	AP Comm Devel	\$ 46,200.45	
5/26/2020	AP IHDA	\$ 600.00	PCARD GRAND TOTAL \$ 72,329.47
5/26/2020	AP Library	\$ 54,355.77	
5/26/2020	AP MFT	\$ 250,575.33	
5/14/2020-5/20/2020	Out of Cycle	\$ 153,526.10	
1/31/2020-5/8/2020	AP Bank Transfers	\$ 377,074.56	
AP GRAND TOTAL		\$ 7,238,160.92	
TOTAL			\$ 9,963,159.70

Respectfully,

F. Scott Rathbun
Director of Finance



CONSENT AGENDA ITEM NO. 8.B

FOR COUNCIL: May 26, 2020

SPONSOR: Administration Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action to approve Robert Castillo to the Historic Preservation Commission, as requested by the Administration Department.

RECOMMENDED MOTION:

The proposed Appointment be approved.

STRATEGIC PLAN LINK:

-Goal 4. Strong Neighborhoods

STRATEGIC PLAN SIGNIFICANCE:

-Objective 4e. Strong partnership with residents and neighborhood associations

BACKGROUND: The Mayor of the City of Bloomington has nominated and asks your concurrence in the appointment of Robert Castillo to the Historic Preservation Commission. Robert's three-year term is effective immediately and will expire on 4/30/23. The application is on file in the Administration Office.

City staff is aware of heightened concerns regarding the current COVID-19 pandemic; however, this agenda item is operational in nature and expected to have little to no impact on City resources or finances.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: The Mayor contacts all recommended appointments.

FINANCIAL IMPACT: N/A

COMMUNITY DEVELOPMENT IMPACT: N/A

FUTURE OPERATIONAL COST ASSOCIATED WITH NEW FACILITY CONSTRUCTION: N/A

Respectfully submitted for Council consideration.

Prepared by: Amy Overton, Executive Assistant

Reviewed by:



Billy Ryus, Deputy City Manager

5/14/2020



Tara Henry, Legislative Assistant

5/14/2020

Recommended by:



Tim Gleason, City Manager

Attachments:

- ADM 2B Historic Preservation Roster

Historic Preservation Commission

Mayor Appointed	Staff/Chair	First Name	Last Name	Expiration	Year First Appt	Re/Appointment Date	Ward
x		Ann	Bailen	04/30/21	2015	04/23/18	4
x	Vacancy	Levi	Sturgeon	04/30/20	2014	03/13/17	3
x		Georgene	Chissell	04/30/23	2017	04/27/20	2
x	Chair	Lea	Cline	04/30/23	2016	04/27/20	6
x	Vacancy	John	Elterich	04/30/20	2009	03/27/17	6
x		Paul	Scharnett	04/30/23	2017	04/27/20	6
x		Sherry	Graehling	04/30/22	2012	04/22/19	4
	Staff	Katie Simpson					
	Staff	Joni Gerard					

Details:

Term: 3 years (4 years prior to 5/1/2014)

Term Limit per City Code: 3 terms/9 years

Members: 7 members

Number of members the Mayor appoints: 7

Type: Internal

City Code:

Required by State Statute: No

Intergovernmental Agreements:

Funding budgeted from COB for FY2014:

Meetings: 3rd Thurs of each month at 5:00pm - Blm Council Chambers

Number of Vacancies: 2

Number of Expired Board Members (Blm Appointments only): 0

Number of Expired Board Members Eligible for Reappointment:



CONSENT AGENDA ITEM NO. 8.C

FOR COUNCIL: May 26, 2020

SPONSOR: Public Works Department and Police Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action to reject the Bid for the Police 2020 or Newer 8,500 lb GVWR 8 Seat Passenger Van Purchase (Bid #2020-53) so that the purchase can be made using the State of Illinois contract at a lower cost, as requested by the Public Works Department and the Police Department.

RECOMMENDED MOTION:

The proposed Bid Rejection 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: Procurement, Public Works, and Police are recommending the rejection of the Bid for the Police 2020 or Newer 8,500 lbs. GVWR 8 Seat Passenger Van (Bid #2020-53), for use by the SWAT Team of the Police Department. A bid was released on April 8, 2020 and due to the City on April 22, 2020. The City received one bid from Bob Ridings Ford of Taylorville, Illinois. There were no local bids. If this unit is purchased off the State of Illinois Contract, it will cost \$970 less.

Source	Total Cost
Bob Ridings	\$36,895
Illinois State Contract (Landmark Ford, Inc.)	\$35,925

Staff believes it is in the best interest of the City to be fiscally appropriate and purchase these vehicles through the State of Illinois contract, which is presented for consideration and action in a separate agenda item.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: A request for bids was advertised in *The Pantagraph* on April 8, 2020.

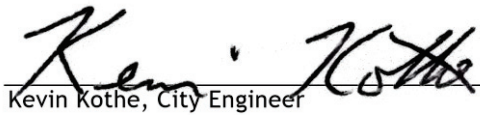
FINANCIAL IMPACT: N/A

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: Michael Hill, Management Analyst

Reviewed by:


Kevin Kothe, City Engineer

5/14/2020


Carla Murillo, Procurement Manager

5/18/2020


Chris Tomertin, Budget Manager

5/18/2020


Jeffrey R. Jurgens, Corporation Counsel

5/18/2020


Tara Henry, Legislative Assistant

5/20/2020

Recommended by:


Tim Gleason, City Manager

Attachments:

- BPD 1B Bid P54 SWAT Vehicle Bid Rejection (Bid #2020-53) 05262020
- BPD 1C Bid #2020-53 Bid Tab Police Dept New 2020 or Newer 8,500 lb GVWR 8 Seat Passenger Van

Bid #2020-53
THIS PAGE IS MANDATORY
BID FORM

**ONE (1) NEW 2020 or NEWER 8,500 lb. 8 SEAT PASSENGER VAN FOR
THE POLICE DEPARTMENT**

We, the undersigned, agree to the terms and conditions used by the City of Bloomington, Illinois, at the below bid price, and to supply all services as required in the requirements and Instructions to Bidders. We further agree to deliver the equipment or services as outlined with in this document, FOB Bloomington, Illinois, freight prepaid.

The bidder certifies by signature below that it has not been barred from contracting with a unit of State or Local government in the State of Illinois as a result of a violation of Section 33E-3 or 33E-4 of the Criminal Code of 1961, as amended.

DESCRIPTION

PRICE

One (1) New 2020 or Newer
8,500lb GVWR 8 Passenger Van

\$ 36,895.00

Year, Make, and, Model:

2020 Ford Transit 150 LOW Roof REGULAR Length AWD

Delivery days from receipt of order:

120+

The undersigned understands that any condition above, clarification made to the above, or information submitted on or with this form other than requested may render this bid unresponsive.

Bob Ridings Inc

Firm

931 Springfield Rd

Address

217-824-2207

Phone Number

Email Address toddffleet@aol.com


Authorized Signature

Taylorville IL 62568

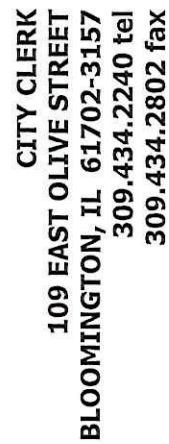
City

State

Zip

4-20-20

Date



BID # 2020-53
BPD New 2020 or Newer 8,500 lb GVWR 8 Seat Passenger Van

TIME: 11:30 a.m.

[illegible]

Thom
Celia Arnold

*Disclaimer: This is a Bid tabulation for record of the Bid opening. Bids have not been reviewed and have not been presented to council. This does not represent any Award. Prices or options/alternates will not be included on the tabulation.



CONSENT AGENDA ITEM NO. 8.D

FOR COUNCIL: May 26, 2020

SPONSOR: Procurement Department and Parks, Recreation and Cultural Arts Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action to reject all Bids for the Parks, Recreation & Cultural Arts 2021 or Newer 14 Passenger Buses (2 buses) Purchase (Bid #2020-26) so that the purchase can be reconsidered during the Fiscal Year 2022 budget preparation, as requested by the Procurement Department and the Parks, Recreation and Cultural Arts Department.

RECOMMENDED MOTION:

The proposed Bid Rejections 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: Procurement, Public Works, and Parks, Recreation, and Cultural Arts (PRCA) are recommending the rejection of all bids for the PRCA 2021 or Newer 14 Passenger Buses (2 buses) Purchase (Bid #2020-26) so that the purchase can be reconsidered during the Fiscal Year 2022 budget preparation. Bid #2020-46 for two 14-passenger buses for PRCA was released on March 18, 2020. Staff received the following bids:

Bidder	Total Cost for 2 Buses
Midwest Transit Equipment, Inc.	\$119,204.00
Central States Bus Sales, Inc.	\$132,346.00
American Bus Sales, LLC	\$122,000.00
American Bus Sales, LLC (#2)	\$126,412.00
Shepard Bros., Inc.	\$137,263.70
Shepard Bros., Inc. (#2)	\$136,936.36

One of the buses was intended to replace a 2012 Ford E-450 14-passenger bus utilized by the Recreation Division. This bus, Unit 721, is eight years old with approximately 92,438 miles. The maintenance cost to date for this unit is \$4,437.10. Recent issues include tire replacement, auxiliary HVAC system, body electrical and lights, brakes, engine belt and tensioner, and wheelchair lift. Timely replacement of these units is considered important because the buses travel out of the City with elderly and special needs children.

The second unit was going to be an additional bus for use by the Special Opportunities Available in Recreation (SOAR) area. The vehicle was going to provide the ability for PRCA to add more participants to both SOAR and senior programs that currently have waiting lists as a result of the limited capacity of the current vehicles.

After careful review and discussion about the need for these buses during the current COVID-19 pandemic, City staff believes it is in the best interest of the City to be fiscally conservative and delay the replacement of one bus and the purchase of a new bus at this time. These vehicles will be reconsidered during the Fiscal Year 2022 budget preparation.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: A request for bids was advertised in the Pantagraph and on the City website on March 17, 2020.

FINANCIAL IMPACT: N/A

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

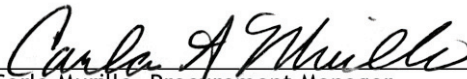
Prepared by: Carla Murillo, Procurement Manager

Reviewed by:



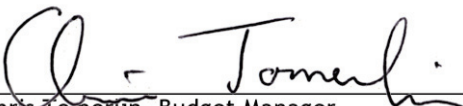
Carla Murillo, Procurement Manager

5/7/2020



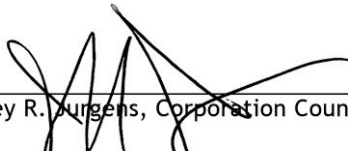
Carla Murillo, Procurement Manager

5/18/2020



Chris Tomerlin, Budget Manager

5/18/2020



Jeffrey R. Jurgens, Corporation Counsel

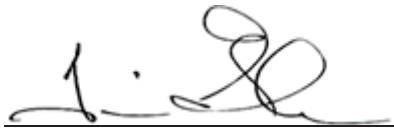
5/18/2020



Tara Henry, Legislative Assistant

5/20/2020

Recommended by:



Tim Gleason, City Manager

Attachments:

- PRCA 1B Bid Tab_14-Passenger Buses Bid Rejection (Bid #2020-26) 05252020

Bid #2020-46 PRCA 2021 or Newer 14 Passenger Buses (2 vehicles)

Bidder	City/State	Exceptions	Base Bid Cost	Trade-in Consideration	Cost of 1st Vehicle with Trade in	Cost of 2nd Vehicle	Total Cost for 2 Buses
Midwest Transit Equipment Inc	The Villages, FL	Addenda #3 not signed and attached	\$ 124,204.00	\$ 5,000.00	\$ 57,102.00	\$ 62,102.00	\$ 119,204.00
Central States Bus Sales Inc	Bid Rock IL	none	\$ 138,346.00	\$ 6,000.00	\$ 63,173.00	\$ 69,173.00	\$ 132,346.00
American Bus Sales	Colinsville OK	none	\$ 62,500.00	\$ 3,000.00	\$ 59,500.00	\$ 62,500.00	\$ 122,000.00
American Bus Sales 2	Colinsville OK	none	\$ 64,706.00	\$ 3,000.00	\$ 61,706.00	\$ 64,706.00	\$ 126,412.00
Shepard Bros	Concord OH	none	\$ 70,381.70	\$ 3,500.00	\$ 66,881.70	\$ 70,382.00	\$ 137,263.70
Shepard Bros 2	Concord OH	none	\$ 70,218.18	\$ 3,500.00	\$ 66,718.18	\$ 70,218.18	\$ 136,936.36



CONSENT AGENDA ITEM NO. 8.E

FOR COUNCIL: May 26, 2020

SPONSOR: Public Works Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action to approve an Agreement with Hoerr Construction, Inc., for the Fiscal Year 2021 Closed Circuit Television (CCTV) Sewer Inspection Program (Bid #2020-57), in the amount of \$1,856,115.63, as requested by the Public Works Department.

RECOMMENDED MOTION:

The proposed Agreement be approved.

STRATEGIC PLAN LINK:

- Goal 5. Great Place - Livable, Sustainable City
- 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 2c. Functional, well maintained sewer collection system

BACKGROUND: Public Works is recommending the approval of an Agreement with Hoerr Construction, Inc., for the Fiscal Year 2021 CCTV Sewer Inspection Program, in the amount of \$1,856,115.63.

Work proposed within this contract includes CCTV sanitary sewer inspection and heavy and light sewer cleaning in various locations throughout the City. Staff selected over 189 miles of sewer mains for the project in areas that have had very little prior televising or cleaning. The proposal includes pay items for sewer televising, cleaning, and miscellaneous pay items.

The contract for the selected Alternate allows 365 calendar days for the work to be completed from the issuance of the Notice to Proceed. The selected contractor will be required to provide a Performance and Payment Bond and Certificates of Insurance within ten (10) days after receipt of the Notice of Award.

The City is required by the Environmental Protection Agency (EPA) to know the condition of its existing sewer system. Between 2012 and 2019, the City of Bloomington has awarded CCTV contracts for approximately 55 miles, or 16.4%, of the 335 miles of combo and sanitary sewers. After completion of this project the City will have video and assessment of approximately 75% of all City combination and sanitary sewers within the last 9 years.

Also, it is very important to be proactive televising with CCTV contracts to determine the condition of the existing sewer system, because of the high cost of sewer point repairs. In addition to the televising on these contracts, the City receives a detailed pipe assessment and rating utilizing a standardize system called the NASSCO Pipeline Assessment

Certification Program® (PACP®). If the City can determine the conditions and potential failures in the sewer system before the road fails, there is a good chance that a point repair would not be needed, because the failing pipe could be lined with cast-in-place pipe (CIPP). A point repair can cost up to \$12,000, or more, and the City could line over 500 feet of 8" sewer with the same money.

The Public Works Department prepared the FY2021 CCTV Sewer Inspection Program proposal package and advertised the project for competitive bids. Bids for this contract were received until 1:30 PM on Tuesday, May 5, 2020, electronically or at Grossinger Motors Arena. Staff received four (4) bids and opened them at 1:30 PM on Tuesday, May 5, 2020 in the City Council Chambers, streamed live on the City website. There were no local bidders.

The proposal included a Base Bid, an Additive Alternate (A), and an Alternate Base Bid for this project. The Additive Alternative (A) increased the Base Bid quantities by approximately 100% and increased the substantial completion by an additional 1 year. The Alternate Base Bid included the Base Bid and the Additive Alternate (A) to be completed in only 1 year.

Although the Alternate Base Bid is approximately \$10,000 (Low Bid) more than the combination of the Base Bid and Additive Alternate (A), the time to complete the project is 1 year less. If the City completes the project in one year and finds a pipe failure that could be fixed prior to a road collapse, the City could save at least the value of the higher price of the Alternate Base Bid by catching the problem early. Additionally, construction costs would be expected to increase by more than the additional cost within a year. Therefore, staff recommends awarding the higher cost and shorter completion time of the Alternate Base Bid. The details of the Base Bid and Additive Alternate (A) and the Alternate Base Bid are included with the attached Bid Tab and a comparative summary is in the table below.

Contractor	Base Bid (1) Year	Base Bid + Additive Alternate (A) (2 Year)	Alternate Base Bid (1 Year)
National Power Rodding, Inc.	\$1,669,807.00	\$3,939,115.10	\$2,895,358.50
All Clean Pumping & Sewer	\$1,029,127.70	\$2,111,934.25	\$1,992,724.25
Hoerr Construction, Inc.	\$833,659.92	\$1,846,192.48	\$1,856,115.63
Visu-Sewer	\$1,166,608.84	\$2,961,789.64	\$3,828,620.80

Public Works did not receive any other complete bids.

The substantial completion date for this project is in the bid documents as 365 days from the Notice to Proceed.

City staff is aware of heightened concerns regarding the current COVID-19 pandemic. However, this project is a priority of the City, and staff is recommending it be approved. The project is a priority because this program includes essential City combined and sanitary sewers and will allow staff to take a proactive approach to maintaining the City's sewer infrastructure by identifying problems before a blockage or failure might occur. In addition, this will leave only approximately 25% of combination and sanitary sewer to be assessed in the future. This would provide the EPA a good understanding that the City's sewer condition

is highly important, and the City is properly servicing its existing infrastructure. Lastly, as a result of the current pandemic, staff believes the bid pricing was very good and the City may not get these bid prices in the future.

The Sanitary Sewer Fund is an Enterprise Fund that generates fees for funding its operations. Sanitary Sewer Fund fees are intended/dedicated solely for the support of sanitary sewer services to the City, including infrastructure expenditures, such as ongoing maintenance and repairs to sanitary sewer and combined sewer infrastructure, emergency cave-ins, and sewer cleaning. The use of fund balance (reserves) is common practice for Enterprise Funds, which oftentimes accumulate fund balance to be used for the execution of larger projects/purchases.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: The Request for Bids was advertised in the Pantagraph on April 21, 2020.

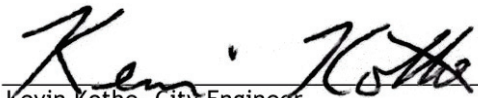
FINANCIAL IMPACT: If approved, \$1,856,115.63 will be awarded out of the Sanitary Sewer-Architectural & Engineering Services for Capital account (51101100-70051). This is \$643,884.37 under the total budget for FY 2021 of \$2,500,000 for this project. Stakeholders can locate this in the FY 2021 Proposed Budget Book titled “Other Funds & Capital Improvement” on pages 96, 170, 256, 257 and 258.

COMMUNITY DEVELOPMENT IMPACT: Goal UEW-1. Provide quality public infrastructure within the City to protect public health, safety and the environment, Objective UEW-1.1. Maintain the existing City operated infrastructure in good condition by prioritizing maintenance over building new and implementing fees to cover costs, 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: Ward Snarr, Civil Engineer II

Reviewed by:


Kevin Kothe, City Engineer

5/12/2020


Carla Murillo, Procurement Manager

5/18/2020


Chris Tomerlin, Budget Manager

5/18/2020


Jeffrey R. Jurgens, Corporation Counsel

5/19/2020


Tara Henry, Legislative Assistant

5/20/2020

Recommended by:


Tim Gleason, City Manager

Attachments:

- PW 5B Agreement_FY21 CCTV Sewer Inspection Agreement 05262020
- PW 5C Map_FY21 CCTV Sewer Inspection Agreement 05262020
- PW 5D Bid Tab_ FY21 CCTV Sewer Inspection Agreement

AGREEMENT

THIS AGREEMENT, Made and entered into this **Tuesday, May 26, 2020**, by and between, **Hoerr Construction, Inc.**, first party, also hereinafter referred to as "Contractor", and the City of Bloomington, a municipal corporation, second party.

WITNESSETH:

THAT WHEREAS, the City of Bloomington, did on **April 21, 2020**, by advertisement, call for bids for furnishing all labor and material for the construction of **FY2021 CCTV SEWER INSPECTION** project for said City.

AND WHEREAS, in pursuance of said call for bids said first party, did on **Tuesday, May 5, 2020**, submit this bid to said City of Bloomington for furnishing all of the labor and materials for the construction of said **FY2021 CCTV SEWER INSPECTION** on file in the office of the City Engineer of said City. A copy of which specifications, plans and profiles of said improvement on file in the City Engineer's Office are hereby referred to and made a part hereof by reference, and said first party being the lowest responsible bidder was awarded the contract for the construction of the said improvement, which bid of said Contractor is hereto attached and made a part hereof.

THEREFORE, it is covenanted and agreed upon the part of said first party that in consideration of the amounts to be paid by said City, he will furnish all labor, tools, machinery and materials for the construction of said improvement complete, in accordance with the said plans, profiles and specifications, call for bids, and said contractor's bid, each herein set out and made a part hereof.

And it is also understood and agreed that the Bid Package, Specifications, Special Provisions, Contractor's Bid Form, Contract Bond and Project Addenda hereto attached, and the Plans for **FY2021 CCTV SEWER INSPECTION** are all essential documents of this contract and are a part hereof.

IT IS FURTHER AGREED that said Contractor will furnish a bond to the City of Bloomington in the penal sum of **\$1,856,115.63** executed by said contractor and at least two responsible persons as sureties or by some surety company satisfactory to the said City of Bloomington and the City Council, as a guarantee that said Contractor faithfully will perform the work in accordance with this agreement.

Said bond shall be conditioned to save and keep harmless said City from any and all claims, demands, loss, suits, costs, expenses and damages which may be brought, sustained or recovered against said City by reason of any negligence, default or failure of the said contractor in building, constructing or completing said improvement and its appurtenances, or any part thereof, and that said improvement when constructed shall be free from all defects and remain in good order and condition for one year from its completion and acceptance by the City of Bloomington, ordinary wear and tear, and damage resulting from accident or willful destruction excepted; which bond is attached hereto and made a part hereof.

IT IS FURTHER AGREED that said Contractor shall complete all work within **365 calendar days** of issuance of the written NOTICE TO PROCEED.

IT IS EXPRESSLY UNDERSTOOD AND AGREED that whenever the said City may deem necessary, additional or new bond shall be furnished by said Contractor with such sureties as will be satisfactory to the said City Council, as a guarantee that said Contractor will faithfully perform the work in accordance with the terms of this agreement.

IT IS FURTHER AGREED that should said Contractor fail to complete the work within the time herein specified for doing the same, then he shall pay the expense of the City Inspector or Inspectors from the date specified for completion until said work is completed and shall pay to the City all other expenses created by reason of such failure to complete said work in the specified time or by reason of such time being extended.

This agreement shall not be assigned, nor any part of the work subcontracted without the written consent of the City of Bloomington endorsed hereon, and in no case shall such consent relieve the party of the first part from the obligations herein entered into by said party, or change the terms of this agreement.

IT IS FURTHER STIPULATED AND AGREED by and between the parties hereto that all ordinances now in force in the City of Bloomington respecting and regulating public improvement, not in conflict with the terms of this contract, shall be a part and parcel of this contract.

The number of inspectors to be placed on said work shall be determined by the City of Bloomington, but if at any time on account of a disregard of any of the provisions of this contract by the said first party, or on account of the failure of said first party to faithfully perform the work in accordance with this contract, additional inspectors shall be deemed necessary by said City, the pay of such additional inspectors shall be charged to said Contractor and be deducted from the amount due said Contractor on final settlement under this contract.

The Contractor and all persons employed on the work shall obey the instruction of the City Engineer or the inspector on said work. Any person who shall refuse or neglect to so obey, or who shall be deemed incompetent by said City Engineer or said Inspector shall at once be removed from the work by the Contractor when so required by said Engineer or Inspector.

The City of Bloomington hereby covenants and agrees, in consideration of the faithful performance of the covenants and agreements in this contract specified to be kept and performed by first party, to pay party of the first part, when this contract shall be wholly carried out and completed upon the part of the said Contractor, and when said work shall have been finally accepted by said City of Bloomington, the amounts set forth in first party's bid in manner as herein and in said call for bids provided.

IT IS EXPRESSLY UNDERSTOOD AND AGREED that this contract calls for the construction of a "public work," within the meaning of the Illinois Prevailing Wage Act, 820 ILCS 130/.01 et seq. ("the Act") including the Public Act 100-1177 effective June 1, 2019. The Act requires contractors and subcontractors to pay laborers, workers and mechanics performing services on public works projects no less than the current "prevailing rate of wages" (hourly cash wages plus amount for fringe benefits) in the county where the work is performed. The Department publishes the prevailing wage rates on its website at <http://labor.illinois.gov/>. The Department revises the prevailing wage rates and the contractor/subcontractor has an obligation to check the Department's web site for revisions to prevailing wage rates. For information regarding current prevailing wage rates, please refer to the Illinois Department of Labor's website. All contractors and subcontractors rendering services under this contract must comply with all requirements of the Act, including but not limited to, all wage requirements and notice and record keeping duties.

IT IS FURTHER AGREED AND UNDERSTOOD that the work to be done pursuant to this contract shall be done under the direction and to the satisfaction of the City of Bloomington, and that, except as otherwise provided in the said ordinance or the judgment of the court, said City, except as by law provided, or any officer thereof, shall not be liable for any portion of the expense of said work, nor for any delinquency or persons or property assessed.

This contract and the bond herein provided, shall be signed in triplicate and be subject to the approval of the City of Bloomington.

IN TESTIMONY WHEREOF the said first party has hereunto set his hand and seal, and the City of Bloomington has caused this agreement to be signed by its Mayor, its corporate seal to be attached, and said signing and sealing to be attested by its City Clerk on the day and year first above written.

(Seal)

ATTEST;

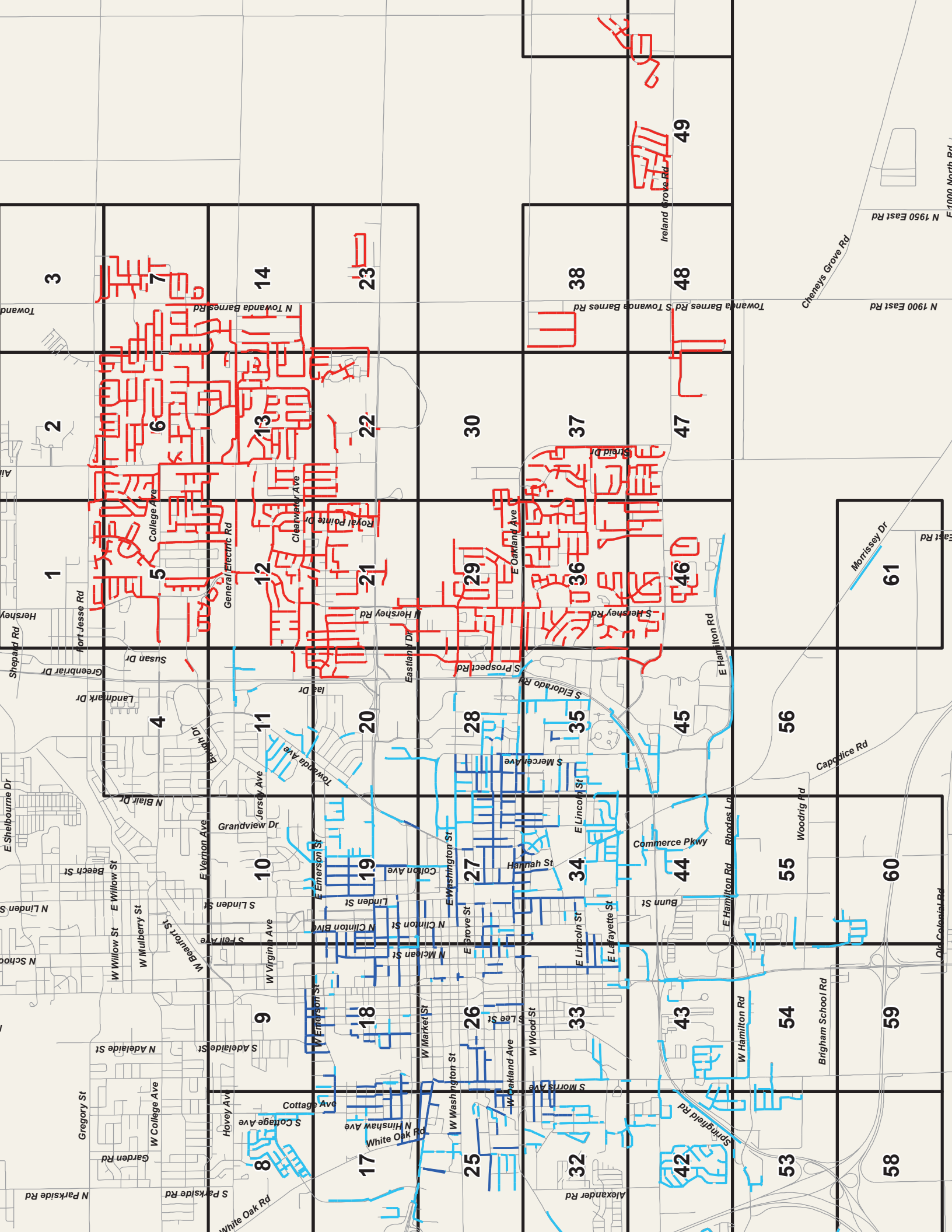
City Clerk

CITY OF BLOOMINGTON

By: _____
City Manager

WITNESS:

CONTRACTOR (Seal)



CITY OF BLOOMINGTON
FY2021 CCTV SEWER INSPECTION
 PROJECT NO. # 50-18-53007-21-00
 CITY BID NO. 2020-57
Proposal Tabulation

Proposal Opening Date: 5/05/2020
 Proposal Opening Time: 1:30 PM
 Prepared By: WFS 5/06/2020

Attended By: Misty Shafer
 Carla Murillo

		Budget		Award		Recommended Proposal							
	BASE BID (Year 1)	\$2,500,000.00	\$1,856,115.63	Engineer's Estimate		National Power Rodding Corp.		Visu-Sewer		Hoerr Construction, Inc.		All Clean Pumping & Sewer	
ITEM	DESCRIPTION	UNIT	APPROX. QTY	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL
1	CCTV Sewer Inspection, 8" DIA	LF	411421	\$2.00	\$822,842.00	\$3.00	\$1,234,263.00	\$2.04	\$839,298.84	\$1.40	\$575,989.40	\$1.75	\$719,986.75
2	CCTV Sewer Inspection, 10" DIA	LF	42203	\$2.25	\$94,956.75	\$3.00	\$126,609.00	\$2.04	\$86,094.12	\$1.54	\$64,992.62	\$1.75	\$73,855.25
3	CCTV Sewer Inspection, 12" DIA	LF	27422	\$2.50	\$68,555.00	\$3.00	\$82,266.00	\$2.04	\$55,940.88	\$1.60	\$43,875.20	\$1.75	\$47,988.50
4	CCTV Sewer Inspection, 15" DIA	LF	17200	\$2.75	\$47,300.00	\$3.00	\$51,600.00	\$2.04	\$35,088.00	\$1.80	\$30,960.00	\$1.90	\$32,680.00
5	CCTV Sewer Inspection, 18" DIA	LF	3631	\$3.00	\$10,893.00	\$3.00	\$10,893.00	\$2.04	\$7,407.24	\$1.90	\$6,898.90	\$1.90	\$6,898.90
6	CCTV Sewer Inspection, 20" TO 21" DIA	LF	4147	\$3.25	\$13,477.75	\$4.00	\$16,588.00	\$2.04	\$8,459.88	\$2.60	\$10,782.20	\$1.90	\$7,879.30
7	CCTV Sewer Inspection, 24" DIA	LF	5636	\$3.50	\$19,726.00	\$4.00	\$22,544.00	\$2.04	\$11,497.44	\$2.70	\$15,217.20	\$2.25	\$12,681.00
8	CCTV Sewer Inspection, 27" DIA	LF	0	\$3.75	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$8.00	\$0.00	\$2.50	\$0.00
9	CCTV Sewer Inspection, 30" DIA	LF	5636	\$4.00	\$22,544.00	\$4.00	\$22,544.00	\$2.04	\$11,497.44	\$2.90	\$16,344.40	\$3.00	\$16,908.00
10	CCTV Sewer Inspection, 36" DIA	LF	0	\$4.25	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$10.00	\$0.00	\$3.00	\$0.00
11	Heavy Duty Sewer Cleaning, 8" DIA	LF	5000	\$3.50	\$17,500.00	\$1.00	\$5,000.00	\$3.45	\$17,250.00	\$2.00	\$10,000.00	\$2.00	\$10,000.00
12	Heavy Duty Sewer Cleaning, 10" DIA	LF	1000	\$3.75	\$3,750.00	\$1.00	\$1,000.00	\$3.45	\$3,450.00	\$2.00	\$2,000.00	\$2.00	\$2,000.00
13	Heavy Duty Sewer Cleaning, 12" DIA	LF	1000	\$4.00	\$4,000.00	\$5.00	\$5,000.00	\$3.45	\$3,450.00	\$2.00	\$2,000.00	\$2.00	\$2,000.00
14	Heavy Duty Sewer Cleaning, 15" DIA	LF	1000	\$4.25	\$4,250.00	\$5.00	\$5,000.00	\$5.45	\$5,450.00	\$2.50	\$2,500.00	\$2.50	\$2,500.00
15	Heavy Duty Sewer Cleaning, 18" DIA	LF	500	\$4.50	\$2,250.00	\$5.00	\$2,500.00	\$5.45	\$2,725.00	\$3.00	\$1,500.00	\$2.50	\$1,250.00
16	Heavy Duty Sewer Cleaning, 20" TO 21" DIA	LF	500	\$4.75	\$2,375.00	\$5.00	\$2,500.00	\$7.00	\$3,500.00	\$4.00	\$2,000.00	\$2.50	\$1,250.00
17	Heavy Duty Sewer Cleaning, 24" DIA	LF	500	\$5.00	\$2,500.00	\$5.00	\$2,500.00	\$7.00	\$3,500.00	\$4.00	\$2,000.00	\$3.00	\$1,500.00
18	Heavy Duty Sewer Cleaning, 27" DIA	LF	0	\$5.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$5.00	\$0.00	\$3.00	\$0.00
19	Heavy Duty Sewer Cleaning, 30" DIA	LF	500	\$5.25	\$2,625.00	\$5.00	\$2,500.00	\$14.00	\$7,000.00	\$5.00	\$2,500.00	\$3.50	\$1,750.00
20	Heavy Duty Sewer Cleaning, 36" DIA	LF	0	\$5.50	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$6.00	\$0.00	\$4.00	\$0.00
21	Removal of Protruding Taps	EA	10	\$300.00	\$3,000.00	\$400.00	\$4,000.00	\$500.00	\$5,000.00	\$500.00	\$5,000.00	\$400.00	\$4,000.00
22	Root Cutting	LF	2000	\$2.50	\$5,000.00	\$5.00	\$10,000.00	\$5.00	\$10,000.00	\$5.00	\$10,000.00	\$8.50	\$17,000.00
23	Locate Pipe Defect	EA	10	\$150.00	\$1,500.00	\$250.00	\$2,500.00	\$500.00	\$5,000.00	\$500.00	\$5,000.00	\$300.00	\$3,000.00
24	Traffic Control and Protection	LS	1	\$20,000.00	\$20,000.00	\$25,000.00	\$25,000.00	\$15,000.00	\$15,000.00	\$6,600.00	\$6,600.00	\$14,000.00	\$14,000.00
25	Mobilization	LS	1	\$40,000.00	\$40,000.00	\$35,000.00	\$35,000.00	\$30,000.00	\$30,000.00	\$17,500.00	\$17,500.00	\$50,000.00	\$50,000.00
TOTAL BASE BID				\$1,209,044.50		\$1,669,807.00		\$1,166,608.84		\$833,659.92		\$1,029,127.70	



CONSENT AGENDA ITEM NO. 8.F

FOR COUNCIL: May 26, 2020

SPONSOR: Public Works Department

WARD IMPACTED: Ward 2

SUBJECT: Consideration and action to approve a Temporary Construction Easement Agreement with Ameren Illinois for work being performed as part of the Lutz Road Improvement Project, as requested by the Public Works Department.

RECOMMENDED MOTION:

The proposed Agreement be approved.

STRATEGIC PLAN LINK:

- Goal 5. Great Place - Livable, Sustainable City
- Goal 4. Strong Neighborhoods
- Goal 3. Grow the Local Economy
- Goal 2. Upgrade City Infrastructure and Facilities

STRATEGIC PLAN SIGNIFICANCE:

- Objective 5e. More attractive city: commercial areas and neighborhoods
- Objective 5b. City decisions consistent with plans and policies
- Objective 5a. Well-planned City with necessary services and infrastructure
- Objective 4e. Strong partnership with residents and neighborhood associations
- Objective 3e. Strong working relationship among the City, businesses, economic development organizations
- Objective 3a. Retention and growth of current local businesses
- Objective 2a. Better quality roads and sidewalks

BACKGROUND: Public Works is recommending the approval of a Temporary Construction Easement Agreement with Ameren Illinois, at no cost. The agreement is needed to perform a portion of construction of the Lutz Road Improvement project (construction approved by City Council on April 27, 2020), located adjacent to the Ameren Illinois substation property. The construction is scheduled for groundbreaking and completion in 2020. Work to be performed within the easement includes shaping and grading around a drainage culvert and improvements to an existing driveway. The details of the agreement and location of the parcel in question can be found in the attached agreement with a location map.

City staff is aware of heightened concerns regarding the current COVID-19 pandemic. However, this agenda item is operational in nature and expected to have little to no impact on City resources or finances.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

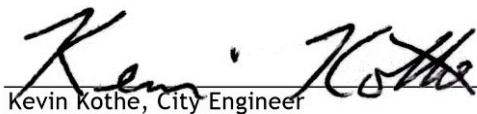
FINANCIAL IMPACT: N/A

COMMUNITY DEVELOPMENT IMPACT: Goal UEW-1. Provide quality public infrastructure within the City to protect public health, safety and the environment, Objective UEW-1.1. Maintain the existing City operated infrastructure in good condition by prioritizing maintenance over building new and implementing fees to cover costs; Goal TAQ-1. A safe and efficient network of streets, bicycle- pedestrian facilities and other infrastructure to serve users in any surface transportation mode, Objective TAQ-1.1. Maintenance and development of a continuous network of arterial, collector and local streets that provides for safe and efficient movement of people, goods and services between existing and proposed residential areas and major activity centers, maximizes walkability, and provides multimodal linkages to the state and interstate highway system, Objective TAQ-1.2. Data-driven transportation infrastructure policy and management; Objective TAQ-1.4. Pedestrian safety for users of all transportation facilities with a Sidewalk Master Plan, and sidewalk system that provides safe access throughout the transportation network.

Respectfully submitted for Council consideration.

Prepared by: Steven Law, Civil Engineer II

Reviewed by:


Kevin Kothe, City Engineer

5/12/2020


Chris Tomertin, Budget Manager

5/13/2020

George Boyle
George Boyle, Assistant Corporation Counsel

5/18/2020


Tara Henry, Legislative Assistant

5/20/2020

Recommended by:


Tim Gleason, City Manager

Attachments:

- PW 4B Agreement_Ameren Illinois Temporary Easement for Lutz Road Project 05262020

REMS INFORMATION

Agreement ID: AIC-202001-22437

Project ID: 34541

Project Name: Lutz Road Re-Construction Project
Project No.: 23713018.00

TEMPORARY CONSTRUCTION EASEMENT
(Municipality)

THIS AGREEMENT, Made and entered into this 26th day of May, 2020, by and between AMEREN ILLINOIS COMPANY d/b/a AMEREN ILLINOIS, an Illinois corporation, hereinafter referred to as "Grantor", and City of Bloomington, a municipal corporation, its employees, officials, agents or contractors, hereinafter referred to as "Grantee",

WITNESSETH:

For and in consideration of the covenants of Grantee hereinafter set out, Grantor hereby confers on the Grantee a temporary construction easement for the purpose of Shaping and grading around drainage culvert and existing driveway improvement, on, over and through the following described real estate:

See attached exhibit A

Grantor reserves for itself, its successors and assigns, the right, privilege, and authority to continue to use and occupy, maintain, construct, reconstruct, patrol, repair, renew, and add to its existing equipment and lines and any additions thereto over, under and upon the above described premises, whether Grantor's continued use interferes with the Easement conferred on Grantee hereunder, and Grantor shall have the right to terminate this Easement if Grantee's use hereunder interferes with the aforesaid reservation.

No use of Grantor's above described premises under this Easement shall create or vest in Grantee any ownership or property right in said premises, but Grantee's right herein shall be and remain a mere revocable Easement.

Grantee shall save harmless Grantor's property from and against any and all liens arising out of Grantee's exercise of its rights and performance of its duties hereunder, including without limitation, mechanics' and materialmen's liens.

Grantee agrees to indemnify and save harmless Grantor from and against any and all liability, losses, damages, claims, actions, causes of action, costs and expenses (including attorneys' fees) for

personal injury (including death) and/or property damage to whomsoever or whatsoever occurring, arising from or growing out of, directly or indirectly, the presence of Grantee, its agents, servants or employees upon or about the property of Grantor or in connection with the privileges herein granted. Evidence of Grantee's insurance as set forth below must be furnished to and approved by Grantor, prior to occupancy of the Grantor's property or commencement of construction on Grantor's premises.

Grantee shall be responsible for any damage to Grantor's or Grantee's property due to the activities of Grantee, its employees, officials, agents, and contractors pursuant hereto.

Grantee is hereby advised that energized electric lines, which must be avoided, are or may be installed in or upon or in the vicinity of the above described premises. As and to the extent applicable, Grantee shall comply with, and shall require any person(s) acting under Grantee, including without limitation agents, contractors and employees, to comply with all state and federal statutes and regulations governing the safe operation of electrical lines and utilities, as amended from time to time (the "Safety Laws"). Nothing contained in this Easement Agreement shall be construed as a grant of authority to Grantee or any person(s) acting under Grantee to take or perform any act in violation of the Safety Laws. If and to the extent that this Easement Agreement provides for precautions or specifies clearances which are greater than those imposed by the Safety Laws, such greater precautions or clearances provided for in this Easement Agreement shall be binding on Grantee and any such person(s) acting under Grantee. Grantee shall warn and instruct each and every person engaged in or in any way connected with any work or improvements conducted hereunder as to the existence, location, and nature of Grantor's electrical facilities. Grantee shall at all times maintain a minimum clearance of fifteen (15) feet from all of Grantor's electrical conductors. Any such work is undertaken with full knowledge and awareness of and assumption of the risk involved in performing the work in the vicinity of the energized electric lines. Grantee shall use and cause others to use extra precaution in any activities conducted hereunder, when adjacent to, over, under, or near Grantor's underground or overhead electrical facilities and shall maintain proper support and stabilization for Grantor's underground or overhead electrical facilities and structures and shall prevent damage or collapse due to undermining.

Grantee, except in the case of an emergency, shall provide Grantor with at least forty-eight (48) hours advance written notice of any digging or trenching on or adjacent to the above described premises

to permit Grantor to have a field supervisor available during said digging or trenching. In case of an emergency, Grantee shall notify Grantor of any digging or trenching by telephone as soon as possible.

Grantee shall not be permitted to store any materials within five (5) feet of any of Grantor's structures. In addition, no flammable materials shall be stored on the herein described property.

Without limiting any obligations or liabilities under this Agreement, the Grantee and its contractors and subcontractors shall, at their own expense, provide and maintain or cause to be provided and maintained, in effect beginning upon the effective date for the life of this Agreement, minimum insurance coverage as follows:

Commercial General Liability Insurance naming Grantor, its officers, directors, and employees as additional insureds on a primary and non-contributory basis. The amount of insurance covering liability shall not be less than One Million Dollars (\$1,000,000) as to any one occurrence and One Million Dollars (\$1,000,000) in the aggregate with respect to bodily injury, including death, and property damage. Comprehensive Auto Liability insurance which has minimum combined single limits for bodily injury and property damage of \$1,000,000 per accident. The Comprehensive Auto Liability policy shall include owned and blanket non-owned and hired coverage. Grantee shall also carry workers' compensation insurance with limits no less than required by law and employers liability with limits not less than One Million Dollars (\$1,000,000), and shall require its contractors to carry the same.

The Grantee shall furnish to Grantor a Certificate of Insurance that the required coverage is in force. Grantee shall provide at least thirty (30) days' prior written notice to Grantor in the event of cancellation or material change in the above required insurance coverages.

Nothing contained in these insurance requirements is to be construed as limiting the extent the Grantee's obligation or responsibility for payment of damages, or limiting, diminishing, or waiving the Grantee's obligation to indemnify, defend, and save harmless in accordance with the provisions of this Agreement.

This Easement is personal to Grantor and Grantee, its employees, officials, agents, and contractors, and is not assignable by Grantee without Grantor's prior written consent.

This Easement shall terminate upon completion of Lutz Road Re-Construction Project by the Grantee. Grantee estimates the completion date of this project to be **four (4) months** from the date of this

Easement. [However, the term of this Easement shall not extend beyond 11/1/2020, without the written consent of Grantor.]

Upon completion of construction of said construction of Lutz Road Re-Construction Project, Grantee shall repair and restore the above described premises to a condition comparable to that prior to the beginning of said construction work.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the day and year first above written.

GRANTOR:
AMEREN ILLINOIS COMPANY
d/b/a AMEREN ILLINOIS

By: _____

GRANTEE: City of Bloomington
CITY of Bloomington

By: _____
Printed Name: _____
Its: _____

MMF/BSS
Morris Ave Sub
File #: E-2620.1

EXHIBIT "A"

Illinois Power
C/O Ameren Services
PIN 21-20-200-002
McLean County, IL

LEGAL DESCRIPTION – PROPOSED TEMPORARY EASEMENT #1

Part of Lot 1 in Schwulst Subdivision in part of Section 20, Township 23 North, Range 2 East of the Third Principal Meridian, McLean County, Illinois as shown in Document No. 22351 in Plat Book 2 page 574, more particularly described as follows:

Commencing at a PK nail found marking the northeast corner of said Lot 1, said corner also being the north quarter corner of the Northeast Quarter of said Section 20, thence North 89°23'29" West (bearings are based on the Illinois State Plane Coordinate System, NAD83 (2011), East Zone) along the north line of said Northeast Quarter 499.72 feet; thence South 00°50'39" West 20.00 feet to a point on the south right of way line of Lutz Road, said point being the Point of Beginning of the Temporary Easement to be described:

From the Point of Beginning, said point being 23.20 feet perpendicular distant southerly from the proposed centerline Station 119+85.00, thence South 00°50'39" West 7.80 feet to a point being 31.00 feet perpendicular distant southerly from the proposed centerline Station 119+85.00; thence North 89°10'41" West 34.98 feet to a point being 31.00 feet perpendicular distant southerly from the proposed centerline Station 119+50.00; thence North 00°47'59" East 7.67 feet to a point on said south right of way line, said point being 23.33 feet perpendicular distant southerly from the proposed centerline Station 119+50.00; thence South 89°23'29" East along said south right of way line 34.98 feet to the Point of Beginning.

The above described Temporary Easement contains 270 square feet, more or less, or 0.006 acres, more or less.

Prepared by:
Maurer-Stutz, Inc.
Project No. 23713018.00

Illinois Power
C/O Ameren Services
PIN 21-20-200-002
McLean County, IL

LEGAL DESCRIPTION – PROPOSED TEMPORARY EASEMENT #2

Part of Lot 1 in Schwulst Subdivision in part of Section 20, Township 23 North, Range 2 East of the Third Principal Meridian, McLean County, Illinois as shown in Document No. 22351 in Plat Book 2 page 574, more particularly described as follows:

Commencing at a PK nail found marking the northeast corner of said Lot 1, said corner also being the north quarter corner of the Northeast Quarter of said Section 20, thence North 89°23'29" West (bearings are based on the Illinois State Plane Coordinate System, NAD83 (2011), East Zone) along the north line of said Northeast Quarter 683.30 feet to a point on the east line of the Lutz parcel described in Quit Claim Deed recorded February 5, 2014 as Document No. 2014-00002073; thence South 01°36'29" East along said east line 20.01 feet to a point on the south right of way line of Lutz Road, said point being the Point of Beginning of the Temporary Easement to be described:

From the Point of Beginning, said point being 23.58 feet perpendicular distant southerly from the proposed centerline Station 118+02.18, thence South 89°23'29" East 12.82 feet to a point being 23.58 feet perpendicular distant southerly from the proposed centerline Station 118+15.00; thence South 00°37'40" West 6.42 feet to a point being 30.00 feet perpendicular distant southerly from the proposed centerline Station 118+15.00; thence North 89°22'49" West 12.57 feet to a point on said east line of the Lutz parcel, said point being 30.00 feet perpendicular distant southerly from the proposed centerline Station 118+02.43; thence North 01°36'29" West along said east line 6.42 feet to the Point of Beginning.

The above described Temporary Easement contains 81 square feet, more or less, or 0.002 acres, more or less.

Prepared by:
Maurer-Stutz, Inc.
Project No. 23713018.00

SCALE: 1" = 40' NOVEMBER, 2017 JOB NO. 23713018.00





CONSENT AGENDA ITEM NO. 8.G

FOR COUNCIL: May 26, 2020

SPONSOR: Legal Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action to grant Settlement Authority to the City Manager, in the amount of \$55,000, to resolve a claim by Lisa Gilmore, as requested by the Legal Department.

RECOMMENDED MOTION:

The proposed Settlement Authority 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: In October 2019, fraudulent checks were presented and cashed by an individual purporting to be Lisa Gilmore at a local currency exchange. Based on information reviewed on the case by the Bloomington Police Department, an arrest warrant was issued for Ms. Gilmore and she was subsequently arrested in another state in February. After her arrest, additional information was presented and it became clear that Ms. Gilmore was a victim of identity theft and had nothing to do with the fraudulent activity. To properly address the situation, which led to Ms. Gilmore having to spend approximately 37 hours in jail, the parties have agreed to resolve any potential claims by the payment of a \$55,000 settlement.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: If approved, the \$55,000 settlement will be paid by our third-party claim's administrator from the City's escrow account.

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

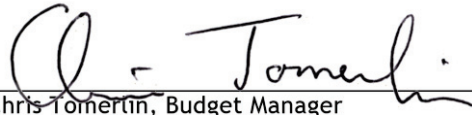
Prepared by: Jeffrey Jurgens, Corporation Counsel

Reviewed by:



Jeffrey R. Durgens, Corporation Counsel

5/20/2020



Chris Tomerlin, Budget Manager

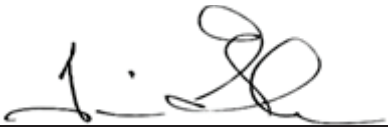
5/18/2020



Tara Henry, Legislative Assistant

5/21/2020

Recommended by:



Tim Gleason, City Manager



CONSENT AGENDA ITEM NO. 8.H

FOR COUNCIL: May 26, 2020

SPONSOR: Community Development Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action on a Resolution Approving the FY21 John M. Scott Health Care Grant Awards and Programmatic Agreements, in the amount of \$658,450, as requested by the Community Development Department.

RECOMMENDED MOTION:

The proposed Resolution be approved.

STRATEGIC PLAN LINK:

-Goal 5. Great Place - Livable, Sustainable City

STRATEGIC PLAN SIGNIFICANCE:

-Objective 5b. City decisions consistent with plans and policies

BACKGROUND: It is recommended that the City Council approve \$658,450 in FY2021 funding from the John M. Scott Foundation to cover the next round of a multi-year grant cycle and that also includes \$60,000 in COVID-19 related assistance to local organizations. This round of funding supports recommendations made by the commission and follows council approval of a first round totaling \$454,550 in November 2019.

In addition to the originally proposed FY2021 grant recommendations and the COVID-19 relief grants, the Commission is recommending continuation funding for all Category III grantees and \$5,000 for unreimbursed dental emergencies and supplies (including personal protective equipment [PPE]) during the COVID shutdown. The full slate of FY2021 awards recommended for City Council approval are as follows:

<u>Category I (\$225,000)</u>	<u>FY2021 Award</u>	<u>COVID Response</u>
Center for Human Services	\$100,000	\$0
Community Health Care Clinic	\$125,000	\$0

<u>Category II (\$393,450)</u>	<u>FY2021 Award</u>	<u>COVID Response</u>
Center for Youth and Family Solutions	\$37,700	\$7,150
Children's Home and Aid	\$32,500	\$0
Faith In Action	\$19,500	\$1,000
Heartland Head Start	\$32,500	\$0
INtegRity Counseling	\$13,650	\$5,000
Marcfirst	\$22,750	\$5,850
Mid Central Community	\$13,000	\$10,000

Action		
Normal First United Methodist Church	\$5,000	\$0
Project Oz	\$32,500	\$6,000
Sarah Bush Lincoln Health Center	\$22,100	\$0
The Baby Fold	\$32,500	\$5,000
West Bloomington Revitalization Project	\$32,500	\$2,500
YouthBuild McLean County	\$19,500	\$500
YWCA McLean County	\$22,750	\$12,000

Category III (\$35,000)	FY2021 Award	COVID Response
City of Bloomington Township	\$5,000	\$0
Normal Township	\$5,000	\$0
McLean County Health Department	\$15,000	\$5,000
Promise Council of McLean County	\$10,000	\$0

This funding if approved comes as a result of an August 2019 multi-year Request for Proposal that resulted in more than \$1.3 million in funding requests. After a rigorous grant-review process, the Commission created a slate of grant recommendations covering FY2020 (all categories), FY2021 (Category I and II), and FY2022 (Category I only).

In March 2020, the Commission voted to approve up to \$55,000 in additional funding to FY2021 grantees for COVID-19-related help after grantee requests to the Illinois Prairie Community Foundation exceeded the amount of available funding. Agencies with eligible yet unsuccessful Foundation request and John Scott grantees that had not applied to the Foundation were invited to submit COVID-19 funding request which resulted in more agencies receiving relief funding. The \$5,000 oral health grant was approved at that time as well.

City staff are aware of heightened concerns regarding the current COVID-19 pandemic, however this agenda item is operational in nature and expected to have little or no impact on City resources or finances.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: No new groups were contacted for the FY2021 awards. The FY2020 and FY2021 Request for Proposals included two years of funding. All FY2021 grant recipients were offered the opportunity to request additional funding for the COVID-19 response.

FINANCIAL IMPACT: Award of the FY 2021 John M. Scott grants has no impact on the City General Fund. Awards are made from the net proceeds of Trust investments. If approved, the FY 2021 grant awards totaling \$658,450 will be paid from the John M. Scott Healthcare-Grants accounts 72102100-79130-59000 (\$225,000), 72102100-79130-59100 (\$338,450), 72102100-79130-59200 (\$35,000), 72102100-79130-59300 (\$5,000) and 72102100-79130-70000 (\$55,000). Stakeholders can locate this in the FY2021 Proposed Budget Book titled “Other Funds and Capital Improvement” on page 144.

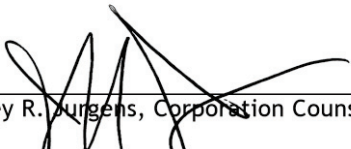
COMMUNITY DEVELOPMENT IMPACT: CWB-2.1: Promote the welfare of older adults and persons with disabilities to foster maximum independence so they can continue to be an integral part of the community; CWB-3: Develop a coordinated and efficient system of services that addresses comprehensive needs of children, families and communities; and CWB- 3.2: Support coordination and integration of behavioral health services for all residents.

Respectfully submitted for Council consideration.

Prepared by: Jennifer Toney, Grants Coordinator

Reviewed by:

	
Robert G. Mahrt, Community Development Director	Chris Tomerlin, Budget Manager
5/14/2020	5/14/2020

	
Jeffrey R. Jurgens, Corporation Counsel	Tara Henry, Legislative Assistant
5/19/2020	5/21/2020

Recommended by:


Tim Gleason, City Manager

Attachments:

- CD 2B JMS Grant Request Item #1329-1020 (Approved)
- CD 2C Res. No. 2019 - 32
- CD 2D FY21 JMS Grants Resolution



CONSENT AGENDA ITEM NO. 8.1

FOR COUNCIL: November 12, 2019

SPONSOR: Community Development Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action on a Resolution Approving the FY20 John M. Scott Health Care Grant Awards and Programmatic Agreements, in the amount of \$454,550, as requested by the Community Development Department.

RECOMMENDED MOTION: The proposed Resolution be approved.

STRATEGIC PLAN LINK:

-Goal 5. Great Place - Livable, Sustainable City

STRATEGIC PLAN SIGNIFICANCE:

-Objective 5b. City decisions consistent with plans and policies

BACKGROUND: On May 15, 2018, Thomas E. Herr, Dunn Law Firm, submitted a Petition to the Circuit Court of the Eleventh Judicial Circuit Court, County of McLean, requesting an amendment to the Declaration of Trust for the John M. Scott Health Care Trust. The Petition stated, "The Trustee has determined that the charitable purposes and intent of John M. Scott can best be carried out by amending and restating the existing Trust. The principal changes involve converting to an operational model that provides grants only to qualified grant recipients and eliminates direct services". Additionally, Item 6 of the Petition stated, "...Under the amended Trust, funds will be used to financially support organizations and initiatives that prevent illness and promote health and well-being of McLean County residents who have limited access to healthcare or the inability to pay for needed healthcare services." On July 2, 2018, the Circuit Court of the Eleventh Judicial Circuit Court signed the Order Approving Petition to Amend Declaration of Trust. Article 3.1 of the amended Declaration of Trust reads as follows: "The primary purpose of the Trust is to provide grants to financially support organizations and initiatives that prevent illness and promote health and well-being of McLean County residents who have limited access to healthcare or the inability to pay for needed healthcare services." The Grant Program Policies and Procedures, which were approved by the Commission and the Trustee on 01/28/2019 specify three grant categories: Category I General Operating grants (Category I), Category II Community Health Priority grants (Category II), and Category III Emergent Need grants (Category III).

For over a year, the John. M Scott Health Care Commission, along with the City's Staff Administrator, worked diligently to develop a comprehensive, well-organized grants program that would meet the needs of the community and remain true to Judge Scott's original intent. The Commission determined a connection to the McLean County Community Health Needs Assessment (CHNA), the McLean County Community Health Improvement Plan (CHIP), and at least one social determinant of health would be required of all Category I and II applicants. Additionally, the Commission determined that the first Request for Proposals

(RFP), to be issued in the Summer of 2019, would fund 3-year grants in Category I (FY20-FY22) and 16-month grants in Category II (January 1, 2020 - April 30, 2021). Another RFP would be issued in the summer of 2020 for Category II, so that FY22 funding is available at the beginning of that fiscal year on May 1, 2021.

On July 22, 2019, the Commission held a community meeting for agencies interested in applying for funding. Attendance was not required but highly recommended; more than 50 people attended. Speakers provided background information on Judge Scott, CHNA/CHIP priority areas and expectations for applications. Attendees were advised that the applications for Category I and Category II grants would be accepted online between August 1 - 30, 2019. Commissioners explained that the RFP would not include Category III funding, and that processes related to Category III would be finalized and announced at a later date.

Thirty-three applications were submitted by 25 McLean County organizations in both Categories. Six applications were submitted in Category I, and 27 were submitted in Category II. The total amount requested in both Categories was almost \$1.3 million. All grants were scored using a standardized online form by a team of 14 community expert volunteers plus Commissioners. Every grant received at least three scores. Prior to receiving grant-scoring assignments, all volunteer reviewers, including Commissioners, were required to complete a conflict of interest statement and sign a confidentiality agreement. Grant scoring assignments were then made to specifically avoid known conflicts of interest (e.g., board service). No grants were scored by anyone that was an employee of any applicant organization. Because Category I grants are larger, three-year commitments, all Category I grants were scored by every Commission member (up to 9 times). Category II grants, which are annual grants (with the option to re-apply), were scored by at least three volunteer reviewers: one content expert, one grant/community expert, and one Commissioner. After the online grant reviews were complete, the Grants Committee convened twice to evaluate each application based on its average score, final funding recommendation from the scorers (e.g., “definitely fund,” “maybe fund,” or “do not fund”), and fidelity to the Trust’s original intent. The Grant Committee presented its funding recommendations to the full Commission on 9/25/19, at which time the full Commission unanimously approved those recommendations, advancing them to the Trustee for final approval as shown below. Pending Trustee approval, grant recipients will be notified of their award and sent a grant agreement in November 2019. The portion of funding allocated to FY20 will be dispersed by 12/31/19, and the grant period begins 1/1/20 for all grant recipients. The FY21 allocation will be distributed after May 1, 2020.

While finalizing Category I and II grant recommendations, the Commission also finalized plans for Category III Emergent Need grants. In summary, Category III grants will have simplified reporting requirements from which we may learn about emerging trends and persistent unmet health-related needs that present at township offices, the county health department, and schools (e.g., eye glasses, medical supplies, other). Category III grants exclude general operating and overhead costs and are limited to units of service.

Category I	FY20	FY21¹	FY22²
Center for Human Services	\$100,000	\$100,000	\$100,000
Community Health Care Clinic	\$125,000	\$125,000	\$125,000

Category II	FY20	FY21¹
Center for Youth and Family Solutions	\$20,300	\$37,700

Children's Home and Aid	\$17,500	\$32,500
Faith in Action	\$10,500	\$19,500
Heartland Head Start	\$17,500	\$32,500
INtegRity Counseling	\$7,350	\$13,650
Marcfirst	\$12,250	\$22,750
Mid Central Community Action	\$7,000	\$13,000
Normal First United Methodist Church	\$15,000	\$ 5,000
Project Oz	\$17,500	\$32,500
Sarah Bush Lincoln Health Center	\$11,900	\$22,100
The Baby Fold	\$17,500	\$32,500
West Bloomington Revitalization Project	\$17,500	\$32,500
Youthbuild McLean County	\$10,500	\$19,500
YWCA McLean County	\$12,250	\$22,750

Category III	FY20
City of Bloomington Township	\$ 5,000
Normal Township	\$ 5,000
McLean County Health Department	\$15,000
Promise Council of McLean County	\$10,000

¹Pending Trustee Approval during the FY21 budget process in early 2020 and full compliance with grant reporting requirements

²Pending Trustee Approval during the FY22 budget process in early 2021 and full compliance with grant reporting requirements

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: See attachments.

FINANCIAL IMPACT: Award of the FY 2020 John M. Scott grants has no impact on the City General Fund. Awards are made from the net proceeds of Trust investments. If approved, the FY 2020 grant awards totaling \$454,550 will be paid from John M. Scott Healthcare-Grant accounts 72102100-79130-59000 (\$225,000), 72102100-79130-59100 (\$194,550), and 72102100-79130-59200 (\$35,000). Stakeholders can locate this in the FY 2020 Budget Book titled "Other Funds and Capital Improvement" on page 205.

Awards for the funding period beginning May 1, 2020 will be included in the John M. Scott FY 2021 budget request for Council approval in early 2020.

COMMUNITY DEVELOPMENT IMPACT: CWB-2.1: Promote the welfare of older adults and persons with disabilities to foster maximum independence so they can continue to be an integral part of the community; CWB-3: Develop a coordinated and efficient system of services that addresses comprehensive needs of children, families and communities; and CWB- 3.2: Support coordination and integration of behavioral health services for all residents.

FUTURE OPERATIONAL COST ASSOCIATED WITH NEW FACILITY CONSTRUCTION: N/A

Respectfully submitted for Council consideration.

Prepared by: Jennifer Toney, Grants Coordinator

Reviewed by:



Katie Simpson, City Planner

10/16/2019



Chris Tomerlin, Budget Manager

10/17/2019



Jeffrey R. Jurgens, Corporation Counsel

10/18/2019



Tara Henry, Legislative Assistant

10/25/2019

Attachments:

- CD 1B FY20 JMS Grant Awards - Resolution 2019 - 32
- CD 1C 2019 Community Meeting Sign-In
- CD 1D Meeting Press Release
- CD 1E Grant Cycle Announcement

RESOLUTION NO. 2019 - 32

**A RESOLUTION APPROVING THE FY20 JOHN M. SCOTT
HEALTH CARE GRANT AWARDS AND PROGRAMMATIC AGREEMENTS**

WHEREAS, the Bloomington City Council serves as the Trustee for the John M. Scott Health Care Trust ("Trust"); and

WHEREAS, in 2018 the Trust was re-organized to cease providing direct services and instead to an operational model that provides grants to qualified grant recipients; and

WHEREAS, the John M. Scott Health Commission ("Commission") reviewed various grant applications and proposals for distribution in FY 2020 and is recommending the Trustee award the grants set forth in this resolution.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BLOOMINGTON, ILLINOIS:

1. Recitals. That the recitals set forth above are incorporated herein as if fully set forth in this paragraph 1.
2. Grant Awards. The City Council, as Trustee of the John M. Scott Health Care Trust hereby approves the following grants be made in FY 2020: Category I -Center for Human Services (\$100,000) and Community Health Care Clinic (\$125,000); Category II - Center for Youth and Family Solutions (\$20,300), Children's Home and Aid (\$17,500), Faith in Action (\$10,500), Heartland Head Start (\$17,500), INtegRity Counseling (\$7,350), Marcfirst (\$12,250), Mid Central Community Action (\$7,000), Normal First United Methodist Church (\$15,000), Project Oz (\$17,500), Sarah Bush Lincoln Health Center (\$11,900), The Baby Fold (\$17,500), West Bloomington Revitalization Project (\$17,500), Youthbuild McLean County (\$10,500) and YWCA (\$12,250); Category III - City of Bloomington Township (\$5,000), Normal Township (\$5,000), McLean County Health Department (\$15,000), and Promise Council of McLean County (\$10,000).
3. Programmatic Agreements. The City Council, as Trustee, authorizes the Mayor, on behalf of Trustee, to execute the programmatic agreements assigned to each grant.
4. Effectiveness. This Resolution shall be effective upon passage by the City Council and execution by the Mayor of the City of Bloomington.

PASSED this 12th day of November 2019.

APPROVED this 13th day of November 2019.

CITY OF BLOOMINGTON


Tari Renner, Mayor

ATTEST


Leslie Yocum, City Clerk

RESOLUTION NO. 2020 - _____

A RESOLUTION APPROVING THE FY21 JOHN M. SCOTT HEALTH CARE GRANT AWARDS
AND PROGRAMMATIC AGREEMENTS

WHEREAS, the Bloomington City Council serves as the Trustee for the John M. Scott Health Care Trust (“Trust”): and

WHEREAS, in 2018 the Trust was re-organized to cease providing direct services and instead to an operational model that provides grants to qualified grant recipients; and

WHEREAS, the John M. Scott Health Commission (“Commission”) reviewed various grant applications and proposals for distribution in FY21 and is recommending the Trustee award the grants set forth in this resolution.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BLOOMINGTON, ILLINOIS:

1. Recitals. That the recitals set forth above are incorporated herein as if fully set forth in paragraph 1.
2. Grant Awards. The City Council, as Trustee of the John M. Scott Health Care Trust hereby approves the following grants be made in FY2021; Category I - Center for Human Services (\$100,000) and Community Health Care Clinic (\$125,000); Category II - Center for Youth and Family Solutions (\$44,850), Children’s Home and Aid (\$32,500), Faith in Action (\$20,500), Heartland Head Start (\$32,500), INtegRity Counseling (\$18,650), Marcfirst (\$28,600), Mid Central Community Action (\$23,000), Normal First United Methodist Church (\$5,000), Project Oz (\$38,500), Sarah Bush Lincoln Health Center (\$22,100), The Baby Fold (\$37,500), West Bloomington Revitalization Project (\$35,000), YouthBuild McLean County (\$20,000), and YWCA McLean County (\$34,750); Category III - City of Bloomington Township (\$5,000), Normal Township (\$5,000), McLean County Health Department (\$20,000) and Promise Council of McLean County (\$10,000).
3. Programmatic Agreements. The City Council, as Trustee, authorizes the Mayor, on behalf of the Trustee, to execute the programmatic agreements assigned to each grant.
4. Effectiveness: This Resolution shall be effective upon passage by the City Council and execution by the Mayor of the City of Bloomington.

PASSED this 26th day of May 2020.

APPROVED this _____ day of May 2020.

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Leslie Smith-Yocum, City Clerk



CONSENT AGENDA ITEM NO. 8.I

FOR COUNCIL: May 26, 2020

SPONSOR: Parks, Recreation and Cultural Arts Department

WARD IMPACTED: Ward 2

SUBJECT: Consideration and action on an Ordinance Amending the Budget Ordinance for the Fiscal Year Ending April 30, 2021, and to approve a Contract with Stark Excavating Inc. in the amount of \$57,854.00 for the FY2021 construction of the Wittenberg Woods Park Trail (Bid #2021-02), as requested by the Parks, Recreation and Cultural Arts Department.

RECOMMENDED MOTION:

The proposed Ordinance and Contract be approved.

STRATEGIC PLAN LINK:

-Goal 5. Great Place - Livable, Sustainable City

STRATEGIC PLAN SIGNIFICANCE:

- Objective 5d. Appropriate leisure and recreational opportunities responding to the needs of residents
- Objective 5a. Well-planned City with necessary services and infrastructure

BACKGROUND: Wittenberg Woods Park is currently an underdeveloped recreation site in the southernmost portion of the City limits. This project will establish an asphalt trail around the existing retention pond in the park. Through the pending award of a grant, a partnership with a local private entity, and the labor of Parks, Recreation & Cultural Arts staff, this centerpiece of the park shall be linked to other areas, subdivisions and established trails nearby.

City staff prepared the FY 2021 Wittenberg Woods Park Trail proposal package. Competitive bids were received until 10:00 a.m., Monday, May 5th, 2020, in the office of the City Clerk. Two (2) bids were received and opened. Stark Excavating Inc. was the apparent low bidder. There were two (2) alternate bids included in the proposal for concrete sidewalk connections; one to the Wittenberg Woods at Prairie Vista subdivision, and one to Luther Oaks. Both alternates increased the project beyond the budgeted amount of \$60,000, therefore, the base bid of \$57,854.00 was chosen by the Parks, Recreation & Cultural Arts to be considered for approval.

City staff is aware of heightened concerns regarding the current COVID-19 pandemic; however, this expenditure is necessary because the continued development of our parks is a great benefit to the community, especially in these times of limited activities. The Finance Department has further reviewed the costs associated with project and believes adequate funding will be available.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Luther Oaks Senior Living Center.

FINANCIAL IMPACT: If approved, the \$57,854 will be paid to construct the Wittenberg Woods Trail out of the FY 2021 Budget under the Capital Improvement-Bike Trail account (40100100-72580). This project was included in the FY 2020 Budget, however, due to bid delays is being presented in FY 2021 which is why the budget amendment is requested. Please see the attached ordinance and exhibit for more details on the budget amendment. Stakeholders can locate this in the FY 2020 Budget Book titled "Other Funds & Capital Improvement" on pages 74, 76, 241, 267, and 278. This was originally budgeted for \$60,000 in FY 2020.

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: Jeff Kohl, Parks Project Manager

Reviewed by:



Jay Tetzloff, Director of Parks, Recreation and Cultural Arts

5/12/2020



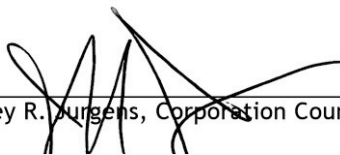
Carla Murillo, Procurement Manager

5/13/2020



Chris Tomertin, Budget Manager

5/18/2020



Jeffrey R. Jurgens, Corporation Counsel

5/18/2020



Tara Henry, Legislative Assistant

5/19/2020

Recommended by:



Tim Gleason, City Manager

Attachments:

- PRCA 1B Bid Tab_Wittenberg Trail_FY2021
- PRCA 1C Proposal Wittenberg Woods Trail 1796
- PRCA 1D Bid Opening Wittenberg Woods Trail 1796
- PRCA 1E Local Pref & Insurance Wittenberg Woods Trail 1796
- PRCA 1F Contract_Bid #2021-02 Wittenberg Woods
- PRCA 1G Ordinance Wittenberg Woods Trail

- PRCA 1H Exhibit Wittenberg Woods Trail

CITY OF BLOOMINGTON
FY 2021 WITTENBERG WOODS
PARK TRAIL

BID 2021-02 TABULATION

Prepared By: JCK
 Date: 5/11/2020

ENGINEERS ESTIMATE				STARK EXCAVATING INC.		ROWE CONSTRUCTION	
ITEM NO.	ITEM	UNITS	PLAN QTY	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT
1	EARTH EXCAVATION	CY	113	\$100.00	\$11,300.00	\$115.42	\$13,042.46
2	AGGREGATE BASE COURSE, TYPE B, 4"	SY	1167	\$11.00	\$12,837.00	\$15.66	\$18,275.22
3	HMA LEVELING COURSE, MIX C, N50, IL-9.5, 1.5"	TON	93	\$125.00	\$11,625.00	\$155.31	\$14,443.83
4	HMA SURFACE COURSE, MIX C, N50, IL-9.5, 1.5"	TON	93	\$125.00	\$11,625.00	\$155.31	\$14,443.83
5	MOBLIZATION	LS	1	\$3,700.00	\$3,700.00	\$1,644.17	\$1,644.17
BASE BID SUBTOTAL:				\$51,087.00		BASE BID SUBTOTAL:	
ALTERNATE # 1 PORTLAND CEMENT CONCRETE SIDEWALK							
A1	PORTLAND CEMENT CONCRETE SIDEWALK, 6"	SF	660	\$10.00	\$6,600.00	\$8.98	\$5,926.80
A2	EARTH EXCAVATION	CY	15	\$100.00	\$1,500.00	\$71.85	\$1,077.75
A3	EMBANKMENT	CY	30	\$80.00	\$2,400.00	\$35.92	\$1,077.60
A4	AGGREGATE BASE COURSE, TYPE B, 4"	SY	44	\$11.00	\$484.00	\$19.58	\$861.52
#1 ALTERNATE SUBTOTAL:				\$10,984.00		#1 ALTERNATE SUBTOTAL:	
ALTERNATE # 2 PORTLAND CEMENT CONCRETE SIDEWALK							
A1	PORTLAND CEMENT CONCRETE SIDEWALK, 6"	SF	685	\$10.00	\$6,850.00	\$8.74	\$5,986.90
A2	EARTH EXCAVATION	CY	16	\$100.00	\$1,600.00	\$67.36	\$1,077.76
A3	EMBANKMENT	CY	20	\$80.00	\$1,600.00	\$53.88	\$1,077.60
A2	AGGREGATE BASE COURSE, TYPE B, 4"	SY	76	\$11.00	\$836.00	\$11.33	\$861.08
#2 ALTERNATE SUBTOTAL:				\$10,886.00		#2 ALTERNATE SUBTOTAL:	
BASE BID TOT:				\$51,087.00		BASE BID TOT:	
BASE BID+ALT #1 TOT:				\$62,071.00		BASE BID+ALT #1 TOT:	
BASE BID+ALT #2 TOT:				\$61,973.00		BASE BID+ALT #2 TOT:	
BASE+ALT #1+ALT #2 TOT:				\$72,957.00		BASE+ALT #1+ALT #2 TOT:	
#2 ALTERNATE SUBTOTAL:				\$10,239.50		#2 ALTERNATE SUBTOTAL:	
BASE BID TOT:				\$57,854.00		BASE BID TOT:	
BASE BID+ALT #1 TOT:				\$67,312.00		BASE BID+ALT #1 TOT:	
BASE BID+ALT #2 TOT:				\$68,093.50		BASE BID+ALT #2 TOT:	
BASE+ALT #1+ALT #2 TOT:				\$77,551.50		BASE+ALT #1+ALT #2 TOT:	

CONTRACTOR'S PROPOSAL

FY 2021 WITTENBERG WOODS PARK TRAIL

We, the undersigned, agree to the terms and conditions used by the City of Bloomington, Illinois, at the unit prices submitted, and to supply all services and/or commodities as required in the requirements and Terms and Conditions.

The contractor certifies by signature below that it has not been barred from contracting with a unit of State or Local government in the State of Illinois as a result of a violation of Section 33E-3 or 33E-4 of the Criminal Code of 1961, as amended.

We further agree to complete all the above work in a complete, neat, and workmanlike manner.

Contractors shall not pay less than the prevailing rates of wages to all laborers, workmen, and mechanics performing work under this contract, and shall comply with the requirements of the Illinois Prevailing Wage Act (820 ILCS 130/1-12) including Public Act 100-1177 effective June 1, 2019.

This Proposal is made with the understanding that the quantities are approximate only, and that the City of Bloomington expressly reserves the right to increase or reduce quantities as they may deem necessary, to reject any and all proposals, and to waive technicalities.

The undersigned contractor, having carefully examined the plans, specifications, and special provisions for the proposed improvement, and the prevailing scale of wages set up for this community, now on file in the Office of the City Clerk; hereby proposes to provide all of the tools, apparatus, and to do all of the work at the prevailing scale of wages, and to provide all of the materials required to make the improvement in accordance with the plans, Standard Specifications and Special Provisions at the following prices:

SIGNED BY: Stark Excavating, Inc.



(SIGNATURE)

David K. Stark, Jr. Vice President

(NAME & TITLE)

1805 W. Washington St. Bloomington, IL 61701

(ADDRESS)

(SEAL IF CORPORATION)

CITY OF BLOOMINGTON
FY 2021 WITTENBERG WOODS PARK
TRAIL

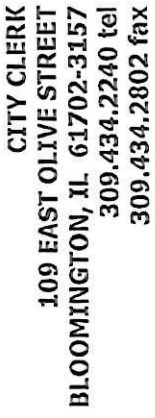
SCHEDULE OF PRICES

ITEM NO.	ITEM	UNITS	PLAN QTY	UNIT PRICE	AMOUNT
1	EARTH EXCAVATION	CY	113	60.00	6,780.00
2	AGGREGATE BASE COURSE, TYPE B, 4"	SY	1167	12.00	14,004.00
3	HMA LEVELING COURSE, MIX C, N50, IL-9.5, 1.5"	TON	93	210.00	19,530.00
4	HMA SURFACE COURSE, MIX C, N50, IL-9.5, 1.5"	TON	93	155.00	14,415.00
5	MOBLIZATION	LS	1	3,125.00	3,125.00
BASE BID SUBTOTAL:					57,854.00

ALTERNATE # 1 PORTLAND CEMENT CONCRETE SIDEWALK					
A1	PORTLAND CEMENT CONCRETE SIDEWALK, 6"	SF	660	11.50	7,590.00
A2	EARTH EXCAVATION	CY	15	15.00	225.00
A3	EMBANKMENT	CY	30	22.50	675.00
A4	AGGREGATE BASE COURSE, TYPE B, 4"	SY	44	22.00	968.00
#1 ALTERNATE SUBTOTAL:					9,458.00

ALTERNATE # 2 PORTLAND CEMENT CONCRETE SIDEWALK					
A1	PORTLAND CEMENT CONCRETE SIDEWALK, 6"	SF	685	11.50	7,877.50
A2	EARTH EXCAVATION	CY	16	15.00	240.00
A3	EMBANKMENT	CY	20	22.50	450.00
A2	AGGREGATE BASE COURSE, TYPE B, 4"	SY	78	22.00	1,672.00
#2 ALTERNATE SUBTOTAL:					10,239.50

BASE BID TOTAL:	57,854.00
BASE BID + ALT #1 TOTAL:	67,312.00
BASE BID + ALT #2 TOTAL:	68,093.50
BASE BID + ALT #1 + ALT #2 TOTAL:	77,651.50



BID # 2021-02
FY 2021 Wittenberg Woods Park Trail

TIME: 10:00 a.m.

[illegible]

Misty Shaper
Coulterville

***Disclaimer:** This is a Bid tabulation for record of the Bid opening. Bids have not been reviewed and have not been presented to council. This does not represent any Award. Prices or options/alternates will not be included on the tabulation.

LOCAL PREFERENCE PURCHASING POLICY CERTIFICATION

The City of Bloomington has adopted a local preference purchasing policy. Under the terms of the policy local contractors may be granted a pre-determined preference in competitive bidding situations. Bids from qualified local bidders may receive the following adjustment to the submitted bid:

1. 5% up to a maximum of \$2,500 on bids of \$10,000 up to \$50,000;
2. 4% up to a maximum of \$10,000 on bids of up to \$250,000;
3. 3% up to a maximum of \$30,000 on bids of up to \$1,000,000; and
4. \$50,000 on bids of over \$1,000,000.

For purposes of comparison and consideration in awarding contracts the preferential discount will be applied to the low bid of all qualified local bidders when determining the lowest responsible bid. The City Council reserves the right to waive or amend the local preference purchasing policy in connection with any bid, when it deems it in the best interest of the citizens of Bloomington.

A Local Bidder is defined as any business that meets all of the following criteria:

1. The business has established and maintained a physical presence within the County of McLean, via the ownership or lease of a building or a portion of a building for a period of not less than 12 consecutive months; and
2. The business employs a minimum of two full time employees at the McLean County location and those employees spend the majority of their workday and work week at the McLean County location; and
3. The business is legally authorized to conduct business within the State of Illinois and the County of McLean.

The undersigned hereby certifies to the City of Bloomington that it is a Local Bidder as defined above and qualifies for the Local Bidder Preference pursuant to the City of Bloomington Local Preference Purchasing Policy.

David K. Stark, Jr. 5/11/2020

Print Name & Date


Authorized Signature

Stark Excavating, Inc.

Company Name



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

10/18/2019

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER	CONTACT NAME: Luke Sherman
Insurance Risk Managers	PHONE (A/C, Ho, Ext): (217) 239-3755
2104 Windsor Place	FAX (A/C, Ho): (217) 239-3769
Suite B	E-MAIL ADDRESS: service@irmagency.com
Champaign IL 61820	INSURER(S) AFFORDING COVERAGE
INSURED	INSURER A: Old Republic General Ins Corp
Stark Excavating, Inc	INSURER B: Starr Indemnity & Liability Co
1805 W Washington St	INSURER C: Travelers Property Cas America
Bloomington IL 61701-3703	INSURER D: Westchester Surplus Lines Insurance
	INSURER E:
	INSURER F:

COVERAGES

CERTIFICATE NUMBER: 20-21 Master

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR VVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	☒ COMMERCIAL GENERAL LIABILITY ☐ CLAIMS-MADE ☒ OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: ☐ POLICY ☒ PROJECT ☐ LOC OTHER:	Y			01/01/2020	01/01/2021	EACH OCCURRENCE \$ 2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 2,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
A	☒ AUTOMOBILE LIABILITY ☒ ANY AUTO OWNED AUTOS ONLY ☐ SCHEDULED AUTOS HIRED AUTOS ONLY ☐ NON-OWNED AUTOS ONLY				01/01/2020	01/01/2021	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
B	☒ UMBRELLA LIAB ☒ OCCUR ☒ EXCESS LIAB ☐ CLAIMS-MADE DED ☒ RETENTION \$ 0				01/01/2020	01/01/2021	EACH OCCURRENCE \$ 10,000,000 AGGREGATE \$ 10,000,000
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/ MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N N	N/A		12/31/2019	12/31/2020	☒ PER STATUTE ☐ OTHER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
C	Equipment Floater Installation Floater				01/01/2020	01/01/2021	Leased/Borrowed Equip \$525,000 Any One Job Site \$1,000,000 Deductible \$10,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

RE: ALL WORK

City of Bloomington is included as additional insured under general liability on a primary and non-contributory basis, as required by written contract. Umbrella follows form.

CERTIFICATE HOLDER

CANCELLATION

City of Bloomington 109 E Olive St Bloomington IL 61701	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE
---	---

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**CITY OF BLOOMINGTON
CONTRACT WITH**

FOR
FY 2021 Wittenberg Woods Park Trail

THIS AGREEMENT, dated this 13th day of May, 2020, is between the City of Bloomington (hereinafter "CITY") and (hereinafter "CONTRACTOR").

NOW THEREFORE, the parties agree as follows:

Section 1. Recitals. The recitals set forth above are incorporated into this Section 1 as if specifically stated herein.

Section 2. Incorporation of Bid/RFP/RFO & Proposal Terms / Prevailing Wage. This work was subject to the following procurement initiative by the CITY:
Bid #2021-02 Wittenberg Woods Park Trail (hereinafter "Request")

Accordingly, the provisions of the Request and the proposal submitted by CONTRACTOR (hereinafter collectively referred to as "Procurement Documents" and attached as Exhibit A), shall be incorporated into this Contract and made a part thereof and shall be considered additional contractual requirements that must be met by CONTRACTOR. In the event of a direct conflict between the provisions of this contract and the incorporated documents, the provisions of this contract shall apply. This contract calls for the construction of a "public work," within the meaning of the Illinois Prevailing Wage Act, 820 ILCS 130/01 et seq. ("the Act"). The Act requires contractors and subcontractors to pay laborers, workers and mechanics performing services on public works projects no less than the current "prevailing rate of wages" (hourly cash wages plus amount for fringe benefits) in the county where the work is performed. The Department publishes the prevailing wage rates on its website. The Department revises the prevailing wage rates and the contractor/subcontractor has an obligation to check the Department's web site for revisions to prevailing wage rates. For information regarding current prevailing wage rates, please refer to the Illinois Department of Labor's website. All contractors and subcontractors rendering services under this contract must comply with all requirements of the Act, including but not limited to, all wage requirements and notice and record keeping duties. This includes Public Act 100-1177 which became effective on June 1, 2019.

Section 3. Description of Services. CONTRACTOR shall provide the services/work identified in the Procurement Documents, and specifically as follows: Excavation and surface preparation for placement of Wittenberg Woods Park Trail.

Section 4. Payment. For the work performed by CONTRACTOR under this Contract, the CITY shall pay CONTRACTOR one of the following:

- ☐ A flat fee of \$ _____ as set forth in the Procurement Documents.
- ☒ Fees as set forth in the Procurement Documents.

Section 5. Default and Termination. Either party shall be in default if it fails to perform all or any part of this Contract. If either party is in default, the other party may terminate this Contract upon giving written notice of such termination to the party in default. Such notice shall be in writing and provided thirty (30) days prior to termination. The non-defaulting party shall be entitled to all remedies, whether in law or equity, upon the default or a violation of this Contract. In addition, the prevailing party shall be entitled to reimbursement of attorney's fees and court costs.

Section 6. Representations of Vendor. CONTRACTOR hereby represents it is legally able to perform the work that is subject to this Contract.

Section 7. Assignment. Neither party may assign this Contract, or the proceeds thereof, without written consent of the other party.

Section 8. Compliance with Laws. CONTRACTOR agrees that any and all work by CONTRACTOR shall at all times comply with all laws, ordinances, statutes and governmental rules, regulations and codes.

Section 9. Compliance with FOIA Requirements. CONTRACTOR further explicitly agrees to furnish all records related to this Contract and any documentation related to CITY required under an Illinois Freedom of Information Act (ILCS 140/1 et. seq.) ("FOIA") request within five (5) business days after CITY issues notice of such request to CONTRACTOR. CONTRACTOR agrees to not apply any costs or charge any fees to the CITY regarding the procurement of records required pursuant to a FOIA request. CONTRACTOR shall be responsible for any damages/penalties assessed to CITY for CONTRACTOR'S failure to furnish all documentation in CONTRACTOR'S possession responsive and related to a request within five (5) days after CITY issues a notice of a request.

Section 10. Governing Law. This Agreement shall be governed by and interpreted pursuant to the laws of the State of Illinois.

Section 11. Joint Drafting. The parties expressly agree that this agreement was jointly drafted, and that both had opportunity to negotiate its terms and to obtain the assistance of counsel in reviewing it terms prior to execution. Therefore, this agreement shall be construed neither against nor in favor of either party, but shall construed in a neutral manner.

Section 12. Attorney Fees. In the event that any action is filed in relation to this agreement, the unsuccessful party in the action shall pay to the successful party, in addition to all the sums that either party may be called on to pay, a reasonable sum for the successful party's attorneys' fees.

Section 13. Paragraph Headings. The titles to the paragraphs of this agreement are solely for the convenience of the parties and shall not be used to explain, modify, simplify, or aid in the interpretation of the provisions of this agreement.

Section 14. Counterparts. This agreement may be executed in any number of counterparts, each of which shall be deemed to be an original, but all of which together shall constitute the same instrument.

CITY OF BLOOMINGTON

By: _____
Its City Manager

ATTEST:

By: _____
City Clerk

Stark Excavating, Inc.
By: [Redacted]
Its *VP*

By: [Redacted]
Its *Secretary*

ORDINANCE NO. 2020 - ____

**AN ORDINANCE AMENDING THE BUDGET ORDINANCE
FOR THE FISCAL YEAR ENDING APRIL 30, 2021**

WHEREAS, on April 22, 2020 by Ordinance Number 2020-22, the City of Bloomington passed a Budget and Appropriation Ordinance for the Fiscal Year Beginning May 1, 2020 and Ending April 30, 2021, City of Bloomington, which Ordinance was approved by Mayor Tari Renner on April 23, 2020; and

WHEREAS, a Budget Amendment is needed as detailed below;

An Ordinance amending the Fiscal Year 2021 Budget, in the amount of \$57,854, for the for the FY 2021 construction of the Wittenberg Woods Park Trail (Bid #2021-02) as requested by the Parks, Recreation & Cultural Arts and Finance Departments.

Section One: Ordinance Number 2020-22 (the Budget and Appropriation Ordinance for the Fiscal Year Ending April 30, 2021) 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 2020-22 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 2020-22.

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

PASSED this 26th day of May 2020.

APPROVED this ____ day of May 2020.

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Leslie Smith-Yocum, City Clerk

FY 2021 Budget Amendment-Exhibit

Account #	Fund	Account Description	Amount	Comments
40100100-40000	Capital Improvement	Use of Fund Balance	\$ (57,854.00)	
40100100-72580	Capital Improvement	Bike Trail	\$ 57,854.00	
Net Transaction:			\$ -	



CONSENT AGENDA ITEM NO. 8.J

FOR COUNCIL: May 26, 2020

SPONSOR: Public Works Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action on an Ordinance Amending the Budget Ordinance for the Fiscal Year Ending April 30, 2021, and to approve the Purchase of one (1) 2020 SMT Trailer Mounted Attenuator, for the Street Maintenance Division of the Public Works Department, from Energy Absorption System of Chicago, Illinois (Bid #2020-59), in the amount of \$19,995, as requested by the Public Works Department.

RECOMMENDED MOTION:

The proposed Ordinance and Purchase 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: Public Works is recommending the approval of an Ordinance Amending the Budget for the Fiscal Year Ending April 30, 2021, and the Purchase of one 2020 SMT Trailer Mounted Attenuator, in the amount of \$19,995, to replace Unit S45.

The current unit is a 2013 Energy Absorption TMA9000LED Crash Attenuator that was scheduled for replacement in FY2020 for the Streets and Sewers Section. Staff prepared a bid package and advertised the crash attenuator purchase for competitive bids. The bid was released on April 6, 2020. Bids were due to the City on April 22, 2020. The City received two bids. The lowest responsible bidder was Energy Absorption Systems of Chicago IL. Lightle Enterprises had multiple variances and was for a 2019 model year not a 2020 as called for in the bid. There were no local bids.



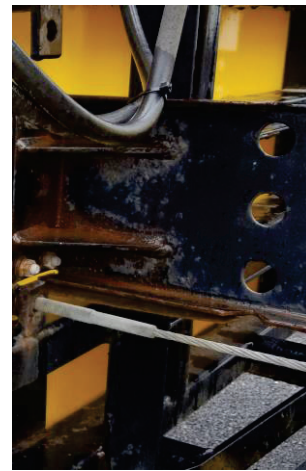
Staff requests that the replaced unit be declared surplus and sold at public auction at publicsurplus.com. It is expected to sell for \$5,300.

Streets and Sewers has a 2013 Energy Absorption TMA9000LED Trailer Mounted Crash Attenuator that was scheduled for replacement in FY2020. This unit is 7 years old. The maintenance cost to date is \$1,329.74.

This unit is mounted to a trailer and placed in work zones. It acts as a barrier in case of a vehicle collision, protecting workers when they are working in the right-of-way, as well as protecting structures, vehicles, and motorists. It is also used to protect employees when removing snow and ice from sidewalks on bridges.

This unit is primarily used by Streets and Sewers when working on roads with a speed limit of 45 miles per hour or more. However, it is also used by the City's electricians when they are performing maintenance on traffic control signals, and by the City's Parks and Recreation Divisions of the Parks, Recreation, and Cultural Arts Department when working on beautification projects along Veterans Parkway.

Recent issues with this unit have been pintel hitch and bolts, seized pins, lighting system, and cylinder rod ends. The unit's frame is rusting along with the cartridges. The current unit also does not meet the new MASH-16 Test Level-3 safety criteria.



City staff is aware of heightened concerns regarding the current COVID-19 pandemic. However, this expenditure is necessary, because the unit is used to protect the safety of City Staff.

The Finance Department is monitoring the financial impact of the pandemic. It has reviewed the costs associated with the project and believes adequate funding is available given there may be a need to use fund reserves within fund balance guidelines.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: A request for bids was advertised in the Pantagraph on April 6, 2020.

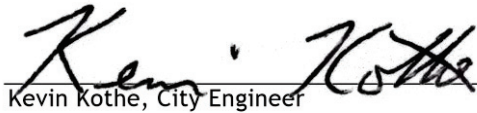
FINANCIAL IMPACT: If approved, the purchase of the attenuator will be made from the Capital Lease-Capital Outlay Equipment Other than Office account (40110143-72140). Please see the attached Ordinance and Exhibit for details on the Budget Amendment. This item was originally included in the FY 2020 Capital Lease-Capital Outlay Equipment Other than Office account (40110141-72140) budgeted at \$26,780. Because of delays due to COVID-19 the item was not presented to City Council for consideration in FY 2020. Stakeholders can locate the original budgeted amount in the FY 2020 Budget Book titled "Other Funds & Capital Improvement" on pages 87 and 90.

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: Rob Krones, Superintendent of Fleet Management

Reviewed by:


Kevin Kothe, City Engineer

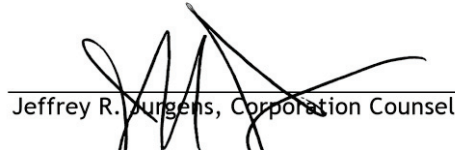
5/12/2020


Carla Murillo, Procurement Manager

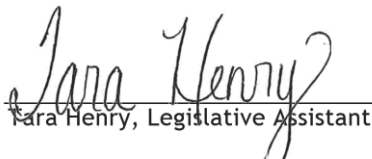
5/13/2020


Chris Tomerlin, Budget Manager

5/13/2020


Jeffrey R. Jurgens, Corporation Counsel

5/14/2020


Tara Henry, Legislative Assistant

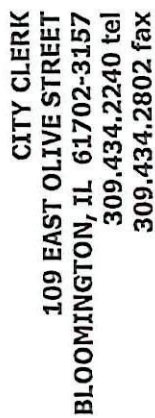
5/20/2020

Recommended by:


Tim Gleason, City Manager

Attachments:

- PW 2B Bid Tab S45 Crash Attenuator 05262020
- PW 2C Bid Form S45 Crash Attenuator 05262020
- PW 2D Ordinance S45 Crash Attenuator 05262020
- PW 2E Exhibit S45 Crash Attenuator 05262020



BID #2020-59

ONE (1) TRAILER MOUNTED CRASH ATTENUATOR FOR THE PUBLIC WORKS DEPT

TIME: 12:15 p.m.

WITNESSES:

TSCM
 Charles Allen Co.
 Jrg-Swiff-4-23-20 12:00
 Charles Allen Co. 4-23-2020

***Disclaimer:** This is a Bid tabulation for record of the Bid opening. Bids have not been reviewed and have not been presented to council. This does not represent any Award. Prices or options/alternates will not be included on the tabulation.

1.208 pm

BID FORM

BID #2020-59

ONE (1) TRAILER MOUNTED CRASH ATTENUATOR FOR THE PUBLIC WORKS DEPT

We, the undersigned, agree to the terms and conditions used by the City of Bloomington, Illinois, at the below bid price, and to supply all services as required in the requirements and Instructions to Bidders. We further agree to deliver the equipment or services as outlined with in this document, FOB Bloomington, Illinois, freight prepaid.

The bidder certifies by signature below that it has not been barred from contracting with a unit of State or Local government in the State of Illinois as a result of a violation of Section 33E-3 or 33E-4 of the Criminal Code of 1961, as amended.

DESCRIPTION

PRICE

One Trailer Mounted Crash Attenuator

\$ 19,995

Year, Make, and, Model: 2020 SMT Trailer TMA

Delivery days from receipt of order: 30-45 Days ARO

The undersigned understands that any condition above, clarification made to the above, or information submitted on or with this form other than requested may render this bid unresponsive.

Energy Absorption Systems
Firm


Authorized Signature

70 W Madison Street, Suite 2350
Address

Chicago IL 60602
City State Zip

312-705-8455
Phone Number

April 21, 2020
Date

Email Address christina.jones@trin.net

City Manager, Tim Gleason Approval

Date Signed

ORDINANCE NO. 2020 - ____

**AN ORDINANCE AMENDING THE BUDGET ORDINANCE
FOR THE FISCAL YEAR ENDING APRIL 30, 2021**

WHEREAS, on April 22, 2020 by Ordinance Number 2020-22, the City of Bloomington passed a Budget and Appropriation Ordinance for the Fiscal Year Beginning May 1, 2020 and Ending April 30, 2021, City of Bloomington, which Ordinance was approved by Mayor Tari Renner on April 23, 2020; and

WHEREAS, a Budget Amendment is needed as detailed below;

An Ordinance amending the Fiscal Year 2021 Budget, in the amount of \$19,995, for the purchase of one (1) 2020 SMT Trailer Mounted Attenuator, for the Street Maintenance Division of the Public Works Department, from Energy Absorption System of Chicago, Illinois (Bid #2020-59)), as requested by the Public Works and the Finance Department.

Section One: Ordinance Number 2020-22 (the Budget and Appropriation Ordinance for the Fiscal Year Ending April 30, 2021) 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 2020-22 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 2020-22.

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

PASSED this 26th day of May 2020.

APPROVED this ____ day of May 2020.

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Leslie Smith-Yocum, City Clerk

FY 2021 Budget Amendment-Exhibit

Account #	Fund	Account Description	Amount	Comments
40110143-57516	Capital Lease	Proceeds	\$ (19,995.00)	
40110143-72140	Capital Lease	Capital Outlay Equipment Other than Office	\$ 19,995.00	
Net Transaction:			\$ -	



CONSENT AGENDA ITEM NO. 8.K

FOR COUNCIL: May 26, 2020

SPONSOR: Public Works Department and Police Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action on an Ordinance Amending the Budget Ordinance for the Fiscal Year Ending April 30, 2021, and to approve the Purchase of one (1) 2020 Ford Transit Van from Landmark Ford, Inc. in the amount of \$35,925, for use by the SWAT Team of the Police Department, from the State of Illinois Contract (#19-416CMS-BOSS4-P-3636, exp. 12/19/2020), as requested by the Public Works Department and the Police Department.

RECOMMENDED MOTION:

The proposed Ordinance and Purchase be approved.

STRATEGIC PLAN LINK:

- Goal 4. Strong Neighborhoods
- Goal 1. Financially Sound City Providing Quality Basic Services

STRATEGIC PLAN SIGNIFICANCE:

- Objective 4a. Residents feeling safe in their homes and neighborhoods
- Objective 1a. Budget with adequate resources to support defined services and level of services

BACKGROUND: Public Works and Police are recommending the approval of an Ordinance Amending the Budget and the Purchase of one 2020 Ford Transit Van, for use by the SWAT Team of the Police Department, from Landmark Ford, Inc. of Springfield, Illinois, in the amount of \$35,925, through the State of Illinois contract #19-416CMS-BOSS4-P-3636, exp. 12/19/2020.

A bid was released on April 8, 2020 and due to the City on April 22, 2020. The City received one bid from Bob Ridings Ford of Taylorville, Illinois. There were no local bids.



Purchasing this unit through the State of Illinois contract saves the City \$970 when compared to another bid that was received through the bidding process. *A separate agenda item includes action and consideration to reject the bid.*

Source

Bob Ridings
Illinois State Contract (Landmark Ford, Inc.)

Total Cost

\$36,895
\$35,925

The Police Department has a 2001 Ford Excursion that was scheduled for replacement in FY 2020. This unit is 19 years old and has 116,457 miles. The maintenance cost to date is \$28,365.37. This unit is used to transport SWAT team members in response to high-risk emergencies. The unit is also used for out-of-town travel and for mutual aid emergencies. Recent issues with this unit have included brakes, shocks, body electrical, fuel pump, ignition system, HVAC system, and emergency lighting.

Staff requests that the replaced unit be declared surplus and sold on public auction at publicsurplus.com. It is expected to sell for \$2,500.

City staff is aware of heightened concerns regarding the current COVID-19 pandemic. However, this expenditure is necessary, because this purchase will allow the Police SWAT Team to quickly and effectively respond to high-risk emergency situations with the proper equipment and corresponding level of service needed for the safety of the Officers and the public.

The Finance Department is monitoring the financial impact of the pandemic. It has reviewed the costs associated with the purchase and believes adequate funding is available given there may be a need to use fund reserves within fund balance guidelines.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

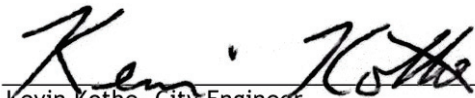
FINANCIAL IMPACT: If approved, \$35,925 will be paid out of the FY 2021 Budget under the Capital Lease-Capital Outlay Licensed Vehicle account (40110143-72130). Originally included in the FY 2020 Budget, this was delayed due to COVID-19. Please see the attached ordinance and exhibit for details on the budget amendment. Stakeholders can locate this item in the FY 2020 Budget Book titled Budget Overview and General Fund on page 222 and “Other Funds & Capital Improvement” on page 223. This was budgeted in FY 2020 for \$38,196.

COMMUNITY DEVELOPMENT IMPACT: Goal PS-1. Reduce crime and the fear of crime, Objective PS-1.2. Develop personnel and increase departmental efficiencies; review and research relevant technologies.

Respectfully submitted for Council consideration.

Prepared by: Rob Krones, Superintendent of Fleet Management

Reviewed by:


Kevin Kothe, City Engineer

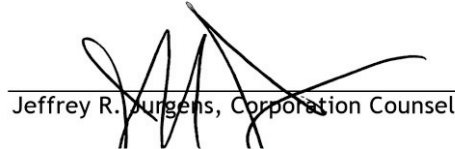
5/14/2020


Carla Murillo, Procurement Manager

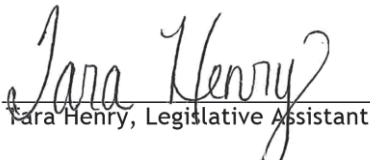
5/18/2020


Chris Tomerlin, Budget Manager

5/18/2020


Jeffrey R. Jurgens, Corporation Counsel

5/18/2020


Tara Henry, Legislative Assistant

5/20/2020

Recommended by:


Tim Gleason, City Manager

Attachments:

- BPD 2B P54 SWAT Vehicle Replacement 05262020
- BPD 2C Ordinance P54 SWAT Vehicle Replacement 05262020
- BPD 2D Ordinance Exhibit P54 SWAT Vehicle Replacement 05262020

You Always Do Better At Landmark

2401 Prairie Crossing Drive
Springfield, IL. 62711
Phone: 217 862 5253
Fax: 217 862 5316

Quote For: City Of Bloomington

[illegible]

Make all checks payable to Landmark Ford Inc. If you have any questions concerning this quote, contact Steve Decker Ph 217 862 -5253 e-mail steve.decker@landmarkauto.com

THANK YOU FOR YOUR BUSINESS

City Manager Tim Gleason Approval

Date Signed

ORDINANCE NO. 2020 - ____

**AN ORDINANCE AMENDING THE BUDGET ORDINANCE
FOR THE FISCAL YEAR ENDING APRIL 30, 2021**

WHEREAS, on April 22, 2020 by Ordinance Number 2020-22, the City of Bloomington passed a Budget and Appropriation Ordinance for the Fiscal Year Beginning May 1, 2020 and Ending April 30, 2021, City of Bloomington, which Ordinance was approved by Mayor Tari Renner on April 23, 2020; and

WHEREAS, a Budget Amendment is needed as detailed below;

An Ordinance amending the Fiscal Year 2021 Budget, in the amount of \$35,925, for the purchase of one (1) 2020 Ford Transit Van from Landmark Ford, Inc. for use by the SWAT Team of the Police Department, from the State of Illinois Contract (#19-416CMS-BOSS4-P-3636, exp. 12/19/2020) as requested by the Public Works, Police and Finance Departments.

Section One: Ordinance Number 2020-22 (the Budget and Appropriation Ordinance for the Fiscal Year Ending April 30, 2021) 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 2020-22 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 2020-22.

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

PASSED this 26th day of May 2020.

APPROVED this ____ day of May 2020.

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Leslie Smith-Yocum, City Clerk

FY 2021 Budget Amendment-Exhibit

Account #	Fund	Account Description	Amount	Comments
40110143-57516	Capital Lease	Proceeds	\$ (35,925.00)	
40110143-72130	Capital Lease	Capital Outlay Licensed Vehicles	\$ 35,925.00	
Net Transaction:			\$ -	



CONSENT AGENDA ITEM NO. 8.L

FOR COUNCIL: May 26, 2020

SPONSOR: Public Works Department and Community Development Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action to approve an Ordinance Amending the Budget Ordinance for the Fiscal Year Ending April 30, 2021 and to approve the purchase of two (2) 2020 Ford Ranger pickup trucks, for use by the Community Development Department, from Bob Ridings Ford of Taylorville, Illinois (Bid #2020-55), in the amount of \$26,495 per unit for a total of \$52,990, as requested by the Public Works Department and the Community Development Department.

RECOMMENDED MOTION:

The proposed Ordinance and Purchase be approved.

STRATEGIC PLAN LINK:

-Goal 1. Financially Sound City Providing Quality Basic Services

STRATEGIC PLAN SIGNIFICANCE:

-Objective 4c. Preservation of property/home valuations

BACKGROUND: Public Works and Community Development are recommending the approval of an Ordinance Amending the Budget for the Fiscal Year Ending April 30, 2021, and the Purchase of two (2) 2020 Ford Rangers, in the amount of \$26,495 per unit, for a total of \$52,990, to replace units 60 and 69. The current units were scheduled for replacement in FY 2020 for the Community Development Department. Staff prepared a bid package and advertised the truck purchase for competitive bids. The bid was released on April 8, 2020. Bids were due to the City on April 28, 2020. The city received one bid from Bob Riding Ford of Taylorville, Illinois. There were no local bids. Staff reviewed the State of Illinois Contract for comparable vehicles and found that though the contract includes a Chevy Colorado, the order deadline for the vehicle has passed. In addition, the Chevy Colorado that was available prior to the order deadline does not meet safety specifications required by the City.

Unit 60 is a 2006 Mitsubishi Endeavor that is 14 years old and has 85,158 miles. The maintenance cost to date is \$7,917.15. Recent repair issues with this unit have included intake and valve cover gaskets leaking, rear hubs, starter, HVAC system, exhaust, suspension, transmission, fuel system, brakes, engine emission system, body is rusting, and power steering.

Staff requests that the replaced unit be



declared surplus and sold at public auction at publicsurplus.com. It is expected to sell for \$2,600.00.

Unit #69 is a 2005 Dodge Dakota that is 15 years old and has 56,136 miles. The maintenance cost to date is \$4,099.60. Recent repair issues with this unit have included brake repairs, seat belts, safety warning lights, tune up, fuel system, front hubs, suspension, transmission oil pan rusted through, body and bed are rusting and, brake lines rusted thru and leaking.

Staff requests that the replaced unit be declared surplus and sold at public auction at publicsurplus.com. It is expected to sell for \$3,500.00.



City staff is aware of heightened concerns regarding the current COVID-19 pandemic. However, this expenditure is necessary, because the assigned vehicles are utilized on a daily basis to complete property and construction inspections.

The Finance Department is monitoring the financial impact of the pandemic. It has reviewed the costs associated with the project and believes adequate funding is available, given there may be a need to use fund reserves within fund balance guidelines.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: A request for bids was advertised in the Pantagraph on April 8, 2020.

FINANCIAL IMPACT: If approved, the two vehicles with a total cost of \$52,990 will be purchased from the FY 2021 Capital Lease-Capital Outlay Licensed Vehicle account (40110143-72130). The two vehicles were originally in the FY 2020 Budget, but due to bid delays related to COVID-19 are being presented with a budget amendment to be purchased in FY 2021. Please see the attached ordinance and exhibit for specific budget amendment details.

The Building Safety Division of the Community Development Department budgeted \$29,870.00 for the purchase of the replacement unit in the FY 2020 Capital Lease-Capital Outlay Licensed Vehicle account (40110141-72130). The new unit cost is \$26,495.00.

The Code Enforcement Division of the Community Development Department budgeted \$37,080. for the purchase of the replacement unit in the FY 2020 Capital Lease-Capital Outlay Licensed Vehicle account (40110141-72130). The new unit cost is \$26,495.00.

Stakeholders can locate both vehicles in the FY 2020 Budget Book titled “Other Funds & Capital Improvement” on pages 87 and 90.

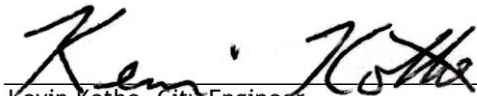
COMMUNITY DEVELOPMENT IMPACT: Goal H-1. Ensure the availability of safe, attractive and high quality housing stock to meet the needs of all current and future residents of

Bloomington. Goal CF-2. Provide public services in a fiscally, socially and environmentally responsible manner.

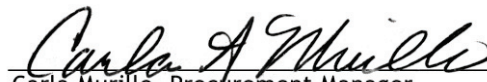
Respectfully submitted for Council consideration.

Prepared by: Rob Krones, Superintendent of Fleet Management

Reviewed by:


Kevin Kothe, City Engineer

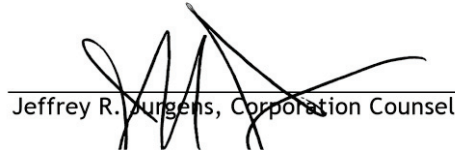
5/18/2020


Carla Murillo, Procurement Manager

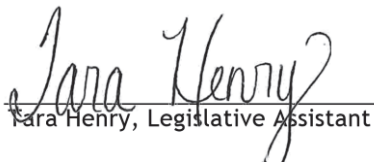
5/18/2020


Chris Tomerlin, Budget Manager

5/19/2020


Jeffrey R. Jurgens, Corporation Counsel

5/19/2020


Tara Henry, Legislative Assistant

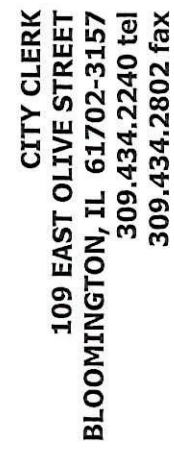
5/21/2020

Recommended by:


Tim Gleason, City Manager

Attachments:

- CD 1B Bid Tab_Unit 60 and Unit 69 Pickup Truck Replacements 05262020
- CD 1C Bid Form_Unit 60 and Unit 69 Pickup Truck Replacements 05262020
- CD 1D Ordinance Unit 60 and Unit 69 Pickup Truck Replacement
- CD 1E Exhibit Unit 60 and Unit 69 Pickup Truck Replacement



BID # 2020-55

Community Development New 2020 or Newer 6,050 lb GVWR Pickup Trucks (2 Vehicles)

DATE: April 22, 2020

TIME: 12:00 p.m.

[illegible]

WITNESSES:

Thm
Cullen & Ma Se

***Disclaimer:** This is a Bid tabulation for record of the Bid opening. Bids have not been reviewed and have not been presented to council. This does not represent any Award. Prices or options/alternates will not be included on the tabulation.

Bid #2020-55
THIS PAGE IS MANDATORY
BID FORM

TWO (2) NEW 2020 or NEWER 6,050 LB PICKUP TRUCKS
FOR THE COMMUNITY DEVELOPMENT

We, the undersigned, agree to the terms and conditions used by the City of Bloomington, Illinois, at the below bid price, and to supply all services as required in the requirements and Instructions to Bidders. We further agree to deliver the equipment or services as outlined with in this document, FOB Bloomington, Illinois, freight prepaid.

The bidder certifies by signature below that it has not been barred from contracting with a unit of State or Local government in the State of Illinois as a result of a violation of Section 33E-3 or 33E-4 of the Criminal Code of 1961, as amended.

DESCRIPTION

PRICE

Two (2) New 2020 or Newer
6,050 lb. Pickup Trucks (2 Vehicles)

\$ 26,495.00 each
52,990.00 for two

Year, Make, and, Model:
2020 Ford Ranger Super Cab 2wd (R1E)

Delivery days from receipt of order: 120

The undersigned understands that any condition above, clarification made to the above, or information submitted on or with this form other than requested may render this bid unresponsive.

Bob Ridings Inc
Firm

931 Springfield Rd
Address

217-824-2207
Phone Number

Email Address toddfleet@aol.com


Authorized Signature

Taylorville IL 62568
City State Zip

4-20-20
Date

City Manager Approval, Tim Gleason

Date Signed

ORDINANCE NO. 2020 - ____

**AN ORDINANCE AMENDING THE BUDGET ORDINANCE
FOR THE FISCAL YEAR ENDING APRIL 30, 2021**

WHEREAS, on April 22, 2020 by Ordinance Number 2020-22, the City of Bloomington passed a Budget and Appropriation Ordinance for the Fiscal Year Beginning May 1, 2020 and Ending April 30, 2021, City of Bloomington, which Ordinance was approved by Mayor Tari Renner on April 23, 2020; and

WHEREAS, a Budget Amendment is needed as detailed below;

An Ordinance amending the Fiscal Year 2021 Budget, in the amount of \$52,990, to purchase two (2) 2020 Ford Ranger pickup trucks, for use by the Community Development Department, from Bob Ridings Ford of Taylorville, Illinois, (Bid #2020-55), in the amount of \$26,495 per unit, as requested by the Public Works, Community Development and Finance Departments.

Section One: Ordinance Number 2020-22 (the Budget and Appropriation Ordinance for the Fiscal Year Ending April 30, 2021) 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 2020-22 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 2020-22.

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

PASSED this 26th day of May 2020.

APPROVED this ____ day of May 2020.

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Leslie Smith-Yocum, City Clerk

FY 2021 Budget Amendment-Exhibit

Account #	Fund	Account Description	Amount	Comments
40110143-57516	Capital Lease	Proceeds	\$ (52,990.00)	
40110143-72130	Capital Lease	Capital Outlay Licensed Vehicles	\$ 52,990.00	
Net Transaction:			\$ -	



CONSENT AGENDA ITEM NO. 8.M

FOR COUNCIL: May 26, 2020

SPONSOR: Legal Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action on an Ordinance Amending Chapter 41 of the Bloomington City Code to Prohibit the Sale of Tobacco Products, Electronic Cigarettes, and Alternative Nicotine Products to Persons under 21 Years of Age and Also Prohibiting the Purchase of Tobacco Products, Electronic Cigarettes, and Alternative Nicotine Products by Persons under 21 Years of Age, as requested by the Legal Department.

RECOMMENDED MOTION:

The proposed Ordinance be approved.

STRATEGIC PLAN LINK:

-Goal 5. Great Place - Livable, Sustainable City

STRATEGIC PLAN SIGNIFICANCE:

-Objective 5d. Appropriate leisure and recreational opportunities responding to the needs of residents

BACKGROUND: On July 1, 2019, the Prevention of Tobacco Use by Persons Under 21 Years of Age and Sale and Distribution of Tobacco Products Act (hereinafter "Act") went into effect. Among taking other actions, the Act: (1) prohibits the sale of tobacco products, electronic cigarettes, and alternative nicotine products to persons under 21 years of age; and (2) prohibits persons under 21 years of age from buying any tobacco product, electronic cigarette, or alternative nicotine product. Under the Act, those in violation can be charged with a state law violation.

The City Code currently makes it a local violation for the purchase and/or sale of tobacco for those under the age of 18. The proposed ordinance updates the City Code to mirror the provisions of the Act so that local ordinance violations can be issued for those violating the provisions as opposed to charging and prosecuting violators with misdemeanors or petty offenses in McLean County Circuit Court.

By making City Code consistent with State law, the proposed ordinance will allow the Bloomington Police Department the option of writing ordinance violation citations that can be prosecuted in the City's administrative court to businesses and persons who sell or purchase prohibited smoking and tobacco-related products.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

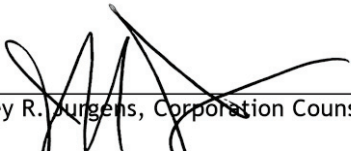
FINANCIAL IMPACT: N/A

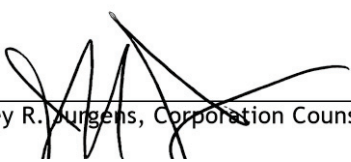
COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: George Boyle, Assistant Corporation Counsel

Reviewed by:

	
Jeffrey R. Jurgens, Corporation Counsel	Chris Tomerlin, Budget Manager
4/29/2020	4/29/2020

	
Jeffrey R. Jurgens, Corporation Counsel	Tara Henry, Legislative Assistant
5/14/2020	5/19/2020

Recommended by:


Tim Gleason, City Manager

Attachments:

- LGL 1B Ordinance
- LGL 1C Tobacco Under 21 Act

ORDINANCE NO. 2020 - _____

AN ORDINANCE AMENDING CHAPTER 41 OF THE BLOOMINGTON CITY CODE TO PROHIBIT THE SALE OF TOBACCO PRODUCTS, ELECTRONIC CIGARETTES, AND ALTERNATIVE NICOTINE PRODUCTS TO PERSONS UNDER 21 YEARS OF AGE AND ALSO PROHIBITING THE PURCHASE OF TOBACCO PRODUCTS, ELECTRONIC CIGARETTES, AND ALTERNATIVE NICOTINE PRODUCTS BY PERSONS UNDER 21 YEARS OF AGE

BE IT ORDAINED by the City Council of the City of Bloomington, McLean County, Illinois:

SECTION 1: That Chapter 41, Section 1, of the Bloomington City Code, 1960, as amended, shall be amended by adding the following (additions are indicated by underlining; deletions are indicated by strikeouts):

Unless the context otherwise requires, the following terms as used in this chapter shall be construed according to the definitions given below.

“Alternative Nicotine Product”. A product or device not consisting of or containing tobacco that provides for the ingestion into the body of nicotine, whether by chewing, smoking, absorbing, dissolving, inhaling, snorting, sniffing, or by any other means. “Alternative nicotine product” does not include: cigarettes as defined in Section 1 of the Cigarette Tax Act and tobacco products as defined in Section 10-5 of the Tobacco Products Tax Act of 1995; tobacco product and electronic cigarette as defined in this Section; or any product approved by the United States Food and Drug Administration for sale as a tobacco cessation product, as a tobacco dependence product, or for other medical purposes, and is being marketed and sold solely for that approved purpose.

“Building”. A structure all under one roof, a group of structures having separate roofs ~~tools~~ but connected by tunnels, passageways, or corridors.

“Electronic cigarette”.

- (1) Any device that employs a battery or other mechanism to heat a solution or substance to produce a vapor or aerosol intended for inhalation;
- (2) Any cartridge or container of a solution or substance intended to be used with or in the device or to refill the device; or
- (3) Any solution or substance, whether or not it contains nicotine intended for use in the device. “Electronic cigarette” includes, but is not limited to, any electronic nicotine delivery system, electronic cigar, electronic cigarillo, electronic pipe, electronic hookah, vape pen, or similar product or device, and any components or parts that can be used to build the product or device. “Electronic cigarette” does not include: cigarettes as defined in Section 1 of the Cigarette Tax Act and tobacco products as defined in Section 10-5 of the Tobacco Products Tax Act of 1995; tobacco product and alternative nicotine product as defined in this Section; any product approved by the United States Food and Drug Administration for

sale as a tobacco cessation product, as a tobacco dependence product, or for other medical purposes, and is being marketed and sold solely for that approved purpose; any asthma inhaler prescribed by a physician for that condition and is being marketed and sold solely for that approved purpose; or any therapeutic product approved for use under the Compassionate Use of Medical Cannabis Pilot Program Act.

"Location". One building owned or operated by the same individual, firm, association, or corporation.

"Nicotine". Any form of the chemical nicotine, including any salt or complex, regardless of whether the chemical is naturally or synthetically derived.

"Retail Sale". The sale for use or consumption, and not for resale.

"Tobacco". Any cigar, cigarette, snuff, chewing tobacco, manufactured product of tobacco or tobacco in any form.

"Tobacco product". Any product containing or made from tobacco that is intended for human consumption, whether smoked, heated, chewed, absorbed, dissolved, inhaled, snorted, sniffed, or ingested by any other means, including, but not limited to, cigarettes, cigars, little cigars, chewing tobacco, pipe tobacco, snuff, snus, and any other smokeless tobacco product which contains tobacco that is finely cut, ground, powdered, or leaf and intended to be placed in the oral cavity. "Tobacco product" includes any component, part, or accessory of a tobacco product, whether or not sold separately. "Tobacco product" does not include: an electronic cigarette and alternative nicotine product as defined in this Section; or any product that has been approved by the United States Food and Drug Administration for sale as a tobacco cessation product, as a tobacco dependence product, or for other medical purposes, and is being marketed and sold solely for that approved purpose.

SECTION 2: That Chapter 41, Section 6, of the Bloomington City Code, 1960, as amended, shall be amended by deleting Section 6 in its entirety and replacing said Section with the following:

Section 6. Prohibition on sale of Tobacco Products, Electronic Cigarettes, and all Alternative Nicotine Products to Persons under 21 Years of Age, And On Purchase of Said Products by Persons Under 21 Years of Age.

No person shall sell, buy for, distribute samples of or furnish any tobacco product, electronic cigarette, or any alternative nicotine product to any person under 21 years of age. No Person Under 21 Years of Age shall buy any tobacco product, electronic cigarette, or alternative nicotine product.

SECTION 3: Except as provided herein, the Bloomington City Code, 1960, as amended, shall remain in full force and effect.

SECTION 4: The City Clerk shall be and is hereby directed and authorized to publish this ordinance in pamphlet form as provided by law.

SECTION 5: This Ordinance is enacted pursuant to the authority granted to the City as a home-rule unit by Article VII, Section 6, of the 1970 Illinois Constitution.

SECTION 6: This Ordinance shall take effect 10 days after publication as provided by law.

PASSED on this 26th day of May 2020.

APPROVED on this _____ day of May 2020.

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Leslie Smith-Yocum, City Clerk

Information maintained by the Legislative Reference Bureau

Updating the database of the Illinois Compiled Statutes (ILCS) is an ongoing process. Recent laws may not yet be included in the ILCS database, but they are found on this site as [Public Acts](#) soon after they become law.

For information concerning the relationship between statutes and Public Acts, refer to the [Guide](#).

Because the statute database is maintained primarily for legislative drafting purposes, statutory changes are sometimes included in the statute database before they take effect. If the source note at the end of a Section of the statutes includes a Public Act that has not yet taken effect, the version of the law that is currently in effect may have already been removed from the database and you should refer to that Public Act to see the changes made to the current law.

CRIMINAL OFFENSES**(720 ILCS 675/) Prevention of Tobacco Use by Persons under 21 Years of Age and Sale and Distribution of Tobacco Products Act.**

(720 ILCS 675/0.01) (from Ch. 23, par. 2356.9)

Sec. 0.01. Short title. This Act may be cited as the Prevention of Tobacco Use by Persons under 21 Years of Age and Sale and Distribution of Tobacco Products Act.

(Source: P.A. 101-2, eff. 7-1-19.)

(720 ILCS 675/1) (from Ch. 23, par. 2357)

Sec. 1. Prohibition on sale of tobacco products, electronic cigarettes, and alternative nicotine products to persons under 21 years of age; prohibition on the distribution of tobacco product samples, electronic cigarette samples, and alternative nicotine product samples to any person; use of identification cards; vending machines; lunch wagons; out-of-package sales.

(a) No person under 21 years of age shall buy any tobacco product, electronic cigarette, or alternative nicotine product. No person shall sell, buy for, distribute samples of or furnish any tobacco product, electronic cigarette, or any alternative nicotine product to any person under 21 years of age.

(a-5) No person under 16 years of age may sell any tobacco product, electronic cigarette, or alternative nicotine product at a retail establishment selling tobacco products, electronic cigarettes, or alternative nicotine products. This subsection does not apply to a sales clerk in a family-owned business which can prove that the sales clerk is in fact a son or daughter of the owner.

(a-5.1) Before selling, offering for sale, giving, or furnishing a tobacco product, electronic cigarette, or alternative nicotine product to another person, the person selling, offering for sale, giving, or furnishing the tobacco product, electronic cigarette, or alternative nicotine product shall verify that the person is at least 21 years of age by:

(1) examining from any person that appears to be under 30 years of age a government-issued photographic identification that establishes the person to be 21 years of age or older; or

(2) for sales of tobacco products, electronic cigarettes, or alternative nicotine products made through the Internet or other remote sales methods, performing an age verification through an independent, third party age verification service that compares information available from public records to the personal information entered by

the person during the ordering process that establishes the person is 21 years of age or older.

(a-6) No person under 21 years of age in the furtherance or facilitation of obtaining any tobacco product, electronic cigarette, or alternative nicotine product shall display or use a false or forged identification card or transfer, alter, or deface an identification card.

(a-7) (Blank).

(a-8) A person shall not distribute without charge samples of any tobacco product to any other person, regardless of age, except for smokeless tobacco in an adult-only facility.

This subsection (a-8) does not apply to the distribution of a tobacco product, electronic cigarette, or alternative nicotine product sample in any adult-only facility.

(a-9) For the purpose of this Section:

"Adult-only facility" means a facility or restricted area (whether open-air or enclosed) where the operator ensures or has a reasonable basis to believe (such as by checking identification as required under State law, or by checking the identification of any person appearing to be under the age of 30) that no person under legal age is present. A facility or restricted area need not be permanently restricted to persons under 21 years of age to constitute an adult-only facility, provided that the operator ensures or has a reasonable basis to believe that no person under 21 years of age is present during the event or time period in question.

"Alternative nicotine product" means a product or device not consisting of or containing tobacco that provides for the ingestion into the body of nicotine, whether by chewing, smoking, absorbing, dissolving, inhaling, snorting, sniffing, or by any other means. "Alternative nicotine product" does not include: cigarettes as defined in Section 1 of the Cigarette Tax Act and tobacco products as defined in Section 10-5 of the Tobacco Products Tax Act of 1995; tobacco product and electronic cigarette as defined in this Section; or any product approved by the United States Food and Drug Administration for sale as a tobacco cessation product, as a tobacco dependence product, or for other medical purposes, and is being marketed and sold solely for that approved purpose.

"Electronic cigarette" means:

(1) any device that employs a battery or other mechanism to heat a solution or substance to produce a vapor or aerosol intended for inhalation;

(2) any cartridge or container of a solution or substance intended to be used with or in the device or to refill the device; or

(3) any solution or substance, whether or not it contains nicotine intended for use in the device.

"Electronic cigarette" includes, but is not limited to, any electronic nicotine delivery system, electronic cigar, electronic cigarillo, electronic pipe, electronic hookah, vape pen, or similar product or device, and any components or parts that can be used to build the product or device. "Electronic cigarette" does not include: cigarettes as defined in Section 1 of the Cigarette Tax Act and tobacco products as defined in Section 10-5 of the Tobacco Products Tax Act of 1995; tobacco product and

alternative nicotine product as defined in this Section; any product approved by the United States Food and Drug Administration for sale as a tobacco cessation product, as a tobacco dependence product, or for other medical purposes, and is being marketed and sold solely for that approved purpose; any asthma inhaler prescribed by a physician for that condition and is being marketed and sold solely for that approved purpose; or any therapeutic product approved for use under the Compassionate Use of Medical Cannabis Pilot Program Act.

"Lunch wagon" means a mobile vehicle designed and constructed to transport food and from which food is sold to the general public.

"Nicotine" means any form of the chemical nicotine, including any salt or complex, regardless of whether the chemical is naturally or synthetically derived.

"Tobacco product" means any product containing or made from tobacco that is intended for human consumption, whether smoked, heated, chewed, absorbed, dissolved, inhaled, snorted, sniffed, or ingested by any other means, including, but not limited to, cigarettes, cigars, little cigars, chewing tobacco, pipe tobacco, snuff, snus, and any other smokeless tobacco product which contains tobacco that is finely cut, ground, powdered, or leaf and intended to be placed in the oral cavity. "Tobacco product" includes any component, part, or accessory of a tobacco product, whether or not sold separately. "Tobacco product" does not include: an electronic cigarette and alternative nicotine product as defined in this Section; or any product that has been approved by the United States Food and Drug Administration for sale as a tobacco cessation product, as a tobacco dependence product, or for other medical purposes, and is being marketed and sold solely for that approved purpose.

(b) Tobacco products, electronic cigarettes, and alternative nicotine products may be sold through a vending machine only if such tobacco products, electronic cigarettes, and alternative nicotine products are not placed together with any non-tobacco product, other than matches, in the vending machine and the vending machine is in any of the following locations:

(1) (Blank).

(2) Places to which persons under 21 years of age are not permitted access at any time.

(3) Places where alcoholic beverages are sold and consumed on the premises and vending machine operation is under the direct supervision of the owner or manager.

(4) (Blank).

(5) (Blank).

(c) (Blank).

(d) The sale or distribution by any person of a tobacco product as defined in this Section, including but not limited to a single or loose cigarette, that is not contained within a sealed container, pack, or package as provided by the manufacturer, which container, pack, or package bears the health warning required by federal law, is prohibited.

(e) It is not a violation of this Act for a person under 21 years of age to purchase a tobacco product, electronic cigarette, or alternative nicotine product if the person under the age of 21 purchases or is given the tobacco product,

electronic cigarette, or alternative nicotine product in any of its forms from a retail seller of tobacco products, electronic cigarettes, or alternative nicotine products or an employee of the retail seller pursuant to a plan or action to investigate, patrol, or otherwise conduct a "sting operation" or enforcement action against a retail seller of tobacco products, electronic cigarettes, or alternative nicotine products or a person employed by the retail seller of tobacco products, electronic cigarettes, or alternative nicotine products or on any premises authorized to sell tobacco products, electronic cigarettes, or alternative nicotine products to determine if tobacco products, electronic cigarettes, or alternative nicotine products are being sold or given to persons under 21 years of age if the "sting operation" or enforcement action is approved by, conducted by, or conducted on behalf of the Department of State Police, the county sheriff, a municipal police department, the Department of Revenue, the Department of Public Health, or a local health department. The results of any sting operation or enforcement action, including the name of the clerk, shall be provided to the retail seller within 7 business days.

(Source: P.A. 101-2, eff. 7-1-19.)

(720 ILCS 675/1.5)

Sec. 1.5. (Repealed).

(Source: P.A. 100-201, eff. 8-18-17. Repealed by P.A. 101-2, eff. 7-1-19.)

(720 ILCS 675/2) (from Ch. 23, par. 2358)

Sec. 2. Penalties.

(a) Any person who violates subsection (a), (a-5), (a-5.1), (a-8), (b), or (d) of Section 1 of this Act is guilty of a petty offense. For the first offense in a 24-month period, the person shall be fined \$200 if his or her employer has a training program that facilitates compliance with minimum-age tobacco laws. For the second offense in a 24-month period, the person shall be fined \$400 if his or her employer has a training program that facilitates compliance with minimum-age tobacco laws. For the third offense in a 24-month period, the person shall be fined \$600 if his or her employer has a training program that facilitates compliance with minimum-age tobacco laws. For the fourth or subsequent offense in a 24-month period, the person shall be fined \$800 if his or her employer has a training program that facilitates compliance with minimum-age tobacco laws. For the purposes of this subsection, the 24-month period shall begin with the person's first violation of the Act. The penalties in this subsection are in addition to any other penalties prescribed under the Cigarette Tax Act and the Tobacco Products Tax Act of 1995.

(a-5) Any retailer who violates subsection (a), (a-5), (a-5.1), (a-8), (b), or (d) of Section 1 of this Act is guilty of a petty offense. For the first offense in a 24-month period, the retailer shall be fined \$200 if it does not have a training program that facilitates compliance with minimum-age tobacco laws. For the second offense in a 24-month period, the retailer shall be fined \$400 if it does not have a training program that facilitates compliance with minimum-age tobacco laws. For the third offense within a 24-month period, the retailer shall be fined \$600 if it does not have a training

program that facilitates compliance with minimum-age tobacco laws. For the fourth or subsequent offense in a 24-month period, the retailer shall be fined \$800 if it does not have a training program that facilitates compliance with minimum-age tobacco laws. For the purposes of this subsection, the 24-month period shall begin with the person's first violation of the Act. The penalties in this subsection are in addition to any other penalties prescribed under the Cigarette Tax Act and the Tobacco Products Tax Act of 1995.

(a-6) For the purpose of this Act, a training program that facilitates compliance with minimum-age tobacco laws must include at least the following elements: (i) it must explain that only individuals displaying valid identification demonstrating that they are 21 years of age or older shall be eligible to purchase tobacco products, electronic cigarettes, or alternative nicotine products and (ii) it must explain where a clerk can check identification for a date of birth. The training may be conducted electronically. Each retailer that has a training program shall require each employee who completes the training program to sign a form attesting that the employee has received and completed tobacco training. The form shall be kept in the employee's file and may be used to provide proof of training.

(b) (Blank). I If a person under 21 years of age violates subsection (a-6) of Section 1, he or she is guilty of a Class A misdemeanor.

(c) (Blank).

(d) (Blank).

(e) (Blank).

(f) (Blank).

(g) (Blank).

(h) All moneys collected as fines for violations of subsection (a), (a-5), (a-5.1), (a-6), (a-8), (b), or (d) or (a-7) of Section 1 shall be distributed in the following manner:

(1) one-half of each fine shall be distributed to the unit of local government or other entity that successfully prosecuted the offender; and

(2) one-half shall be remitted to the State to be used for enforcing this Act.

Any violation of subsection (a) or (a-5) of Section 1 shall be reported to the Department of Revenue within 7 business days.

(Source: P.A. 100-201, eff. 8-18-17; 101-2, eff. 7-1-19.)



CONSENT AGENDA ITEM NO. 8.N

FOR COUNCIL: May 26, 2020

SPONSOR: Public Works Department

WARD IMPACTED: Ward 3

SUBJECT: Consideration and action on an Ordinance Approving the Final Plat of Hawthorne Commercial Subdivision 15th Addition, as requested by the Public Works Department.

RECOMMENDED MOTION:

The proposed Ordinance be approved, subject to the petitioner providing the required sureties.

STRATEGIC PLAN LINK:

-Goal 3. Grow the Local Economy

STRATEGIC PLAN SIGNIFICANCE:

-Objective 3b. Attraction of new targeted businesses that are the “right” fit for Bloomington

BACKGROUND: Public Works is recommending an ordinance approving the Final Plat of the 15th Addition to Hawthorne Commercial Subdivision, subject to the petitioner providing the necessary sureties for public improvements. A surety, such as a bond or letter of credit, is collected to assure construction of public improvements. Hawthorne Commercial Subdivision is located south of General Electric Road and west of Towanda Barnes Road. Approximately 28 acres of land remain unplatted. The proposed final plat facilitates the creation of a 4.25-acre lot west of Towanda-Barnes Road and east of Leslie Drive and south of the Park Regency Hotel. The proposed final plat also dedicates 0.04 acres of right of way for Towanda-Barnes Road. The lot configuration is consistent with the Subdivision’s Preliminary Plan approved by Council on November 26, 2001 (Ord. 2001-130). The existing Parcel Identification Number (PIN) for the property being subdivided is 15-31-279-006.

The zoning in this area is B-1, General Commercial District. Approval of this final plat will facilitate a new commercial office building. The proposed use is permitted in this zoning district. The petition requests a waiver of preliminary plan and qualifies for the expedited final plat process. The final plat complies with City engineering standards (Manual of Practice and Chapter 24 of City Code). City staff has no objections to the plat. This is a Tier 1 Infill Redevelopment priority area and the new development primarily utilizes existing city facilities and infrastructure.

City staff is aware of heightened concerns regarding the current COVID-19 pandemic. However, this agenda item was initiated by a private entity working to develop a new site. Staff is recommending action and approval, since delay could negatively impact this investment in our community. This project is expected to have little to no impact on City resources or finances.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Krishna Balakrishnan.

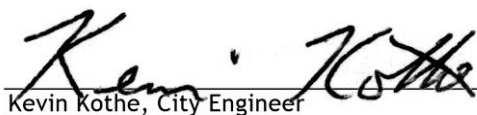
FINANCIAL IMPACT: Krishna Balakrishnan paid all survey and plat costs. Sureties are due as part of this subdivision. See tap-on/surety attachment for additional information. Approval of the Final Plat will facilitate investment and redevelopment in vacant property, primarily utilizing existing infrastructure. The development could result in increased property tax revenues for the City.

COMMUNITY DEVELOPMENT IMPACT: Goal ED-1. Ensure a broad range of employment opportunities for all residents, Objective ED-1.2 Leverage community assets in attracting businesses. Goal ED-4. Enhance the image of Bloomington as a business-friendly community, Objective ED-4.2. Prioritize infill and redevelopment to spur growth and reinvestment in the City. This site is a Tier 1 Infill Redevelopment Priority.

Respectfully submitted for Council consideration.

Prepared by: Tony Meizelis, Civil Engineer I

Reviewed by:


Kevin Kothe, City Engineer

5/12/2020


Chris Tomerlin, Budget Manager

5/13/2020

George Boyle
George Boyle, Assistant Corporation Counsel

5/15/2020


Tara Henry, Legislative Assistant

5/20/2020

Recommended by:



Tim Gleason, City Manager

Attachments:

- PW 3B Ordinance and Legal Description_Hawthorne Commercial Subdivision15th Addition Final Plat Ordinance 05262020
- PW 3C Final Plat_Hawthorne Commercial Subdivision 15th Addition Final Plat 05262020
- PW 3D Owner's Petition_Hawthorne Commercial Subdivision15th Addition Final Plat Ordinance 05262020
- PW 3E County Clerk's Certificate_Hawthorne Commercial Subdivision15th Addition Final Plat Ordinance 05262020
- PW 3F Owner's Certificate_Hawthorne Commercial Subdivision15th Addition Final Plat Ordinance 05262020

- PW 3G School District Certificate_Hawthorne Commercial Subdivision15th Addition Final Plat Ordinance 05262020
- PW 3H Surveyor's Certificate_Hawthorne Commercial Subdivision15th Addition Final Plat Ordinance 05262020
- PW 3I Drainage Statement_Hawthorne Commercial Subdivision15th Addition Final Plat Ordinance 05262020
- PW 3J Final Plat Checklist_Hawthorne Commercial Subdivision15th Addition Final Plat Ordinance 05262020
- PW 3K Final Plat Map_Hawthorne Commercial Subdivision15th Addition Final Plat Ordinance 05262020
- PW 3L Tap-on Memo Draft_Hawthorne Commercial Subdivision15th Addition Final Plat Ordinance 05262020

ORDINANCE NO. 2020 - ____

**AN ORDINANCE APPROVING THE FINAL PLAT OF
HAWTHORNE COMMERCIAL SUBDIVISION 15TH ADDITION**

WHEREAS, there was heretofore filed with the Community Development Department of the City of Bloomington, McLean County, Illinois, a Petition for approval of the Final Plat of Hawthorne commercial subdivision 15th Addition, dated May 8, 2020, legally described in Exhibit A, attached hereto and made a part hereof by this reference; and

WHEREAS, said Petition requests no exemptions or variations from the provisions of the Bloomington City Code, 1960, as amended other than waiver the requirement for a preliminary plan; and

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

WHEREAS, said exemptions and/or variations are reasonable and in keeping with the intent of the Land Subdivision Code, Chapter 24 of the Bloomington City Code-1960, as amended.

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 Final Plat of Hawthorne commercial subdivision 15th Addition, dated May 8, 2020 is hereby approved.

SECTION 3. This ordinance shall be effective immediately after the date of its passage and approval.

SECTION 4. 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 26th day of May 2020.

APPROVED this ____ day of May 2020.

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Leslie Smith-Yocum, City Clerk

Exhibit A: Legal Description

A part of the NE¼ of Section 31, Township 24 North, Range 3 East of the Third Principal Meridian, City of Bloomington, McLean County, Illinois, more particularly described as follows: Beginning at the northwest corner of Lot 19 in Eleventh Addition to Hawthorne Commercial Subdivision, according to the Plat thereof recorded as Document No. 2014-9819 in the McLean County Recorder of Deeds Office, said point being on the east right of way line of Leslie Drive; thence N.00°-00'-00"E. 510.45 feet on said east right of way line of Leslie Drive; thence S.90°-00'-00"E. 363.06 feet; thence N.00°-05'-06"E. 44.13 feet to the west right of way line of Towanda-Barnes Road as described in condemnation case number 2001ED9; thence S.44°-54'-54"E. 21.21 feet on said west right of way line of Towanda-Barnes Road; thence S.00°-05'-06"W. 90.00 feet on said west right of way line of Towanda-Barnes Road; thence S.45°-05'-06"W. 21.21 feet on said west right of way line; thence S.00°-05'-06"W. 434.58 feet on said west right of way line to the northeast corner of said Lot 19; thence N.90°-00'-00"W. 362.30 feet to the Point of Beginning containing 186,704.73 S.F / 4.29 acres, more or less, with assumed bearings given for description purposes only.

A part of existing PIN: 15-31-279-006

State of Illinois)
)ss.
County of McLean)

Now come(s) KRISHNA BALAKRISHNAN,

1. That your petitioner(s) is (are) the owner(s) of the freehold or lesser estate therein of the premises hereinafter legally described in Exhibit(s)_____ which is attached hereto and made a part hereof by this reference, of is (are) a mortgagee or vendee in possession, assignee of rents, receiver, executor (executrix), trustee, lessee or other person, firm or corporation or the duly authorized agents of any of the above persons having proprietary interest in said premises;
2. That your petitioner (s) seek (s) approval of the Final Plat for the subdivision of said premises to be known and described as
15th HAWTHORNE COMMERCIAL SUBDIVISION

3. That your petitioner (s) also seek (s) approval of the following exemptions or variations from the provisions of Chapter 24 of the Bloomington City Code, 1960:
Request waiver of Preliminary Subdivision Plan submittal commensurate with Expedited Final Plat Approval process

By: _____

COUNTY CLERK'S CERTIFICATE

STATE OF ILLINOIS)
)SS
COUNTY OF MCLEAN)

I, Kathy Michael, County Clerk of McLean County, State of Illinois, do hereby certify that on the 20 day of April, 2020, there were no delinquent general taxes unpaid, special assessments or delinquent special assessments against the tract of land shown on the plat of the Fifteenth Addition to Hawthorne Commercial Subdivision attached to this certificate and described in the Certificate of the Surveyor attached hereto and to said plat.

Kathy Michael
County Clerk, McLean County, Illinois

(SEAL OF SAID COUNTY)



Part of Tax Parcel I.D. #15-31-279-006

OWNER'S CERTIFICATE

STATE OF ILLINOIS)
) SS
COUNTY OF MCLEAN)

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, hereby certify that we are the owners of all the premises embodied in the attached plat of Fifteenth Addition to Hawthorne Commercial Subdivision to the City of Bloomington, McLean County, Illinois, and that we have caused said plat to be made and that it is a true and correct plat of Fifteenth Addition to Hawthorne Commercial Subdivision to the City of Bloomington, McLean County, Illinois as laid off in lots by Jason T. Stephens, Illinois Professional Land Surveyor Number 3859; and we, the undersigned, hereby dedicate and set apart for the use of the general public forever all of the streets and highways as indicated and shown on said Plat; and we further dedicate the easements therein set forth to the City of Bloomington for general utility purposes.

IN WITNESS WHEREOF, we have hereunto set our hands and affixed our seals
this 20 day of April, 20 20.

Owner(s): Terra, L.L.C.

BY: 
Krishna Balakrishnan
Manager

NOTARY'S CERTIFICATE

STATE OF ILLINOIS)
) SS
COUNTY OF MCLEAN)

I, the undersigned, a Notary Public in and for said County and State aforesaid, do hereby certify that Krishna Balakrishnan is personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed, sealed and delivered the said instrument as his free and voluntary act for the uses and purposes therein set forth, including the release and waiver of Homestead, and also including the dedication of all streets and highways to the use of the general public forever, and including the grant of certain general utility easements to the applicable public utility companies.

Given under my hand and notarial seal this 20th day of April, 2020.



Mary Beth White
Notary Public

SCHOOL DISTRICT CERTIFICATE

Terra, L.L.C., owner of the property described in the Surveyor's Certificate of the tract of land platted as Fifteenth Addition to Hawthorne Commercial Subdivision, certify that to the best of my knowledge and belief that said platted land is located within the boundaries of Community Unit School District No. 5 in McLean County, Illinois.

Terra, L.L.C.

By:

Krishna Balakrishnan
Manager

Attest

Mary Beth White

STATE OF ILLINOIS)
) SS
COUNTY OF MCLEAN)

I, the undersigned, a Notary Public in and for said County, in the state aforesaid, do hereby certify that Krishna Balakrishnan, personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their own free and voluntary act.

Given under my hand and Notarial Seal this 20 day of April, 2020.



Mary Beth White
Notary Public

SURVEYOR'S CERTIFICATE

STATE OF ILLINOIS)
) SS
COUNTY OF MCLEAN)

I, Jason T. Stephens, Illinois Professional Land Surveyor No. 3859, do hereby certify that the attached plat of subdivision was surveyed and prepared under my direction, in accordance with the laws of the State of Illinois, and with the Ordinances of the City of Bloomington for Terra, L.L.C. and represents the following described property to wit:

A part of the NE¼ of Section 31, Township 24 North, Range 3 East of the Third Principal Meridian, City of Bloomington, McLean County, Illinois, more particularly described as follows: Beginning at the northwest corner of Lot 19 in Eleventh Addition to Hawthorne Commercial Subdivision, according to the Plat thereof recorded as Document No. 2014-9819 in the McLean County Recorder of Deeds Office, said point being on the east right of way line of Leslie Drive; thence N.00°-00'-00"E. 507.58 feet on said east right of way line of Leslie Drive; thence S.90°-00'-00"E. 378.05 feet to the west right of way line of Towanda-Barnes Road as described in condemnation case number 2001ED9; thence S.00°-05'-06"W. 58.02 feet on said west right of way line of Towanda-Barnes Road; thence S.45°-05'-06"W. 21.21 feet on said west right of way line; thence S.00°-05'-06"W. 434.58 feet on said west right of way line to the northeast corner of said Lot 19; thence N.90°-00'-00"W. 362.30 feet to the Point of Beginning containing 185,069.47 S.F / 4.25 acres, more or less, with assumed bearings given for description purposes only.

I further certify that I have subdivided the same into one (1) lot as shown on the attached plat.

Iron monuments identify all lot corners as shown on said plat and all measurements are given in feet and decimals thereof. All easements designated on said plat are dedicated for public use and for the use of community antenna television systems.

Said subdivision is to be known as Fifteenth Addition to Hawthorne Commercial

Subdivision, City of Bloomington, McLean County, Illinois.

I further certify that the foregoing plat accompanying this certificate accurately represents the above described property as subdivided.

I further certify that no part of said herein described subdivision is located within a special flood hazard area as identified by the Federal Emergency Management Agency on Flood Insurance Rate Map for Community Panel Number 170490 0510 E, Map Number 17113C0510E dated July 16, 2008.

Lewis, Yockey & Brown, Inc.
Consulting Engineers & Land Surveyors
505 N. Main St.
Bloomington, IL 61701

4/15/20
Date


Jason T. Stephens

Illinois Professional Land Surveyor No. 3859
License Expiration Date 11/30/2020



DRAINAGE ACKNOWLEDGEMENT

Erin L. Estabrook, Registered Professional Engineer, and Terra, L.L.C., being the owners of the premises heretofore platted by Jason T. Stephens, Illinois Professional Land Surveyor No. 3859 to be and become Fifteenth Addition to Hawthorne Commercial Subdivision to the City of Bloomington, McLean County, Illinois, do hereby acknowledge that to the best of their knowledge and belief, the drainage of surface waters will not be changed by the construction of said Subdivision or planned unit development or any part thereof; or that if such surface water drainage will be changed, reasonable provisions have been made for collection and diversion of such surface waters into public areas or drains which the owner has a right to use and that such surface waters will be planned for in accordance with generally accepted engineering practices so as to reduce the likelihood of damage to the adjoining property because of the construction of the Subdivision or planned unit development.

I further acknowledge that no portion of the Lot is within the Special Flood Hazard Area, as defined by the Federal Emergency Management Agency.



Registered Professional Engineer

OWNER(S): Terra, L.L.C.

BY:



Krishna Balakrishnan
Manager

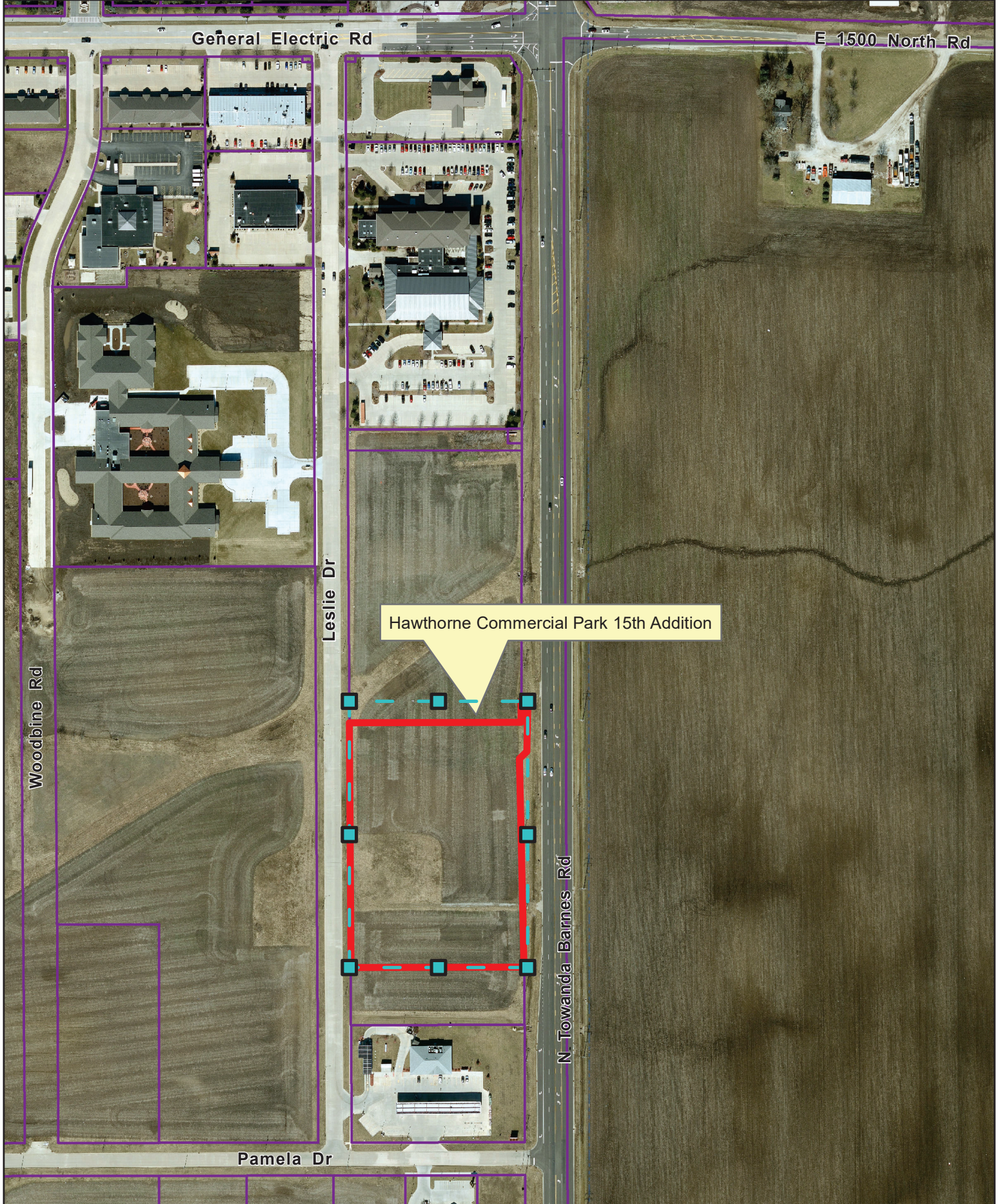


Fifteenth Addition to Hawthorne Commercial Subdivision

Date Prepared: 5/12/2020

Shown on Final Plat:		Initial
	Easements shown for all public improvements	N/A
	City Engineer's Signature Block	TJM
	Clerk's Signature Block	TJM
	Areas or facilities to be dedicated to the public	TJM
	Railroad Right of Ways	N/A
	Subdivision Boundaries	TJM
	References to nearest street lines, Township, Sections lines, or monuments.	TJM
	Name of Subdivision	TJM
	Legal Description	TJM
	Existing Parcel Id Number (PIN)	In memo and ordinance
	Surveyor's statement regarding any Special Flood Hazard Areas.	TJM
	Total Acreage	TJM
	Street Names	TJM
	Proposed Lot numbers (consecutively numbered)	TJM
	Front Yard Setbacks	TJM
The following shall be provided:		
	School District Certificate	TJM
	County Clerk's Certificate	TJM
	Owner's Certificate	TJM
	Drainage Statement	TJM
	Owner's Petition	TJM
	Ordinance	TJM
	Utility Company Signoffs	N/A
	Digital PDF Submittal provided to Public Works	TJM
	Digital CAD format submittal provided to Public Works	TJM
	2 Mylar Copies	
	12 Paper Copies	
The following requirements shall be met:		
	Final plat retains the design characteristics of a valid Preliminary Plan that has not expired	TJM
	Retains the design characteristics of approved public improvement engineering plans and specifications.	TJM
	Final Plat is signed by IL licensed surveyor	TJM
	Plans for all public improvements approved by Public Works	N/A

Hawthorne Commercial Park
15th Addition
Final Plat



MEMORANDUM

Date: May 5, 2020
To: Katie Simpson, City Planner
From: Anthony J. Meizelis, P.E.
Re: **Hawthorne Commercial Subdivision, 15th Addition**
Performance Guarantees and Tap-On Fees

The following are the Performance Guarantee and Tap On fees required from the developer before releasing for recording: **Hawthorne Commercial Subdivision, 15th Addition**. The final plat is scheduled for Council consideration at the May 26th, 2020 Council meeting.

A: Tap-On Fees:

The following tap-on fees are due from per the annexation agreement:

		<u>Fund Code</u>	<u>Principal</u>	<u>Interest</u>	<u>Total</u>
1	G.E. Valley San. Sewer	51101100-54120	\$0.00	\$0.00	\$0.00
2	G.E. Valley Sewer Extn.	51101100-54120	\$1275.00	\$866.16	\$2,141.16
3	G. E. Rd Water Main	50100120-57320	\$0.00	\$0.00	\$0.00
4	G.E. Road (Pavement)	40100100-57320	\$0.00	\$0.00	\$0.00
5	Fee in lieu of Park Land	24104100-57320	\$0.00	\$0.00	\$0.00
	Total				\$2,141.16

Subdivision area 4.25 acres. Frontage along G.E. Rd: 0'. Frontage along Leslie Drive: 507.58'

of Residential Dwelling Units: zero proposed residential units

1) G.E.Valley Sewer: \$281/ac +interest** from 12/76; No fee after 4/28/2008

2) G.E.Valley Sewer Extn.: \$300/ac +interest** from 10/95; = \$300 X 2.17 + \$300 X 2.17 X 0.06 X 277 months = \$ (CPI Interest = \$1,069.21, 6% Interest = \$1,552.64; therefore use CPI Interest)

(3) G.E. Water Main: \$18/ft

(4) G.E. Road Pavement @ \$65/ft (Developer built the additional eastbound outer lane, therefore no charges for GE Rd)

(5) Park Land Dedication Fee = \$0. Proposed use is a nonresidential use. Should a residential use be proposed for the property, a fee in lieu of park land dedication may be required.

*Value of land computed from purchase price as listed in the Circuit Court of the 11th Judicial Circuit of McLean County's Judgment Order in case of Frances S. Kelley vs. Larry D. Bielfeldt dated June 12, 2013 (137.719 acres for \$4,000,000 or \$29,044.65/acre).

** Interest calculated based on the lower of 6% simple interest or the CPI calculated on the principal using the BLS inflation calculator at (http://www.bls.gov/data/inflation_calculator.htm)

B: Performance Guarantee

110% of Public Improvements (Leslie Drive Sidewalk) -
(510.45' x 5' x \$12/SF X 1.1)

= \$ 33,689.70

Total Bond Amount Required

\$ 33,689.70

Bonds/Guarantees must be in the form(s) and language provided by City Code.

C: Bond for the Improvement of Adjacent Substandard Street (10 years)
None

cc: Kevin Kothe, Director of Public Works
Luke Thoele, Assistant City Engineer
Katie Simpson, Community Development
City Clerk's Office
file

PUBLIC HEARING



PUBLIC HEARING ITEM NO. 9.A

FOR COUNCIL: May 26, 2020

SPONSOR: Community Development Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Public Hearing for the 2020-2024 Consolidated Plan and 2020 Annual Action Plan and consideration of authorizing submittal of the 2020-2024 Consolidated Plan and 2020 Annual Action Plan to the US Department of Housing and Urban Development, as requested by the Community Development Department.

RECOMMENDED MOTION:

None; presentation and public comment only.

STRATEGIC PLAN LINK:

-Goal 4. Strong Neighborhoods

STRATEGIC PLAN SIGNIFICANCE:

- Objective 4f. Residents increasingly sharing/taking responsibility for their homes and neighborhoods
- Objective 4e. Strong partnership with residents and neighborhood associations
- Objective 4d. Improved neighborhood infrastructure
- Objective 4c. Preservation of property/home valuations
- Objective 4b. Upgraded quality of older housing stock

BACKGROUND: On May 1st, the City of Bloomington began its 46th year of administering the Community Development Block Grant (CDBG) program, funded by the US Department of Housing and Urban Development (HUD). The City receives funding from HUD each year. Every five years, HUD requires CDBG jurisdictions to complete a community needs assessment and a five-year Consolidated Plan to meet the identified needs, and each year to complete an annual action plan that guides year-to-year spending. **A required Public hearing on both plans is being held today to allow public and Council comment with formal action set for the meeting of June 8.**

Specifics related to both the 5-year HUD allocations and a special 2020 distribution to address unmet COVID-19 related community needs include:

- The City estimates it will receive \$3,120,114 throughout the 2020-2024 Consolidated Plan period to implement programs and services.
- There is a total of \$420,034 being proposed to address COVID-19 related needs comprised of a special federal allocation of \$329,114 and carryover from prior years of \$90,920. The recommended use of these funds is as follows:
 - o \$270,034 address, housing, food insecurity, medical needs, and childcare to fund both direct assistance and, possibly, program administration.
 - o \$150,000 in COVID-19 relief to support economic development activities such as business financial support, technical assistance and job training, among other possibilities. Staff is working to define draft plan specifics.

The recommended breakdown of the traditional, non COVID-19 related other funding over the next 5 years is as follows:

- Preserve the existing affordable housing stock (\$1,100,000)
- Eliminate slum and blight conditions (\$550,000)
- Support the provision of public service programs (\$412,500)
- Provide quality City services and public facilities for all residents (\$412,500)
- Administer the CDBG program in an efficient and cost-effective manner (\$316,000)

HUD has not issued official guidance on the use of CDBG-CV (COVID-19) funding at this time. The City utilized its regional partnership with the Town of Normal, the McLean County Regional Planning Commission, the United Way, the Shelter Assistance Coalition and Child Care and Youth Programming Coalition to work through the planning process. In an effort to identify community needs, a brief online survey was sent to local social service agencies. The survey asked for information on increases in requested services since mid-March. Twenty-five agencies responded that they had seen an increase in requests for following services:

- Food Security (31.6% of agencies)
- Rent and Utilities (28.95% of agencies)
- Mental Health (13.2% of agencies)
- Household and Hygiene Items (10.5% of agencies)
- Health Care (10.5% of agencies)
- Navigating State and Federal Programs (5.3% of agencies)

Follow-up conversations with organizations that did not respond to the survey resulted in similar findings. Recognizing that the needs could change as the crisis progressed, the team used the information gathered to identify three primary needs: food security, housing/shelter assistance, and medical needs. Since the survey, child care has been identified as an area in which requests for assistance are increasing. There has also been a significant community response to ensure food security for most residents. All four of these areas are identified as priority needs in the 2020-2024 Consolidated Plan.

Local businesses are suffering as a result of the pandemic as well, especially small businesses classified as non-essential. Business support was already identified as a priority need in the 2020-2024 Consolidated Plan. Although there are many local, state, and federal resources for businesses support, they often run out before needs are met or the maximum assistance available is not enough to cover a business' needs. Direct financial assistance, technical assistance and job training are all eligible economic development activities under the CDBG-CV program.

The 2020 traditional CDBG allocation from HUD is \$559,514. On November 1, 2019, the Community Development Department - Office of Grants Administration issued a call for Program Year 2020 CDBG project applications with each submission scored by outside reviewers utilizing a standardized scoring tool designed to prioritize programs addressing high needs. Staff anticipates receiving \$30,000 in program income and carrying forward a grant balance of \$275,000 for a total annual budget of \$864,514, not including CDBG-CV. Nearly \$600,000 in funding was requested through the grant application process. Based on the grant reviews/scores, the following projects are proposed for funding in the 2020 Annual Action Plan:

- Preserve the existing affordable housing stock
 - Homeowner Housing Rehabilitation Loans (\$150,000)
 - Homeowner Grants (Accessibility) (\$10,000)
 - Habitat for Humanity, A Brush with Kindness (\$30,000)
 - BHA Apartments Boiler Replacement (\$37,850)
 - Rehabilitation Service Delivery (\$25,000)
- Eliminate slum and blight conditions
 - Residential demolition (\$160,000)
 - Demolition Service Delivery (\$20,000)
- Support the provision of public service programs
 - Dreams Are Possible (\$20,000)
 - Recycling Furniture for Families (\$5,000)
 - PATH Homeless Services (\$20,144)
 - PATH Emergency Services (\$20,000)
 - WBRP Project Leader (\$14,600)
 - Peace Meals (\$5,000)
- Provide quality City services and public facilities for all residents
 - Evergreen Park Improvements (\$70,000)
 - West Bloomington Sidewalks (\$80,000)
 - WBRP Sidewalk/Entrance Accessibility Improvements (\$10,000)
 - MCCA Building Accessibility Improvements (\$30,000)
- Administer the CDBG program in an efficient and cost-effective manner
 - General Administration (\$11,000)
 - Administrative Programs (\$25,000)
 - Planning Services (\$30,000)

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Throughout development of the 2020-2024 Consolidated Plan, City staff, in partnership with the Town of Normal and McLean County Regional Planning Commission (MCRPC), completed a robust outreach campaign. Data was collected using a variety of methods including a Citizen Survey, Stakeholder Survey, key informant interviews, focus groups, and public meetings. Once the outreach process concluded, MCRPC performed an in-depth analysis of the data collected from which the City created funding priority areas for the 2020-2024 Consolidated Plan. The full analysis document can be viewed at <https://mcplan.org/cdbg>.

The draft 2020-2024 Consolidated Plan and draft 2020 Annual Action Plan were initially made available to the public on February 17, 2020. In accordance with City Code, on February 14, 2020, public notice of the public hearing and public comment period was published in the Pantagraph. Written comments were accepted through March 20th. No comments were received. The public hearing was planned for March 27th but rescheduled as a result of social distancing guidelines. Notice of this public hearing was published on Tuesday, May 19th.

Updated plan drafts, including information on the COVID-19 response, were made available to the public on Friday, May 22nd. Plans are available on the City's website: <https://www.cityblm.org/government/departments/community-development/block-grant/consolidated-plan> and at the exterior ticket window at Grossinger Motors Arena (Front St. and Madison St.) from 7:30 - 4:30 Monday - Friday. Written comments outside of the public hearing will be accepted from Tuesday, May 27th through Monday, June 1st.

FINANCIAL IMPACT: Delay or lack of approval will result in the loss of \$888,628 in federal grant funding used for programs benefitting low and moderate income households within the City for program year 2020 and more than \$3.1 million in funding for the 2020-2024 Consolidated Plan period.

COMMUNITY DEVELOPMENT IMPACT: Goal N-1.2: Prioritize, with urgency, the revitalization of the neighborhoods in the Regeneration Area, Objective a: City should continue to use CDBG grants to support partner organizations such as the West Bloomington Revitalization Project to have a collective impact on revitalization; Goal H-1.2: Ensure an adequate supply of affordable housing for low to moderate income households, Objective H-1.2b: Work with community partners like Habitat for Humanity, MCCA and Bloomington Housing Authority to have a collective impact on affordable housing issues; Goal H-1.3: Create a life-long community by fostering housing stock that meets the needs of residents of all ages and abilities, Objective H-1.3e: Ensure neighborhoods are walkable and have access to alternative modes of transportation and other amenities to make them attractive to aging populations; Goal H-2.3: Rehabilitate housing in the designated Regeneration Area, Objective H-2.3b: Develop and maintain programs that identify substandard housing and provide a wide spectrum of options to correct housing code violations/Objective H-2.3h: Carefully evaluate the rehabilitation potential of vacant/abandoned homes before demolition; Goal HL-1.2 Protect, enhance and maintain parks and green space equitably throughout the City, Objective HL-1.2b: Update older equipment in various City parks as identified in the City's Parks Plan; Goal CWB-1: End chronic homelessness and reduce the severity of situational homelessness, Objective a: The City of Bloomington should actively partner with groups such as McLean County Continuum of Care and Human Service Council to address factors contributing to homelessness; Goal TAQ-1.4: Pedestrian safety for users of all transportation facilities, Objective TAQ-1.4b: Provide a sidewalk system that provides safe routes to schools/Objective TAQ-1.4c: Provide pedestrians with safe access throughout the transportation network, facilitating access to facilities such as transit, businesses, parks and neighborhood centers.

Respectfully submitted for Council consideration.

Prepared by: Jennifer Toney, Grants Coordinator

Reviewed by:



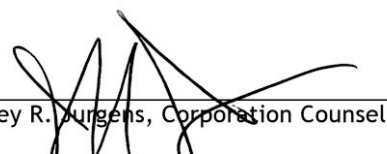
Robert G. Mahrt, Community Development Director

5/15/2020



Chris Tomertin, Budget Manager

5/15/2020



Jeffrey R. Jurgens, Corporation Counsel

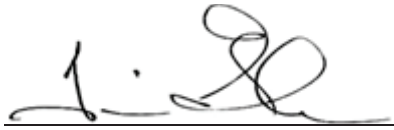
5/18/2020



Tara Henry, Legislative Assistant

5/21/2020

Recommended by:



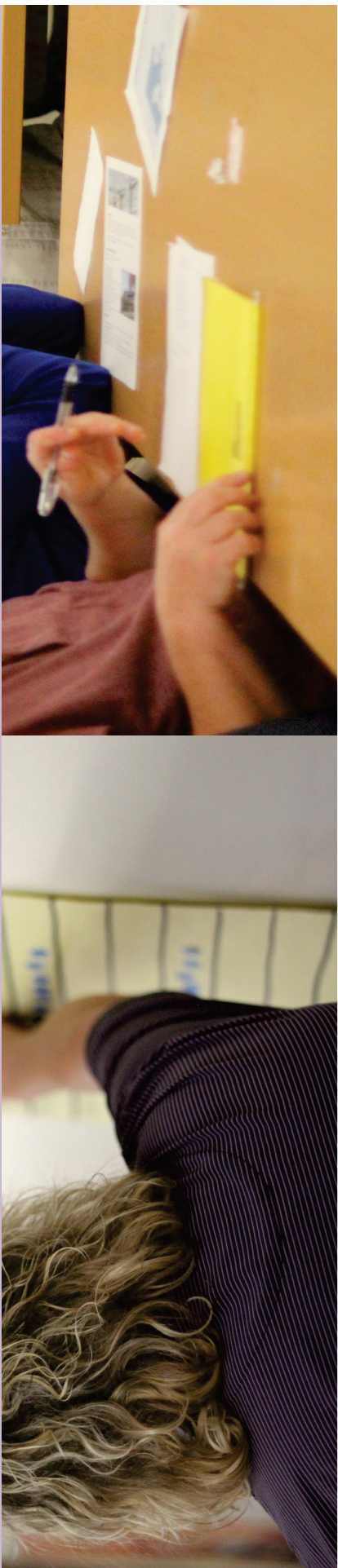
Tim Gleason, City Manager

Attachments:

- CD 4B Survey Analysis - Bloomington Chapter (Final)
- CD 4C 2020-2024 CDBG Funding Priority Areas
- CD 4D 2020 Budget at a Glance with CDBG-CV
- CD 4E Type of COVID-19 Assistance Requested

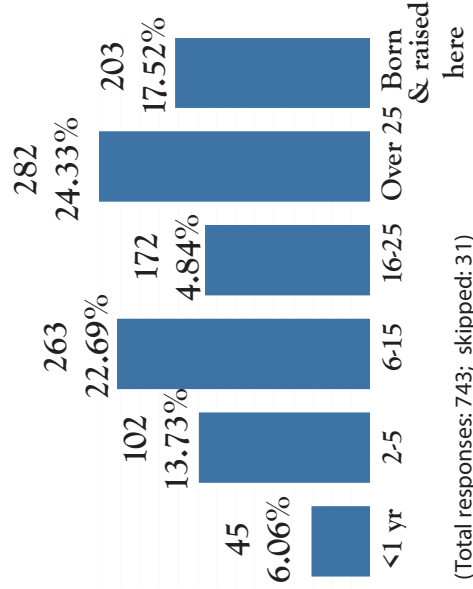


CITY OF BLOOMINGTON

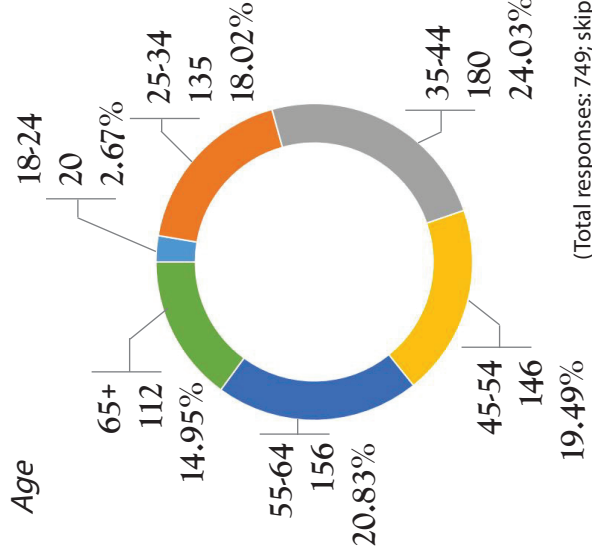


774 TOTAL RESPONDENTS

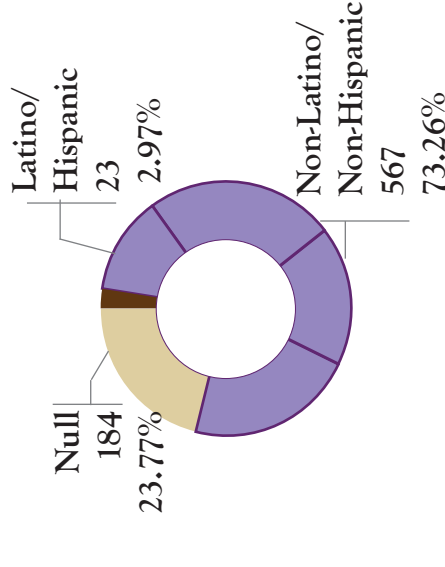
How long have you lived in your current community?



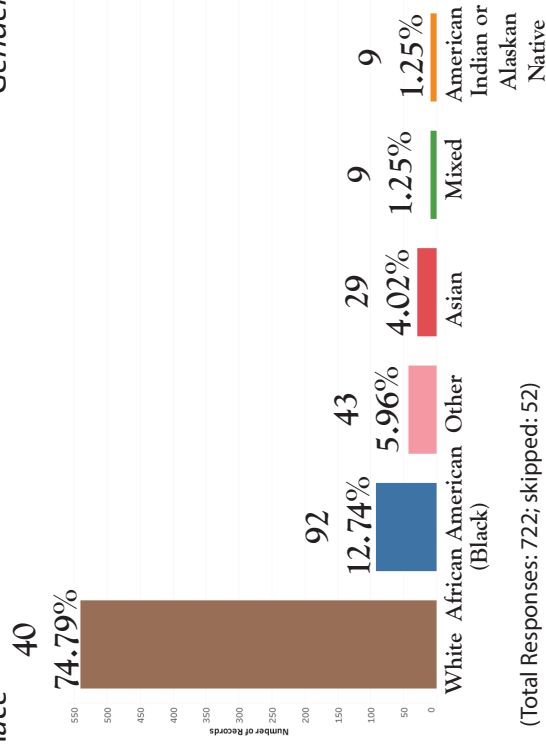
Age



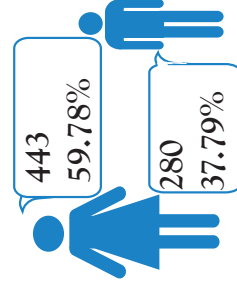
Ethnicity



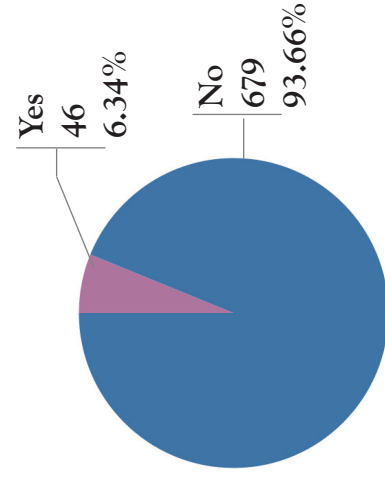
Race



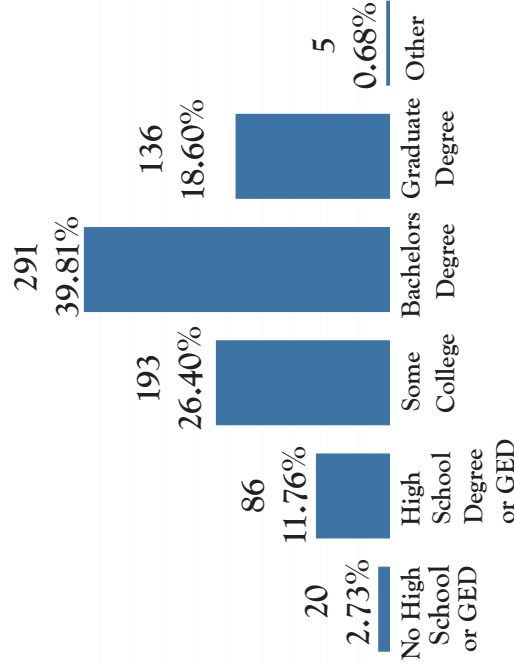
Gender



Do you consider English as your second language?

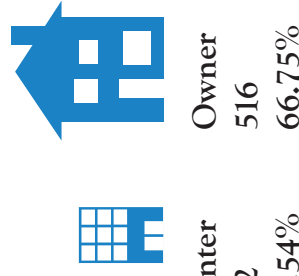


Highest Level of Education



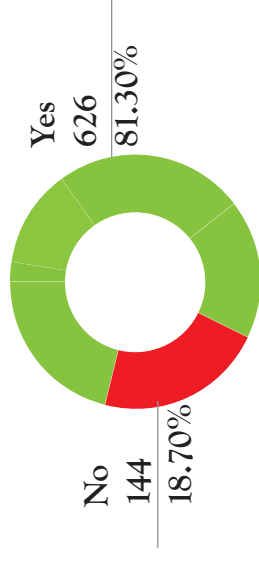
(Total responses: 731; skipped: 43)

Home Ownership



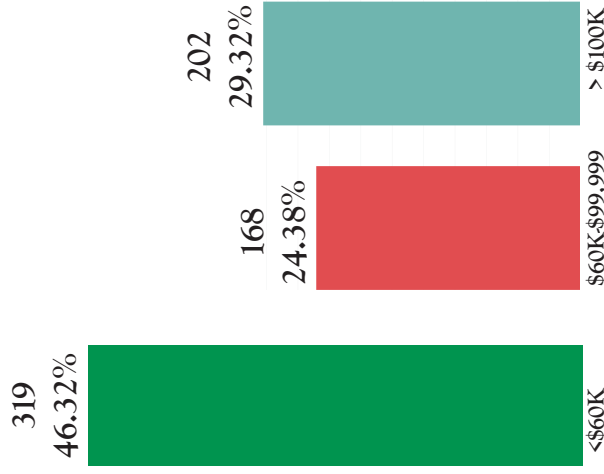
(Total responses: 715; skipped: 59)

Are you able to easily find safe, sanitary, and affordable housing in your community?



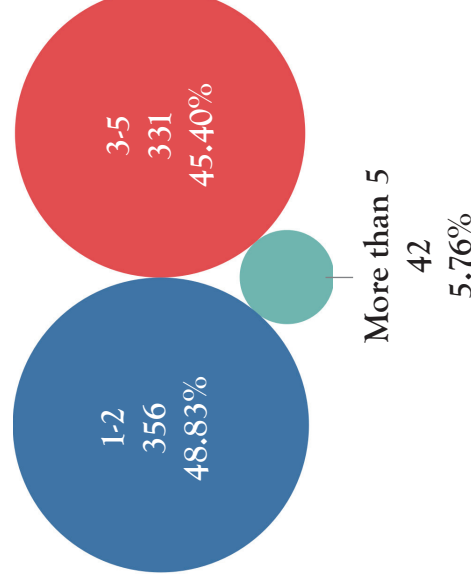
(Total responses: 770; skipped: 4)

Household Income



(Total responses: 689; skipped: 85)

Number of People in Household



(Total responses: 729; skipped: 45)

Bloomington respondents are:

- **Long-term residents**
Nearly 70% have lived in the community at least six years or more.
- **Mostly non-Hispanic white**
- **Predominantly female**
Nearly 60% of respondents were female.
- **25 years or older**
- **Educated**
Nearly 85% had some college or higher level of education.
- **Predominantly homeowners**
- **Small- to medium-size households**
48% were small (1-2) family households, while 45% were medium (3-5) family households.
- **From diverse income levels**

Survey Analysis Methodology

Outreach was conducted regionally across both Bloomington and Normal. This chapter only analyzes responses from survey takers who said they live in Bloomington. These results will inform the City's 2020-2024 Consolidated Plan.

Each question was analyzed in several ways, including cross-tabulation with dimensions such as age, race, and income. Open-ended questions were analyzed by tagging each response based on its content. These tags were then categorized into general themes. Depending on the content of each response, some only had one tag, while others had several in different categories. For example, in the open text response

area for the question "Do you believe housing discrimination exists in your community?" an individual answered "Yes, by Race and Income." This answer was tagged into two categories: "Discrimination based on Race" and "Discrimination based on Income."

Note that the survey results are

primarily focused on income. This is because the goal of the Community Development Block Grant (CDBG) is to serve low- to moderate-income households.

The survey requested respondents choose their annual household income from four categories. In an effort to simplify the analysis process, the lower two income categories, under \$30,000 and \$30,000 - \$59,999 were combined into one category, under \$60,000. Respondents with an annual household income under \$60,000 likely meet the US Department of Housing and Urban Development's (HUD) annual income guidelines for CDBG assistance.

A portion of the respondents in the \$60,000- \$99,999 income bracket may also be eligible based on household size and other factors. Therefore, the answers for respondents with an annual income under \$60,000 and between \$60,000 - \$99,999 were analyzed in depth.

Noteworthy results by other dimensions, such as race or education level, are also included in the analysis. The analysis features several tables highlighting the similarities in priorities of the respondents in the income brackets mentioned above. The green areas of each table indicate overlap in the top five priorities.

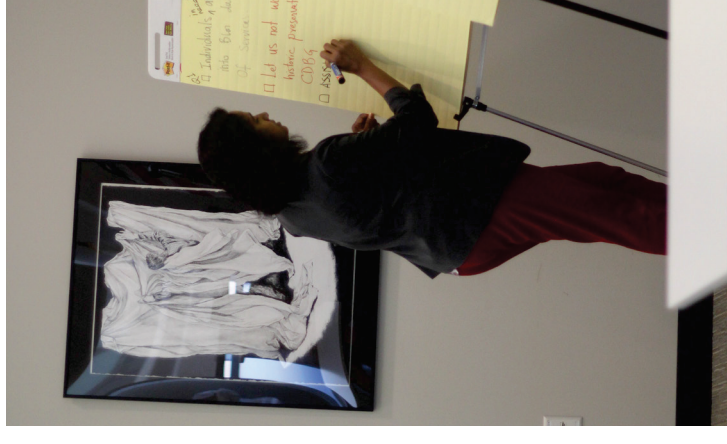
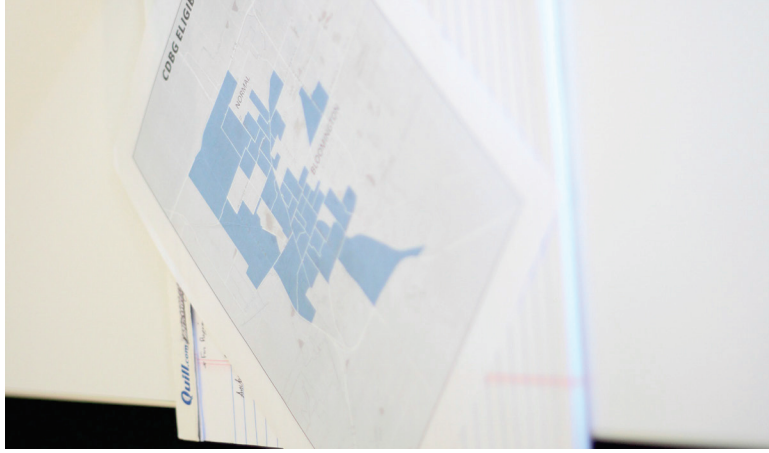
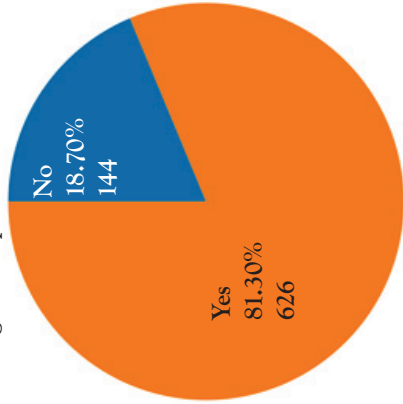


Chart B.1 – Overall Responses for
Bloomington Respondents



Respondents making under \$60,000, African Americans, younger respondents, renters, and those with education below a Bachelor’s degree had more difficulty finding safe, sanitary, and affordable housing in Bloomington.

Q. Ability to find safe, sanitary and affordable housing

Respondents were asked the question “Are you able to find safe, sanitary and affordable housing in your community?” About 81% of Bloomington respondents said “Yes” and about 19% of Bloomington respondents said “No.”

Chart B.2 shows responses to this question broken down by income bracket. About 31% of respondents in the under \$60,000 annual household

income bracket replied that they are not able to find safe, sanitary, and affordable housing in their community. The two higher income brackets are both well under the 19% overall average.

Other Demographics to Note

Among the 19% who said they have difficulty finding safe, sanitary and affordable housing, the following groups responded

at a higher rate than the 19% average:

- African-Americans: 33%
- 18-24 Age Group: 35%
- 25-34 Age Group: 24%
- No High School Diploma: 25%
- Some College Credits Earned: 29%
- Renters: 34%

Chart B.2 – Respondents from Bloomington Who Answered “No”
by Income



“I can find safe, and sanitary housing. It’s the affordable housing that is lacking. Unless you have perfect credit. Our family goes through great financial sacrifice to live in a safe and sanitary home. Because the affordable housing is NOT safe or sanitary. You can’t find all 3 in one.”
- Bloomington Resident

Q. Please explain the challenges you have faced in finding safe, sanitary and affordable housing in your community

Respondents were asked to elaborate on the previous question by explaining challenges they have faced in finding safe, sanitary and affordable housing in their community. The responses to those questions were tagged by key words, and the top tagged key words are shown in Chart B.3. Each bar on the chart is broken down by income bracket. The top answers to this question were “Affordability,” “Neighborhood/Safe Area” and “Property

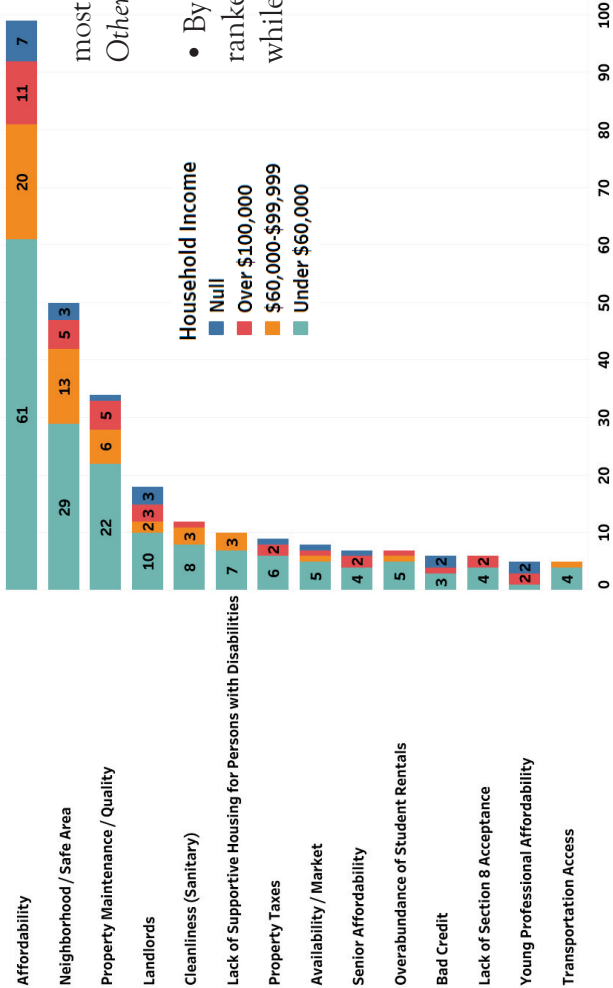
Maintenance/Quality.” Table B.1 to the left shows the top challenges each of the two lowest income brackets (under \$60,000 annual household income and \$60,000-\$99,999 annual household income) have faced in finding safe, sanitary, and affordable housing. Respondents in both of these income brackets indicated they have faced “Affordability,” “Neighborhood/Safe Area,” “Property Maintenance/Quality” issues the

Table B.1 – Top Responses by Lowest Income Brackets

	Under \$60,000 HH Income	\$60,000 - \$99,999 HH Income
1	Affordability	Affordability
2	Neighborhood / Safe Area	Neighborhood / Safe Area
3	Property Maintenance / Quality	Property Maintenance / Quality
4	Landlords	Cleanliness (Sanitary) (tie for 4 th)
5	Cleanliness (Sanitary)	Lack of Supportive Housing for Persons with Disabilities (tie for 4 th)
6	Lack of Supportive Housing for Persons with Disabilities	Remain in Same School District (tie for 4 th)
7	Property Taxes	Landlords
8	Availability / Market (tie for 8 th)	--
9	Overabundance of Student Rentals Makes Other Housing Unaffordable (tie for 8 th)	--

Note: Green indicates overlapping priorities between the two income brackets.

Chart B.3- Responses for Bloomington Respondents by Income Bracket



most when looking for housing. Other Demographics to Note

- By Housing Tenure: Owners ranked “Property Taxes” third, while renters ranked it tenth.

“Affordability,” followed by “Neighborhood /Safe Area” and “Property Maintenance/Quality” were the top priorities overall and for both income groups.

“We need to do better and realize low income is not a bad personality trait, nor does it define the respect or safe housing and services a person deserves.” -Bloomington Resident

Q. Do you believe housing discrimination exists in your community?

Respondents were asked “Do you believe housing discrimination exists in your community?” Chart B.4 shows the overall responses. Overall, 242 (about 31%) said “No,” 228 (about 29%) said “Yes,” 79 (about 10%) replied “Don’t know,” and the rest did not reply.

Chart B.5 shows responses broken down by income bracket. Notice that as income goes up, the response dynamics change. The under \$60,000 bracket

ranks “Yes” higher than “No,” whereas the over \$100,000 bracket ranks “No” higher than “Yes.” This is an indication that those in low-income brackets possibly experience more housing discrimination.

Other Demographics to Note

- By Race: African Americans ranked “Yes” (42) much higher than “No” (14).
- By Age: 18-24 and 25-34 age groups ranked “Yes” (8 and

44, respectively) higher than “No” (4 and 30, respectively); all other age groups ranked “No” much higher than “Yes.”

- By Gender: Females marked “Yes” much higher (141 “Yes,” 102 “No”), but males marked “no” much higher (76 “Yes,” 121 “no”).

- By Housing Tenure: Owners marked “No” much higher.
- By Housing Tenure: Owners marked “No” much higher (184 “No,” 145 “Yes”), but

renters marked “Yes” higher (44 “No,” 62 “Yes”).

“While I’m not aware of instances of flagrant discrimination, I have to assume that it exists given the housing segregation there seems to be throughout Bloomington and Normal.” -Bloomington Resident

Chart B.4 - Overall Responses for Bloomington Respondents

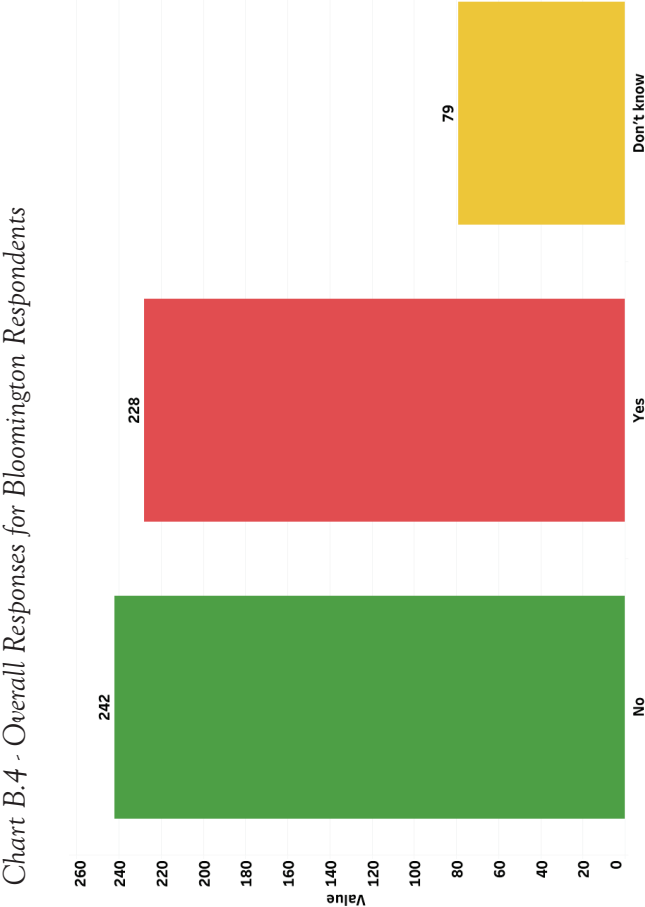
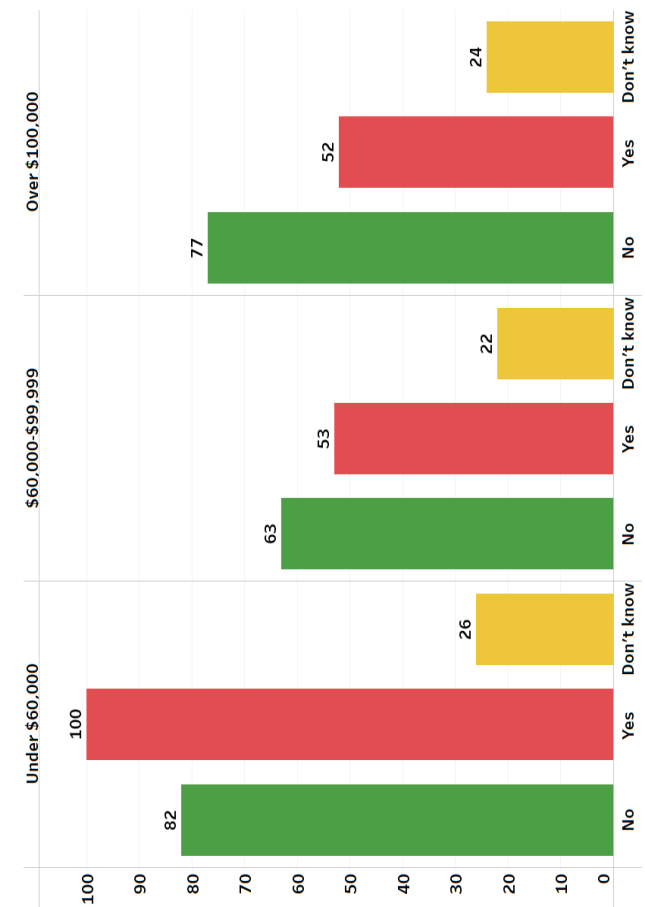


Chart B.5 - Responses for Bloomington Respondents by Income Level



Q. Please explain how you feel housing discrimination exists in your community

Respondents were asked to elaborate further on what types of discrimination they have faced or believe exists in the community. The responses were tagged by key words, and the top tagged key words are shown in the graph. Overall, the top answers to this question were “Income Based Discrimination,” followed by “Discrimination Against Minority Groups” and “Possibly Exists, but Have Not Personally Experienced It.”

By Income

Table B.2 shows the top five types of housing discrimination that the two lowest income brackets (under \$60,000 and \$60,000- \$99,999) have faced. Four out of the top five issues overlap between both income brackets.

Interestingly, while “Income Based Discrimination” was the overall top response, it is not the

Chart B.6 – Responses for Bloomington Respondents by Income Bracket

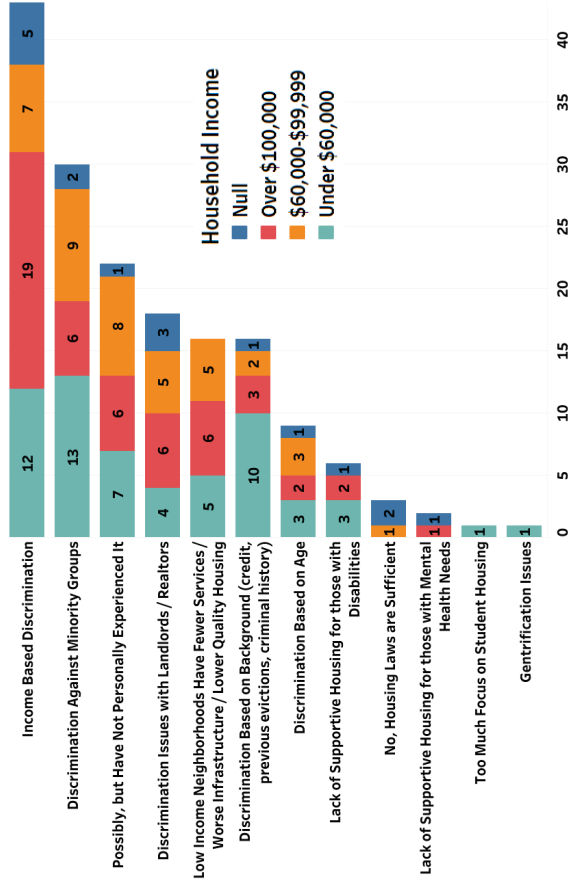


Table B.2 – Top Responses by Lowest Income Brackets

	Under \$60,000 HH Income	\$60,000 - \$99,999 HH Income
1	Discrimination Against Minority Groups	Discrimination Against Minority Groups
2	Income Based Discrimination	Possibly Exists, but Have not Personally Experienced It.
3	Discrimination Based on Background (credit, previous evictions, criminal history)	Income Based Discrimination
4	Possibly Exists, but Have not Personally Experienced It.	Discrimination Issues with Landlords / Realtors (tie for 4 th)
5	Low Income Neighborhoods Have Fewer Services / Worse Infrastructure / Lower Quality Housing	Low Income Neighborhoods Have Fewer Services / Worse Infrastructure / Lower Quality Housing (tie for 4 th)

Note: Green indicates overlapping priorities between the two income brackets.

top response for either of these two income brackets.

Another item to note is that the under \$60,000 bracket ranked “Discrimination Based on Background” much higher than all other income brackets. “Background” denotes credit history, previous evictions and criminal history.

Other Demographics to Note

- By Race: African Americans ranked “Discrimination Based on Background” and “Discrimination Issues with Landlords/Realtors” highest, when those ranked in the middle on the overall responses graph.
- By Education: Graduate Degree or Higher ranked “Discrimination Against Minority Groups” higher than other groups.

Background
Minority
Landlords/Realtors
Income Based
Age Based
Possibly
Fewer Services

persons with disabilities

Q. What type of public facilities would you like to see added or expanded in your community?

Respondents were given a list of public facilities eligible under CDBG guidelines and asked to check all answers that apply to the following question: “What type of public facilities would you like to see added or expanded in your community?” The top answer was by far “Street/Sidewalk Improvements.” The second most checked category was “Homeless Facilities” followed by “Water/Sewer Improvements.”

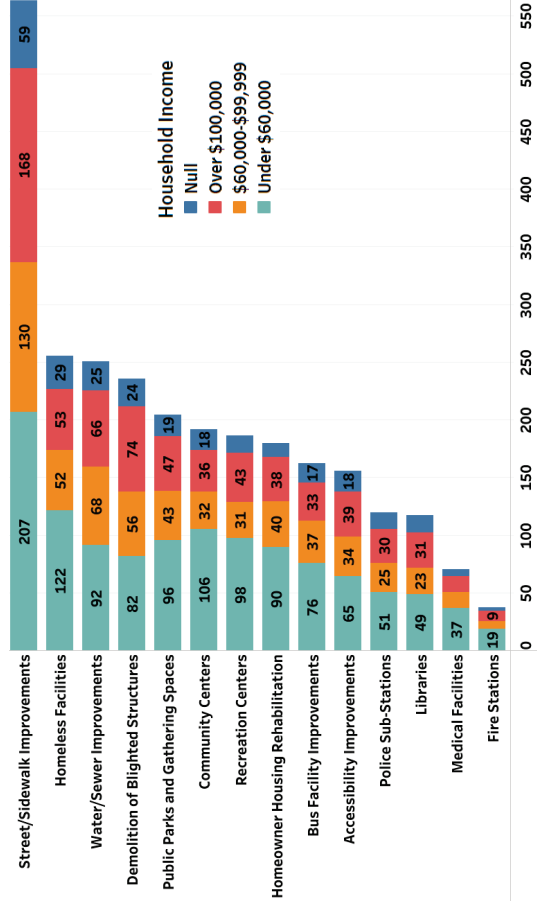
By Income

“Street/Sidewalk Improvements,” “Homeless Facilities” and “Public Parks and Gathering Spaces” all ranked within the top five priority areas for respondents with an income under \$100,000.

Notable differences include the following:

- The under \$60,000 bracket ranked “Community Centers” and “Recreation Centers” highly, whereas those two categories ranked sixth

Chart B.7 – Responses for Bloomington Respondents by Income Bracket



Other Demographics to Note

- By Race: African Americans ranked “Community Centers” as their top public facility, while it ranked sixth overall.

Table B.3 – Top Responses by Lowest Income Brackets

	Under \$60,000 HH Income	\$60,000 - \$99,999 HH Income
1	Street/Sidewalk Improvements	Street/Sidewalk Improvements
2	Homeless Facilities	Water/Sewer Improvements
3	Community Centers	Demolition of Blighted Structures
4	Recreation Centers	Homeless Facilities
5	Public Parks and Gathering Spaces	Public Parks and Gathering Spaces
6	Water/Sewer Improvements	Homeowner Housing Rehabilitation
7	Homeowner Housing Rehabilitation	Bus Facility Improvements
8	Demolition of Blighted Structures	Accessibility Improvements
9	Bus Facility Improvements	Community Centers
10	Accessibility Improvements	Recreation Centers

Note: Green indicates overlapping priorities between the two income brackets.

and seventh in the overall rankings.

- “Community Centers” and “Recreation Centers” ranked ninth and tenth for the \$60,000- \$99,999 bracket.
- The \$60,000- \$99,999 bracket ranked “Water/Sewer Improvements” and “Demolition of Blighted Structures” higher than the under \$60,000 bracket, possibly a sign that bracket has more homeowners than the lower bracket.
- “Street/Sidewalk Improvements” came in second for African Americans (first overall.)
- By Age: 45-54, 55-64 and 65+ ranked “Demolition of Blighted Structures” highly, possibly due to higher homeownership rates in these age groups.
- By Gender: Females ranked “Recreation Centers” third, whereas it ranked seventh overall.

- By Housing Tenure: Renters generally ranked infrastructure improvements (“Street/Sidewalk,” “Water/Sewer, Demolitions”) lower than owners.

Q. What type of public services would you like to see added or expanded in your community?

Respondents were given a list of public services and asked to check all answers that apply to the following question: “What type of public services would you like to see added or expanded in your community?” The top answer was “Health Services.” The second most checked category was “Mental Health Services,” followed by “Crime Prevention/Awareness.” Chart B.8 shows the overall responses.

Other Demographics to Note

- African Americans ranked “Child Care Services” third and renters ranked it fourth, but “Child Care Services” was ranked eighth overall.
- African Americans ranked “Housing Discrimination Services” and “Food Services” higher than they were ranked overall, but ranked “Senior Services” and “Veterans Services” much lower than they appeared in the overall rankings.

By Income

Table B.4 shows the top ten priorities for public services by the two lowest income brackets. All five of the top priorities match, with the top two for both being “Health Services” and “Mental Health Services.” Notable differences include:

- The under \$60,000 bracket ranked “Disability Services” sixth, which was higher than other brackets.
- The under \$60,000 bracket had a disproportionately high ranking of “Food Services (through pantries)”.

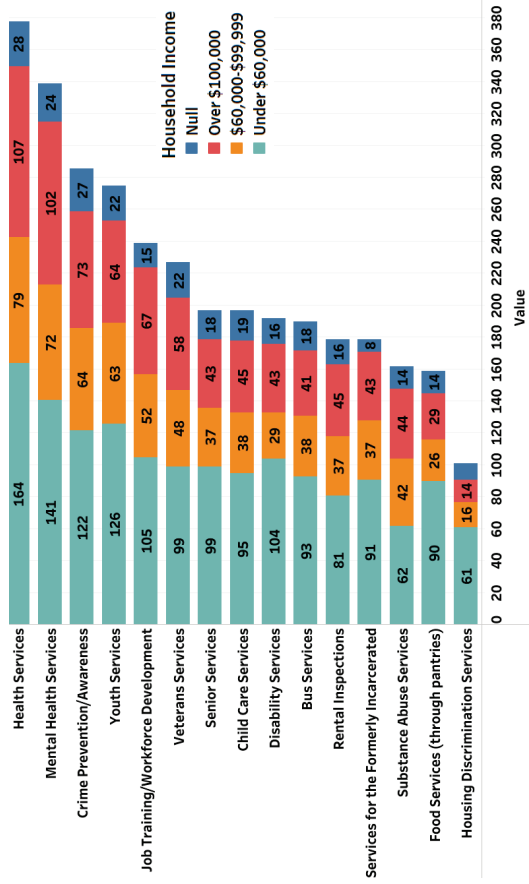
Table B.4 – Top Responses by Lowest Income Brackets

	Under \$60,000 HH Income	\$60,000 - \$99,999 HH Income
	Health Services	Health Services
	Mental Health Services	Mental Health Services
	Youth Services	Crime Prevention / Awareness
	Crime Prevention / Awareness	Youth Services
	Job Training / Workforce Development	Job Training / Workforce Development
	Disability Services	Veterans Services
	Veterans Services (tie for 7 th)	Substance Abuse Services
	Senior Services (tie for 7 th)	Child Care Services (tie for 8 th)
	Child Care Services	Bus Services (tie for 8 th)
	Services for the Formerly Incarcerated	Senior Services (tie for 9 th)
		Services for the Formerly Incarcerated (tie for 9 th)
		Rental Inspections (tie for 9 th)

Note: Green indicates overlapping priorities between the two income brackets.

Among survey respondents, renters and African Americans ranked “Child Care Services” higher than the overall population of Bloomington.

Chart B.8 – Responses for Bloomington Respondents by Income Bracket



Q. What type of assistance will help expand job and economic opportunities for low- to moderate-income residents in your community?

Respondents were asked the open-ended question: “What type of assistance will help expand job and economic opportunities for low- to moderate-income residents in your community?” The responses were tagged and the top tagged keywords are shown in Chart B.9.

The top tagged three tagged responses were “Job Training,” “Apprenticeships / Internships,” and “Business Support.”

By Income

As shown in Table B.5, four out of the top five priorities for both these income brackets match: “Job Training,” “Business Support,” “Apprenticeships/ Internships,” and “Job Application and Soft Skills Coaching.” An item of note is that the under \$60,000 bracket ranked “Affordable, Quality Housing” fifth, whereas it appears ninth in the overall results and tenth for the \$60,000- \$99,999 bracket.

Other Demographics to Note

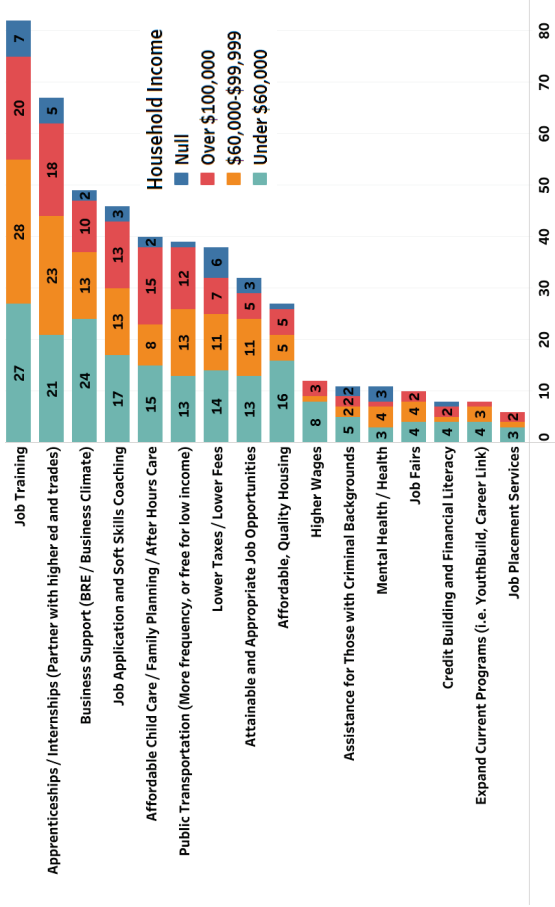
African Americans ranked “Business Support” first, whereas it comes in third in the overall results.

Table B.5 – Top Responses by Lowest Income Brackets

	Under \$60,000 HH Income	\$60,000 - \$99,999 HH Income
1	Job Training	Job Training
2	Business Support	Apprenticeships / Internships
3	Apprenticeships / Internships	Business Support (tie for 3 rd)
4	Job Application and Soft Skills Coaching	Job Application and Soft Skills Coaching (tie for 3 rd)
5	Affordable, Quality Housing	Public Transportation (tie for 3 rd)
6	Affordable Child Care / Family Planning / After Hours Care	Lower Taxes / Lower Fees (tie for 6 th)
7	Lower Taxes / Lower Fees	Attainable Job Opportunities (tie for 6 th)
8	Public Transportation (tie for 8 th)	Affordable Child Care / Family Planning / After Hours Care (tie for 8 th)
9	Attainable Job Opportunities (tie for 8 th)	More Outreach / Connecting Individuals to Programs (tie for 8 th)
10	Higher Wages	Affordable, Quality Housing

Note: Green indicates overlapping priorities between the two income brackets.

Chart B.9 – Responses for Bloomington Respondents by Income Bracket



“Access to finance; policy to encourage hiring people with criminal pasts; vocational training and basic business management training. A mentoring program between older business owners and future business owners to encourage retention of local businesses as owners age out of the industry.”
-Bloomington Resident

Q. Are there specific neighborhoods or areas within your community that should be targeted for revitalization or blight removal?

Respondents were asked the open-ended question: “Are there specific neighborhoods or areas within your community that should be targeted for revitalization or blight removal?” The responses were tagged by key words and the top tagged key words are shown in the Chart B.10.

By *Income*

Table B.6 shows the top five neighborhoods or geographic areas ranked by each of the two lowest income brackets. All five of the top priorities match, although not in the exact same order.

Other Demographics to Note

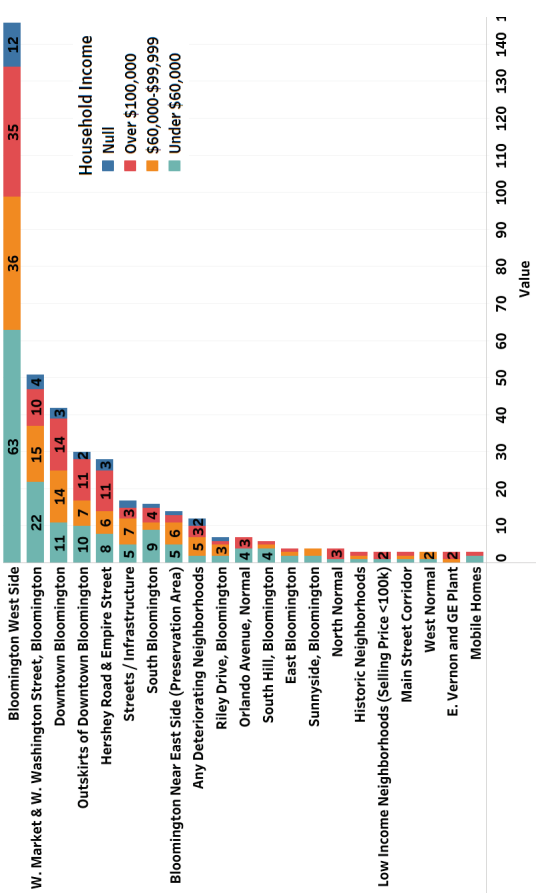
- Owners ranked “Bloomington West Side” first, but renters ranked “No” first.

Table B.6 – Top Responses by Lowest Income Brackets

	Under \$60,000 HH Income	\$60,000 - \$99,999 HH Income
1	Bloomington West Side	Bloomington West Side
2	No	West Market & West Washington Streets
3	West Market & West Washington Streets	Downtown Bloomington
4	Downtown Bloomington	No
5	Outskirts of Downtown Bloomington	Outskirts of Downtown Bloomington (tie for 5 th)
6	South Bloomington	Streets / Infrastructure (tie for 5 th)
7	Hershey Road & Empire Street	Hershey Road & Empire Street (tie for 7 th)
8	Streets / Infrastructure (tie for 8 th)	Bloomington Near East Side (tie for 7 th)
9	Bloomington Near East Side (tie for 8 th)	Any Deteriorating Neighborhoods
10	Orlando Avenue, Normal (tie for 10 th)	Riley Drive, Bloomington
	South Hill, Bloomington (tie for 10 th)	---

Note: Green indicates overlapping priorities between the two income brackets.

Chart B.10 – Responses for Bloomington Respondents by Income Bracket



Respondents with incomes under \$60,000 and respondents who rent each ranked that there were “No [specific neighborhoods that should be targeted]” higher than those in the \$60,000 and above income brackets.

Public Meeting ~ Resource Allocation Exercise

After the survey period ended, MCRPC and City of Bloomington staff held a public meeting that was open to all residents to supplement the findings of the survey. During the public meeting, staff coordinated a resource allocation activity. Each attendee was given stickers representing available CDBG funds. Attendees were asked to allocate funds to public services and public facilities based on what they determined to be the most important and the best use of CDBG funds. Those public services and public facilities were then ranked based on the total amount allocated. Charts B.11 and B.12 (next page) show the results of the resource allocation activity. The total amount allocated was converted into percentages, to show the percent of total funds allocated to that particular item. These percentages are an indication of the importance of that service or facility to the attendees.

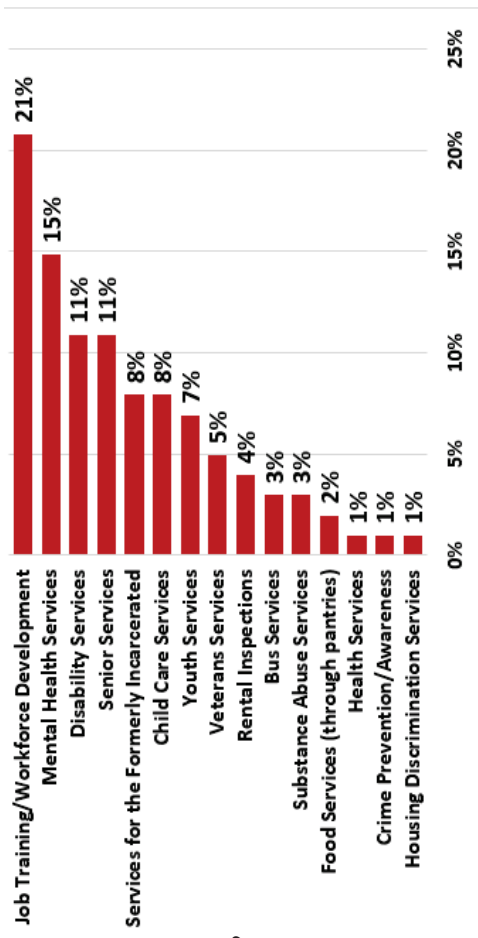
Public Services

The Department of Housing and Urban Development (HUD) puts a 15% cap on the amount of CDBG dollars that can be used for public services. For example, if HUD allocated \$100 in CDBG funds to the City of Bloomington, up to \$15 could be used for public services. It is important to keep that in mind when looking at the resource allocations in Chart B.11. For example, in keeping with our \$100 example, if the City of Bloomington were only able to use \$15 for public services, chart B.11 tells us that 21% of the \$15 should be used toward job training/workforce development.

Attendees at the public meeting ranked “Job Training/Workforce Development,” “Mental Health Services,” and “Disability Services” as their top three public services.

The resource allocation activity provided an opportunity for residents to expand on survey

Chart B.11 - Percentage of Public Services Funds Allocated to Each Service Type



results. Staff utilized rankings from both the survey and the resource allocation exercise conducted at the public meeting. Table B.7 shows the overlap and discrepancies in the top five rankings between survey respondents and public meeting attendees. Green shows the overlap in answers. Two out of the top five overlap: “Job Training/Workforce Development” and “Mental Health Services.”

Public Facilities

Unlike public services, HUD does not put a cap on the percentage of CDBG dollars that can be used for public facilities. Generally, public facilities fall more directly into the purview of the purpose of CDBG, which is to provide safe, sanitary,

affordable, and decent housing. Attendees at the public meeting ranked “Homeowner Housing Rehabilitation,” “Accessibility Improvements,” and “Public Parks & Gathering Spaces, Community Centers, and Recreation Centers” as their top three public services.

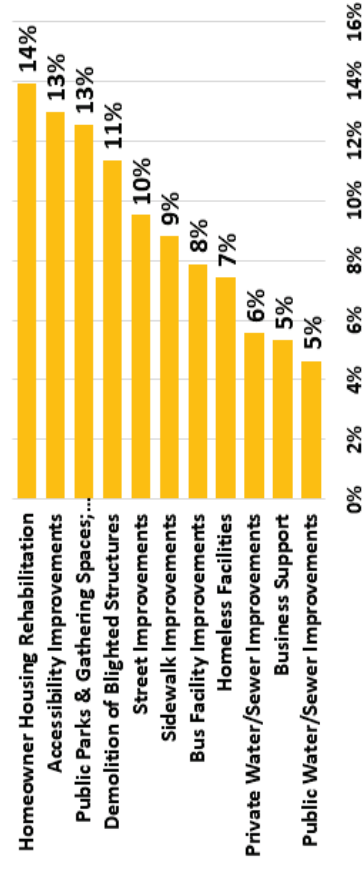
Survey takers were not asked to allocate resources, but rather were asked to check all public facilities they would like to see added or expanded in their community. Staff was able to determine rankings from both the survey question and from the resource allocation exercise. The interactive environment of the public meeting allowed staff the opportunity to provide attendees additional information related to public facility eligibility and discuss other possible funding

Table B.7 – Overlap in public service priorities, based on Bloomington survey responses and Bloomington public meeting

Survey Responses		Public Meeting Responses	
1	Health Services	Job Training/Workforce Development	
2	Mental Health Services	Mental Health Services	
3	Crime Prevention/Awareness	Disability Services	
4	Youth Services	Senior Services	
5	Job Training/Workforce Development	Services for the Formerly Incarcerated (tie for 5 th)	
--		Child Care Services (tie for 5 th)	

Note: Green indicates overlapping priorities between the two groups of respondents.

Chart B.12 Percentage of Public Facilities Funds Allocated to Each Facility Type



sources. Based on feedback received about the survey design, it was determined that some of the categories from the survey should be combined or separated. The following changes were made to the question for the public meeting:

- “Libraries,” “Police Sub-Stations,” “Medical Facilities,” and “Fire Stations” were omitted from the exercise to keep the exercise more manageable, since they ranked last on the survey question.

Table B.8, found on page 15, shows the overlap and discrepancies in the top five rankings between what survey takers responded and what public meeting attendees responded for public facilities. Green shows the overlap in answers. The following priorities overlapped: “Street Improvements,” “Demolition of Blighted Structures,” and “Public Parks & Gathering Spaces; Community Centers; Recreation Centers.”

- “Street/Sidewalk Improvements” was separated into two separate categories.
- “Water/Sewer Improvements” was separated into “Public Water/Sewer Improvements” and “Private Water/Sewer Improvements.”
- “Public Parks and Gathering Spaces” was combined with “Community Centers” and “Recreation Centers” into one category.

Note that while the combined group of “Public Parks & Gathering Spaces; Community Centers; Recreation Centers” ranked third in the public meeting, the separated categories had the following rankings in the survey analysis:

- “Public Parks & Gathering Spaces”: Fifth
- “Community Centers”: Sixth
- Recreation Centers”: Seventh

Discussion

While the resource allocation activity was an important part of the feedback gathered at the public meeting, the discussion that followed allowed attendees to

explain their choices further. The following topics were addressed during the discussion:

- Job training is needed for youth and should be for living-wage jobs.
- Types of job training should match jobs that are available locally.
- Mental health needs should be addressed with wrap-around services; specific emphasis on mental health needs for youth and LGBTQ youth.
- Seniors and persons living with disabilities are in need of services to help them stay independent, such as assistance preparing meals and cleaning.

- The state of some rental housing is terrible and landlords need to be held accountable.
- While a few attendees voiced support for using CDBG funds for street resurfacing, others were adamant that CDBG funds should not be used for any street improvements. Most felt the City should use its motor fuel tax revenue and other resources to fund street improvements. There was more positive input for using CDBG for sidewalk improvements especially for accessibility improvements.



Table B.8 – *Overlap in public facility priorities, based on Bloomington survey responses and Bloomington public meeting.*

Survey Responses		Public Meeting Responses
1	Street/Sidewalk Improvements	Homeowner Housing Rehabilitation
2	Homeless Facilities	Accessibility Improvements
3	Water/Sewer Improvements	Public Parks & Gathering Spaces; Community Centers; Recreation Centers
4	Demolition of Blighted Structures	Demolition of Blighted Structures
5	Public Parks & Gathering Spaces	Street Improvements

Note: Green indicates overlapping priorities between the two groups of respondents.



2020-2024

CDBG Funding Priorities

Public Service Projects

(Subject to 15% Cap)

High Priority Areas

Crime Prevention and Awareness
Job Training/Workforce Development
Homeless Services
Housing Discrimination Services
Renter Assistance
Senior Services
Youth Services

Medium Priority Areas

Child Care Services
Crime Prevention/Awareness
Disability Services
Domestic Violence Services
Food Services
Health Services
Mental Health Services



2020-2024

CDBG Funding Priorities

Housing, Public Facilities and Other Community Development

High Priority Areas

- Accessibility Improvements
- Affordable Housing Preservation
- Business Support
- Demolition of Blighted Structures
- Homeowner Housing Rehabilitation
- Parks and Community/Recreation Centers
- Sidewalk Improvements
- Water/Sewer Improvements

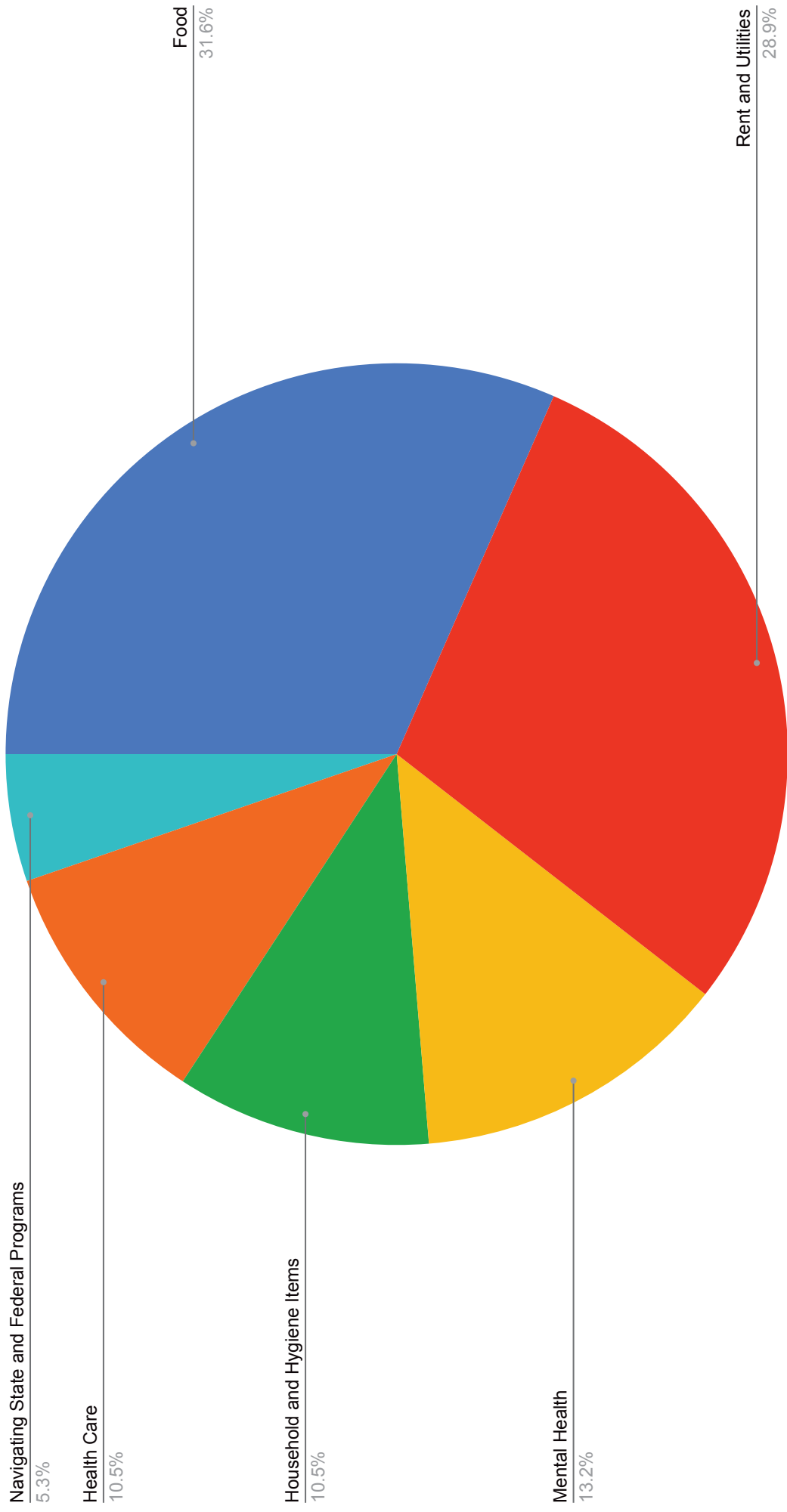
Medium Priority Areas

- Bus Facility Improvements
- Indirect Rental Assistance (Landlords)
- Street Improvements

Goal 1: Preservation of Affordable Housing			\$ 251,550.00
Project 1.1: Homeowner Assistance		\$ 190,000.00	
Activity 1.1-a: Homeowner Housing Rehabilitation Loans	\$ 150,000.00		
Activity 1.1-b: Homeowner Grants - Accessibility	\$ 10,000.00		
Activity 1.1.c: A Brush with Kindness	\$ 30,000.00		
Project 1.2: Rental Housing Assistance		\$ 37,850.00	
Activity 1.2-a: BHA Apartments Boiler Replacement	\$ 37,850.00		
Project 1.3: Rehabilitation Service Delivery		\$ 25,000.00	
Activity 1.3-a Environmental Testing	\$ 15,000.00		
Activity 1.3-b: Rehabilitation Soft Costs	\$ 10,000.00		
Goal 2 Elimination of Slum and Blight			\$ 180,000.00
Project 2.1: Residential Demolition		\$ 160,000.00	
Activity 2.1-a: Demo for Housing	\$ 120,000.00		
Activity 2.1-b: Demo for Slum/Blight	\$ 40,000.00		
Project 2.2: Demolition Service Delivery		\$ 20,000.00	
Activity 2.2-a: Demolition Soft Costs	\$ 20,000.00		
Goal 3: Support Provision of Public Services			\$ 84,744.00
Project 3.1: Public Service Activities		\$ 84,744.00	
Activity 3.1-a: Dreams Are Possible	\$ 20,000.00		
Activity 3.1-b: Recycling Furniture	\$ 5,000.00		
Activity 3.1-c: PATH Homeless Services	\$ 20,144.00		
Activity 3.1-d: PATH Emergency Grant	\$ 20,000.00		
Activity 3.1-e: WBRP Project Leader	\$ 14,600.00		
Activity 3.1-f: Peace Meals	\$ 5,000.00		
Goal 4: Provide Quality Services			\$ 190,000.00
Project 4.1: Parks and Recreation Centers		\$ 70,000.00	
Activity 4.1-a: Evergreen Park Improvements	\$ 70,000.00		
Project 4.2: Sidewalk Improvements		\$ 90,000.00	
Activity 4.2-a: West Bloomington Sidewalks	\$ 80,000.00		
Activity 4.2-b: West Bloomington Revitalization Project Sidewalk Accessibility Improvement	\$ 10,000.00		
Project 4.3: Non-Profit Building Improvements		\$ 30,000.00	
Activity 4.3-a: MCCA Accessibility	\$ 30,000.00		
Goal 5: CDBG Administration and Planning			\$ 66,000.00
Project 5.1: General Administration		\$ 11,000.00	
Activity 5.1-a: Administration Soft Costs	\$ 11,000.00		
Project 5.2: Administrative Programs		\$ 25,000.00	
Activity 5.2-a: Section 3 Training	\$ 10,000.00		
Activity 5.2-b: Fair Housing Program	\$ 15,000.00		
Project 5.3: Planning Services		\$ 30,000.00	
Activity 5.3-a: MCRPC Housing	\$ 30,000.00		
Goal 6: Provide COVID-19 Relief to Residents and Businesses			\$ 420,034.00
Project 6.1: COVID 19 Relief		\$ 420,034.00	
Activity 6.1-a: Direct Aid to Residents	\$ 270,034.00		
Activity 6.2-a: Business Support	\$ 150,000.00		
		Annual Action Budget - Expenses	\$ 1,193,628.00
Annual HUD Allocation	\$ 559,514.00		
Est. Program Income	\$ 30,000.00		
Est. Carry-Forward Funding	\$ 275,000.00		
CDBG-CV Allocation	\$ 329,114.00		
Est. Annual Budget - Revenues			\$ 1,193,628.00
Balance to Allocate			\$ -

Type of COVID-19 Assistance Requested

Data collected from 25 organizations reporting increases in assistance requests





PUBLIC HEARING ITEM NO. 9.B

FOR COUNCIL: May 26, 2020

SPONSOR: Community Development Department and Public Works Department

WARD IMPACTED: Ward 7

SUBJECT: Public Hearing on a Petition submitted by Eastview Christian Church requesting the vacation of the north/south alley adjacent to 401 W. Union Street, as requested by the Community Development Department and the Public Works Department.

RECOMMENDED MOTION:

None; presentation and public comment only.

STRATEGIC PLAN LINK:

-Goal 3. Grow the Local Economy

STRATEGIC PLAN SIGNIFICANCE:

-Objective 3c. Revitalization of older commercial homes

BACKGROUND: The north/south alley located west of 401 W Union Street is approximately 3,300 square feet. It is located north of W. Union Street, east of N. Lee Street, west of N. Roosevelt Street and south of Seminary Street. The alley's north terminus intersects an east/west alley. The alley abuts East View Christian Church at 401 W. Union Street and three residential lots. Two of these residential lots are owned by East View Christian Church, and have been demolished. One lot (PIN: 14-33-354-013) is currently improved with a parking lot,



that uses the north/south alley for circulation. The Church is negotiating acquisition of the home at 1309 N. Lee Street. If the sale occurs, the Church will own all the properties adjacent to the alley. The surrounding properties are zoned R-1C, Single-Family Residence District. The Church is requesting that the city vacate the alley to allow for expansion of a parking lot. The Church is also seeking a special use petition to facilitate this expansion, and a public hearing on the special use petition with the Zoning Board of Appeals (ZBA) that is scheduled for May 20, 2020. City Council will act on the special use application following the public hearing with the ZBA.

The City's Street and Alley Vacation policy requires a public hearing with the City Council prior to acting on a vacation petition. The policy also requires the applicant 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. Since the majority of the adjacent properties are tax exempt, the property with the highest assessed value is 1309 N Lee Street (PIN: 14-33-354-007) and a fair market value of \$2.75 per square foot. The compensation due to the city is \$9,073.44. The applicant is requesting that the City waive the compensation requirement.

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 applicant intends to close the north/south access with the east/west alley. The applicant intends to incorporate the alley into the design of the Church's future parking lot. The alley vacation will facilitate safer on-site traffic circulation for the Church at 401 W. Union Street, will reduce congestion at the intersection of the east/west alley, and the proposed parking lot will reduce on-street parking generated by parishioners. The improvements will improve pedestrian and cyclist safety. 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 Church at 401 W. Union Street to facilitate circulation for their adjacent parking lot. No homes take access from the alley. Additionally, no utilities are located in the alley. The applicant 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 facilitate improvements to the church parking lot and provide safer vehicular circulation. The improvements will reduce on-street congestion and pedestrian safety. Additionally, the improvements allow the church to keep traffic on their lot and will also reduce congestion in the east/west 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 improve traffic circulation

generated by parishioners, eliminate the need for maintenance of the alley, and reduce on-street congestion. Staff recommends approval of the alley vacation. Staff does not have a recommendation for waiving the compensation requirement.

City staff is aware of heightened concerns regarding the current COVID-19 pandemic. However, this agenda item was initiated by a private entity working to redevelop an existing site. Staff is recommending action, since delay could negatively impact this investment in our community. This project is expected to have little to no impact on City resources or finances.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: City staff published legal notice of this public hearing in *The Pantagraph* on Tuesday, May 5, 2020. Notices were also mailed by certified mail to 141 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 and participating remotely in this virtual public hearing. Participants were asked to register with the city at least 15 minutes prior to the start of the City Council meeting.

FINANCIAL IMPACT: Per the street and alley vacation policy (Chapter 24 of the City Code), the applicant is required to compensate the City \$9,073.44 for the vacated alley. This figure is derived from the area of the alley multiplied by the fair market price per square foot determined by three times the highest assessed value of adjacent land. The applicant is asking the City Council to waive this compensation requirement. Vacating the alley will reduce maintenance costs to the city. No impact on tax revenues is expected as a result of this vacation.

COMMUNITY DEVELOPMENT IMPACT: UEW-1 Provide quality public infrastructure within the City to protect public health, safety, and the environment.

Respectfully submitted for Council consideration.

Prepared by: Katie Simpson, City Planner

Reviewed by:



Katie Simpson, City Planner

5/8/2020



Robert G. Mahrt, Community Development Director

5/15/2020



Chris Tomerlin, Budget Manager

5/15/2020



George Boyle, Assistant Corporation Counsel

5/20/2020



Tara Henry, Legislative Assistant

5/21/2020

Recommended by:



Tim Gleason, City Manager

Attachments:

- PW 3B Ordinance and Legal Description_Eastview Christian Church Alley Vacation
- PW 3C Street Vacation Petition_Eastview
- PW 3D Alley Vacation Plat_Eastview Christian Church Alley Vacation
- PW 3E Letter of Understanding_Eastview Christian Church Alley Vacation
- PW 3F Utility Easement Letters_Eastview Christian Church Alley Vacation
- PW 3G Letter From Eastview_Eastview Christian Church Alley Vacation
- PW 3H Federal Tax Exempt Letter - 1989 Eastview
- PW 3I Alley Vacation Request - Eastview Additional Information
- PW 3J Owner Easement Intent Email_Eastview Christian Church Alley Vacation

ORDINANCE NO. 2020 - _____

AN ORDINANCE APPROVING THE VACATION OF AN ALLEY IN WESLEYAN SUBDIVISION OF SEMINARY BLOCK IN MAJOR'S SEMINARY ADDITION

WHEREAS, there was heretofore filed with the 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 dated July 30, 2019 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 26th day of May 2020.

APPROVED this ____ day of May 2020.

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Leslie Smith-Yocum, City Clerk

Exhibit A

Legal Description

All that part of the 15' wide North-South alley in Wesleyan Subdivision of Seminary Block in Major's Addition to the City of Bloomington, Mclean County, IL

**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: Alley

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 running north-south that ties into Union Street to the south and is

located between N. Lee St. and N. Roosevelt St.

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

401 Union Street, Bloomington, IL

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

15' (feet wide) 220' (feet long)

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

Tyler Hari (Eastview Christian Church)

(First & Last Name)

(First & Last Name)

150 N. Airport Rd.

(Street Address)

(Street Address)

Normal, IL 61761

(City & Zip Code)

(City & Zip Code)

15-18-300-007

(Parcel Identification Number - PIN)

(Parcel Identification Number - PIN)

(First & Last Name)

(First & Last Name)

(Street Address)

(Street Address)

(City & Zip Code)

(City & Zip Code)

(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:

Eastview Christian Church owns most of the property on both sides of the alley
with the exception of 1309 N. Lee, which they have an option to purchase and
want to use the land for parking lot expansion

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

Karen Hurst
(First & Last Name)

(First & Last Name)

248 E. Idlewood St.
(Street Address)

(Street Address)

Morton, IL 61550
(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:

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.

Tyler Hari (Eastview Christian Church)

(Print Name)



(Signature)

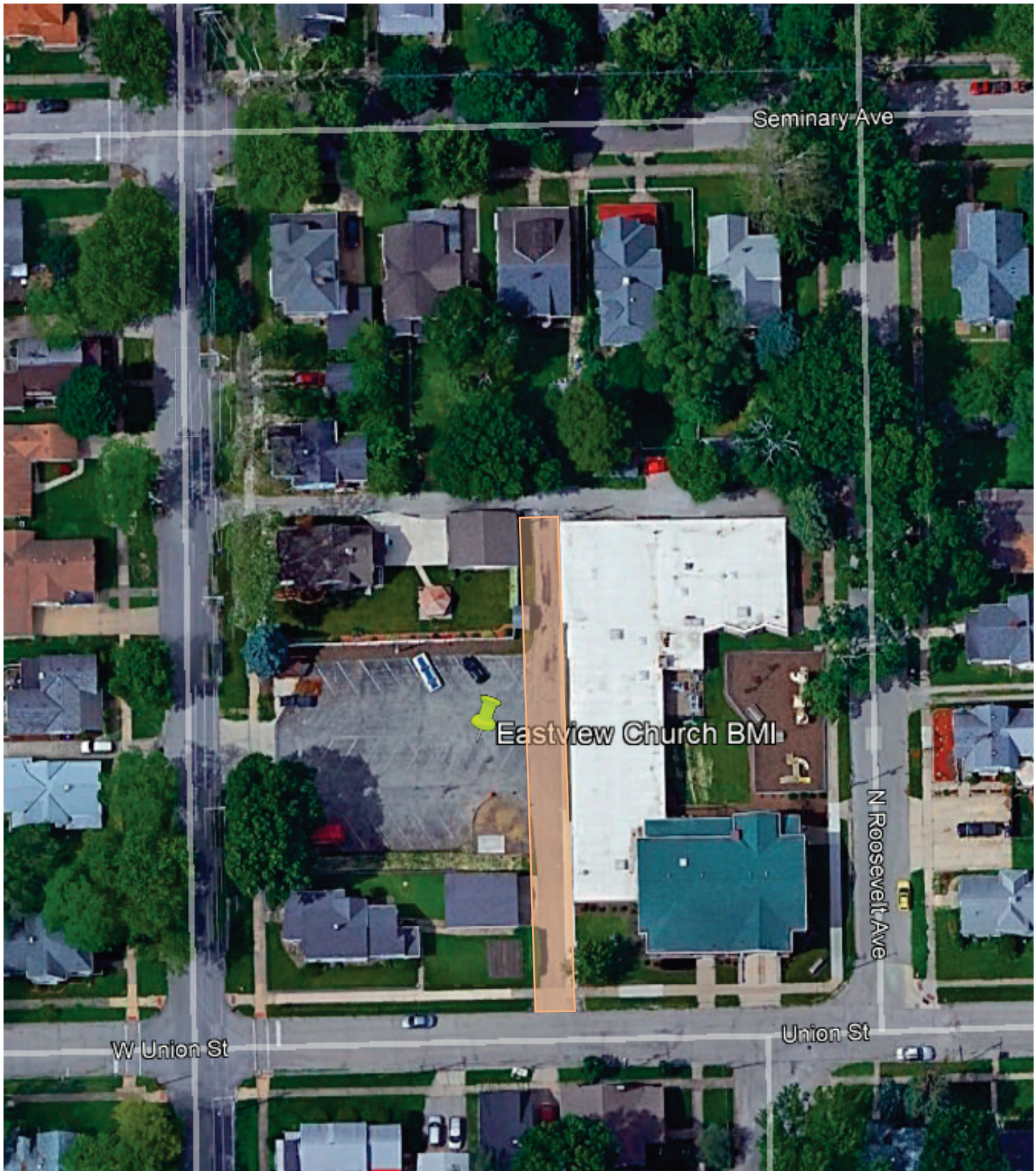
(Print Name)

(Signature)

(Print Name)

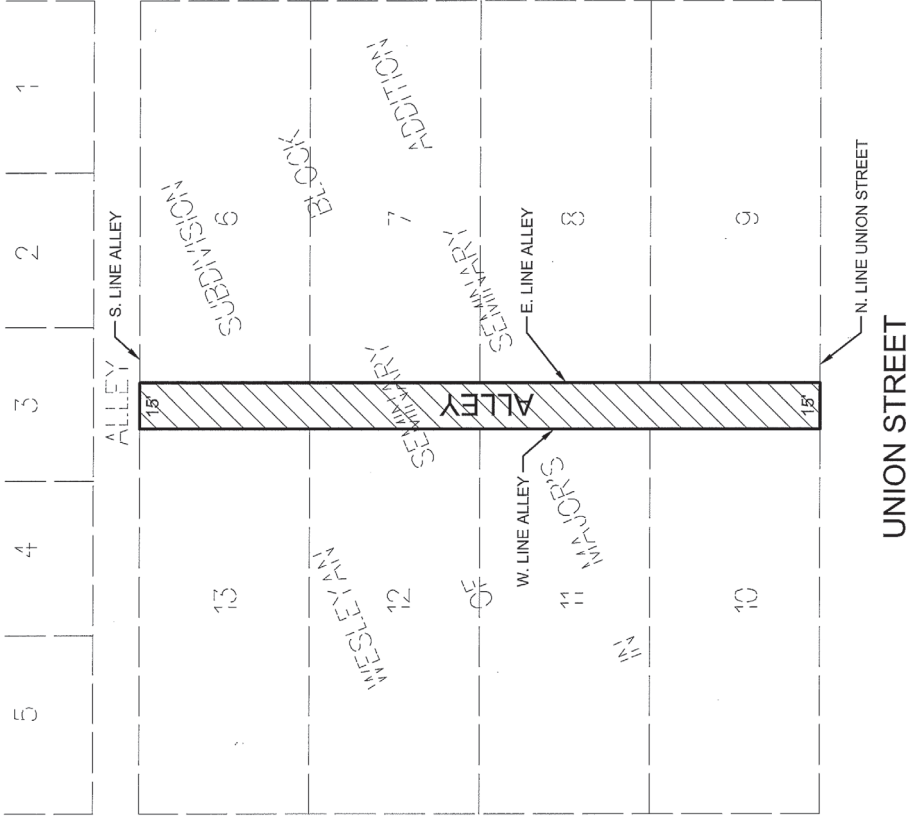
(Signature)

EXHIBIT A
MAP OF STREET VACATION



VACATION PLAT

PART OF SW 1/4 SEC 33, TOWNSHIP 24 NORTH, RANGE 2 EAST OF
THE THIRD PRINCIPAL MERIDIAN
CITY OF BLOOMINGTON, McLEAN COUNTY, ILLINOIS



ROOSEVELT AVENUE



SCALE: 1"=40'
U.S. SURVEY FEET

LEGEND



ALLEY TO BE VACATED

Surveyor's Declaration

I hereby certify that this is a true plat of an alley to be vacated in the City of
Bloomington, McLean County, Illinois. Said alley is more particularly described
as follows:

All that part of the 15' wide North-South alley in Wesleyan Subdivision of Seminary
Block in Major's Seminary Addition to the City of Bloomington, McLean County,
Illinois

Witness my hand and seal this 30th day of July, 2019.



FARNWORTH GROUP, INC.
2709 McGRAW DRIVE
BLOOMINGTON, ILLINOIS 61704

By: *B. Bazan*
Brent A. Bazan
Professional Land Surveyor No. 3715

DATE: 7-30-19
EXP. DATE: 11-30-2020
DESIGN FIRM REGISTRATION
NO. 184-001856

S.W. 1/4 SEC. 33, T. 24N., R. 2E., 3P.M.

Farnsworth
GROUP
2709 McGRAW DRIVE
BLOOMINGTON, ILLINOIS 61704
(309) 663-8435 / info@f-w.com

VACATION PLAT
BLOOMINGTON, ILLINOIS

PROJECT NO: 0191136.00
DRAWN: DJM
REVIEWED:
DATE: 7-30-19

1

8-S-3100

Letter of Understanding

Alley Vacation – 401 Union Street, Bloomington IL

I understand that Eastview Christian Church is working with the City of Bloomington to vacate the Alley on the 401 Union Street property. This could result in Eastview having to pay the city for this property or the city donating the property to Eastview at a reduced cost or for free. At that time, the ongoing care and maintenance, as well as future property repairs would be Eastview's responsibility.

I hereby relinquish my ownership claim to my half of the vacated alley to Eastview Christian Church should this alley vacation be approved.



Larry Frichter

3-11-2020

Date

I acknowledge on March 11, 2020 I reviewed the Phase 1 drawings and reviewed the plot lines for our alley vacation request with the Frichter's.



Tyler Hari
Executive Pastor
Eastview Christian Church

3/11/2020

Date

Stengel, Linda

From: Jason Cotner <jcotner@cornbeltenergy.com>
Sent: Tuesday, July 30, 2019 4:13 PM
To: Niedzwecki, Shane
Cc: Greg Yackle
Subject: [EXTERNAL] RE: Alley Vacation - Eastview Church Bloomington Campus Parking Lot

Corn Belt does not have facilities in this area nor do we object to the easement vacation. This area is outside of Corn Belt's service territory.

JASON COTNER

Field Engineer

Corn Belt Energy Corporation
1 Energy Way | Bloomington, IL 61705
p 309.664.9246 | f 309.662.9670
jcotner@cornbeltenergy.com

From: Niedzwecki, Shane <sniedzwecki@F-W.com>
Sent: Tuesday, July 30, 2019 2:11 PM
To: adam.r.gangloff@ftr.com; Jason Cotner <jcotner@cornbeltenergy.com>; MMckinn@aglresources.com; DThompson5@ameren.com; James_Vonbrethorst@comcast.com
Cc: Gastel, Jeff <jgastel@F-W.com>
Subject: Alley Vacation - Eastview Church Bloomington Campus Parking Lot

[EXTERNAL SENDER]

Good afternoon,

We are in need of vacating all easements within the North-South alley in the attached drawing for a proposed project in Bloomington. Please let me know if any of you have utilities in these easements and if you have any objections with this vacation request.

Please let me know of any questions.

Thank you,

Shane Niedzwecki, EIT / Engineering Intern II
o / 309.663.8435 d / 309.240.6406 c / 815.579.2048

FARNSWORTH GROUP

2709 McGraw Drive / Bloomington, IL 61704
www.f-w.com



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Stengel, Linda

From: Thompson, Dean W <DThompson5@ameren.com>
Sent: Thursday, August 1, 2019 3:28 PM
To: Niedzwecki, Shane; adam.r.gangloff@ftr.com; jcotner@cornbeltenergy.com; MMckinn@aglresources.com; James_Vonbrethorst@comcast.com
Cc: Gastel, Jeff
Subject: [EXTERNAL] RE: Alley Vacation - Eastview Church Bloomington Campus Parking Lot

Shane

There is an overhead service drop that feeds an adjoining building. This service crosses the alley from above. As long as this is not an issue, we are ok with the vacation.

Sincerely

Dean Thompson

Distribution Design Supervisor
Division III
T 309-823-9227 C 217-358-7974
E dthompson5@ameren.com

.....
Ameren Illinois: 501 E LaFayette St., Bloomington, IL 61701

FOCUSED ENERGY. For life.

From: Niedzwecki, Shane <sniedzwecki@F-W.com>
Sent: Tuesday, July 30, 2019 2:11 PM
To: adam.r.gangloff@ftr.com; jcotner@cornbeltenergy.com; MMckinn@aglresources.com; Thompson, Dean W <DThompson5@ameren.com>; James_Vonbrethorst@comcast.com
Cc: Gastel, Jeff <jgastel@F-W.com>
Subject: [EXTERNAL] Alley Vacation - Eastview Church Bloomington Campus Parking Lot

EXTERNAL SENDER

Good afternoon,

We are in need of vacating all easements within the North-South alley in the attached drawing for a proposed project in Bloomington. Please let me know if any of you have utilities in these easements and if you have any objections with this vacation request.

Please let me know of any questions.

Thank you,

Shane Niedzwecki, EIT / Engineering Intern II
o / 309.663.8435 d / 309.240.6406 c / 815.579.2048

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Stengel, Linda

From: Gangloff, Adam <adam.r.gangloff@ftr.com>
Sent: Tuesday, August 6, 2019 2:00 PM
To: Niedzwecki, Shane
Subject: [EXTERNAL] RE: Alley Vacation - Eastview Church Bloomington Campus Parking Lot

Frontier Communications has no utilities in this easement and agrees to the vacation plat "Wesleyan Sub Alley Vacation" (07-30-19)

Adam Gangloff
Frontier — Network Engineering
109 E. Market St.
Bloomington, IL 61701
309.557.1378

From: Niedzwecki, Shane <sniedzwecki@F-W.com>
Sent: Tuesday, July 30, 2019 2:11 PM
To: Gangloff, Adam <adam.r.gangloff@ftr.com>; jcotner@cornbeltenergy.com; MMckinn@aglresources.com; DThompson5@ameren.com; James_Vonbrethorst@comcast.com
Cc: Gastel, Jeff <jgastel@F-W.com>
Subject: Alley Vacation - Eastview Church Bloomington Campus Parking Lot

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

Good afternoon,

We are in need of vacating all easements within the North-South alley in the attached drawing for a proposed project in Bloomington. Please let me know if any of you have utilities in these easements and if you have any objections with this vacation request.

Please let me know of any questions.

Thank you,

Shane Niedzwecki, EIT / Engineering Intern II
o / 309.663.8435 d / 309.240.6406 c / 815.579.2048

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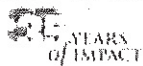
Stengel, Linda

From: Vonbrethorst, James <James_Vonbrethorst@comcast.com>
Sent: Tuesday, August 6, 2019 2:25 PM
To: Niedzwecki, Shane
Subject: [EXTERNAL] RE: Alley Vacation - Eastview Church Bloomington Campus Parking Lot

The original request was forwarded to our ROW dept in Elmhurst along with my endorsement to approve.

They will be responding.


COMCAST
J. Bruce vonBrethorst
Construction Specialist
Greater Chicago Region - Central Illinois District
Ofc (224) 229-5521
Cell (309) 208-6650
3517 N. Dries Lane Peoria, IL 61604



From: Niedzwecki, Shane <sniedzwecki@F-W.com>
Sent: Tuesday, August 6, 2019 2:22 PM
To: Vonbrethorst, James <James_Vonbrethorst@cable.comcast.com>
Subject: [EXTERNAL] RE: Alley Vacation - Eastview Church Bloomington Campus Parking Lot

James,

I just wanted to follow up and see if you had a chance to look into our easement vacation request. If you could please let me know if you have utilities in this location or if you have any objections with the request it would be much appreciated.

Thank you,

Shane Niedzwecki, EIT / Engineering Intern II
o / 309.663.8435 d / 309.240.6406 c / 815.579.2048

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2709 McGraw Drive / Bloomington, IL 61704
www.f-w.com



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From: Niedzwecki, Shane

Sent: Tuesday, July 30, 2019 2:11 PM

To: adam.r.gangloff@ftr.com; jcotner@cornbeltenergy.com; MMckinn@aglresources.com; DThompson5@ameren.com; James_Vonbrethorst@comcast.com

Cc: Gastel, Jeff <jgastel@F-W.com>

Subject: Alley Vacation - Eastview Church Bloomington Campus Parking Lot

Good afternoon,

We are in need of vacating all easements within the North-South alley in the attached drawing for a proposed project in Bloomington. Please let me know if any of you have utilities in these easements and if you have any objections with this vacation request.

Please let me know of any questions.

Thank you,

Shane Niedzwecki, EIT / Engineering Intern II

o / 309.663.8435 d / 309.240.6406 c / 815.579.2048

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Stengel, Linda

From: Wyman, Ted <Ted_Wyman@comcast.com>
Sent: Wednesday, August 7, 2019 9:44 AM
To: Niedzwecki, Shane
Subject: [EXTERNAL] Wesleyan Subdivision of Seminary Block - Plat of Vacation; City of
Bloomington

Shane,

After review of your Plat of Vacation associated with the Wesleyan Subdivision of Seminary Block in Major's Seminary Addition of the city of Bloomington, IL, Comcast has no cable facilities within the easement to be vacated. Therefore, we have no objection to the vacation of said easement.

If you have any questions in regards to this information, please do not hesitate to contact me.

Sincerely,

Ted Wyman
Comcast Cable
Right-of-Way Engineer
688 Industrial Drive
Elmhurst, IL 60126
Phone: (224) 229-5850
Fax: (630) 359-5482
Ted_Wyman@comcast.com

Stengel, Linda

From: Vidmar, Dave <X2DVIDMA@southernco.com>
Sent: Tuesday, August 27, 2019 12:42 PM
To: Niedzwecki, Shane
Cc: McKinney, Matthew J.
Subject: [EXTERNAL] RE: Alley Vacation - Eastview Church Bloomington Campus Parking Lot

Shane,

Your Plat of vacation for the Alley in Bloomington is Approved by Nicor Gas Land Services.

Thanks,

David A. Vidmar
Land Management Agent

Nicor Gas
Land Services Department
1844 Ferry Road
Naperville, IL. 60563
Tel (630) 388-2095
Fax (630) 983-8723

X2dvidma@southernco.com

nicorgas.com



From: Niedzwecki, Shane <sniedzwecki@F-W.com>
Sent: Thursday, August 15, 2019 8:39 AM
To: Vidmar, Dave <X2DVIDMA@southernco.com>
Subject: RE: Alley Vacation - Eastview Church Bloomington Campus Parking Lot

EXTERNAL MAIL: Caution Opening Links or Files

Hi Dave,

Have you had a chance to review the attached alley vacation request? If you could please let me know if you have utilities in this location and if you have any objections to the request it would be appreciated. If you have any question or concerns please let know.

Thank you,

Shane Niedzwecki, EIT / Engineering Intern II
o / 309.663.8435 d / 309.240.6406 c / 815.579.2048

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From: McKinney, Matthew J. <MMckinn@southernco.com>
Sent: Tuesday, August 6, 2019 2:42 PM
To: Niedzwecki, Shane <sniedzwecki@F-W.com>
Cc: Vidmar, Dave <X2DVIDMA@southernco.com>
Subject: [EXTERNAL] RE: Alley Vacation - Eastview Church Bloomington Campus Parking Lot

Shane,

I don't review or approve these type of requests. However, I did forward your email from 07/30/19 to Nicor Land Services and requested them to review and respond accordingly. I've included Dave Vidmar from Land Services on this email for you to contact directly and further discuss.

Thx,

Matt McKinney

New Business Consultant
Customer Development

815.433.6811 office
815.433.5644 fax
mmckinn@southernco.com

From: Niedzwecki, Shane <sniedzwecki@F-W.com>
Sent: Tuesday, August 6, 2019 2:21 PM
To: McKinney, Matthew J. <MMckinn@southernco.com>
Subject: RE: Alley Vacation - Eastview Church Bloomington Campus Parking Lot

EXTERNAL MAIL: Caution Opening Links or Files

Matt,

I just wanted to follow up and see if you had a chance to look into our easement vacation request. If you could please let me know if you have utilities in this location or if you have any objections with the request it would be much appreciated.

Thank you,

Shane Niedzwecki, EIT / Engineering Intern II
o / 309.663.8435 d / 309.240.6406 c / 815.579.2048

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From: Niedzwecki, Shane

Sent: Tuesday, July 30, 2019 2:11 PM

To: adam.r.gangloff@ftr.com; jcotner@cornbeltenergy.com; MMckinn@aglresources.com; DThompson5@ameren.com; James_Vonbrethorst@comcast.com

Cc: Gastel, Jeff <jgastel@F-W.com>

Subject: Alley Vacation - Eastview Church Bloomington Campus Parking Lot

Good afternoon,

We are in need of vacating all easements within the North-South alley in the attached drawing for a proposed project in Bloomington. Please let me know if any of you have utilities in these easements and if you have any objections with this vacation request.

Please let me know of any questions.

Thank you,

Shane Niedzwecki, EIT / Engineering Intern II
o / 309.663.8435 d / 309.240.6406 c / 815.579.2048

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

May 7, 2020

Shane Niedzwecki, EIT
Farnsworth Group, Inc.
2709 McGraw Drive
Bloomington, IL 61701

Subject: Eatsview Church Bloomington Campus Parking Lot
Alley Vacation

Dear Niedzwecki:

City of Bloomington Public Works and Water departments have reviewed the proposed vacation of the north-south alley adjacent to Eastview Church at 401 Union St in Bloomington Illinois.

The City of Bloomington does not have any facilities in this alley. The Public Works Department does not object to the vacation of the alley without retaining any utility easements.

Should you have any questions, please contact us.

Sincerely,

A handwritten signature in blue ink that reads 'Anthony Meizelis'.

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

cc: Kevin Kothe, Director of Public Works
Luke Thoele, Assistant City Engineer
Bob Yehl, Assistant Director of Public Works
Brett Lueschen, Operations Manager
File



Tim Gleason, City Manager
City of Bloomington
109 E Olive Street
Bloomington, Illinois 61701

Dear Mr. Gleason:

As you are aware, Eastview Christian Church purchased the building at 401 Union Street on May 17, 2018 as an additional campus and expanded community center. Our heart behind the purchase was to serve a larger part of our community with an outward presence in an area we have served but was geographically distant from our original location at 1500 N Airport Road in Normal.

We have invested over \$500,000 into renovations including exterior maintenance, interior remodeling and infrastructure upgrades while using local businesses to complete much of the work. The updates have allowed us to hold a 10:00am service every Sunday since September and we plan to add a 5:00pm service this Fall. Our true joy comes from the outreach we are able to provide during the week. We have established a Community Center which includes a Food Pantry open on Wednesday's providing shelf stable goods and fresh produce. This pantry, in partnership with our pantry at the Normal campus serves 400-500 families each month. In addition, the Jule Foundation and Western Avenue Community Center have partnered with us to offer an after-school program as well as a mentoring program for Sr. High students. Finally, Truth in Love Counseling also utilizes office space in our facility to provide reduced and free counseling for individuals and families in need. We believe this is only the beginning of what this community center can become over the next several years.

As we prayerfully move forward to expand our footprint in Bloomington, we have plans to remove the house, currently located at 1301 N Lee Street, which is part of the property we purchased last May. Our desire is to develop a new parking lot that includes additional parking, additional handicap accessible parking and an underground retention system. We anticipate this project to be at least \$300,000. The increase in parking spaces will provide easier access for our Sunday service attenders but also all of our mid-week Community Center activities including the after-school program, Jule program, counseling, and food pantry clients and families.

In preparation for this project, we are looking to vacate the alley adjacent to the west entrance of the property. We are also applying for a special use permit. In response to the Street & Alley Vacation Policy, Chapter 24 of the City Code, we are seeking a waiver to the compensation portion of the policy for the alley vacation. We hope our initial investment in this community, coupled with future investment plans, and the reduction of public maintenance and liability for the city would be fair and reasonable to waiving these vacation expenses. We are hopeful for a positive response from your office. If you would like to discuss by phone or a face to face meeting you can contact me at thari@eastview.church or 309-824-8540.

Sincere appreciation for your consideration!



Tyler Hari
Executive Pastor
Eastview Christian Church

Internal Revenue Service
District Director

Department of the Treasury

P O BOX A-3290 DPN 22-2
CHICAGO, IL 60690

Date: **SEP 25 1989**

EASTVIEW CHRISTIAN CHURCH
1705 TOWANDA AVE
BLOOMINGTON, IL 61701

Employer Identification Number:

Contact Person:

L. DAVIS

Contact Telephone Number:

Accounting Period Ending:

December 31

Form 990 Required:

No

Addendum Applies:

No

Dear Applicant:

Based on information supplied, and assuming your operations will be as stated in your application for recognition of exemption, we have determined you are exempt from Federal income tax under section 501(a) of the Internal Revenue Code as an organization described in section 501(c)(3).

We have further determined that you are not a private foundation within the meaning of section 509(a) of the Code, because you are an organization described in sections 509(a)(1) and 170(b)(1)(A)(i).

Beginning January 1, 1984, unless you are specifically excepted, you must pay taxes under the Federal Insurance Contributions Act (social security taxes) for each employee who is paid \$100 or more in a calendar year. If you are a church or qualified church-controlled organization as defined in section 3121(w)(3) of the Code however, you may elect to exclude the wages paid to your employees (other than for services performed in an unrelated trade or business) from social security taxes. This election must be made by filing Form 8274 by the day before the date your first quarterly employment tax return would be due under the revised law. If you make this election, your employees who earn \$100 or more during a calendar year become liable for the payment of self-employment tax under section 1402 on the wages that you pay them. For further information regarding this election please contact your Key District Director. You are not required to pay taxes under the Federal Unemployment Tax Act (FUTA).

If your sources of support, or your purposes, character, or method of operation change, please let us know so we can consider the effect of the change on your exempt status and foundation status. In the case of an amendment to your organizational document or bylaws, please send us a copy of the amended document or bylaws. Also, you should inform us of all changes in your name or address.

Since you are not a private foundation, you are not subject to the excise taxes under Chapter 42 of the Code. However, you are not automatically exempt from other Federal excise taxes. If you have any questions about excise, employment, or other Federal taxes, please let us know.

Letter 947(DO/C6)

EASTVIEW CHRISTIAN CHURCH

Grantors and contributors may rely on this determination unless the Internal Revenue Service publishes notice to the contrary. However, if you lose your section 509(a)(1) status, a grantor or contributor may not rely on this determination if he or she was in part responsible for, or was aware of, the act or failure to act, or the substantial or material change on the part of the organization that resulted in your loss of such status, or if he or she acquired knowledge that the Internal Revenue Service had given notice that you would no longer be classified as a section 509(a)(1) organization.

Donors may deduct contributions to you as provided in section 170 of the Code. Requests, legacies, devises, transfers, or gifts to you or for your use are deductible for Federal estate and gift tax purposes if they meet the applicable provisions of Code sections 2055, 2106, and 2522.

Contribution deductions are allowable to donors only to the extent that their contributions are gifts, with no consideration received. Ticket purchases and similar payments in conjunction with fundraising events may not necessarily qualify as deductible contributions, depending on the circumstances. See Revenue Ruling 67-246, published in Cumulative Bulletin 1967-2, on page 104, which sets forth guidelines regarding the deductibility, as charitable contributions, of payments made by taxpayers for admission to or other participation in fundraising activities for charity.

In the heading of this letter we have indicated whether you must file Form 990, Return of Organization Exempt From Income Tax. If Yes is indicated, you are required to file Form 990 only if your gross receipts each year are normally more than \$25,000. However, if you receive a Form 990 package in the mail, please file the return even if you do not exceed the gross receipts test. If you are not required to file, simply attach the label provided, check the box in the heading to indicate that your annual gross receipts are normally \$25,000 or less, and sign the return.

If a return is required, it must be filed by the 15th day of the fifth month after the end of your annual accounting period. A penalty of \$10 a day is charged when a return is filed late, unless there is reasonable cause for the delay. However, the maximum penalty charged cannot exceed \$5,000 or 5 percent of your gross receipts for the year, whichever is less. This penalty may also be charged if a return is not complete, so please be sure your return is complete before you file it.

You are not required to file Federal income tax returns unless you are subject to the tax on unrelated business income under section 511 of the Code. If you are subject to this tax, you must file an income tax return on Form 990-T, Exempt Organization Business Income Tax Return. In this letter we are not determining whether any of your present or proposed activities are unrelated trade or business as defined in section 513 of the Code.

You need an employer identification number even if you have no employees. If an employer identification number was not entered on your application, a

EASTVIEW CHRISTIAN CHURCH

number will be assigned to you and you will be advised of it. Please use that number on all returns you file and in all correspondence with the Internal Revenue Service.

If we have indicated in the heading of this letter that an addendum applies, the enclosed addendum is an integral part of this letter.

Because this letter could help resolve any questions about your exempt status and foundation status, you should keep it in your permanent records.

If you have any questions, please contact the person whose name and telephone number are shown in the heading of this letter.

Sincerely yours,



R. S. Wintrode, Jr.
District Director

Please provide proof of your organization's current tax-exempt status.

- Attached.

How many people do your programs at 401 W. Union Street serve?

- Prior to the COVID-19 pandemic we had the following programs:
 - We served approximately 80-100 families each week through our Food Pantry at the Bloomington Campus. Between 400-450 families total when you combine both of Eastview's food pantries at both locations.
 - We served 38 students representing 28 families through our After-School Program. This program provided transportation, a snack, tutoring and STEM activities Monday-Friday at our campus. This program was staffed, primarily funded and led by Eastview.
 - We had free and reduced counseling services available through our partnership with Truth and Love Community.
 - The JULE program, founded by Andre Hursey (<https://thejulefoundation.org/>) operates at our Bloomington Campus. They mentor at-risk High School students Tuesdays and Thursdays. The JULE program works with over 25 High school students.
 - Over the summer we host Community nights once a week. We provide a safe place for the community to come together for food and fellowship. Last summer we had over 500 neighborhood residents come together to share food, stories, etc. We also had 350 come to fall cookout on our property to build community and enjoy neighborhood fellowship.
 - Our weekly worship services at 10:00am and 5:00pm attract between 450 and 475 people on a weekly basis.
 - We have different small groups and CARE groups (needs based) that meet at this campus on Wednesday nights.
- During the COVID-19 pandemic our Bloomington Campus has been the epicenter of our community response. We have done the following:
 - Distributed 1,560 food boxes to local families (Cost: \$62,000)
 - Distributed 2,800 meals, supplies to local front-line workers (Cost: \$40,000)
 - Helped 60 community families seeking financial assistance (Cost: \$10,000)
 - We have another \$150,000-\$200,000 at minimum to invest into the community this Summer and Fall.

How many individuals/students/families served by your programs are at a low to moderate income level or how many reside in a low to moderate income census tract in Bloomington?

- The vast majority, if not all the food pantry participants, would be low to moderate income level households.
- All 28 households that participate in our After-School program are low to moderate income households.

- Those who leveraged the free or reduced counseling were all are low to moderate income households.
- We do not have household statistics on the JULE Foundation students but assume some are from low to moderate income households.
- We have socio-economic diversity represented in both our community nights and local church body.

Do your programs and services at 401 W. Unions Street serve Bloomington residents who are not members of your congregation?

- Yes. All the programs mentioned above, except for our weekly Sunday worship services are primarily for the benefit of our community and do not serve members of our congregation. In fact, it is members of our congregation serving and giving to those in the community through these programs.

How will your investment add value to the surrounding neighborhood and adjacent properties?

- We are trying to expand our parking lot so that we can host and serve more people, in a more efficient manner.
- This project reduces the number of cars that park on the adjacent streets and moves them onto our property allowing the neighborhood more flexibility.
- This project includes additional lighting and landscaping which will create a safer and more aesthetically pleasing environment than what has been there for the past several years prior to our purchase.
- Our investment has resulted in new programs and new services being available for the community. We have invested \$500,000 in the renovation of this property and more than into the people of the community. We will continue to do so in the future.

What additional benefits and impacts does your organization have on the surrounding neighborhood? Examples: new employment opportunities, local contractors, job training etc.

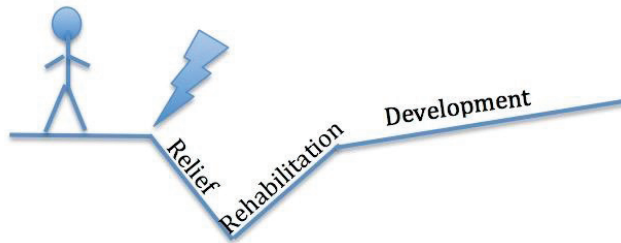
- We believe everything outlined above impacts the surrounding community.
- One goal for 2020-2021 is to expand our Community Center located at the Bloomington Campus to include several new programs including life skills training, job training, etc. This is part of our strategic plan that was interrupted by COVID.

How do your programs align with the goals of Bloomington's Comprehensive Plan?

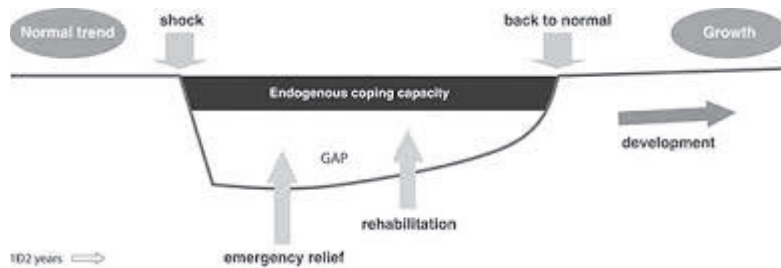
<https://www.cityblm.org/government/departments/planning-zoning/comprehensive-plan>

- This is quite an extensive document with over 22 links to documents.

- Our community programs have been strongly influenced by Steve Corbett and Brain Fikkert's work "When Helping Hurts".
- We believe there is a fundamental difference between relief work, rehabilitation work and long-lasting development work. We prefer to work towards long-term development work in our community. (lighting bolt represents triggering issue... COVID, lost job, etc.)



- Another way to display this is this graph. Our desire is to partner with people in relief and rehabilitation but then move to programs that are truly growth oriented through development.



Rather than a waiver, would you be open to a different structured incentive such as a reimbursement option over a five- or ten-year period?

- Our strong preference, based on the community investment outlined above, would be for the city to waive the alley vacation fee. We see multiple benefits for the city to no longer have to maintain this property or incur it's liability. We also believe the financial investment we have made in the facility and more importantly into the community warrants a waived fee.

If the city agrees to waive the compensation requirement or to reimburse your organization the money over a period of time, how would this money be reinvested into the neighborhood surrounding 401 W. Union Street and assist with improving the quality of life in Bloomington neighborhoods? How will you measure the impacts of this investment?

- Everything outlined above. Our desire is to expand our Community Center like never before.

How long do you intend to operate at this location?

- Eastview has no desire to vacate the premise and see ourselves as a long term neighbor in this community.

Tony Meizelis

From: Gastel, Jeff <jgastel@F-W.com>
Sent: Tuesday, May 12, 2020 1:07 PM
To: Tony Meizelis; Katie Simpson; Luke Thoele
Subject: 0191136.00-Eastview Church Bloomington Campus: Alley Vacation Petition-easement language

The Owner's intent for the Alley Vacation is not to retain the right-of-way for use as a utility easement.

An easement is not necessary since utility companies have responded in kind with no facilities in that right of way. As is typical for all street, alley or easement vacation efforts, all known utility companies that serve the Bloomington area were contacted and given an opportunity to respond regardless of whether they had known services to this site or not.

Let me know if you need anything else...

Best,

Jeffrey M. Gastel, PE / Sr. Engineering Manager
o / 309.663.8435 d / 309.429.6708 c / 309.825.5244

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REGULAR AGENDA



REGULAR AGENDA ITEM NO. 10.A

FOR COUNCIL: May 26, 2020

SPONSOR: Public Works Department and Community Development Department

WARD IMPACTED: Ward 7

SUBJECT: Consideration and action on an Ordinance Approving the Vacation of an Alley in Wesleyan Subdivision of Seminary Block in Major's Seminary Addition, which will vacate an alley adjacent to Eastview Christian Church, at 401 W Union Street, as requested by the Public Works Department and the Community Development Department.

RECOMMENDED MOTION:

Alternative A: The proposed Ordinance be approved contingent upon Eastview Church paying the required alley vacation compensation as required by the City's vacation policy.
Alternative B: The proposed Ordinance be approved and that the requirement that compensation be paid to the City in the amount \$9,073.44 be waived.

STRATEGIC PLAN LINK:

-Goal 3. Grow the Local Economy

STRATEGIC PLAN SIGNIFICANCE:

-Objective 3c. Revitalization of older commercial homes

BACKGROUND: The Public Works Department is recommending the approval of an Ordinance Providing for the Vacation of an Alley in Wesleyan Subdivision of Seminary Block in Major's Seminary Addition, which will vacate an alley adjacent to Eastview Christian Church, at 401 W. Union Street.

As part of the vacation process, a public hearing is being held at the same Council meeting as this item. Part of the public hearing includes a request from the petitioner to waive the compensation required as part of the alley vacation process. Staff does not have the authority to waive the required compensation which is why the motion states to include the required vacation compensation.

To view the documents that are pertinent to this agenda item, please reference the attachments to the Public Hearing on a petition submitted by Eastview Christian Church requesting the vacation of the north/south alley adjacent to 401 W. Union Street.

On May 15, 2018, Eastview Christian Church purchased the property at 401 W Union Street from Crosswinds Community Church. Eastview Christian Church plans to reconstruct and enlarge the parking lot to provide more parking for programs at the church. The Church is in the process of applying for a special use permit, which Council will review after a public hearing is held by the Zoning Board of Appeals.

As part of this development, the Church wishes to vacate the north-south alley adjacent the

building. This alley is in between the existing parking lot and the building. Eastview is also in the process of purchasing and demolishing 1301 and 1309 N Lee Street which will be improved with parking lot. The alley is intended to become part of the parking lot for the building.



The petitioner has submitted utility easement vacation letters and requests the alley be vacated without retaining any utility easements. The alley is not currently utilized for any public function. There is no plan for any public use of the alley.

City staff is aware of heightened concerns regarding the current COVID-19 pandemic. However, this agenda item was initiated by a private entity working to redevelop an existing site. Staff is recommending action and approval, since delay could negatively impact this investment in our community. This project is expected to have little to no impact on City resources or finances.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: A public hearing on the application will be held on May 26, 2020 by the Bloomington City Council. Notice of the public hearing was published in *The Pantagraph* on May 5, 2020. Notices were also sent by certified mail to 141 property owners within 500 feet of the property.

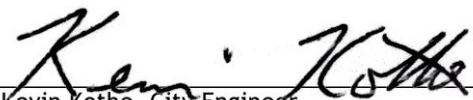
FINANCIAL IMPACT: Eastview Christian Church paid all survey and plat costs. The amount of compensation required by this vacation is \$9,073.44. The applicant is requesting that the city waive the compensation requirement. If City Council requires payment, the \$9,073.44 will be recorded in the Engineering-Other Miscellaneous account (10016210-57990). Stakeholders can locate this in the FY 2020 Proposed Budget Book titled "Budget Overview & General Fund" on page 241.

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: Tony Meizelis, Civil Engineer I

Reviewed by:



Kevin Kothe, City Engineer

5/12/2020



Chris Tomertin, Budget Manager

5/13/2020

George Boyle

George Boyle, Assistant Corporation Counsel

5/20/2020



Tara Henry, Legislative Assistant

5/21/2020

Recommended by:



Tim Gleason, City Manager



REGULAR AGENDA ITEM NO. 10.B

FOR COUNCIL: May 26, 2020

SPONSOR: Legal Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and potential action regarding Ordinance 2020-18, An Ordinance Declaring A Local Emergency Due to the COVID-19 Virus & Enacting Various Emergency Measures, including consideration of an Ordinance Amending the Local Emergency Declaration Ordinance, Ordinance 2020-18, to Add a New Section 2(S) Regarding Temporary Outdoor Business Operations and Street Closures, as requested by the Legal Department.

RECOMMENDED MOTION:

The proposed Ordinance Amending Ordinance 2020-18 to Add a New Section 2(S) Regarding Temporary Business Operations and Street Closures be approved.

STRATEGIC PLAN LINK:

-Goal 1. Financially Sound City Providing Quality Basic Services

STRATEGIC PLAN SIGNIFICANCE:

- Objective 1e. Partnering with others for the most cost-effective service delivery
- Objective 1d. City services delivered in the most cost-effective, efficient manner
- Objective 1c. Engaged residents that are well informed and involved in an open governance process

BACKGROUND: On March 26, 2020, the City Council approved Ordinance 2020-18, An Ordinance Declaring a Local Emergency Due to the COVID-19 Virus & Enacting Various Emergency Measures. This Ordinance is effective for 28-day periods unless amended or repealed sooner by the City Council. Absent such repeal or amendment, the Ordinance continues in effect for additional 28-day periods.

As part of the passage of the Ordinance and due to its importance, the City Manager committed to placing Ordinance 2020-18 on every regular agenda. This allows the Council to repeal it as soon as the pandemic subsides, and thus end the use of the City's emergency powers.

At this time, the community continues to address the impacts of the COVID-19 pandemic and City staff is not recommending the repeal of the Ordinance. However, City staff is recommending approval of an amendment to the Ordinance to allow the City Manager to: (1) temporarily close streets, or portions thereof, for outside use by businesses when said closure can be performed in a safe manner; and (2) allow for the outdoor expansion of premises for businesses on closed public streets and other City rights-of-ways, including parking lots and alleys.

The amendment is consistent with a recent announcement by Governor Pritzker that he will allow bars and restaurants to resume operations for outdoor seating in Phase 3 of his Restore

Illinois Plan. The City anticipates hitting Phase 3 and outdoor seating being on option available within the community on May 29, 2020.

A Council Initiative was also approved at the Committee of the Whole meeting on May 18, 2020, to review the potential extension of time businesses may have to pay certain City taxes, like food and beverage, without incurring a penalty. This information is currently being gathered and evaluated and will be presented at a future City Council meeting.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

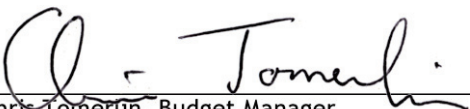
FINANCIAL IMPACT: No new financial impact to report.

COMMUNITY DEVELOPMENT IMPACT: The continuation of Ordinance 2020-18 allows several key functions of the Community Development Department to continue that do not include statutorily mandated public hearings.

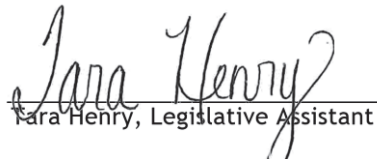
Respectfully submitted for Council consideration.

Prepared by: Jeffrey Jurgens, Corporation Counsel

Reviewed by:


Chris Tomertin, Budget Manager

5/19/2020


Tara Henry, Legislative Assistant

5/19/2020

Recommended by:



Tim Gleason, City Manager

Attachments:

- LGL 2B Local Emergency Declaration Ordinance 2020-18
- LGL 2C Ord. No. 2020 - 21
- LGL 2D Ord. No. 2020 - 25
- LGL 2E Ord. No. 2020 - 30
- LGL 2F Ordinance Amending Local Emergency Powers on Temporary Business Operations

ORDINANCE NO. 2020 - 18

AN ORDINANCE DECLARING A LOCAL EMERGENCY DUE TO THE COVID-19 VIRUS & ENACTING VARIOUS EMERGENCY MEASURES

WHEREAS, on January 30, 2020, the World Health Organization declared the outbreak of COVID-19 to be a public health emergency of international concern and on March 11, 2020 declared it a worldwide pandemic; and

WHEREAS, on January 31, 2020, the U.S. Health and Human Services Secretary declared a public health emergency for the United States; and

WHEREAS, the Governor of the State of Illinois issued a disaster proclamation on March 9, 2020, due to the impact of the COVID-19 virus and has activated the State Emergency Operations Center; and

WHEREAS, the State Emergency Management Agency has declared a public health emergency due to the impact of the COVID-19 virus; and

WHEREAS, on March 13, 2020, the President of the United States declared a National Emergency concerning the COVID-19 outbreak; and

WHEREAS, the City Manager and staff have been meeting for weeks to begin preparing for the potential impact of the pandemic and has coordinated its response with McLean County and the Town of Normal; and

WHEREAS, the City Council has considered the existence of a public health emergency in acting upon this ordinance and actions required to promote the health, safety and welfare of its citizens; and

WHEREAS, 20 ILCS 3305/10J, of the Emergency Management Agency Act and 65 ILCS 5/8-10-5 of the Illinois Municipal Code and Chapter 12 of the Bloomington City Code provides political subdivisions with certain emergency authority; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLOOMINGTON, ILLINOIS as follows:

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

SECTION 2. Emergency Authority. In accordance with the authority provided to the City by the Emergency Management Agency Act, the City Code and its home-rule authority, the following actions are authorized by the City Council:

- (A) Cancellation of Meetings. The Mayor may cancel meetings of any board or commission to which he appoints members. Any such cancellation shall automatically extend such deadlines for required actions by such board or commission as is specified in the cancellation notice. In lieu of the Mayor

cancelling said meetings, the Chairperson of any board or commission may cancel said meetings and are encouraged to do so absent a priority need.

- (B) Ability to Conduct Electronic Meetings. Any Council Member or board member of any board or commission, in accordance with Governor Pritzker's COVID-19 Executive Order No. 5 may attend any regular or special meeting via electronic means, including audio or video conferences. A physical quorum of the Trustees is not required before the remote participation is allowed.
- (C) Ability to Address Contract, Permitting and Licensure Issues. The City Manager shall have the authority, upon approval of both the Mayor and Mayor Pro Tem, to address any contract, permitting and/or licensing issues, including the suspension of any permits or licenses, as the City Manager may deem to be in the best interest of the City. The suspension of any license or permit may be overturned by a majority of the City Council at a subsequent City Council meeting.
- (D) Emergency Purchases. For any emergency purchases that are necessary, the City Manager shall follow the provisions of Chapter 16 of the Bloomington City Code.
- (E) Personnel Policies & Union Contracts. The City Manager's authority is hereby reaffirmed that he may adjust any personnel policies related to leave time, other benefits or terms and conditions of employment as are reasonably related to providing sufficient staffing during the term of the emergency. In addition, he is authorized to enter into such temporary agreements, including memoranda of understanding with the City's bargaining units in order to promote the provision of City services and the health and safety of the public and employees during the emergency.
- (F) Facility Closures. The authority of the City Manager is hereby reaffirmed to close City facilities as is reasonably required to protect the health of the public and employees of the City.
- (G) Administrative Court. The Corporation Counsel is authorized to extend any timeframe for responses related to City ordinance violations in recognition of the emergency and to suspend the City's Administrative Court and/or continue said cases.
- (H) Moratorium on Interest, Fines and Penalties. No interest, fines and/or penalties shall accrue or be assessed on amounts owed to the City as of March 1, 2020, for City utility payments, food and beverage taxes (although timely tax return filings are still required), parking tickets and/or ordinance violations, so long as said obligations to the City are paid within 30 days after the conclusion Governor Pritzker's Gubernatorial Disaster Proclamation, including any and all renewals thereof, or until this provision is amended or repealed by the City Council. The City Manager is similarly authorized, by Executive Order, to extend the deadlines for payments related to any other amounts due and owing the City.

- (I) Payment of City Bills. The City Manager may authorize the issuance of payments to City vendors, contractors and utilities if the City Council is unable to meet on a regularly scheduled meeting date. Any such payments must be reported to the City Council in writing at a future public meeting.
- (J) Water Shut Offs. All City utility shut offs for nonpayment shall be suspended while this ordinance is in effect.
- (K) Acceptance of Applications. The City is authorized to accept applications for all City licenses and permits electronically, and may accept all other documentation required related to said applications electronically.
- (L) Written Public Comment. The City Manager shall implement procedures encouraging the electronic submission of written comments for public meetings beyond those set forth in Chapter 2, Section 85(I). These procedures shall remain in effect so long as Governor Pritzker's Gubernatorial Disaster Proclamation remains in effect, including any and all renewals thereof.
- (M) Community Development Approvals. The City Manager and Director of Community Development, or City Planner in the absence of the Director of Community Development, shall have the authority to approve grant applications, the awarding of historic preservation grants, cite plans not involving special uses, certificates of appropriateness, and to postpone any meetings regarding the Planning Commission and Zoning Board of Appeals. Any applications requiring a public hearing may also be postponed by the City Manager.
- (N) Liquor Commissioner Authority to Allow Deliveries. The Liquor Commissioner shall be granted the authority to allow all restaurant liquor license holders (Class RA and Class RB), as well as all taverns (Class TA and Class TB) to provide the delivery, carryout and curbside pickup of alcoholic liquor, so long as the license holder complies with the requirements of Chapter 6, Section 32(C) for curbside pickup and Chapter 6, 32(D) for deliveries, as well as any other requirements that may be imposed by Executive Order of the Mayor. No packaged liquor license component shall be required. This authority of the Liquor Commissioner shall remain in effect so long as Governor Pritzker's Gubernatorial Disaster Proclamation remains in effect, including any and all renewals thereof, or until this authority is repealed by the City Council.
- (O) Intergovernmental Agreements. The City Manager is authorized to execute intergovernmental agreements that address the response and needs associated with this local disaster declaration that he deems to be in the best interests of the City.

SECTION 3. Other Emergency Powers Disallowed. The Emergency Powers in Chapter 12, Section 11 are not necessary to address the COVID-19 crisis. Accordingly, no such powers may be exercised by the Mayor, City Manager or their successors.

SECTION 4. Succession Planning. In the absence or incapacity of the Mayor, the Mayor Pro Tem shall serve as the Mayor of the City of Bloomington and shall have all authority and power of the Mayor, including the emergency powers set forth in this Ordinance. If the Mayor Pro Tem is incapacity or otherwise serving as Mayor, the City Council shall appoint a new Mayor Pro Tem. In the absence or incapacity of the City Manager, the Deputy City Manager shall serve as the City Manager of the City of Bloomington and shall have all authority and power of the City Manager, including the emergency powers set forth in this Ordinance. In the absence or incapacity of both the City Manager and the Deputy City Manager, the Corporation Counsel shall serve as the City Manager of the City of Bloomington and shall have all authority and power of the City Manager, including the emergency powers set forth in this Ordinance.

SECTION 5. Declaration of a Local Disaster. This Ordinance shall be construed as a declaration of a local disaster as provided for under Section 11 of the Illinois Emergency Management Agency Act, 20 ILCS 3305/11.

SECTION 6. Amendment of City Code. Except as provided herein, the Bloomington City Code, 1960, as amended shall remain in full force and effect.

SECTION 7. Severability. In the event that any section, clause, provision, or part of this Ordinance shall be found and determined to be invalid by a court of competent jurisdiction, all valid parts that are severable from the invalid parts shall remain in full force and effect.

SECTION 8. Publication. The City Clerk is hereby authorized to publish this ordinance in pamphlet form as provided by law.

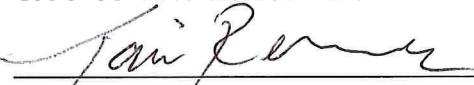
SECTION 9. Home Rule Authority. This ordinance is passed and approved pursuant to the home rule authority granted Article VII, Section 6 of the 1970 Illinois Constitution.

SECTION 10. Effectiveness & Duration. This ordinance takes effect immediately upon its passage due to the urgency of implementing appropriate responses to the COVID-19 virus, which is causing or anticipated to cause widespread impacts on the health of members of this community. The recitals are incorporated into this Section. This ordinance shall be effective for 28 days from the date of passage unless repealed or amended sooner by the City Council. The ordinance shall continue for 28-day periods thereafter unless repealed or amended by the City Council.

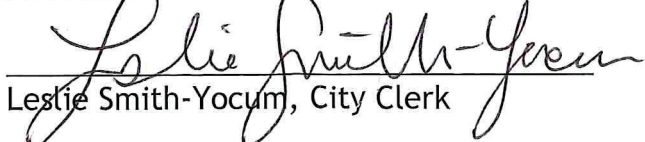
PASSED this 26th day of March 2020.

APPROVED this 27th day of March 2020.

CITY OF BLOOMINGTON


Tara Renner, Mayor

ATTEST


Leslie Smith-Yocum, City Clerk

ORDINANCE NO. 2020 - 21

**AN ORDINANCE AMENDING THE LOCAL EMERGENCY DECLARATION ORDINANCE,
ORDINANCE 2020-18, TO ADD CLUB LIQUOR LICENSES TO SECTION 2(N)**

BE IT ORDAINED by the City Council of the City of Bloomington, Illinois:

SECTION 1. That Ordinance 2020-18 is hereby amended by amending Section 2(N) to read as follows (added; deleted):

(N) Liquor Commissioner Authority to Allow Deliveries. The Liquor Commissioner shall be granted the authority to allow all restaurant liquor license holders (Class RA and Class RB), club liquor license holders (Class CA and Class CB), as well as all taverns (Class TA and Class TB) to provide the delivery, carryout and curbside pickup of alcoholic liquor, so long as the license holder complies with the requirements of Chapter 6, Section 32(C) for curbside pickup and Chapter 6, 32(D) for deliveries, as well as any other requirements that may be imposed by Executive Order of the Mayor. No packaged liquor license component shall be required. This authority of the Liquor Commissioner shall remain in effect so long as Governor Pritzker's Gubernatorial Disaster Proclamation remains in effect, including any and all renewals thereof, or until this authority is repealed by the City Council.

SECTION 2. Except as provided herein, Ordinance 2020-18, as amended, shall remain in full force and effect.

SECTION 3. The City Clerk shall be, and is hereby directed and authorized to publish this Ordinance in pamphlet form as provided by law.

SECTION 4. This Ordinance is enacted pursuant to the authority granted to the City as a home rule unit by Article VII, Section 6 of the 1970 Illinois Constitution.

SECTION 5. This ordinance shall be effective immediately after its execution and publication as required by law.

PASSED this 13th day of April 2020.

APPROVED this 15th day of April 2020.

CITY OF BLOOMINGTON

Tari R. Pendergast, Mayor

ATTEST

Leslie G. Gamm, City Clerk



ORDINANCE NO. 2020 - 25

AN ORDINANCE AMENDING THE LOCAL EMERGENCY DECLARATION ORDINANCE, ORDINANCE 2020-18, TO ADD A NEW SECTION 2(P) TO ALLOW THE PRORATION OF THE CITY'S VIDEO GAMING LICENSE FEES

BE IT ORDAINED by the City Council of the City of Bloomington, Illinois:

SECTION 1. That Ordinance 2020-18 is hereby amended by adding a new Section 2(P) as follows:

(P) Video Gaming License Fee Proration; Other License Fee Prorations. To account for the mandated closure of video gaming establishments, the City shall prorate the City's video gaming license fee as follows: (1) for the license year May 1, 2019, through April 30, 2020, the City shall reimburse license holders 12% of the license fee paid within 15 days of adoption of this Ordinance; and (2) for the license year May 1, 2020, through April 30, 2021, the City shall issue a refund of the license fee based on the prorated amount of time the establishment was not authorized to operate within said year by the Illinois Gaming Board due to the COVID-19 pandemic or may otherwise offset said amount when the license fee is paid. Any such refund shall be paid by the City within 15 days after video gaming establishments are lawfully authorized to resume operations by the Illinois Gaming Board. The City Manager is similarly authorized, by Executive Order, with the written concurrence of both the Mayor and Mayor Pro Tem, to prorate other annual City license fees for license holders that are not permitted to operate by state or federal mandate due to the COVID-19 pandemic.

SECTION 2. Except as provided herein, Ordinance 2020-18, as amended, shall remain in full force and effect.

SECTION 3. The City Clerk shall be, and is hereby directed and authorized to publish this Ordinance in pamphlet form as provided by law.

SECTION 4. This Ordinance is enacted pursuant to the authority granted to the City as a home rule unit by Article VII, Section 6 of the 1970 Illinois Constitution.

SECTION 5. This ordinance shall be effective immediately after its execution and publication as required by law.

PASSED this 27th day of April 2020.

APPROVED this 28th day of April 2020.

CITY OF BLOOMINGTON

Tari Penner
Tari Penner, Mayor

ATTEST

Leah Loomis
Leah Loomis, City Clerk



ORDINANCE NO. 2020 - 30

**AN ORDINANCE AMENDING THE LOCAL EMERGENCY DECLARATION ORDINANCE,
ORDINANCE 2020-18, TO ADD A NEW SECTION 2(Q) REGARDING LIQUOR LICENSE FEES
AND A NEW SECTION 2(R) REGARDING COVID-19 GRANTS**

BE IT ORDAINED by the City Council of the City of Bloomington, Illinois:

SECTION 1. That Ordinance 2020-18 is hereby amended by adding a new Section 2(Q) as follows:

(Q) Liquor License Fee Proration. Establishments with a City liquor license that are not operating due to the pandemic, may apply to have their license fees prorated for the license year based on the amount of time the business was closed due to Executive Order of the Governor of the State of Illinois. To qualify for a proration in the license fee, the establishment must have been closed and may not have been providing curbside pickup and/or delivery. This shall be a one-time proration and only for establishments that were closed continually for at least 30 days. Establishments must apply for the proration refund to the City Clerk and shall be required to provide proof of closure by affidavit and/or other documentation as deemed appropriate by the City Clerk. Applications must be received by the City Clerk at least 30 days after establishments are allowed to have customers/patrons “dine-in” regardless of capacity restrictions.

SECTION 2. That Ordinance 2020-18 is hereby amended by adding a new Section 2(R) as follows:

(R) COVID-19 GRANT AGREEMENTS. The City Manager, or designee, is authorized to enter into grant agreements on behalf of the City related to the COVID-19 pandemic and to submit grant applications related to same.

SECTION 3. Except as provided herein, Ordinance 2020-18, as amended, shall remain in full force and effect.

SECTION 4. The City Clerk shall be, and is hereby directed and authorized to publish this Ordinance in pamphlet form as provided by law.

SECTION 5. This Ordinance is enacted pursuant to the authority granted to the City as a home rule unit by Article VII, Section 6 of the 1970 Illinois Constitution.

SECTION 6. This ordinance shall be effective immediately after its execution and publication as required by law.

PASSED this 11th day of May 2020.

APPROVED this 12th day of May 2020.

CITY OF BLOOMINGTON

Tari Renner, Mayor

ATTEST

Leticia Young, City Clerk



ORDINANCE NO. 2020 - ____

AN ORDINANCE AMENDING THE LOCAL EMERGENCY DECLARATION ORDINANCE,
ORDINANCE 2020-18, TO ADD A NEW SECTION 2(S) REGARDING
TEMPORARY OUTDOOR BUSINESS OPERATIONS AND STREET CLOSURES

BE IT ORDAINED by the City Council of the City of Bloomington, Illinois:

SECTION 1. That Ordinance 2020-18 is hereby amended by adding a new Section 2(S) as follows:

(S) Temporary Outdoor Business Operations & Street Closures. The City Manager shall have the authority, through Executive Order, to temporarily close streets, or portions thereof, for outside use by businesses when said closure can be performed in a safe manner. The City Manager is also authorized to allow for the outdoor temporary expansion of premises for businesses on closed public streets and/or other right-of-way areas of the City, including parking lots and alleys. The City Manager shall provide for the closure of any streets and the process for expansion of premises by Executive Order. No fee shall be required for any expansion, but appropriate insurance, waivers, barriers, plans, and other safety measures may be required.

SECTION 2. Except as provided herein, Ordinance 2020-18, as amended, shall remain in full force and effect.

SECTION 3. The City Clerk shall be, and is hereby directed and authorized to publish this Ordinance in pamphlet form as provided by law.

SECTION 4. This Ordinance is enacted pursuant to the authority granted to the City as a home rule unit by Article VII, Section 6 of the 1970 Illinois Constitution.

SECTION 5. This ordinance shall be effective immediately after its execution and publication as required by law.

PASSED this 26th day of May 2020.

APPROVED this _____ day of May 2020.

CITY OF BLOOMINGTON

ATTEST

Tari Renner, Mayor

Leslie Smith-Yocum, City Clerk