

**CITY OF
BLOOMINGTON
COUNCIL MEETING
APRIL 11, 2022**



COMPONENTS OF THE COUNCIL AGENDA

RECOGNITION AND PROCLAMATION

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

PUBLIC COMMENT

Each regular City Council meeting shall have a public comment period not to exceed 30 minutes. Every speaker is entitled to speak for up to 3 minutes. To be considered for public comment, please complete a public comment card at least 5 minutes prior to the start of the meeting. The Mayor will randomly draw from the cards submitted. Public comment is a time to give comment. It is not a question and answer period and the City Council does not respond to public comments. Speakers who engage in threatening or disorderly behavior will have their time ceased.

CONSENT AGENDA

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

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

PUBLIC HEARING

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

REGULAR AGENDA

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

MAYOR AND COUNCIL MEMBERS

Mayor - Mboka Mwilambwe

City Council Members

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

City Manager - Tim Gleason

Deputy City Manager - Billy Tyus

CITY LOGO DESIGN RATIONALE

The **CHEVRON** Represents:
Service, Rank, and Authority
Growth and Diversity
A Friendly and Safe Community
A Positive, Upward Movement and
Commitment to Excellence!

MISSION, VISION, AND VALUE STATEMENT

MISSION

To Lead, Serve and Uplift the
City of Bloomington

VISION

A Jewel of the Midwest Cities

VALUES

Service-Centered,
Results-Driven,
Inclusive

STRATEGIC PLAN GOALS

- ❖ Financially Sound City Providing Quality Basic Services
- ❖ Upgrade City Infrastructure and Facilities Grow the Local Economy
- ❖ Strong Neighborhoods
- ❖ Great Place - Livable, Sustainable City
- ❖ Prosperous Downtown Bloomington

AGENDA



REGULAR SESSION CITY COUNCIL MEETING AGENDA
GOVERNMENT CENTER CHAMBERS, 4TH FLOOR, ROOM #400
115 E. WASHINGTON STREET, BLOOMINGTON, IL 61701
MONDAY, APRIL 11, 2022, 6:00 P.M.

1. Call to Order
2. Pledge of Allegiance to the Flag
3. Remain Standing for a Moment of Silent Prayer and/or Reflection
4. Roll Call
5. Public Comment

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

6. Recognition/Appointments

- A. Proclamation for Willie Brown, as requested by the Administration Department. *(Recommended Motion: None; recognition only.)*
- B. Proclamation recognizing America's Gold Star Families, as requested by the Administration Department. *(Recommended Motion: None; recognition only.)*

7. Consent Agenda

- A. Consideration and action to approve the Minutes of the March 14, 2022, Regular City Council Meeting, as requested by the City Clerk Department. *(Recommended Motion: The proposed Minutes be approved.)*
- B. Consideration and action to approve Bills and Payroll in the amount of \$5,705,812.60, as requested by the Finance Department. *(Recommended Motion: The proposed Bills and Payroll be approved.)*
- C. Consideration and action to approve Appointments to Boards & Commissions, as requested by the Administration Department. *(Recommended Motion: The proposed Appointments be approved.)*
- D. Consideration and action on a Resolution Authorizing a Change Order in the Amount of \$7,924.56 for the Purchase of a John Deere Tractor 5115M Utilizing the Sourcewell Joint Purchasing Contract (#110719-JDC, exp. 12/30/2023 & #070821-TGR, exp. 8.9/2025) Between the City of Bloomington and Martin Sullivan Inc. and the Tiger Corporation, as requested by the Parks, Recreation and Cultural Arts Department. *(Recommended Motion: The proposed Resolution be approved.)*

- E. Consideration and action on an Ordinance Authorizing a Construction Contract between the City of Bloomington and Dukes Root Control, for the FY22 Closed Circuit Television (CCTV) Sewer Inspection Program (Bid #2022-23), in the Amount of \$393,247, as requested by the Public Works Department. *(Recommended Motion: The proposed Ordinance be approved.)*
- F. Consideration and action on an Ordinance Approving the Final Plat of MVAH Partners Subdivision 1st Addition, subject to the petitioner paying the required tap-on fees, as requested by the Public Works Department. *(Recommended Motion: The proposed Ordinance be approved, subject to the petitioner paying the required tap-on fees.)*
- G. Consideration and action on a Request from Tony's Tacos Downtown, Inc., d/b/a Tony's Tacos, relocated to 2303 E. Washington St., requesting a Class RAS (Restaurant, All Type of Alcohol, Sunday Sales) Liquor License, as requested by the City Clerk Department. *(Recommended Motion: The proposed License be approved.)*
- H. Consideration and action on the Request from Miller Park Zoological Society, whose event will be held at the Miller Park Zoo, located at 1020 S. Morris Ave., on June 10 and 11, 2022, for a Class LB (Limited Service of Beer and Wine Only) Liquor License, as requested by the City Clerk Department. *(Recommended Motion: The proposed License be approved.)*

8. Regular Agenda

- A. Consideration and action on the Adoption of the FY2023 Budget and Appropriation Ordinance, as requested by the Finance Department. *(Recommended Motion: The proposed Adoption of the FY2023 Budget and Appropriation Ordinance be approved.) (Presentation by Scott Rathbun, Finance Director, 15 minutes; and City Council discussion, 15 minutes.)*
- B. Consideration and action on an Ordinance Amending the Budget Ordinance for the Fiscal Year Ending April 30, 2023, related to the McLean County Museum of History, as requested by the Finance Department. *(Recommended Motion: The proposed FY2023 Budget Amendment be approved.) (Presentation by Scott Rathbun, Finance Director, 3 minutes; and City Council discussion, 3 minutes.)*
- C. Consideration and action to appoint a Mayor Pro Tem for the City of Bloomington, as requested by Mayor Mboka Mwilambwe. *(Recommended Motion: I move to appoint _____, to serve, until a new appointment is made by the City Council, as the Mayor Pro Tem for the City of Bloomington at those times when the Mayor is unable to perform his official duties due to an absence from the City or other incapacity.) (Presentation by Tim Gleason, City Manager, 5 minutes; and City Council discussion, 5 minutes.)*

9. City Manager's Discussion

10. Mayor's Discussion

11. Council Member's Discussion

12. Executive Session

13. Adjournment

RECOGNITIONS



RECOGNITION/APPOINTMENTS ITEM NO. 6.A

FOR COUNCIL: April 11, 2022

SPONSOR: Administration Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Proclamation for Willie Brown, as requested by the Administration Department.

RECOMMENDED MOTION:

None; recognition only.

STRATEGIC PLAN LINK:

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

STRATEGIC PLAN SIGNIFICANCE:

- Objective 4f. Residents increasingly sharing/taking responsibility for their homes and neighborhoods
- Objective 1c. Engaged residents that are well informed and involved in an open governance process

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:


Billy Ryus, Deputy City Manager

4/6/2022


Tara Henry, Legislative Assistant

4/6/2022

Attachments:

- ADM 1B Willie Brown

PROCLAMATION

Dedicated to the Memory of Willie Brown

WHEREAS, The City reflects on and celebrates the life and good work of Willie G. Brown who passed away on March 5, 2022; and

WHEREAS, Willie grew up in this community, and we are grateful that he chose to remain here to raise his family after graduating from Illinois State University; and

WHEREAS, during his influential, 38-year career with State Farm, he was its most visible face through his work on charitable community projects, as a role model to young people and a champion for the underserved; and

WHEREAS, the impact of his service to others and his ability to inspire others to do good is felt in our community today and will stand into the future; and

WHEREAS, his quiet leadership style and skill as a connector guided the mission of many boards, foundations, and organizations in our community, including Illinois State and Illinois Wesleyan Universities, the State Farm Foundation, United Way of McLean County, YMCA; Boys and Girls Club, Salvation Army, and the Multicultural Leadership Program; and

WHEREAS, he was the recipient of many honors for his community work, including The Roy Wilkins' Award for Lifetime Achievement from the NAACP, the William Watkins Jr. Founder's Awards from the African American Hall of Fame Museum in Peoria, the Community Icon Award from the 100 Black Men of America, Inc., and a Bloomington Human Relations Award; and

NOW, THEREFORE, I, Mboka Mwilambwe, Mayor of the City of Bloomington, Illinois, do hereby encourage each of us to celebrate the life of **Willie Brown** by being kind to one another and seizing every opportunity to do good.



Mboka Mwilambwe
Mayor



Leslie Yocum
City Clerk



RECOGNITION/APPOINTMENTS ITEM NO. 6.B

FOR COUNCIL: April 11, 2022

SPONSOR: Administration Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Proclamation recognizing America's Gold Star Families, as requested by the Administration Department.

RECOMMENDED MOTION:

None; recognition only.

STRATEGIC PLAN LINK:

-Goal 4. Strong Neighborhoods

-Goal 1. Financially Sound City Providing Quality Basic Services

STRATEGIC PLAN SIGNIFICANCE:

-Objective 4f. Residents increasingly sharing/taking responsibility for their homes and neighborhoods

-Objective 1c. Engaged residents that are well informed and involved in an open governance process

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 72".

Billy Ryus, Deputy City Manager

4/6/2022

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

Tara Henry, Legislative Assistant

4/6/2022

Attachments:

- ADM 2B America's Gold Star Families

PROCLAMATION
In Recognition of America's Gold Star Families
Hometown Hero Banner Program

WHEREAS, the term "Gold Star" began during World War I when American families displayed flags in their homes, businesses, schools, and churches with a gold star for each loved one lost in military service; and

WHEREAS, today, we recognize the sacrifice that all Gold Star Family members make when a father, mother, brother, sister, son, daughter, or other loved one dies in service to the nation; and

WHEREAS, the mission of America's Gold Star Families is to provide honor, hope, and healing to those grieving any military loss through active-duty service in the United States Armed Forces; and

WHEREAS, The City of Bloomington is pleased to partner with America's Gold Star Families and the Town of Normal in the Hometown Heroes Banner Program to honor our Central Illinois community military heroes who made the ultimate sacrifice; and

WHEREAS, May 2022 will mark the inaugural raising of Hero Banners in the City of Bloomington and Town of Normal with a Banner dedication on Memorial Day in Miller Park; and

NOW, THEREFORE, I, Mboka Mwilambwe, Mayor of the City of Bloomington, Illinois, do hereby encourage our community to express our gratitude and respect for our Gold Star Families and never forget the debt we owe to our fallen heroes.

Mboka Mwilambwe

Mboka Mwilambwe
Mayor



Leslie Yocum

Leslie Yocum
City Clerk

CONSENT AGENDA



CONSENT AGENDA ITEM NO. 7.A

FOR COUNCIL: April 11, 2022

SPONSOR: City Clerk Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action to approve the Minutes of the March 14, 2022, Regular City Council Meeting, as requested by the City Clerk Department.

RECOMMENDED MOTION:

The proposed Minutes be approved.

STRATEGIC PLAN LINK:

-Goal 1. Financially Sound City Providing Quality Basic Services

STRATEGIC PLAN SIGNIFICANCE:

-Objective 1d. City services delivered in the most cost-effective, efficient manner

BACKGROUND: The minutes of the meetings provided have been reviewed and certified as correct and complete by the City Clerk. In compliance with the Open Meetings Act, Council Proceedings must be approved thirty (30) days after the meeting or at the second subsequent regular meeting whichever is later. In accordance with the Open Meetings Act, Council Proceedings are available for public inspection and posted to the City's web site within ten (10) days after Council approval.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: N/A

COMMUNITY DEVELOPMENT IMPACT: N/A

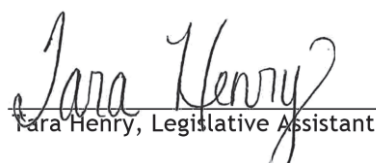
Respectfully submitted for Council consideration.

Prepared by: Amanda Stutsman, Deputy Clerk

Reviewed by:


Leslie Yocum, City Clerk

4/7/2022


Tara Henry, Legislative Assistant

4/7/2022

Attachments:

- CLK 1B DRAFT 03-14-2022 Council Meeting Minutes - Regular Session



**MINUTES
REGULAR SESSION CITY COUNCIL MEETING
MONDAY, MARCH 14, 2022, 6:00 P.M.**

The City Council convened in regular session in Government Center Chambers at 6:02 p.m., Monday, March 14, 2022. The meeting was called to order by Mayor Mboka Mwilambwe.

Roll Call

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

Recognition/Appointments

A. Employee Remembrance

Mayor Mwilambwe recognized Tom Dittmer, former City of Bloomington SOAR Recreation Instructor, who passed away in 2021. City Manager, Tim Gleason, recognized Mr. Dittmer for his work at the City of Bloomington. Patricia Dittmer, Mr. Dittmer's widow, came forward to address Council. She thanked the City for the recognition and reflected on his time with the City.

Public Comment

Mayor Mwilambwe read a statement of procedure for public comment aloud. David Kobus and Cathy Ethington had emailed public comment prior to the meeting and Scott Stimeling and Gary Lambert provided in-person public comment.

Consent Agenda

Items listed on the Consent Agenda are approved with one motion; Items pulled by Council from the Consent Agenda for discussion are listed and voted on separately.

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

Leslie Yocum, City Clerk informed the community that an updated contract for Item 7.G. had been provided to Council prior to the start of the meeting. She clarified that the changes were only applicable to the terms included and did not result in a change in value.

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

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

Motion carried.

Item 7.A. Consideration and action to approve the Minutes of the February 14, 2022, Regular City Council Meeting, as requested by the City Clerk Department. (Recommended Motion: The proposed Minutes be approved.)

Item 7.B. Consideration and action to approve Bills and Payroll in the amount of \$6,043,622.82, as requested by the Finance Department. (Recommended Motion: The proposed Bills and Payroll be approved.)

Item 7.C. Consideration and action to approve the Purchase of one (1) John Deere 5100M Tractor and (1) Tiger mower package (2 mower decks) from Martin Sullivan of Lexington, IL utilizing the Sourcewell contract #110719-JDC (exp. 12/30/2023) in the amount of \$101,010.79, and authorization to trade-in the surplus mower unit, PR62 (value of \$20,000), as requested by the Parks, Recreation and Cultural Arts Department. (Recommended Motion: The proposed Purchase and Trade-in be approved.)

Item 7.D. Consideration and action to approve 1) the Purchase of four (4) 2023 International HV507 Trucks with equipment from Rush Truck Centers, in the amount of \$687,417.17, using the State of Illinois Contract (# 19-416-CMS-BOSS4-P-8607, exp. 7/31/2022) and; 2) Authorization to Dispose of the replaced units by public auction, as requested by the Public Works Department and the Parks, Recreation and Cultural Arts Department. (Recommended Motion: The proposed Purchases and Disposal be approved.)

Item 7.E. Consideration to approve the Purchase between the City of Bloomington and Game Time for the Miller Park Playground ground covering resurfacing, utilizing the Omnia Partners joint cooperative 2017001134 (exp. 6/30/2022) in the amount of \$177,212.25, as requested by the Parks, Recreation and Cultural Arts Department. (Recommended Motion: The proposed Purchase be approved.)

Item 7.F. Consideration and action to approve an Agreement with Gildner, Inc., for the FY22 Pavement Patching Program (Bid #2022-20), in the amount of \$391,787.61, as requested by the Public Works Department. (Recommended Motion: The proposed Agreement be approved.)

Item 7.G. Consideration and action to approve a Contract with Stanley Consultants, Inc., for design services associated with the Meadowbrook Subdivision Improvement Project, in the amount not to exceed \$619,710, as requested by the Public Works Department. (Recommended Motion: The proposed Contract be approved.)

Item 7.H. Consideration and action on a Resolution Approving a FY2022 John M. Scott Health Care Emergent Need Grant Award and Programmatic Agreement in the Amount of \$1,000, as requested by the Economic & Community Development Department. (Recommended Motion: The proposed Resolution be approved.)

Item 7.I. Consideration and action on a Resolution Authorizing the City Manager to Approve Energy Supply Contracts, as requested by the Facilities Department. (Recommended Motion: The proposed Resolution be approved.)

Item 7.J. Consideration and action on an Ordinance Approving the Vacation of a Portion of No Access Strips in Harvest Pointe Subdivision 2nd Addition, as requested by the Public Works Department. (Recommended Motion: The proposed Ordinance be approved.)

Item 7.K. Consideration and action on an Ordinance Amending Bloomington City Code Chapter 17 Regarding Mandatory Certifications, as requested by the Fire Department. (Recommended Motion: The proposed Ordinance be approved.)

Item 7.L. Consideration and action to approve an Application from G-Cubed, Inc., d/b/a Schooner's, located at 810 E. Grove St., requesting a change in ownership for their Class RAS (Restaurant, All Type of Alcohol, Package and Sunday Sales) Liquor License, as requested by the City Clerk Department. (Recommended Motion: The proposed Application be approved.)

Item 7.M. Consideration and action to approve an Application from Lil Beaver Brewery, LLC, located at 16 Currency Dr., Unit 2, requesting a change in Liquor License classification from a Class TBPS (Tavern, Beer and Wine Only, Package and Sunday Sales) to a Class TAPS (Tavern, All Type of Alcohol, Package and Sunday Sales), as requested by the City Clerk Department. (Recommended Motion: The proposed License be approved.)

Regular Agenda

The following item was presented:

Item 8.A. Presentation of the FY2023 Proposed Budget, as requested by the Finance Department.

City Manager Gleason informed Council that the Fiscal Year 2023 ("FY23") formal budget consideration would appear on the April 11, 2022 Council agenda. He complimented the transparency of the budget process and noted videos available on the City's website that explained the budget process.

Scott Rathbun, Director of Finance, addressed Council. He explained that his presentation was the formal budget presentation required by statute. He presented the overall FY23 budget, comparing growth over the past eight years and emphasizing key changes. He discussed tax revenue, general fund revenue, and expenses in detail, and then provided multiple factors of variances in revenues and expenditures. Mr. Rathbun highlighted key points of interest and reviewed capital improvement projects. He concluded with a list of funds and what each paid. He then discussed capital projects and City services provided.

Mayor Mwilambwe expressed appreciation for the presentation slide that compared City services.

City Manager Gleason expressed appreciation for the feedback received. He commented to the vast number of City services that Bloomington offered.

Council Member Boelen expressed her appreciation of staff's work.

Council Member Montney expressed interest in additional data on expense trends. She noted significant inflation on gas prices and proposed that Council consider reducing sales tax to provide relief to citizens.

Council Member Crabill noted that a significant portion of the budget increase corresponded to non-recurring expenses such as the American Rescue Plan act ("ARPA")

funds and the expansion of the Information Technology Department. Council Member Crabill and Mr. Rathbun then discussed funds actually being spent and how deferred capital projects had contributed. They also highlighted vacancy savings and the desire for the Fire and Police Departments to become fully staffed.

Council Members Boelen, Crabill, and Montney discussed the \$7 million structural deficit from years ago and how the Budget Review Taskforce recommendation had been to increase taxes. Council Member Boelen noted that an additional tax was requested and approved for the McLean County Mental Health program at the same time.

The following item was presented:

Item 8.B. Presentation of the City's 2021 Accomplishments, as requested by the Administration Department.

City Manager Gleason addressed Council. He thanked Katherine Murphy, Communications Manager, for her work to create a short video discussing the City's 2021 accomplishments. He explained the significance of the video and noted that while it shortened the presentation time, it provided a bigger impact.

Billy Tyus, Deputy City Manager, stressed the significance of the accomplishments, especially during a pandemic.

The 2021 Accomplishment Video was played and would be housed on the City's website.

City Manager Gleason expressed his appreciation of Council and City staff.

Mayor Mwilambwe echoed appreciation and looked forward to additional accomplishments.

Council Member Becker stated that often the negative was recognized more than the positive. He stressed the importance of the Council's continued bi-partisan representation and encouraged Council, staff, and the community to work together towards another successful year.

Council Member Urban reminded the community that Council continued many discussions behind the scenes to further community requests and encouraged the community to continue to communicate with their requests to their Council Members.

Council Member Boelen and Mayor Mwilambwe thanked the Information Technology Department staff for their work to pivot with creative solutions to ensure Council and staff could continue to work.

Council Member Crumpler thanked City staff for aiding him in understanding how the City worked in order to best represent his constituents as a new Council Member.

City Manager's Discussion

City Manager Gleason discussed upcoming Downtown events. He recognized new City staff members and reported that the upcoming Committee of the Whole meeting would be cancelled due to no agenda items. He recognized the Human Resources Department for their recruitment efforts and announced that 2022 Outdoor Dining applications would be available by Friday.

Mayor's Discussion

Mayor Mwilambwe thanked City staff who dealt with the tragic situation of the deaths associated to a recent domestic violence incident in the community. He reminded residents of multiple resources available for mental health. He moved on to note he had received multiple requests to end the City's relationship with our Russian Sister City, Vladimir, in light of the current struggles in the Ukraine. He explained that he did not intend to sever that relationship and believed that the conflict was within the Russian government and not Russian citizens, many of whom expressed opposition to the war. He hoped a cease fire was close. Mayor Mwilambwe then reported on a recent One Voice Conference that he and Council Member Mathy had attended. He discussed a meeting with Development Counsellors Incorporated ("DCI"), on community branding efforts.

Council Member's Discussion

Council Member Crabill reminded business owners that the Outdoor Dining permits required areas to be ADA compliant. He requested that staff work with any establishments who had ADA violations in prior years to proactively provide aid.

Council Member Ward reported on additional gun violence incidents. She stressed the need for a special commission to combat gun violence.

Council Member Emig supported the Mayor's sentiment to not sever the ties with the Sister City and believed it contributed to lasting peace. She acknowledged the passing of Willie Brown, a servant leader in the community.

Council Member Boelen was sympathetic to violence and listed multiple organizations with highly trained professionals that would be better equipped to aid individuals inclined to violence. She recommended an increase in advertisement of said programs and the purpose of each.

Council Member Becker supported strengthening families and discussed the Fatherhood Coalition program through Children's Home and Aid that helped fathers in the community to prevent children falling into crime. He urged the community to become more involved in similar organizations.

Executive Session

No Executive Session was held.

Adjournment

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

Motion carried (viva voce).

The meeting adjourned at 7:22 p.m.

CITY OF BLOOMINGTON

ATTEST

Mboka Mwilambwe, Mayor

Amanda Stutsman, Deputy City Clerk



CONSENT AGENDA ITEM NO. 7.B

FOR COUNCIL: April 11, 2022

SPONSOR: Finance Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action to approve Bills and Payroll in the amount of \$5,705,812.60, as requested by the Finance Department.

RECOMMENDED MOTION:

The proposed Bills and Payroll be approved.

STRATEGIC PLAN LINK:

-Goal 1. Financially Sound City Providing Quality Basic Services

STRATEGIC PLAN SIGNIFICANCE:

-Objective 1d. City services delivered in the most cost-effective, efficient manner

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

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: Total disbursements to be approved \$5,705,812.60 (Payroll total \$2,791,664.33, Accounts Payable total \$2,723,741.76, and Bank Transfers total \$190,406.51).

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

4/6/2022

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

Tara Henry, Legislative Assistant & Records Manager

4/7/2022

Attachments:

- FIN 1B Council Finance Summary Report

CITY OF BLOOMINGTON FINANCE REPORT

PAYROLL

Date	Gross Pay	Employer Contribution	Totals
3/25/2022	\$ 2,129,665.07	\$ 562,965.05	\$ 2,692,630.12

3/14/2022-3/30/2022	\$ 99,092.02	\$ (57.81)	\$ 99,034.21
Off Cycle Adjustments			

PAYROLL TOTAL	\$ 2,791,664.33
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ACCOUNTS PAYABLE (WIRES)

Date	Bank	Total
4/11/2022	AP General	\$ 2,582,830.11
	AP JMScott	
4/11/2022	AP Comm Devel	\$ 37,242.94
4/11/2022	AP IHDA	\$ 964.00
4/11/2022	AP Library	\$ 25,925.65
	AP MFT	
3/25/2022-3/31/2022	Out of Cycle	\$ 76,779.06
3/2/2022-3/31/2022	AP Bank Transfers	\$ 190,406.51
	AP TOTAL	\$ 2,914,148.27

PCARDS

Date Range

PCARD TOTAL

GRAND TOTAL	\$ 5,705,812.60
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Respectfully,

F Scott Rathbun
Director of Finance



CONSENT AGENDA ITEM NO. 7.C

FOR COUNCIL: April 11, 2022

SPONSOR: Administration Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action to approve Appointments to Boards & Commissions, as requested by the Administration Department.

RECOMMENDED MOTION:

The proposed Appointments 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: The Mayor of the City of Bloomington has nominated, and asks your concurrence in the appointments of:

McLean County Regional Planning Commission: Ron Lesser to the McLean County Regional Planning Commission. Ron's appointment is effective immediately with an expiration date of 12-31-22. Application is on file in the Administration Office.

Citizens' Beautification Committee: Gina Lavazza to the Citizens' Beautification Committee. Gina's appointment is effective immediately with an expiration date of 4-30-24. Application is on file in the Administration Office.

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

FINANCIAL IMPACT: N/A

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: Amy Overton, Executive Assistant

Reviewed by:



Billy Ryus, Deputy City Manager

4/6/2022



Tara Henry, Legislative Assistant

4/6/2022

Attachments:

- ADM 3B MCRPC Roster
- ADM 3C Citizens' Beautification Roster

Regional Planning Commission

Mayor Appointed	Staff/Chair	First Name	Last Name	Expiration
X	COB Rep			12/31/22
X	COB Rep	Jennifer	Langley	12/31/24
	School Dist #5 Rep	Denise	Schuster	12/31/16
	School Dist #87 Rep	Mark	Wylie	12/31/15
	Normal Rep	Carl	Teichman	12/31/18
Vice Chair	Normal Rep	Mary	Jefferson	12/31/17
Chair	County of McLean Rep	George	Benjamin	12/31/15
	County of McLean Rep	Linda	Olson	12/31/15
	Airport Rep	Carl	Olson	12/31/18
	County of McLean Rep	David	Selzer	12/31/16
	BNWRD	Tyler	Wrezinski	12/31/17
	COB Staff Person	Kimberly	Smith	

Citizens' Beautification Committee

Mayor Appointed	Staff/ Chair	First Name	Last Name	Expiration	Year First Appt	Re/Appointment Date
x		Sara	Kemp	04/30/24	2018	04/12/21
x	Chair	Robin	VanDermay	04/30/23	2014	04/30/20
x		Becky	Altic	04/30/23	2020	09/28/20
x		Daniel	Freburg	04/30/22	2018	04/22/19
x		Joni	Painter	04/30/24	2021	06/14/21
x				04/30/22		
x		Adriane	Powell	04/30/22	2018	04/22/19
x				04/30/23		
x		Connor	Kaeb	04/30/24	2022	01/10/22
x				04/30/24		
x		Eric	Hansen	04/30/22	2020	04/13/20
x				04/30/22		



CONSENT AGENDA ITEM NO. 7.D

FOR COUNCIL: April 11, 2022

SPONSOR: Parks, Recreation and Cultural Arts Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action on a Resolution Authorizing a Change Order in the Amount of \$7,924.56 for the Purchase of a John Deere Tractor 5115M Utilizing the Sourcewell Joint Purchasing Contract (#110719-JDC, exp, 12/30/2023 & #070821-TGR, exp. 8.9/2025) Between the City of Bloomington and Martin Sullivan Inc. and the Tiger Corporation, as requested by the Parks, Recreation and Cultural Arts Department.

RECOMMENDED MOTION:

The proposed Resolution 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: On March 14, 2022, Council approved Consent Agenda Item No. 7.C. in the amount of \$101,010.79 for a John Deere Tractor 5115M using Sourcewell Joint Purchasing Contract (#110719-JDC, exp. 12/30/2023) from Martin Sullivan of Lexington, IL and a two (2) flail mowing deck package from Tiger Corporation utilizing the Sourcewell Contract (#070821-TGR, exp. 8/9/2025). Martin Sullivan was to receive \$55,602.25 and the Tiger Corporation \$45,408.54.

Martin Sullivan was informed that the two (2) flail mowing decks approved would not fit the new John Deere Tractor model 5115M and a different mowing package needed to be substituted due to an unknown design change after the quote was received and the purchase approved. The mowing package that will accommodate the John Deere Tractor model 5115M is an additional \$7,924.56, payable to Martin Sullivan.

Staff feels this is a key piece of equipment necessary to effectively and efficiently continue to meet the mowing needs of the City especially with the significant increase of the basins, creeks and right of way areas that must be mowed now. Parks, Recreation and Cultural Arts Department have the additional funds in their FY22 Budget to cover this change order.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: If approved, a budget transfer for the additional funds totaling \$7,924.56 will be processed from Parks Maintenance-Other Purchased Services account (1014110-70690) to Parks Maintenance-Capital Outlay Equipment Other than Office account (10014110-72140) to pay for the equipment. The latter account is where the item was budgeted. Stakeholders can locate the "Other Purchased Services" account in the Budget

Book titled "Budget Overview & General Fund" on page 184. The initial purchase can be located in the FY 2022 Budget Book titled "Other Funds & Capital Improvement" on page 91. Originally this unit was budgeted to be purchased utilizing a capital lease, however, City Council approved a budget amendment on August 9, 2021, item 7D, to pay cash for all General Fund equipment in FY 2022. Originally Unit PR60 was to be replaced. Determination was made that Unit PR62 should be replaced sooner than Unit PR60 due to increased maintenance costs and considerable down time. The \$101,010.79 will come from \$85,000.00 budgeted for Unit PR60, \$15,704.00 budgeted for Unit 802 stand up Z sprayer (which is now not needed) and \$306.79 from funds remaining from purchase of mower Unit 784 (\$60,000.00 was approved for Unit 784 and the purchase price was \$54,237.79).

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: Dave Lamb, Assistant Superintendent of Parks Maintenance

Reviewed by:

Eric Veal

Eric Veal, Director of Parks, Recreation & Cultural Arts

4/1/2022



Carla Murillo, Procurement Manager

4/1/2022



Chris Tomerlin, Budget Manager

4/1/2022



Jeffrey R. Jurgens, Corporation Counsel

4/6/2022



Tara Henry, Legislative Assistant & Records Manager

4/7/2022

Attachments:

- PRCA 1B Resolution_John Deere Tractor Change Order
- PRCA 1C Quote John Deere
- PRCA 1D John Deere Tractor Sourcewell Contract #110719-JDC
- PRCA 1E Tiger Mowing Deck Sourcewell Contract #070821-TGR

RESOLUTION NO. 2022 - ____

**A RESOLUTION AUTHORIZING A CHANGE ORDER IN THE AMOUNT OF \$7,924.56
FOR THE PURCHASE OF A JOHN DEERE TRACTOR 5115M UTILIZING THE
SOURCEWELL JOINT PURCHASING CONTRACTS (#110719-JDC,
EXP. 12/30/2023 & #070821-TGR, EXP. 8/9/2025) BETWEEN THE CITY OF
BLOOMINGTON AND MARTIN SULLIVAN INC. AND THE TIGER CORPORATION**

WHEREAS, the City is replacing a prior model that is old and not able to perform the necessary work with a John Deere mower from Martin Sullivan and the two (2) flail mowing decks from Tiger Corporation; and

WHEREAS, the City of Bloomington (CITY) previously approved the purchase of a John Deere Tractor 5115M from Martin Sullivan for \$55,602.25 and the Tiger Corporation for \$45,408.54; and

WHEREAS, Martin Sullivan was informed that the two (2) flail mowing decks approved would not fit the new John Deere Tractor model 5115M and a different mowing package needed to be substituted due to an unknown design change after the quote was received and the purchase approved; and

WHEREAS, the mowing package that will accommodate the John Deere Tractor model 5115M is an additional \$7,924.56, payable to Martin Sullivan; and

WHEREAS, Staff feels this is a key piece of equipment necessary to effectively and efficiently continue to meet the mowing needs of the City, especially with the significant increase of the basins, creeks and right of way areas that must be mowed now; and

WHEREAS, Staff believes this purchase is in the best interest of the City, and the Parks, Recreation and Cultural Arts Department has the funds to cover this change order; and

WHEREAS, the change order is germane to the original quote/purchase as signed and authorized by law.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Bloomington, McLean County, Illinois:

That the recitals set forth above are incorporated herein and City Manager, or designated representatives, are authorized to secure the Change Order, and any other necessary documents.

PASSED this 11th day of April 2022.

APPROVED this _____ day of April 2022.

CITY OF BLOOMINGTON

Mboka Mwilambwe, Mayor

ATTEST

Leslie Smith-Yocum, City Clerk



Quote Id: 25915009

Prepared For:
CITY OF BLOOMINGTON BLOOMINGTON PARK MAINTENANCE

Prepared By: **Jay Stadel**
Martin Tractor, Inc.
902 N Orange
Lexington, IL 61753
Tel: 309-365-2031
Fax: 309-365-5451
Email: jstadel@martintractorinc.com

Date: 14 January 2022

Offer Expires: 22 April 2022



Quote Summary

Prepared For:

CITY OF BLOOMINGTON BLOOMINGTON PARK
MAINTENANCE
1813 SPRINGFIELD RD
BLOOMINGTON, IL 61701
Business: 309-434-2280

Prepared By:

Jay Stadel
Martin Tractor, Inc.
902 N Orange
Lexington, IL 61753
Phone: 309-365-2031
jstadel@mtractorinc.com

John Deere / Sourcewell State Contract 110719-JDC

Quote Id: 25915009
Created On: 14 January 2022
Last Modified On: 31 March 2022
Expiration Date: 22 April 2022

Equipment Summary	Suggested List	Selling Price	Qty	Extended
JOHN DEERE 5115M Utility Tractor	\$ 106,068.00	\$ 82,733.04 X	1 =	\$ 82,733.04
Pulley Kit - PULLEY KIT, FRONT AUX DRIVE KIT, 40	\$ 1,017.65	\$ 793.77 X	1 =	\$ 793.77

Equipment Total **\$ 83,526.81**

Trade In Summary	Qty	Each	Extended
2008 JOHN DEERE 6330 - L06330D586444	1	\$ 20,000.00	\$ 20,000.00
PayOff			\$ 0.00
Total Trade Allowance			\$ 20,000.00

Trade In Total **\$ 20,000.00**

Quote Summary

Equipment Total	\$ 83,526.81
Trade In	\$ (20,000.00)
SubTotal	\$ 63,526.81
Est. Service Agreement Tax	\$ 0.00
Total	\$ 63,526.81
Balance Due	\$ 63,526.81

Salesperson : X

Accepted By : X

**JOHN DEERE**

Selling Equipment

MARTIN

Quote Id: 25915009

Customer: CITY OF BLOOMINGTON BLOOMINGTON PARK MAINTENANCE

JOHN DEERE 5115M Utility Tractor

Hours: 0

Stock Number: 86856

Suggested List

\$ 106,068.00

Selling Price

\$ 82,733.04

Description	Qty	Unit	Extended
JOHN DEERE 5115M NA	1	\$ 76,922.00	\$ 76,922.00
Standard Options - Per Unit			
UNITED STATES	1	\$ 0.00	\$ 0.00
5M ENGLISH OM	1	\$ 0.00	\$ 0.00
32F/16R PR W/O CREEP	1	\$ 1,928.00	\$ 1,928.00
PREMIUM CAB NA MY18	1	\$ 15,273.00	\$ 15,273.00
AIR SEAT MY18	1	\$ 965.00	\$ 965.00
INSTRUCTIONAL SEAT	1	\$ 636.00	\$ 636.00
TELESCOPIC LH AND RH MIRRORS	1	\$ 347.00	\$ 347.00
CORNER POST EXHAUST, CAB	1	\$ 686.00	\$ 686.00
SCV TRIPLE REAR	1	\$ 1,007.00	\$ 1,007.00
TRIPLE MID SCV	1	\$ 880.00	\$ 880.00
REAR PTO 2 SPEED	1	\$ 0.00	\$ 0.00
ELECTRICAL HITCH	1	\$ 540.00	\$ 540.00
TELESCOPING DRAFT LINKS	1	\$ 0.00	\$ 0.00
LH ONLY ADJ LIFT LINKS	1	\$ 0.00	\$ 0.00
MECHANICAL CENTER LINK	1	\$ 0.00	\$ 0.00
LH AND RH STABILIZER BAR	1	\$ 0.00	\$ 0.00
18.4R30 460/85R30 R1 RADIAL	1	\$ 0.00	\$ 0.00
NO REAR TIRE BRND PREFERENCE	1	\$ 0.00	\$ 0.00
FRONT AXLE MFWD	1	\$ 0.00	\$ 0.00
320/85R24 R1W TL	1	\$ 0.00	\$ 0.00
NO FRNT TIRE BRND PREFERENCE	1	\$ 0.00	\$ 0.00
5M COLD WEATHER PKG	1	\$ 101.00	\$ 101.00
PTO REMOTE CONTRL, FENDERS	1	\$ 70.00	\$ 70.00
FRONT LOADER PREP PACKAGE	1	\$ 1,963.00	\$ 1,963.00
PreDelivery	1	\$ 4,750.00	\$ 4,750.00
Standard Options Total			\$ 29,146.00
Value Added Services Total			\$ 0.00
Suggested Price			\$ 106,068.00
Customer Discounts			
Customer Discounts Total		\$ -23,334.96	\$ -23,334.96
Total Selling Price			\$ 82,733.04



JOHN DEERE

Selling Equipment

MARTIN

Quote Id: 25915009

Customer: CITY OF BLOOMINGTON BLOOMINGTON PARK MAINTENANCE

Pulley Kit - PULLEY KIT, FRONT AUX DRIVE KIT, 40			
Hours:			Suggested List
Stock Number:			\$ 1,017.65
			Selling Price
			\$ 793.77
Description	Qty	Unit	Extended
Pulley Kit - PULLEY KIT, FRONT AUX DRIVE KIT, 40	1	\$ 1,017.65	\$ 1,017.65
Suggested Price			\$ 1,017.65
Customer Discounts			
Customer Discounts Total		\$ -223.88	\$ -223.88
Total Selling Price			\$ 793.77



Trade In



Quote Id: 25915009

Customer: CITY OF BLOOMINGTON BLOOMINGTON PARK MAINTENANCE

2008 JOHN DEERE 6330 SN# L06330D586444	
Machine Details	
Description	Net Trade Value
2008 JOHN DEERE 6330	\$ 20,000.00
SN# L06330D586444	
Your Trade In Description	
Additional Options	
Hour Meter Reading	2004
Total	\$ 20,000.00

Sourcewell 
Awarded Contract

Deere and Company

Agricultural Tractors & Equipment

#110719-JDC

Maturity Date: 12/30/2023

Products & Services

Contract Documents

Products & Services

Sourcewell contract 110719-JDC gives access to the following types of goods and services:

Sourcewell 
Awarded Contract

Tiger

Road Right-of-Way Maintenance Equipment

#070821-TGR

Maturity Date: 08/09/2025

Products & Services

Contract Documents

Products & Services

Sourcewell contract 070821-TGR gives access to the following types of goods and services:



CONSENT AGENDA ITEM NO. 7.E

FOR COUNCIL: April 11, 2022

SPONSOR: Public Works Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action on an Ordinance Authorizing a Construction Contract between the City of Bloomington and Dukes Root Control, for the FY22 Closed Circuit Television (CCTV) Sewer Inspection Program (Bid #2022-23), in the Amount of \$393,247, as requested by the Public Works Department.

RECOMMENDED MOTION:

The proposed Ordinance 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 Ordinance Authorizing a Construction Contract between the City of Bloomington and Dukes Root Control, for the FY22 CCTV Sewer Inspection Program, in the amount of \$393,247.

Work proposed within this contract includes CCTV sanitary sewer inspection and heavy and light sewer cleaning in various locations throughout the City. Staff selected sewers that generally were located in rear yard easements, which are difficult for City crews to clean and televise. Most of the selected sewers have had very little prior televising or cleaning. The proposal includes pay items for sewer televising, cleaning, and miscellaneous pay items.

The contract allows 180 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 days after receipt of the Notice of Award.

The City is required by the Environmental Protection Agency to know the condition of its existing sewer system. Between 2012 and 2021, the City of Bloomington has awarded CCTV contracts for approximately 250 miles, or 75 percent, of the 335 miles of combination and sanitary sewers. After completion of this project, the City will have video and assessment of approximately 77 percent of all City combination and sanitary sewers within the last 11 years.

Also, it is 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 \$15,000, or more, and the City could line over 500 feet of 8-inch sewer with the same money.

The Public Works Department prepared the FY22 CCTV Sewer Inspection Program proposal package and advertised the project for competitive bids beginning on February 14, 2022. Bids for this contract were received until 10:00 AM on Thursday, March 3, 2022, in the office of the City Clerk. Staff received three bids and opened them electronically at 10:14 AM, March 3, 2022. There were no local bidders.

Contractor	Base Bid	Contingency*	Total (Bid #2022-23)
National Power Rodding Corp.	\$404,797.50	\$25,000.00	\$ 429,797.50
Hoerr Construction, Inc.	\$405,127.50	\$25,000.00	\$ 430,127.50
Dukes Root Control (Low Bid)	\$368,247.00	\$25,000.00	\$ 393,247.00

Public Works did not receive any other complete bids.

*Contingency is included in the bid and shall be used for unforeseen issues which may arise during the project. This contingency shall be at the City's sole discretion and any amount not used during the project shall revert to the City and not be paid to the contractor.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: The Request for Bids was advertised in *The Pantagraph* on February 14, 2022.

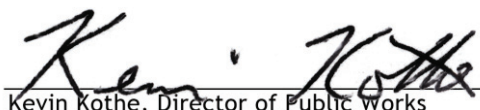
FINANCIAL IMPACT: If approved, \$393,247.00 will be awarded out of the Sanitary Sewer-Architectural & Engineering Services for Capital account (51101100-70051). This is \$6,753.00 under the total budget for FY 2022 of \$400,000 for this project. Stakeholders can locate this in the FY 2022 Budget Book titled "Other Funds & Capital Improvement" on pages 138,215, 300, 302 and 303.

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, Director of Public Works

3/28/2022


Carla Murillo, Procurement Manager

4/6/2022


Chris Tomerlin, Budget Manager

4/6/2022


Jeffrey R. Jurgens, Corporation Counsel

4/6/2022


Tara Henry, Legislative Assistant & Records Manager

4/7/2022

Attachments:

- PW 1B Ordinance_FY22 CCTV Sewer Inspection Ordinance
- PW 1C Contract_FY22 CCTV Sewer Inspection Ordinance
- PW 1D Map_FY22 CCTV Sewer Inspection Ordinance
- PW 1E Bid Tab_FY22 CCTV Sewer Inspection Ordinance

ORDINANCE NO. 2022 - ____

AN ORDINANCE AUTHORIZING A CONSTRUCTION CONTRACT BETWEEN THE CITY OF BLOOMINGTON AND DUKES ROOT CONTROL, FOR THE FY22 CLOSED CIRCUIT TELEVISION (CCTV) SEWER INSPECTION PROGRAM (BID #2022-23), IN THE AMOUNT OF \$393,247

WHEREAS, the City of Bloomington ("City") is a home rule unit of local government with authority to legislate in matters concerning its local government and affairs; and

WHEREAS, subject to the provisions of the City Code, City staff is recommending a contract with Dukes Root Control (CONTRACTOR), be approved for the FY22 CCTV Sewer Inspection Program (PROJECT) in the amount of **\$393,247**; and

WHEREAS, PROJECT consists of the cleaning and televising of approximately 34,730 feet of 6-inch to 27-inch sanitary sewers and a contingency line item; and

WHEREAS, the City Council finds it in the best interest of the City to approve the contract;

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

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

SECTION 2. The contract is approved and the City Manager, or designated representatives, are authorized to execute the Contract, and any other necessary documents to effectuate the purchase. The City Manager, or designee, is further authorized to approve any changes to the work utilizing the contingency amount set forth in the contract and within the contract amount, to the extent the City Manager finds such to be in the best interests of the City.

SECTION 3. 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 4. The City Clerk is hereby 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 approval and publication as required by law.

PASSED this 11th day of April 2022.

APPROVED this ____ day of April 2022.

CITY OF BLOOMINGTON

Mboka Mwilambwe, Mayor

ATTEST

Leslie Smith-Yocum, City Clerk

**CITY OF BLOOMINGTON
CONTRACT WITH
Dukes Root Control
FOR**

the FY 2022 CCTV SEWER INSPECTION project

THIS AGREEMENT, dated this ~~11th~~ day of April, ²⁰²²~~2021~~, is between the City of Bloomington (hereinafter "CITY") and Dukes Root Control (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:
FY 2022 CCTV SEWER INSPECTION BID #2022-23 (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: FY 2022 CCTV Sewer Inspection of various sizes of pipes and other work items related to the CCTV work.

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:

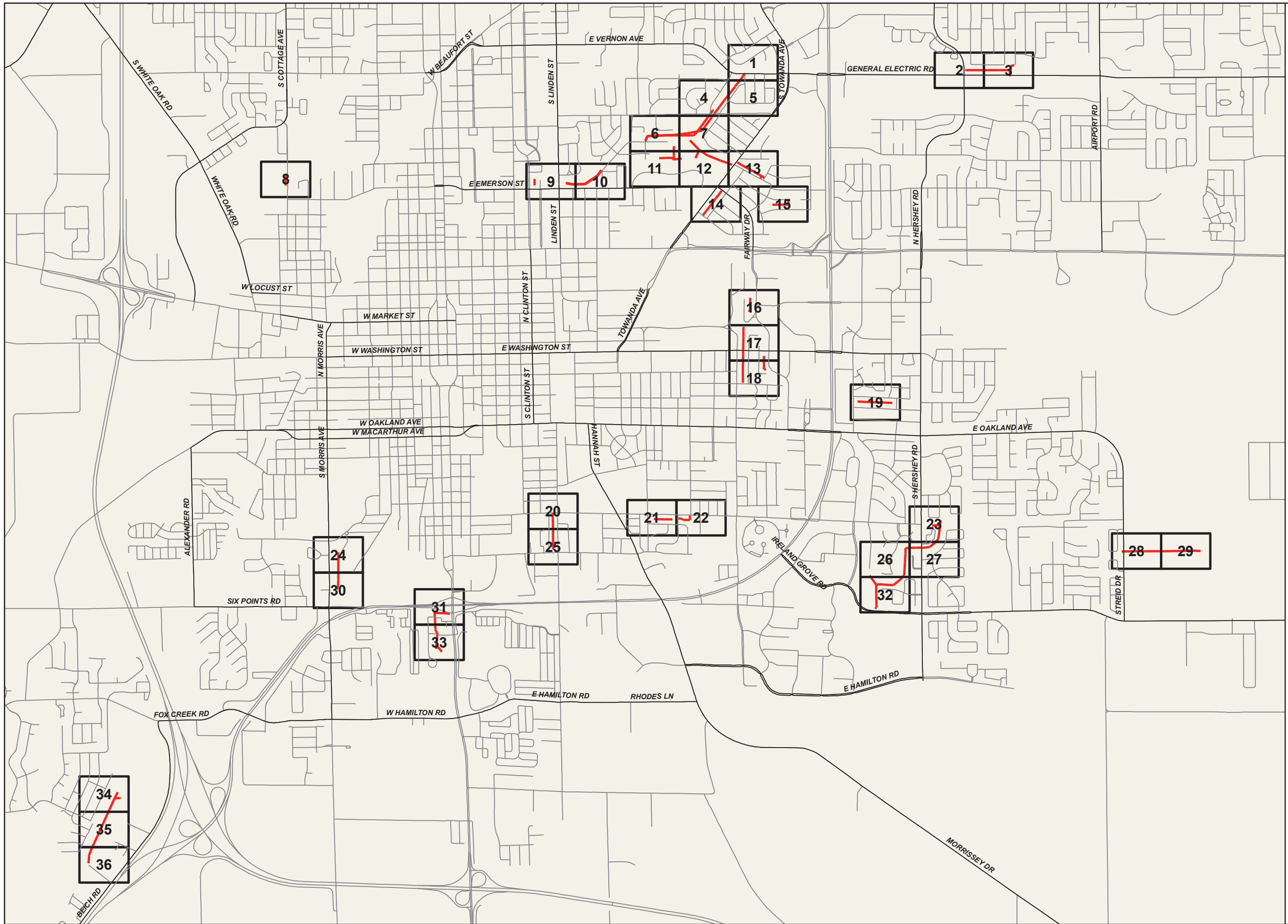
By: _____
City Clerk

Dukes Root Control

By: _____
Its VP of Finance
3-15-22

By: _____
Its Client Services Team

— Streets
 Page Grid
 CCTV sewers



CITY OF BLOOMINGTON
FY2022 CCTV SEWER INSPECTION

PROJECT NO. # 50-18-53007-22-00

CITY BID NO. 2022-23

Proposal Tabulation

Proposal Opening Date: 3/03/2022

Proposal Opening Time: 10:14 AM

Prepared By: WFS 03/03/2022

Attended By: Misty Shafer

Carla Murillo

		Budget	Award		Recommended Proposal						
	BASE BID	\$400,000.00	\$393,247.00	<i>Engineer's Estimate</i>		National Power Rodding Corp.		Dukes Root Control		Hoerr Construction, Inc.	
ITEM	DESCRIPTION	UNIT	APPROX. QTY	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL
1	CCTV Sewer Inspection, 6" DIA	LF	155	\$4.50	\$697.50	\$5.00	\$775.00	\$6.00	\$930.00	\$6.00	\$930.00
2	CCTV Sewer Inspection, 8" DIA	LF	11769	\$4.75	\$55,902.75	\$5.00	\$58,845.00	\$6.00	\$70,614.00	\$5.00	\$58,845.00
3	CCTV Sewer Inspection, 10" DIA	LF	715	\$5.00	\$3,575.00	\$5.00	\$3,575.00	\$6.00	\$4,290.00	\$5.50	\$3,932.50
4	CCTV Sewer Inspection, 12" DIA	LF	6488	\$5.25	\$34,062.00	\$5.00	\$32,440.00	\$7.00	\$45,416.00	\$6.75	\$43,794.00
5	CCTV Sewer Inspection, 15" DIA	LF	2461	\$5.50	\$13,535.50	\$6.50	\$15,996.50	\$7.00	\$17,227.00	\$7.00	\$17,227.00
6	CCTV Sewer Inspection, 16" DIA	LF	2344	\$5.65	\$13,243.60	\$7.00	\$16,408.00	\$7.00	\$16,408.00	\$7.50	\$17,580.00
7	CCTV Sewer Inspection, 18" DIA	LF	30	\$5.75	\$172.50	\$7.00	\$210.00	\$7.00	\$210.00	\$12.00	\$360.00
8	CCTV Sewer Inspection, 20" TO 21" DIA	LF	931	\$7.00	\$6,517.00	\$7.00	\$6,517.00	\$8.00	\$7,448.00	\$11.00	\$10,241.00
9	CCTV Sewer Inspection, 24" DIA	LF	8511	\$7.25	\$61,704.75	\$8.00	\$68,088.00	\$8.00	\$68,088.00	\$11.50	\$97,876.50
10	CCTV Sewer Inspection, 27" DIA	LF	1327	\$7.50	\$9,952.50	\$9.00	\$11,943.00	\$8.00	\$10,616.00	\$14.50	\$19,241.50
11	Heavy Duty Sewer Cleaning, 8"-27" DIA	HR	100	\$650.00	\$65,000.00	\$525.00	\$52,500.00	\$600.00	\$60,000.00	\$630.00	\$63,000.00
12	Removal of Protruding Taps	HR	20	\$650.00	\$13,000.00	\$525.00	\$10,500.00	\$600.00	\$12,000.00	\$400.00	\$8,000.00
13	Root Cutting	HR	40	\$650.00	\$26,000.00	\$525.00	\$21,000.00	\$600.00	\$24,000.00	\$630.00	\$25,200.00
14	Lateral Launch	HR	40	\$650.00	\$26,000.00	\$650.00	\$26,000.00	\$450.00	\$18,000.00	\$425.00	\$17,000.00
15	Locate Pipe Defect	EA	10	\$150.00	\$1,500.00	\$500.00	\$5,000.00	\$550.00	\$5,500.00	\$250.00	\$2,500.00
16	Traffic Control and Protection	LS	1	\$5,000.00	\$5,000.00	\$25,000.00	\$25,000.00	\$3,000.00	\$3,000.00	\$7,400.00	\$7,400.00
17	Contingency	LS	1	\$25,000.00	\$25,000.00	\$25,000.00	\$25,000.00	\$25,000.00	\$25,000.00	\$25,000.00	\$25,000.00
18	Mobilization	LS	1	\$20,000.00	\$20,000.00	\$50,000.00	\$50,000.00	\$4,500.00	\$4,500.00	\$12,000.00	\$12,000.00
TOTAL BASE BID					\$380,863.10		\$429,797.50		\$393,247.00		\$430,127.50



CONSENT AGENDA ITEM NO. 7.F

FOR COUNCIL: April 11, 2022

SPONSOR: Public Works Department

WARD IMPACTED: Ward 1

SUBJECT: Consideration and action on an Ordinance Approving the Final Plat of MVAH Partners Subdivision 1st Addition, subject to the petitioner paying the required tap-on fees, as requested by the Public Works Department.

RECOMMENDED MOTION:

The proposed Ordinance be approved, subject to the petitioner paying the required tap-on fees.

STRATEGIC PLAN LINK:

- Goal 5. Great Place - Livable, Sustainable City
- Goal 3. Grow the Local Economy

STRATEGIC PLAN SIGNIFICANCE:

- Objective 5b. City decisions consistent with plans and policies
- Objective 5a. Well-planned City with necessary services and infrastructure
- Objective 3b. Attraction of new targeted businesses that are the “right” fit for Bloomington

BACKGROUND: Public Works is recommending the approval of an Ordinance Approving the Final Plat of MVAH Partners Subdivision 1st Addition, subject to the petitioner paying the required tap-on fees. A tap-on fee is a fee paid by the landowner/developer so that the City can recoup its cost to construct public infrastructure. The proposed final plat consists of one lot, which is a replat of Outlot 2 to Lot 2 located north of Lincoln Street and west of Four Seasons Road. The existing Parcel Identification Number is 21-11-176-044.

The zoning in this area is R-3B. The proposed use is permitted in this zoning district. The final plat complies with City engineering standards (Manual of Practice and Chapter 24 of City Code) and qualifies for the expedited final plat procedure set forth in Chapter 24 of the Bloomington City Code. City staff has no objections to the plan.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: American Apartments and Development, LLC.

FINANCIAL IMPACT: American Apartments and Development, LLC, paid all survey and plat costs. Tap-on fees are due as part of this subdivision. See tap-on attachment for additional information.

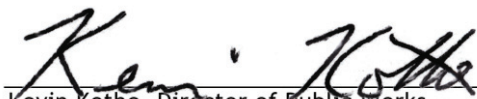
COMMUNITY DEVELOPMENT IMPACT: The Final Plat aligns with the following goals of the Comprehensive Plan: Goal ED-1.2. Leverage community assets in attracting business; Goal ED-4. Enhance the image of Bloomington as a business-friendly community, Objective ED-4.2. Prioritize infill and redevelopment to spur growth and reinvestment in the City,

Objective ED-4.4. Evaluate commercial land use needs in the context of changing economic trends.

Respectfully submitted for Council consideration.

Prepared by: Steven Law, Civil Engineer II

Reviewed by:


Kevin Kothe, Director of Public Works

3/28/2022


Chris Tomertin, Budget Manager

4/1/2022

George Boyle
George Boyle, Assistant Corporation Counsel

4/7/2022


Tara Henry, Legislative Assistant & Records Manager

4/7/2022

Attachments:

- PW 2B Ordinance and Legal Description_MVAH Partners Subdivision 1st Addition
- PW 2C Final Plat_MVAH Partners Subdivision 1st Addition
- PW 2D Owner's Petition_MVAH Partners Subdivision 1st Addition
- PW 2E County Clerk's Certificate_MVAH Partners Subdivision 1st Addition
- PW 2F Owner's Certificate_MVAH Partners Subdivision 1st Addition
- PW 2G School District Certificate_MVAH Partners Subdivision 1st Addition
- PW 2H Final Plat Checklist_MVAH Partners Subdivision 1st Addition
- PW 2I Final Plat Map_MVAH Partners Subdivision 1st Addition
- PW 2J Tap-on Memo_MVAH Partners Subdivision 1st Addition
- PW 2K Drainage Statement_MVAH Partners Subdivision 1st Addition

ORDINANCE NO. 2022 - ____

**AN ORDINANCE APPROVING THE FINAL PLAT OF
MVAH PARTNERS SUBDIVISION 1ST 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 MVAH Partners Subdivision 1st Addition, dated March 4, 2022, legally described in Exhibit A, attached hereto and made a part hereof by this reference; and

WHEREAS, the Petitioner has requested a waiver of the preliminary plan required by Chapter 24 of the Bloomington City Code, 1960, as amended; and

WHEREAS, the City Council has the authority to approve this ordinance and approve said Final Plat; 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;

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 MVAH Partners Subdivision 1st Addition, dated March 4, 2022 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 11th day of April 2022.

APPROVED this ____ day of April 2022.

CITY OF BLOOMINGTON

ATTEST

Mboka Mwilambwe, Mayor

Leslie Smith-Yocum, City Clerk

Exhibit A

Legal Description

MVAH Partners Subdivision 1st Addition - Bloomington, IL

LOT 2 IN MVAH PARTNERS SUBDIVISION OF PART OF THE NORTHWEST ¼ OF SECTION 11, TOWNSHIP 23 NORTH, RANGE 2 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEROF RECORDED FEBRUARY 18, 2020 AS DOCUMENT NUMBER 2020-00002990, IN MCLEAN COUNTY, ILLINOIS.

**Commonly known as 1017 Four Seasons Road, Bloomington, IL
PIN: 21-11-176-044**

21-11-176-044

AMERICAN APARTMENTS AND DEVELOPMENT, LLC
2309 E. EMPIRE, SUITE 600
BLOOMINGTON, IL. 61704

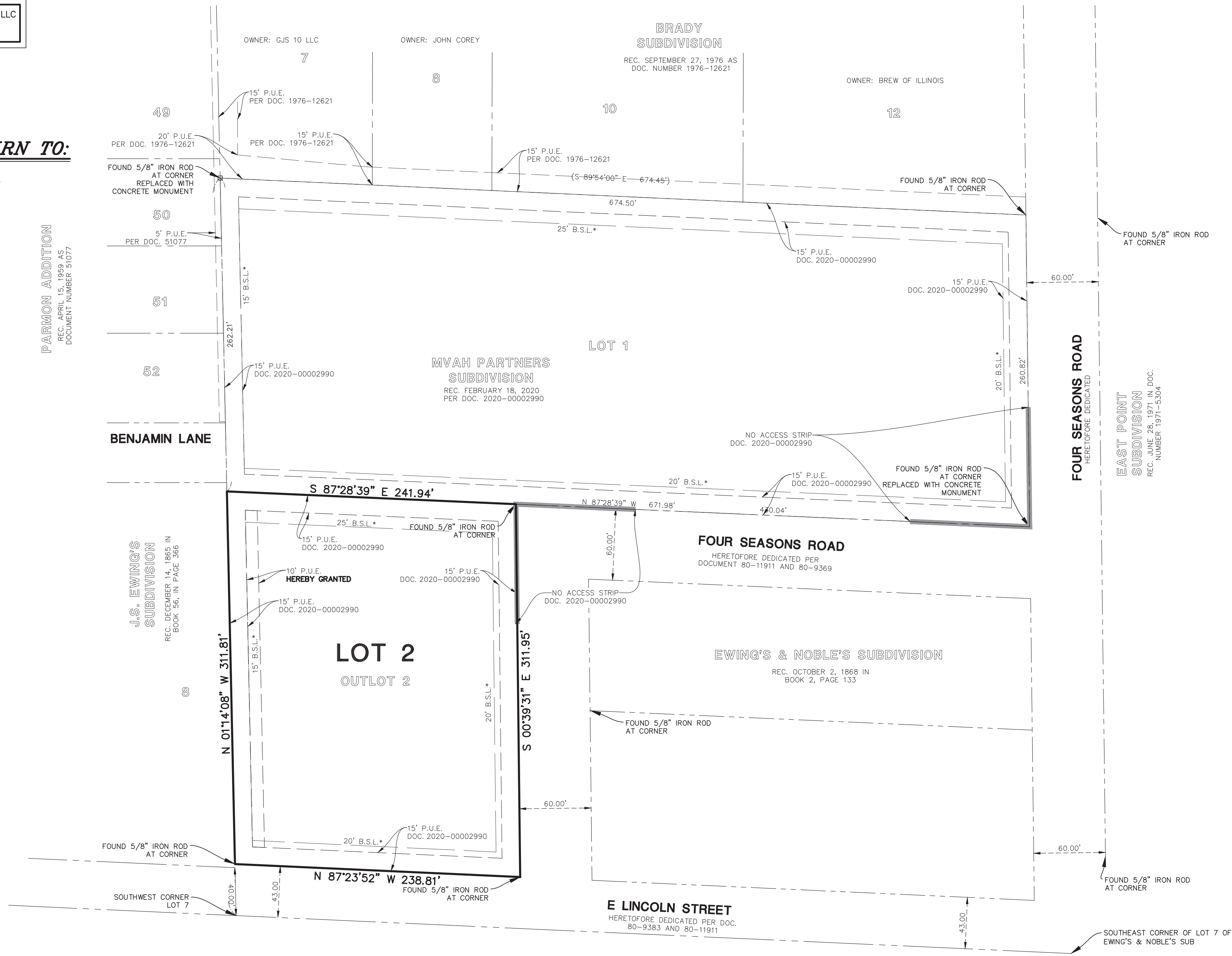
MANHARD CONSULTANTS, LTD.
700 SPRINGER DR., LOMBARD IL
630-691-8500

LOT 2: 74,828 SQ. FT. (1.718 ACRES)

 = EX. PROPERTY LINE
 = EX. EASEMENT LINE
 = EX. SETBACK LINE
 = PROPOSED LOT LINE
 = NO ACCESS LINE
 XXX.XX = MEASURED INFORMATION
 B.S.L.* = BUILDING SETBACK LINE
 PER CITY ORDINANCE

1. DISTANCES ARE MARKED IN FEET AND DECIMAL PLACES THEREOF.
2. NO DIMENSION SHALL BE ASSUMED BY SCALE MEASUREMENT HEREIN.
3. THERE MAY BE ADDITIONAL TERMS, POWERS, PROVISIONS AND LIMITATIONS CONTAINED IN AN ABSTRACT DEED, LOCAL ORDINANCES, DEEDS, TRUSTS, COVENANTS OR OTHER INSTRUMENTS OF RECORD.
4. COMPARE ALL POINTS BEFORE BUILDING BY SAME AND IMMEDIATELY REPORT ANY DISCREPANCIES TO THE SURVEYOR.
5. ☒ DENOTES CONCRETE MONUMENTS TO BE SET.
6. IN ACCORDANCE WITH CHAPTER 765 ILCS SECTION 205/1 5/8" x 24" LONG IRON RODS WILL BE SET AT ALL PROPERTY CORNERS AND POINTS OF GEOMETRIC CHANGE.

PART OF NORTHWEST QUARTER OF SECTION 11, TOWNSHIP 23 NORTH, RANGE 2 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN MCLEAN COUNTY, ILLINOIS



STATE OF ILLINOIS)
) S.S.
COUNTY OF McLEAN)

I, _____, CITY CLERK OF SAID CITY, DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND COMPLETE COPY OF AN ORIGINAL _____ PRESENTED, PASSED AND APPROVED AT A REGULAR MEETING OF SAID CITY COUNCIL HELD ON THE _____ DAY OF _____, 20____, BY AN AFFIRMATIVE VOTE OF THE MAJORITY OF ALL MEMBERS SELECTED TO SAID COUNCIL, THE VOTE HAVING BEEN TAKEN BY YEAS AND NAYS AND ENTERED ON THE RECORD OF THE PROCEEDINGS OF SAID COUNCIL.

WITNESS MY HAND AND SEAL OF SAID CITY OF BLOOMINGTON, THIS _____ DAY OF _____, 20____.

BY: _____
CITY CLERK



GRAPHIC SCALE

(IN FEET)
1 inch = 50 ft.

COORDINATES AND BEARINGS ARE BASED UPON THE ILLINOIS STATE PLANE
COORDINATE SYSTEM, EAST ZONE (NAD 83), ADJUSTED TO GROUND VALUES.
AS ESTABLISHED BY A REAL-TIME KINEMATIC (RTK) GLOBAL NAVIGATION
SATELLITE SYSTEM (GNSS) UTILIZING THE TRIMBLE VRS NOW NETWORK.

STATE OF ILLINOIS)
) SS
COUNTY OF McLEAN)

I, _____, CITY ENGINEER
FOR THE CITY OF BLOOMINGTON, ILLINOIS, HEREBY CERTIFY THAT THE LAND IMPROVEMENTS
DESCRIBED IN THE ANNEXED PLAT AND THE PLANS AND SPECIFICATIONS THEREOF MET THE
MINIMUM REQUIREMENTS OF SAID CITY OUTLINED IN CHAPTER 24 OF THE BLOOMINGTON CITY
CODE.

DATED AT BLOOMINGTON, ILLINOIS, THIS _____ DAY OF _____

STATE OF ILLINOIS)
COUNTY OF DuPAGE)S

I, BRADLEY A. STROHL, AN ILLINOIS PROFESSIONAL LAND SURVEYOR, HEREBY GRANT PERMISSION TO THE OWNERS REPRESENTATIVE OF _____ TO RECORD THIS PLAT. THE REPRESENTATIVE SHALL PROVIDE THIS SURVEYOR WITH A RECORDED COPY OF THE PLAT.

DATED THIS ____TH DAY OF MARCH 4TH, A.D. 2022.

Brendley A. Stone
ILLINOIS PROFESSIONAL LAND SURVEYOR NO. 035-003686
LICENSE EXPIRES NOVEMBER 30, 2022



STATE OF ILLINOIS)
) S.S.
COUNTY OF DuPAGE)

THIS IS TO CERTIFY THAT I, BRADLEY A. STROHL, AN ILLINOIS PROFESSIONAL LAND SURVEYOR
HAVE SURVEYED AND SUBDIVIDED THE FOLLOWING DESCRIBED PROPERTY:

OUTLOT 2 IN MVAH PARTNERS SUBDIVISION RECORDED FEBRUARY 18, 2020 AS DOCUMENT 2020-00002990 OF THE NORTHWEST QUARTER OF SECTION 11, TOWNSHIP 23 NORTH, RANGE 2 EAST OF THE THIRD PRINCIPAL MERIDIAN, ALL IN MCLEAN COUNTY, ILLINOIS.

CONTAINING 1.718 ACRES MORE OR LESS.

AS SHOWN BY THE ATTACHED PLAT, WHICH IS A CORRECT REPRESENTATION OF SAID SURVEY AND SUBDIVISION. ALL DISTANCES ARE SHOWN IN FEET AND DECIMAL PARTS THEREOF. I CERTIFY THAT ALL REGULATIONS ENACTED BY THE CITY COUNCIL OF THE CITY OF BLOOMINGTON, IJNOIS RELATIVE TO PLATS AND SUBDIVISIONS HAVE BEEN COMPLIED WITH IN THE PREPARATION OF THIS PLAT. I FURTHER CERTIFY THAT THE PROPERTY LIES WITHIN THE LIMITS OF THE CITY OF BLOOMINGTON. I FURTHER CERTIFY THAT, BASED UPON A REVIEW OF THE FEDERAL EMERGENCY MANAGEMENT AGENCY FLOOD INSURANCE RATE MAP COMMUNITY NUMBER 1710300504E, WITH AN EFFECTIVE DATE OF JULY 16, 2008, THE DESCRIBED PROPERTY IS IN FLOOD ZONE X. THIS DOES NOT GUARANTEE THAT THE SUBJECT PROPERTY WILL OR WILL NOT FLOOD.

GIVEN UNDER MY HAND AND SEAL THIS 4TH DAY OF MARCH, 2022.

Bridley A. Stone
ILLINOIS PROFESSIONAL LAND SURVEYOR NO. 035-003686
LICENSE EXPIRES NOVEMBER 30, 2022

DESIGN FIRM PROFESSIONAL LICENSE NO. 184003350
LICENSE EXPIRES APRIL 30, 2023

DATE OF FIELD SURVEY: JULY 9, 2019

THIS PROFESSIONAL SERVICE CONFORMS TO THE CURRENT ILLINOIS
MINIMUM STANDARDS FOR A BOUNDARY SURVEY.

[illegible]

Manhard
CONSULTING LTD.

700 Springer Drive, Lombard, IL 60148 ph:630.691.8500 fx:630.691.8585 manhard.com
Civil Engineers • Surveyors • Water Resource Engineers • Water & Wastewater Engineers

**MMVAH PARTNERS SUBDIVISION 1ST ADDITION
BLOOMINGTON, ILLINOIS
FINAL PLAT OF SUBDIVISION**

PROJ. MGR.: BAS
 PROJ. ASSOC.: STP
 DRAWN BY: STP
 DATE: 02-18-22
 SCALE: 1"=50'

SHEET

1 OF 1

MVR.BTIL01

State of Illinois)
)ss.
County of McLean)

Now come(s) AMERICAN APARTMENTS AND DEVELOPMENT, LLC

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) A 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
MIVAH PARTNERS SUBDIVISION 1ST ADDITION

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: **WAIVER OF THE PRELIMINARY PLAN**

subdivision submitted herewith be approved with the exemptions or variations as requested herein.

By:

AUTHORIZED MANAGER
AMERICAN APARTMENTS AND DEVELOPMENT, LLC

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 8 day of March, 2022, there were no delinquent general or special assessments unpaid, special assessments or delinquent special assessments unpaid against the tract of land shown on the plat 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

21-11-176-044

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 MVAH PARTNERS SUBDIVISION 1ST ADDITION 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 "MVAH PARTNERS SUBDIVISION 1ST ADDITION" Subdivision to the City of Bloomington, McLean County, Illinois as laid off in lots and streets by BRADLEY H. STROHL Registered Illinois Land Surveyor Number 035-003686; and we, the undersigned, hereby dedicate and set apart to the City of Bloomington for general utility purposes, (and further dedicated the public use areas as shown on said Plat)*

IN WITNESS WHEREOF, we have hereunto set our hands and affixed our seals this
9 day of MARCH, 2022.


AMERICAN APARTMENTS AND DEVELOPMENT, LLC (Seal)

*where dedication is required under Section 3.5.

State of Illinois)
)ss.
County of McLean)

I, JULIE A ANDERSON, a Notary Public in and for the county and State aforesaid, do hereby certify that MEREDITH K. LOVELASS, MANAGER personally known to be the same person whose name is subscribed to the foregoing owner's statement, appeared before me, this day, in person and acknowledged the execution of this statement as his free and voluntary act.

Given under my hand and notarial seal this 9 day of MARCH, 2022.

My commission expires 01-25-2025



SCHOOL DISTRICT CERTIFICATE

This is to certify that I MEREDITH K. LOVELASS, MANAGER as Owner/Developer of the property herein described in the Surveyor's Certificate, which will be known as MVAH PARTNERS SUBDIVISION 1ST ADDITION Subdivision, to the best of my knowledge, is located within the boundaries of Community Unit School District # 87 in McLean County, Illinois.

Dated this 9 day of MARCH, 2022.

Owner/Developer

AUTHORIZED MANAGER
AMERICAN APARTMENTS AND DEVELOPMENT, LLC

State of Illinois)
)ss.
County of McLean)

I, JULIE A ANDERSON, a Notary Public in and for the county and State aforesaid, do hereby certify that MEREDITH K. LOVELASS, MANAGER personally known to be the same person whose name is subscribed to the foregoing owner's statement, appeared before me, this day, in person and acknowledged the execution of this statement as his free and voluntary act.

Given under my hand and notarial seal this 9 day of MARCH, 2022.

Julie A Anderson
Notary Public

My commission expires 01-25-2025



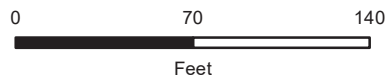


MVAH Partners Subdivision 1st Addition - Final Plat Checklist

Date Prepared: 3/21/2022

Shown on Final Plat:		Initial
	Easements shown for all public improvements	SJL
	City Engineer's Signature Block	SJL
	Clerk's Signature Block	SJL
	Areas or facilities to be dedicated to the public	N/A
	Railroad Right of Ways	N/A
	Subdivision Boundaries	SJL
	References to nearest street lines, Township, Sections lines, or monuments.	SJL
	Name of Subdivision	SJL
	Legal Description	SJL
	Existing Parcel Id Number (PIN)	SJL
	Surveyor's statement regarding any Special Flood Hazard Areas.	SJL
	Total Acreage	SJL
	Street Names	SJL
	Proposed Lot numbers (consecutively numbered)	SJL
	Front Yard Setbacks	SJL
The following shall be provided:		
	School District Certificate	SJL
	County Clerk's Certificate	SJL
	Owner's Certificate	SJL
	Drainage Statement	SJL
	Owner's Petition	SJL
	Ordinance	SJL
	Utility Company Signoffs	N/A
	Digital PDF Submittal provided to Public Works	SJL
	Digital CAD format submittal provided to Public Works	N/A
	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	N/A
	Retains the design characteristics of approved public improvement engineering plans and specifications.	SJL
	Final Plat is signed by IL licensed surveyor	SJL
	Plans for all public improvements approved by Public Works	N/A

MVAH Partners Subdivision
1st Addition



Date: 3/23/2022



MVAH Partners Sub
1st Addition

Willedrob Rd

Four Seasons Rd

E Lincoln St

MEMORANDUM

March 21, 2022

To: Glen Wetterow, City Planner
From: Steve Law, P.E.
Subject: MVAH Partners Subdivision 1st 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 the final plat: MVAH Partners Subdivision 1st Addition. The final plat will be considered for approval by the City Council at the April 11, 2022 meeting.

A. Performance Guarantee:

There are no public improvements and therefore no Performance Guarantee is due.

B. Tap-On Fees:

The following tap-on fees are due:

Area of Lot 2: = 1.718 acres

- 1) Four Seasons Sewer (S-4): \$833.00/Ac + 6% simple interest from 11/1970**
- 2) Regency Street Pump Station (S-22): \$450/Ac + 6% simple interest from 12/1969**
- 3) Regency Pump Station Upgrade (S-22): \$250/Ac + 6% simple interest from 10/1984**
- 4) Taulbee Sewer Extension (S-11): \$4,275.52/Lot + 6% simple interest from 06/1979**
- 5) Lincoln Street Water Main (W-44): \$7.50/LF of Lincoln Street + 6% simple interest from 05/1971**
- 6) Stormwater Detention: Parcel shall provide on-site detention; no fee in lieu of required for final plat.
- 7) Fee in lieu of Park Land: \$562.50/unit; 54 Units Total. Per council approval for Lot 1 Final Plat, the parkland fee structure for Lot 1 has been applied to Lot 2; meeting the requirement of it being replatted within 5 years of the adoption of the Lot 1 Final Plat ordinance.

** 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)

		<u>Code</u>	<u>Principal</u>	<u>Interest</u>	<u>Total</u>
1	Four Seasons Sewer	51101100-54120	\$1,431.09	\$4,407.77	\$5,838.86
2	Regency Street Pump Station	51101100-54120	\$773.10	\$2,423.67	\$3,196.77
3	Regency Pump Station Upgrade	51101100-54120	\$429.50	\$727.73	\$1,157.23
4	Taulbee Sewer Extension	51101100-54120	\$4,275.52	\$10,966.71	\$15,242.23
5	Lincoln Street Water Main	50100120-57320	\$1,777.50	\$5,421.38	\$7,198.88
6	Stormwater Detention	53103100-57320	\$0.00	\$0.00	\$0.00
7	Fee in lieu of Park Land	24104100-57320	\$30,375.00	\$0.00	\$30,375.00
TOTAL TAP-ON FEES DUE:					\$63,008.97

C: Guarantee Substandard Street Improvement:

There are no Substandard Street Improvement guarantees required.

cc: Kevin Kothe, Director of Public Works
Craig Shonkwiler, City Engineer
Chris Tomerlin
file



Engineering
Surveying
Water Resource Management
Construction Management
Landscape Architecture
Civil Planning

MVAH PARTNERS SUBDIVISION 1ST ADDITION

GRADING/DRAINAGE CERTIFICATE

TO THE BEST OF OUR KNOWLEDGE AND BELIEF, THE DRAINAGE OF SURFACE WATERS WILL NOT BE CHANGED BY THE CONSTRUCTION OF SUCH SUBDIVISION OR ANY PART THEREOF, OR, THAT IF SUCH SURFACE WATER WILL BE CHANGED, REASONABLE PROVISION HAS BEEN MADE FOR COLLECTION AND DIVERSION OF SUCH SURFACE WATERS INTO PUBLIC AREAS OR DRAINS WHICH THE SUBDIVIDER 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.

DATED THIS 9TH DAY OF March, A.D., 2022.

BY: 

~~OWNER/ATTORNEY AUTHORIZED~~
AMERICAN APARTMENTS AND DEVELOPMENT, LLC ~~MANAGER~~

BY: Matthew Eagle

PROFESSIONAL ENGINEER





CONSENT AGENDA ITEM NO. 7.G

FOR COUNCIL: April 11, 2022

SPONSOR: City Clerk Department

WARD IMPACTED: Ward 1, Ward 6

SUBJECT: Consideration and action on a Request from Tony's Tacos Downtown, Inc., d/b/a Tony's Tacos, relocated to 2303 E. Washington St., requesting a Class RAS (Restaurant, All Type of Alcohol, Sunday Sales) Liquor License, as requested by the City Clerk Department.

RECOMMENDED MOTION:

The proposed License 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: Tony's Tacos Downtown, Inc., d/b/a Tony's Tacos, Applicant, previously located at 105 W. Front St. in Downtown Bloomington, has relocated to 2303 E. Washington St. as part of a planned upgrade. The Applicant has requested a Class RAS (Restaurant, All Type of Alcohol, Sunday Sales) liquor license, which is the same class license that the business had at its previous location.

The Applicant appeared before the Liquor Commission on March 8, 2022, where the Liquor Commission unanimously agreed to send the item to Council with a positive recommendation (draft minutes attached).

All license creations, amendments, or transfers are contingent upon compliance with all building, health, and safety codes.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: In accordance with City Code, on February 28, 2022, a public notice was published in *The Pantagraph* and 82 notices were mailed to properties within 500 feet of the new location.

FINANCIAL IMPACT: The current annual license fee for a Class RAS liquor license is \$3,300, which will be recorded in the Non-Departmental-Liquor Licenses account (10010010-51010). Stakeholders can locate this in the FY 2022 Budget Book titled "Budget Overview & General Fund" on page 132. It is also the establishment's responsibility to collect and pay all applicable taxes including State Sales Tax, Home Rule Tax, and Food and Beverage Tax.

COMMUNITY DEVELOPMENT IMPACT: ED-1 Ensure a broad range of employment opportunities for all residents. ED-1.1 Focus on retention and expansion of existing businesses.

Respectfully submitted for Council consideration.

Prepared by: Amanda Stutsman, Deputy Clerk

Reviewed by:



Leslie Yocum, City Clerk

4/6/2022



Chris Tomerlin, Budget Manager

4/7/2022

George Boyle

George Boyle, Assistant Corporation Counsel

4/7/2022



Tara Henry, Legislative Assistant

4/7/2022

Attachments:

- CLK 2B LIQ APP - Tony's Tacos_Change in Location (Class RAS)
- CLK 2C DRAFT 03-08-2022 Liquor Commission Minutes - Tony's Tacos
- CLK 2D § 6-106 [Ch. 6, Sec. 4B] Creation of New License - Findings

March 1, 2022

City Clerk Requirement Verification Memo

To: City Council Review

Re: Legal Name: Tonys Tacos, Inc.

D/B/A Name: Tonys Tacos Downtown

Dear Reviewer,

The City Clerk Department has reviewed the application of the above-mentioned applicant's submission. The required documents below were reviewed and considered suitable.

- Proof of Good Standing with the State of Illinois
- Financial Documentation: 2021 Balance Sheet
- A Lease between Laura Rebollo, Gerardo DePaz, and Jesus Ortiz and McLean County Land Trust RGK-100 for the term 02/01/2022 to 09/30/2023

The required documents below were previously on file.

- Articles of Incorporation
- Bloomington/Normal Food and Beverage Tax Registration Form
- BASSET Certifications for Management

The documents listed above are available for review upon request. If you have any questions or concerns, please feel free to reach out.

Respectfully,

Amanda Stutsman
Deputy City Clerk



Liquor License Application

Applicant Business Contact Information: Please fill in your business information completely and legibly.

Legal Entity Name (Corporate/LLC Name)	Tony's Tacos Downtown
Doing Business As (DBA) OR Establishment Name <i>(Assumed names must be registered with the State of Illinois)</i>	Tony's Tacos
Legal Entity Address <i>(including City, State, and Zip)</i>	2303 E Washington St, Bloomington, IL 61704
Legal Entity Phone Number	3098278226
Legal Entity Email Address	tonystacos040116@gmail.com
Establishment Address including Zip	61704
Establishment Phone Number	3098278226
Establishment Email Address	tonystacos040116@gmail.com
*Email Address for <u>ALL</u> City Communications:	tonystacos040116@gmail.com

*Note, that all City communications related to this Application and/or the resulting license, if approved, will be sent by email to the email designated for all City Communications. It is the responsibility of the business to notify the City of any changes.

BELOW PLEASE LIST THOSE RESPONSIBLE FOR LICENSING THE ESTABLISHMENT

Primary Contact:

Name (First & Last)	City	State	Zip
Jesus Ortiz	Bloomington	IL	61705
Phone Number	Email Address		

Contact Information for the Legal Entity's Agent: *(If applicable)*

Name (First & Last)	City	State	Zip
Phone Number	Email Address		

Contact Information for the Establishment's General Manager: *(If different than above)*

Name (First & Last)	City	State	Zip
Phone Number	Email Address		

Applicants should review Chapter 6: Alcoholic Beverages (<https://ecode360.com/34403863>) of the Bloomington City Code for all requirements, obligations and information on liquor licensing.

Liquor License Fee Chart					
Class	Description	2020 Fees		2021 Fees	
		Semi	Annual	Semi	Annual
PA	Package Sales – All Types of Liquor <i>(Fee applies to all except CA, EA, RA, or TA)</i>	\$600	\$1,200	\$650	\$1,300
PB	Package Sales – Beer and Wine Only	\$450	\$900	\$500	\$1,000
	<i>(Package Sales fee for CB, EB, RB, or TB, but no Package Sales fee applies to CA, EA, RA, or TA)</i>	\$112.50	\$225	\$150	\$300
S	Sunday <i>(Fee applies to all except CA & CB)</i>	\$275	\$550	\$300	\$600
	Curbside Pick-Up and Delivery of Alcohol	-	-	-	-
	Outdoor Consumption Area	-	-	-	-

Liquor License Fee Chart (cont.)					
Class	Description	2020 Fees		2021 Fees	
		Semi	Annual	Semi	Annual
CA	Clubs – All Types of Liquor	\$1,200	\$2,400	\$1,350	\$2,700
CB	Clubs – Beer and Wine Only	\$400	\$800	\$450	\$900
EA	Entertainment/Recreational Sports Venue – All Types of Liquor	\$1,200	\$2,400	\$1,350	\$2,700
EB	Entertainment/Recreational Sports Venue – Beer and Wine Only	\$400	\$800	\$450	\$900
GPB	Convenience Store (Package) – Beer and Wine Only	\$450	\$900	\$500	\$1,000
MA	Hotel/Motel – All Types of Liquor	\$600	\$1,200	\$650	\$1,300
MB	Hotel/Motel – Beer and Wine Only	\$375	\$750	\$425	\$850
RAP	Restaurant, All Types of Liquor, and Package Sales	\$1,200	\$2,400	\$1,350	\$2,700
RBP	Restaurant, Beer & Wine Only, and Package Sales	\$512.50	\$1,025	\$750	\$1,200
RA	Restaurant – All Types of Liquor	\$1,200	\$2,400	\$1,350	\$2,700
RB	Restaurant – Beer and Wine Only	\$400	\$800	\$450	\$900
ST	Stadium – All Types of Liquor	\$1,200	\$2,400	\$1,350	\$2,700
TAP	Tavern, All Types of Liquor, and Package Sales	\$1,200	\$2,400	\$1,350	\$2,700
TBP	Tavern, Beer and Wine Only, and Package Sales	\$512.50	\$1,025	\$750	\$1,200
TA	Tavern – All Types of Liquor	\$1,200	\$2,400	\$1,350	\$2,700
TB	Tavern – Beer and Wine Only	\$400	\$800	\$450	\$900

The questions contained in this Application apply equally to all business owners, partners, officers, or members of the applicant business. If more space is needed to answer any question completely, please attach the additional information.

Status of Business Information:

- Check the applicable box which corresponds to your business's filing with the Illinois Secretary of State.

☐ **Sole Proprietorship**
☐ **Limited Liability Company (LLC)**
A copy of the Articles of Organization must be attached.

☐ **Partnership** (Date of Formation: _____)
☒ **Corporation** (Inc. or Corp.)
A copy of the Articles of Incorporation must be attached.
- Attach a list including the name, age, address, and percent of ownership/stock for each owner/partner/member.
- ☐ Yes **If Applicant is a Corporation or LLC:** Is any individual owning more than 5% of stock in the applicant business ineligible to hold a liquor license for any reason other than citizenship or residence? *If yes, please identify the individual(s) and explain:* _____
☒ No
☐ N/A

Business Owner/Operator: (Please circle Yes (Y) or No (N) where applicable.)

- I verify that all owners, partners, officers, members, and majority stockholders:

☒ Yes ☐ No Are 21 years of age or older.
☒ Yes ☐ No Are citizens of the United States.
☐ Yes ☒ No Have never been convicted of any felony, or of the violation of any law relating to the prohibition of the sale of alcoholic liquor, or any other crime or misdemeanor (except minor traffic violations).
☐ Yes ☒ No Have never been convicted of a violation of any federal or state law concerning the manufacture, possession, or sale of alcoholic liquor.
☐ Yes ☒ No Have never been convicted of pandering or any other crime opposed to decency and morality.
- Illinois Liquor Law states the applicant individual must be a resident of the city, village or county in which the premises covered by the license is located. 235ILCS 5/6-2(a)(1)

2A ☒ Yes ☐ No Are any of the persons listed under ownership a resident of McLean County?
 2B ☒ Yes ☐ No Is the General Manager a resident of McLean County?
- ☐ Yes ☒ No Is the General Manager of the establishment unable to hold a liquor license for any reason other than citizenship or residence?
- ☐ Yes ☒ No Is the establishment located within 100 feet of any church, school, hospital, home for aged, indigent persons, or war veterans and/or their wives or children?



5. ☐ Yes ☒ No Is the premises for which the license is sought owned?
 5A. ☒ Yes ☐ No If not, does a valid lease to the premises for which the license is sought exist?
If so, a copy of the lease is required.
☐ Yes ☒ No Do you know of any reason whether stated in the above questions or not, that this application does not comply with the laws of the State of Illinois, or the Bloomington City Code in connection with the proposed sale of alcoholic beverages? *If yes, please explain:* _____

Nature of License:

- What type of establishment is intended to be operated with this license? (e.g. lounge, tavern, restaurant, wine & cheese shop) restaurant
- What class of liquor license is being sought? (See descriptions beginning on page 1.) ras
- ☒ Yes ☐ No Will the establishment offer Sunday Sales?
- ☒ Yes ☐ No Will the establishment offer Curbside Pick-Up & Delivery of Alcohol? (Package License Holders Only)
 See City Code Ch. 6 Sec. 32 for more details. <https://ecode360.com/34837503>
- ☐ Yes ☒ No Will the establishment offer an Outdoor Dining Area?
- State the reason the applicant desires a liquor license for the establishment: _____
For establishment customers.
- If approved, how would the liquor license benefit the City and its residents? _____
Tax's we pay with the sales of liquor and employment
- ☐ Yes ☒ No Will the establishment offer live entertainment in the establishment? *If yes, please explain:* _____
- ☒ Yes ☐ No Will the proposed or current establishment sell food?
- ☒ Yes ☐ No Will most of the establishment's gross revenue come from sources other than the sale of alcohol?
If yes, what sources will such revenue be derived? _____
Sale of food
- If approved, what license renewal billing cycle would be preferred? ☐ Annual ☒ Semi-Annual

Impact of Establishment:

- What are the proposed hours of operation?

Day	Time Open	Time Close
Monday:	7:00	1:00
Tuesday:	7:00	1:00
Wednesday:	7:00	1:00
Thursday:	7:00	1:00
Friday:	7:00	2:00
Saturday:	7:00	2:00
Sunday:	7:00	10:00
- Describe the surrounding neighborhood within 500 ft. of the establishment (e.g. residential, commercial, mixed, etc.)
commercial suites
 - If there are office or commercial buildings nearby, approximately what are their hours of operation?
8am- 2am
 - Is the area predominately residential, are they single or multi-family homes?
no
- Describe any and all streets immediately surrounding the establishment: (e.g. approximate width, one-way, two-way, parking restrictions, etc.)
2 way traffic on two side's, rest is parking
- How much additional traffic is expected to be generated with a liquor license? _____
I would think it would be food traffic mostly
- Describe any and all on- and off-street parking: _____
parking on 3 sides of establishment
- How many establishments with liquor licenses are located within 500 ft. of the establishment? 1

**Responsibility:**

1. If the establishment **is presently in operation**, attach a financial statement of the establishment's last fiscal year.
2. If the establishment **is not presently in operation**, attach a financial statement showing ownerships personal assets and liabilities (or the entity's assets and liabilities).
3. ☒ Yes ☐ No Is the establishment eligible for a State of Illinois retail liquor dealer's license?
4. ☒ Yes ☐ No Has any owner, partner, officer, member, or majority stockholder ever held a liquor license?
4A If yes, please explain: We currently have liquor license, we are moving locations
5. ☐ Yes ☒ No If yes, has any owner, partner, officer, member, or majority stockholder ever been found guilty of violating Bloomington's Liquor Ordinance? *If yes, please explain:* _____
6. ☐ Yes ☒ No Has any owner, partner, officer, member, or majority stockholder ever had a liquor license revoked? *If yes, please explain:* _____
7. ☐ Yes ☒ No Has a similar application made by any of the persons of ownership ever been denied? *If yes, please explain:* _____
8. ☐ Yes ☒ No Has any other license type ever been revoked from any owner, partner, officer, member, or majority stockholder? *If yes, please explain:* _____

Please provide any additional information significant to this application:

We are just relocating our business to have parking, and different location.

Additional License Interests:

Are any of the below additional licenses of interest to the establishment?

- ☐ Yes ☒ No **Sidewalk Café License (Downtown Area Only)** Allows use of public sidewalk for serving food and beverages on the sidewalk immediately adjacent to the establishment.
- ☒ Yes ☐ No **Catering Liquor License** Allows liquor license holders to provide catering services to private parties.
- ☒ Yes ☐ No **Video Gaming License** Allows an establishment to have video gaming terminals and to conduct video gaming on the premises as defined by the Illinois Video Gaming Act.
- ☐ Yes ☒ No **Public Dancing License** Allows a for-profit establishment to offer dance privileges to the public.
- ☐ Yes ☒ No **Tobacco License** Allows retail sale of any cigar, cigarette, snuff, chewing tobacco, manufactured product of tobacco or tobacco in any form.

Please note that each of the above-mentioned licenses requires a separate application and most require additional documentation. Applications available via the City Clerk Department.

I, the undersigned, swear or affirm that:

1. I am authorized to sign as an owner, officer, or authorized agent, of the above listed establishment;
2. I declare that all the information included in this application, and any attachment hereto, is true and accurate to the best of my information, knowledge, and belief;
3. All applicants of the establishment are qualified and eligible to obtain the license applied for;
4. I have read and understand the requirements of the City of Bloomington Code pertaining to **Chapter 6: Alcoholic Beverages** <https://ecode360.com/34403863>; and
5. If approved, I certify in accordance with 235 ILCS 5/6-27.1 and City Code Chapter 6: Section 29, that all employees required to check IDs will become BASSET certified within 120 days of employment, that at least one BASSET Certified employee will be on the premises at all times, that all certifications will be kept on premises, and that all certifications will immediately be made available upon request by any law enforcement personnel.

Jesus Ortiz

owner

Name (Please Print)

Title

01/28/2022

Signature

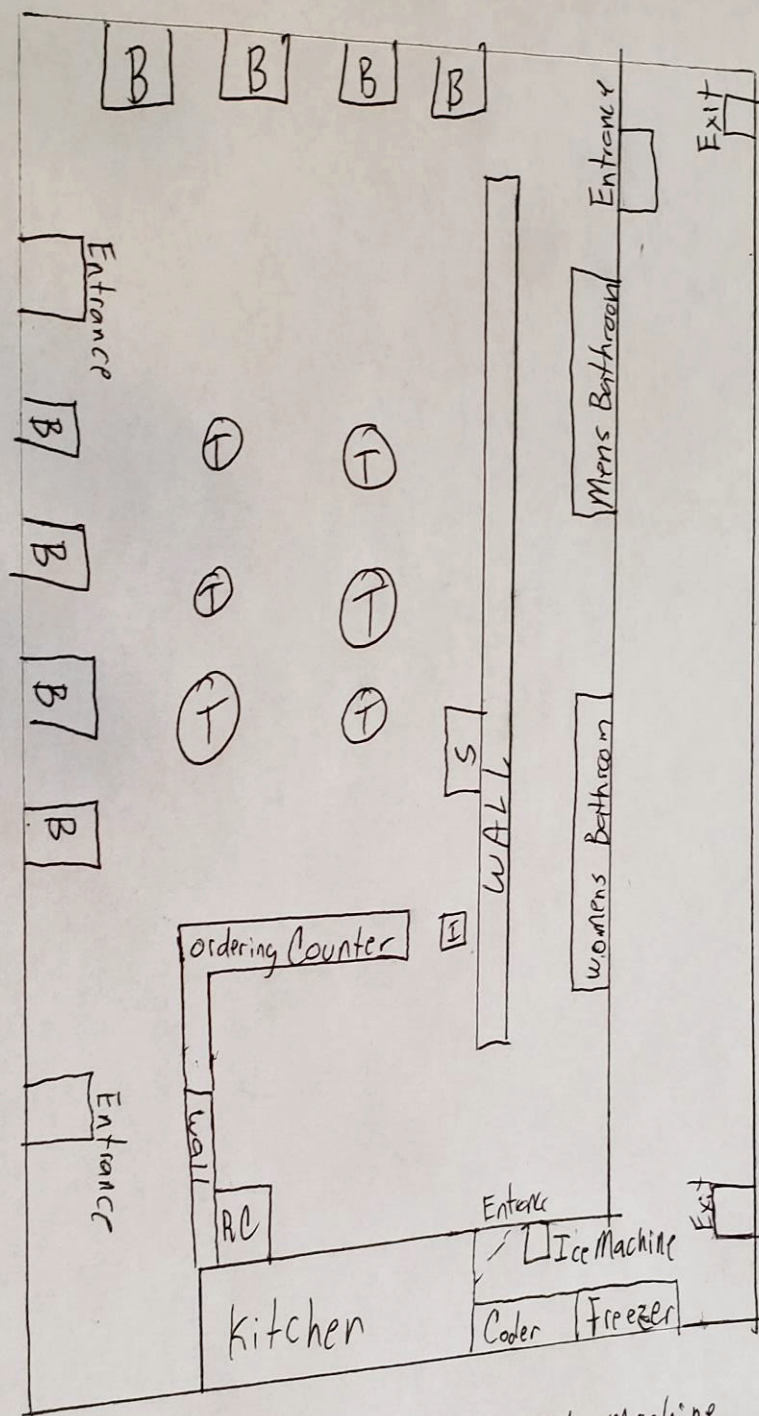
Date

Tony's Tacos Ownership

Jesus Ortiz 25%

Norma Ortiz 25%

Gerardo De Paz 50%



Key: RC = Reach in Cooler for Drinks
 B = Booth
 S = Salsa Station
 I = Toke Machine
 T = Table

Commissioner Mwilambwe opened the public hearing at 4:14 p.m.

Scott McCormick, Owner of Reckless Saint, after being sworn, addressed the Commission. Mr. McCormick explained that he opened his establishment, a records store, in Downtown Bloomington on April 2, 2021. He explained that, to thank his neighbors and customers, he intended to host an anniversary celebration where there would be light music with one or two performers. He hoped the alcohol would be provided by Keg Grove, where he was an employee. Mr. McCormick stated that the event would be in the parking lane in front of his establishment and a neighboring establishment. He intended the event to be a family friendly event to be held from 4:00 p.m. to 8:00 p.m.

Commissioner Meister asked how individuals would be indicated of drinking age.

Jeffrey Mroz, Owner of Keg Grove Brewery, stated that wristbands would be issued and that bartenders would check IDs before service. He noted that there would be limited service with only canned beers.

Commissioner Meister verified with Mr. Mroz that his staff was BASSET trained. Mr. Mroz confirmed.

Commissioner Jordan had no concerns so long as the event complied with the Legal Departments' requirements.

George Boyle, Assistant Corporation Counsel, had no concerns with the establishment to host the event or the establishment who planned to provide alcohol.

Commissioner Jordan asked if it was a one-day event; Mr. McCormick confirmed.

No individuals were present to speak for or against the application. No emailed comments were received.

Commissioner Mwilambwe closed the public hearing at 4:18 p.m.

Mr. McCormick invited all those in attendance to attend the event.

Council Member Meister made a motion, seconded by Council Member Jordan, that the Request be approved.

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

AYES: Mwilambwe, Meister, Jordan

Motion carried.

The following item was presented:

Item 5.C. Public Hearing and action on a Request from Tony's Tacos Downtown, Inc., d/b/a Tony's Tacos, to be relocated to 2303 E. Washington St., requesting a Class RAS (Restaurant, All Type of Alcohol, Sunday Sales) Liquor License, as requested by the City Clerk Department.

Commissioner Mwilambwe opened the public hearing at 4:19 p.m.

Heraldo (Jerry) DePaz, an Owner of Tony's Tacos, after being sworn, addressed the Commission. He explained that Tony's Tacos would be relocated from Downtown to new location for additional parking with a focus on counter service. He went on to explained that the cans and bottles of beer would be served from behind the counter. He noted that

margaritas would also be served.

Commissioner Mwilambwe asked if Tony's Tacos currently held the same liquor license classification as the one being requested. Mr. DePaz confirmed that they did.

Commissioner Jordan stated that this was simply a transfer from one location to another. He asked if there were any other planned changes. Mr. DePaz confirmed that there was not.

Commissioner Jordan asked if all staff was BASSET trained. Mr. DePaz confirmed that all staff were trained.

George Boyle, Assistant Corporation Counsel, had no additional concerns. He noted that the license was a creation because it was for a new location.

There was no additional questions from staff.

No individuals were present to speak for or against the application. No emailed comments were received.

Commissioner Mwilambwe closed the public hearing at 4:21 p.m.

Mr. Boyle clarified that the item would appear before Council with a positive recommendation from the Liquor Commission. Amanda Stutsman, Deputy City Clerk, confirmed it would appear on the first meeting in April.

Commissioner Mwilambwe asked when Tony's Tacos would move to the new location. Mr. DePaz stated that they were in the process of moving.

Council Member Meister made a motion, seconded by Council Member Jordan, to send the request to Council with a positive recommendation.

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

AYES: Mwilambwe, Meister, Jordan

Motion carried.

Old Business

No Old Business was discussed.

New Business

No New Business was discussed.

Executive Session

No Executive Session was discussed.

Adjournment

Commissioner Jordan made a motion, seconded by Commissioner Meister, that the meeting be adjourned.

Motion carried unanimously (Viva Voce).

The meeting adjourned at 4:23 p.m.

CITY OF BLOOMINGTON

ATTEST

§ 6-106. [Ch. 6, Sec. 4B] Creation of new license - findings.

- A. Standard for creation. The City Council shall not create a new liquor license unless it has previously found that the creation of such license is necessary for the public convenience of residents of Bloomington and is in the best interest of the City of Bloomington. **[Ord. No. 1981-18]**
- B. Factual criteria. In deciding whether creation of a new license is necessary, the City Council shall consider:
 - (1) The class of liquor license applied for;
 - (2) Whether most of the establishment's anticipated gross revenue will be from sale of alcohol or other resources;
 - (3) The character and nature of the proposed establishment;
 - (4) The general design, layout and contents of the proposed establishment;
 - (5) The location of the proposed establishment and the probable impact of a liquor establishment at that location upon the surrounding neighborhood or the City as a whole giving particular consideration to; **[Ord. No. 2004-2]**
 - (a) The type of license(s) requested in the application;
 - (b) The nature of the proposed establishment; **[Ord. No. 2004-2]**
 - (c) The location of the building of the proposed establishment in relation to any dwelling, church, school, hospital, home for the aged, indigent or veteran's and their wives, or any military or naval station with particular emphasis on its entrances/exits, windows and parking facilities; **[Ord. No. 2004-2]**
 - (d) The hours of operation of the proposed establishment; **[Ord. No. 2004-2]**
 - (e) The effect of live entertainment and/or amplified music in the proposed establishment upon persons in the surrounding area, particularly with respect to any dwelling, church, school, hospital, home for the aged, indigent or veteran's and their wives, or any military or naval station; **[Ord. No. 2004-2]**
 - (f) Signs and lights which are visible from the exterior of the proposed establishment;
 - (g) Whether a Sunday license is being requested for the proposed establishment;
 - (h) The extent to which other businesses are licensed to sell alcoholic beverages at retail in the area under consideration;
 - (i) Whether and what types of alcohol the applicant proposes to sell in single serving sizes for consumption off of the premises. **[Ord. No. 2004-2]**

- (6) The probable demand for the proposed liquor establishment in the City;
 - (7) The financial responsibility of the applicant;
 - (8) Whether the applicant, or (if the applicant is a partnership or corporation) whether any partner, officer or director of the applicant has ever held a liquor license and his or her performance as a licensee; **[Ord. No. 1977-69]**
 - (9) Whether the applicant intends to furnish live entertainment in the establishment, and if so, the nature of such entertainment;
 - (10) Whether the applicant intends to obtain a dancing permit pursuant to Chapter 7 of Bloomington City Code;
 - (11) Whether the proposed establishment poses any problem to the Bloomington Police Department or Liquor Commissioner in the enforcement of City Ordinance or State and Federal Law;
 - (12) Whether a current City of Bloomington liquor license has been issued for the premises sought to be licensed in the application;
 - (13) Whether the premises complies with all pertinent health and safety codes applicable within the City of Bloomington;
 - (14) No license shall be created for, or maintained by, an establishment whose primary or major focus is video gaming. In determining whether an establishment's primary or major focus is video gaming, the following factors may be considered:
 - (a) The layout and design of the establishment, including such factors as:
 - [1] The number of video gaming machines relative to the customer seating capacity of the establishment; and
 - [2] The square footage of space devoted to video gaming relative to the amount of space devoted to other activities;
 - (b) Whether the probable revenue derived from the establishment will be primarily from video gaming;
 - (c) The number of employees at the establishment and their proposed function;
 - (d) Other relevant factors. **[Ord. No. 2013-13]**
 - (15) The recommendation of the Liquor Commission. **[Ord. No. 2013-13]**
- C. All licenses created hereby are subject to issuance by the Mayor in his discretion as provided in 235 ILCS 5/4-4 and § 6-142 of this chapter. **[Ord. No. 2013-13]**



CONSENT AGENDA ITEM NO. 7.H

FOR COUNCIL: April 11, 2022

SPONSOR: City Clerk Department

WARD IMPACTED: Ward 6

SUBJECT: Consideration and action on the Request from Miller Park Zoological Society, whose event will be held at the Miller Park Zoo, located at 1020 S. Morris Ave., on June 10 and 11, 2022, for a Class LB (Limited Service of Beer and Wine Only) Liquor License, as requested by the City Clerk Department.

RECOMMENDED MOTION:

The proposed License 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: Miller Park Zoological Society, Applicant, plans to host their Brews at the Zoo annual fundraiser event at the Miller Park Zoo, on Friday, June 10, 2022, and Saturday, June 11, 2022. The Applicant has requested a Class LB (Limited Service of Beer and Wine Only) liquor license, which allows the retail sale of beer and wine by civic, charitable, fraternal, educational, patriotic, festival, and/or religious organizations on premises at nonresidential locations with the following conditions: (1) Each license may only be issued for a maximum period of 60 days; (2) The qualified organization has been in active and continuous existence for a period of one year prior to the date of making the application, or is incorporated under the laws of the State of Illinois will be eligible to receive an "LB" license; and (3) No organization shall be issued more than three "LB" licenses in any twelve-month period. The Applicant has met these conditions. The Applicant had received a valid Special Event Permit and qualifies to have alcohol on public property under Section 133(d) of Chapter 6 of the City Code.

The Applicant appeared before the Liquor Commission on Tuesday, March 8, 2022, where the Commission unanimously agreed to send the item to Council with a positive recommendation (draft minutes included).

All license creations, amendments or transfers are contingent upon compliance with all building, health, and safety codes.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: In accordance with City Code, on February 28, 2022, a public notice was published in *The Pantagraph*. No notices were mailed to adjacent properties as no establishments abutted the business.

FINANCIAL IMPACT: The current annual license fee for a Class LB liquor license for a two-day event is \$150, which will be recorded in the Non-Departmental Liquor Licenses account (10010010-51010). Stakeholders can locate this in the FY 2022 Budget Book titled "Budget Overview & General Fund" on page 132. It is also the establishment's responsibility to collect and pay all applicable taxes including State Sales Tax, Home Rule Tax, and Food and Beverage Tax.

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: Amanda Stutsman, Deputy Clerk

Reviewed by:



Leslie Yocum, City Clerk

4/6/2022



Chris Tomertin, Budget Manager

4/7/2022



George Boyle, Assistant Corporation Counsel

4/7/2022



Tara Henry, Legislative Assistant

4/7/2022

Attachments:

- CLK 3B LIQ APP - Class LB Liquor License Application_Brews at the Zoo_Redacted
- CLK 3C 2022 Brews at the Zoo - Special Event Permit_Redacted
- CLK 3D DRAFT 03-08-2022 Liquor Commission Minutes - Brews at the Zoo

March 28, 2022

City Clerk Requirement Verification Memo

To: City Council Review

Re: Legal Name: Miller Park Zoological Society

D/B/A Name: Miller Park Zoological Society

Dear Reviewer,

The City Clerk Department has reviewed the application of the above-mentioned applicant's submission. The required documents below were reviewed and considered suitable.

- Proof of Good Standing with the State of Illinois
- Certificate of Liability Insurance (DRAM Shop) – 09/26/2021 to 09/26/2022
- Liquor Bond in the amount of \$2,000 – 06/01/2021 to 06/01/2022

The documents listed above are available for review upon request. If you have any questions or concerns, please feel free to reach out.

Respectfully,

Amanda Stutsman
Deputy City Clerk



Application for Class "L" Limited Liquor License

Events for Civic, Service, Charitable, Fraternal or Social Organization, Group or Entity

Applicant Organization Contact Information: Please fill in your business information completely and legibly.

Legal Entity Name (Corporate/LLC Name)	Miller Park Zoological Society
Doing Business As (DBA) OR Establishment Name (Assumed names must be registered with the State of Illinois)	Miller Park Zoological Society
Legal Entity Address (including City, State, and Zip)	1020 S Morris Ave, Bloomington, IL 61701
Legal Entity Phone Number	(309) 434-2243
Legal Entity Email Address	info@mpzoologicalsociety.org
Establishment Address including Zip	1020 S Morris Ave, Bloomington, IL 61701
Establishment Phone Number	(309) 434-2243
Establishment Email Address	
*Email Address for ALL City Communications:	ppratt@mpzoologicalsociety.org

*Note, that all City communications related to this Application and/or the resulting license, if approved, will be sent by email to the email designated for all City Communications. It is the responsibility of the business to notify the City of any changes.

Below Please List Those Responsible for Licensing the Event & Attending the Liquor Commission Meeting

Primary Contact: (A current member, officer or director of the organization, group or entity in charge of event.)

Name (First & Last)	City	State	Zip
Paula Pratt	Bloomington	IL	61701
Phone Number	Email Address		

Secondary Contact: (A current member, officer or director of the organization, group or entity assisting with event.)

Name (First & Last)	City	State	Zip
Peggy Hundley		IL	61701
Phone Number	Email Address		

Contact Information for the Legal Entity's Agent: (If applicable)

Name (First & Last)	City	State	Zip
Phone Number	Email Address		

EVENT INFORMATION

Name of Event	Brews at the Zoo
Event Address	Miller Park Zoo, 1020 S Morris Ave., Bloomington, IL 61701
Anticipated Number of Attendees:	500 each night (1000 total two nights)

Event Date(s)	Start Time(s)	End Time(s)
June 10, 2022	5:00 pm	8:00 pm
June 11, 2022	5:00 pm	8:00 pm



1. Description of the activity or event in connection with which the limited alcoholic liquor license will be utilized, specifying the nature of the proposed entertainment, if any:
This is a ticketed event for adults 21 and over. Each guests receives food and drink sampling tickets when admitted to the event. Tickets are exchanged for small sample portions at throughout the event space (Miller Park Zoo).
2. Description of the proposed procedures for handling the following:
 - A. Crowd control:
All guests are checked in at the main zoo entrance. Guests are then required to show ID before
 - B. Identification check:
All guests will be required to present identification that shows they are 21 years of age or older before
3. Classification of Limited License: ☒ LB (Beer & Wine Only) ☐ LA (All Types)
4. ☐ Yes ☒ No Is the premises within 100 feet of any church, school, hospital, home for the aged or indigent persons, or for War Veterans, their wives or children?
5. ☒ Yes ☐ No Has the civic, service, charitable, fraternal, or social organization, group or entity applying for this license been in existence continuously for at least one year?
 - a. If so, please list Date Established: 1975
6. ☒ Yes ☐ No Is the civic, service, charitable, fraternal, or social organization, group or entity applying for this license incorporated under the laws of the State of Illinois?
 - a. If so, please list Date Incorporated: 1975
7. ☒ Yes ☐ No Has the civic, service, charitable, fraternal, or social organization, group or entity seeking a Limited Alcoholic Liquor License received such a licensee within the past year?
 - a. If so, please list how many: 1

I, the undersigned, swear or affirm that:

1. I am authorized to sign as an owner, officer, or authorized agent, of the above listed organization;
2. I declare that all the information included in this application, and any attachment hereto, is true and accurate to the best of my information, knowledge, and belief;
3. The applicant organization is qualified and eligible to obtain the license applied for;
4. I have read and understand the requirements of the City of Bloomington Code pertaining to **Chapter 6: Alcoholic Beverages** <https://ecode360.com/34403863>; and
5. If approved, I certify in accordance with 235 ILCS 5/6-27.1 and City Code Chapter 6: Section 29, that all employees required to check IDs will become BASSET certified within 120 days of employment, that at least one BASSET Certified employee will be on the premises at all times, that all certifications will be kept on premises, and that all certifications will immediately be made available upon request by any law enforcement personnel.

Date Signed: 01/28/2022

Development Director

Title

Paula Pratt

Name (Print)

Signature

SPECIAL EVENT PERMIT

BREWS AT THE ZOO

DATE: JUNE 10-11, 2022

TIME: 5 PM TO 9 PM

Date Prepared: January 11, 2022

SPONSORING ORGANIZATION(S): Miller Park Zoological Society

CONTACT PERSON: Paula Pratt

PHONE NO.: [REDACTED]

EMAIL: [REDACTED]

APPLICATION RECEIVED: Yes

CERTIFICATE OF INSURANCE RECEIVED: Yes

HOLD HARMLESS: Yes

NATURE OF EVENT: Beer and food sampling during a ticketed, age 21 and over at the Miller Park Zoo.

COVID – 19 CONSIDERATIONS:

Event organizers will adhere to State, local, CDC regulations regarding COVID-19 (mask requirements, social distancing) and will limit the number of people attending the event in accordance with the Restore Illinois Plan. The event organizer will communicate the requirements through signage and event promotional materials. Should the Region move into a new phase or tier the event organizer agrees to adhere to attendance number changes.

TRAFFIC CONTROL ARRANGEMENTS: None

POLICE: N/A

PUBLIC WORKS WILL PROVIDE THE FOLLOWING: N/A

LIQUOR: Each business that intends to sell/serve liquor outside of their original approved premise must contact the City Clerk Department at (309) 434-2509 ext. 6 to obtain the correct application and information needed. All special events approved for liquor are required to comply with the provisions of Bloomington City Code Chapter 6, Section 133D. If approved, the organizer must obtain the required certificates or permits before the special event.

For **recurring special events**, the Liquor Commissioner (Mayor) may consider the request and approve, deny, or approve with conditions without the need for a public hearing. A recurring event is defined as (i) an event that has occurred in two or more consecutive years and is held by the same event organizers; (ii) an event where there are no substantial changes from previous years; (iii) the organizer has obtained a Special Event Permit; and (iv) there were no previous violation, enforcement or public safety issues or concerns.

For special events that do not qualify as recurring special events, the organizer will be scheduled to appear at a public hearing before the Liquor Commission to provide details to the Commissioners regarding the event. **The organizer must attend this meeting.** The Liquor Commission has the authority to approve, deny, or approve requests with conditions.

SPECIAL EVENT PERMIT

AMERICA DISABILITIES ACT CONSIDERATIONS: The event organizer will provide reasonable accommodations in making their event is accessible to those with disabilities. This includes but is not limited to ADA compliant bathrooms or porta-potties, access to food and beverage, designated walkways or aisle at least five feet wide, allowing service animals, and have access to or provide designated ADA parking. Please adhere to state ADA guidelines, <https://www.illinoisattorneygeneral.gov/rights/disabilityrights.html> Here is additional resource to aid event organizers ADA accessible, <https://adata.org/guide/planning-guide-making-temporary-events-accessible-people-disabilities>

ORGANIZER RESPONSIBILITIES:

1. The event organizer will need to appear before the Liquor Commission to have their request considered. The City Clerk will provide the organizer a date of their hearing.
2. If using a stage with portable audiovisual rigging, the event organizer must provide the City of Bloomington's Economic Development Division a copy of the certification from the Entertainment Technician Certification Program operated by the Entertainment Services and Technology Association for the person(s) doing the work prior to the event. Failure to meet this responsibility will result in the revocation of your special event permit. This certification must be received no later than one week prior to the event.
3. The organizer is in charge of all garbage and recycle collection and disposal. Ensure that the area is returned to the same condition it was in prior to the event.
4. Provide security/volunteers so that adequate safety is in place for alcohol consumption in the event area.
5. No alcohol shall be allowed to leave the event area.
6. Follow the CDC's guidelines on holding events amidst COVID-19. Information can be found on their website at <https://www.cdc.gov/coronavirus/2019-ncov/your-health/large-gatherings.html>
7. Please review the Illinois Department of Commerce and Economic Opportunity resources for special events, https://coronavirus.illinois.gov/s/bridge-phase?utm_source=google&utm_medium=cpc&utm_campaign=IllinoisGovernorsOffice-CovidResponse&utm_content=DSA&gclid=Cj0KCQjws-OEBhCkARIsAPhOkIaCMUIQL0-N8bUbAKGCF2-plgl29tx8ryDW5-z45N_XitdnPSSKR5gaAqimEALw_wcB There are several resources on this site, such as posters and social media graphics you can download.

CANCELLATION POLICY: If you need to cancel your event, please call the Bloomington Police non-emergency number at 309-820-8888 at least 2 hours prior to your event. They will notify the appropriate department staff. The more advance notice you can provide helps the staff considerably.

FOR OFFICE USE ONLY

Notes: _____

DISTRIBUTION LIST	
Tim Gleason, City Manager	Billy Tyus, Deputy City Manager
Amanda Stutsman, City Clerk Department	Kevin Kothe, Public Works
Shelly Perry, Connect Transit	Phil Allyn, Traffic Engineer, Public Works
Melissa Hon, Economic & Community Development	Darwin Miles, Public Works

SPECIAL EVENT PERMIT

Catherine Dunlap, Economic & Community Development	Craig Shonkwiler, Engineer, Public Works
Samantha Mlot, Economic & Community Development	JT Thomas, Public Works
Russ Waller, Facilities	Troy Olson, Public Works
Chris McAllister, Economic & Community Development	Colleen Winterland, Public Works
Chief Eric West, Fire Department	Brett Lueschen, Water Department
Linda Foutch, McLean County Health Dept.	Michael White, Public Works
Bob Moews, Parks, Recreation & Cultural Arts Dept.	Greg Koch, Public Works
Dave Lamb, Parks, Recreation & Cultural Arts Dept.	Katherine Murphy, Communications Director
George Boyle, Legal	Asst. Chief Timothy McCoy Police Department

Regular Agenda

All license creations, amendments or transfers are contingent upon compliance with all building, health, and safety codes.

The following item was presented:

Item 5.A. Consideration and action on the Request from Miller Park Zoological Society, whose event will be held at the Miller Park Zoo, located at 1020 S. Morris Ave., on June 10 and 11, 2022, for a Class LB (Limited Service of Beer and Wine Only) liquor license, as requested by the City Clerk Department.

Commissioner Mwilambwe opened the public hearing at 4:07 p.m.

Paula Pratt, Development Director of the Miller Park Zoological Society, after being sworn, addressed the Commission. She explained that the Brews at the Zoo was a ticketed event for guests 21 years of age and over where samples of food from local restaurants and beer and wine from local and regional breweries would be served. She noted that the event would remain very similar as last year. She highlighted that they sold out at 300 tickets in 2021 and therefore would increase the number of tickets to 500 tickets each night of the event. Mrs. Pratt anticipated to raise \$40,000 at the fundraiser which will be used on Miller Park Zoo exhibits.

Commissioner Mwilambwe asked how many years the Brews at the Zoo event had been held. Mrs. Pratt responded that this year would be the 6th or 7th year of Brews at the Zoo with a Brews for the Zoo in 2020 due to COVID-19 restrictions.

Commissioner Jordan had no concerns so long as the event complied with the Legal Departments' requirements.

George Boyle, Assistant Corporation Counsel, had no concerns.

Commissioner Meister had no concerns and wished Mrs. Pratt good luck at the event.

There were no additional questions from staff.

No individuals were present to speak for or against the application. No emailed comments were received.

Commissioner Mwilambwe closed the public hearing at 4:13 p.m.

Council Member Meister made a motion, seconded by Council Member Jordan, to send the request to Council with a positive recommendation.

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

AYES: Mwilambwe, Meister, Jordan

Motion carried.

The following item was presented:

Item 5.B. Consideration and action on the Request from Reckless Saint, whose anniversary celebration will be held in Downtown Bloomington, on Saturday, April 2, 2022, to allow for the service of beer and wine for their event by a licensed provider, as requested by the City Clerk Department.

REGULAR AGENDA



REGULAR AGENDA ITEM NO. 8.A

FOR COUNCIL: April 11, 2022

SPONSOR: Finance Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action on the Adoption of the FY2023 Budget and Appropriation Ordinance, as requested by the Finance Department.

RECOMMENDED MOTION:

The proposed Adoption of the FY2023 Budget and Appropriation Ordinance be approved.

STRATEGIC PLAN LINK:

-Goal 1. Financially Sound City Providing Quality Basic Services

STRATEGIC PLAN SIGNIFICANCE:

-Objective 1a. Budget with adequate resources to support defined services and level of services

BACKGROUND: The City Code requires adoption of an annual appropriation Ordinance. The proposed budget was presented to the Council on March 14, 2022. A Public Hearing was conducted on March 28, 2022. The proposed budget was made available in two (2) budget books. The first book presents a full overview of the budget and focuses on the City's General Fund while the second book presents each Non-General Fund in addition to the proposed Capital Improvement Program.

This budget incorporates the City's Strategic Plan Goals:

Goal 1: Financially Strong City Providing Quality Basic Services

Goal 2: Upgrade Infrastructure and Facilities

Goal 3: Strong Neighborhoods

Goal 4: Grow the Local Economy

Goal 5: Great Place - Livable, Sustainable City

Goal 6: Prosperous Downtown

Donations of \$45K to the McLean County Museum of History were removed from the Proposed Budget totals, as Council Member Julie Emig serves as Executive Director of the Museum. Instead, this donation will be presented to and considered separately by the Council as an Amendment to the FY2023 budget, immediately following the Adoption. If approved, it is the intention of staff to include the donation in the final FY2023 totals in all published documents.

The Citywide FY 2023 Budget is \$269.1M which is a 7% increase over the FY 2022 Adopted Budget of \$251.7M and includes \$56.9M in Capital Projects. The General Fund, which is 45% of the total budget, FY 2023 Budget is \$122.3M which is a 12% increase from the FY 2022 Adopted Budget of \$109.1M.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: The Public Hearing was advertised in *The Pantagraph* on March 15, 2022 and was held on March 28, 2022. In addition to the proposed budget on March 14, 2022, public budget discussion on the City Manager's proposed budget was also undertaken during the Council meetings on January 24, 2022 and February 28, 2022.

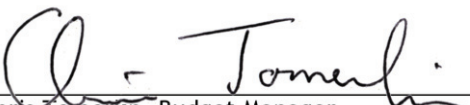
FINANCIAL IMPACT: The FY 2023 proposed budget for the City's twenty-nine (29) funds is \$269,056,886.

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: F. Scott Rathbun, Finance Director

Reviewed by:


Chris Tomerlin, Budget Manager

3/29/2022


Jeffrey R. Jurgens, Corporation Counsel

4/6/2022


Tara Henry, Legislative Assistant & Records Manager

4/7/2022

Attachments:

- FIN 2B FY2023 Adoption Ordinance
- FIN 2C FY2023 Adoption Ordinance - Exhibit A

ORDINANCE NO. 2022 - ____

**BUDGET AND APPROPRIATION ORDINANCE
FISCAL YEAR BEGINNING MAY 1, 2022 AND ENDING APRIL 30, 2023
CITY OF BLOOMINGTON**

Make appropriations for all Corporate Purposes for the Fiscal Year beginning May 1, 2022 and ending April 30, 2023, for the City of Bloomington, McLean County, Illinois.

Be It Ordained by the City Council of the City of Bloomington, Illinois: that passage of the Budget Document shall be in lieu of passage of a separate Appropriation Ordinance, as required by 65 ILCS 5/8-2-9 and 5/8-2-9.4.

Section One. That the amounts as listed in Exhibit A, or so much thereof as may be authorized by law, as may be needed and same is hereby appropriated for such purposes as General Fund, Motor Fuel Tax Fund, Board of Election Fund, Drug Enforcement Fund, Community Development Fund, IHDA, Library Maintenance and Operation Fund, Library Fixed Asset Replacement Fund, Park Dedication Fund, Empire St. Corridor TIF, Downtown Southwest TIF, Downtown East Washington TIF, General Bond and Interest Fund, Arena Bond Redemption, Multi-Project Bond Redemption, Capital Improvement Fund, Capital Improvement (Asphalt and Concrete) Fund, Capital Lease Fund, Water Fund, Sanitary Sewer Fund, Storm Water Fund, Solid Waste Fund, Abraham Lincoln Parking Fund, Golf Fund, Arena Fund, Casualty Fund, Employee Insurance & Benefits Fund, Retiree Health Care Fund, and the J.M. Scott Health Care Trust Fund for the fiscal year of said City of Bloomington, McLean County, Illinois, beginning May 1, 2022 and ending April 30, 2023.

Section Two. The amount appropriated for each object or purpose is set forth in the Annual Budget for the year ending April 30, 2023, a copy of which is available at the City Clerk's Office and incorporated by reference.

(NOTE: Amounts appropriated hereby are contained in the Annual Budget for the year ending April 30, 2023, published in book form, copies of which are available for inspection at the Bloomington Public Library, and other places throughout the City including the City's website at cityblm.org.)

Section Three. That all sums of money not needed for immediate specific purposes may be invested in City of Bloomington Tax Warrants, Tax Sale Certificate, or Notes of Indebtedness, General Water, Parking or Sewer Revenue Bonds, in securities of the Federal Government, in Federal Insured Savings and Loan Associations, Certificates of Deposit in Commercial Banks, or other instruments as allowed by law.

Section Four. Pursuant to 65 ILCS 5/8-2-9.6, and the home rule authority granted to the City of Bloomington pursuant to Article 7, Section 6 of the 1970 Illinois Constitution, the Finance Director, with the concurrence of the City Manager is authorized to revise the annual budget by deleting, adding to, changing or creating sub-classes within object classes budgeted previously to a Department, Board or Commission, and to transfer amounts within a particular fund established by this Ordinance, with the restrictions that no such action may be taken which shall increase the budget in the event funds are not available to effectuate the purpose of the revision, and that the City Council shall hereafter be notified of such action by written report of the City Manager.

Section Five. Partial Invalidity. If any section, subdivision, sentence or clause of this Ordinance is for any reason held invalid or to be unconstitutional, such decision shall not affect the validity of the remaining portion of this Ordinance.

Section Six. That all Ordinances or parts of Ordinances conflicting with any of the provisions of this Ordinance be and the same are hereby repealed.

Section Seven. This Ordinance shall be in full force and effect from and after its passage.

PASSED this 11th day of April 2022.

APPROVED this ____ day of April 2022.

CITY OF BLOOMINGTON

ATTEST

Mboka Mwilambwe, Mayor

Leslie Smith-Yocum, City Clerk

CITY OF BLOOMINGTON, IL
FY 2023
ADOPTED BUDGET
SUMMARY OF REVENUES, EXPENDITURES AND CHANGE IN FUND BALANCES BY FUND
(ALL FIGURES PROVIDED ARE ESTIMATES)

FY2023 Adoption Ordinance
Exhibit A

Fund	Budgetary Fund Balance 4/30/2021 ^A	FY 2022 Projected Revenues	FY 2022 Projected Expenditures	Projected Budgetary Fund Balance 4/30/2022 A	FY 2023 Adopted Revenues	FY 2023 Adopted Expenditures	Net Changes to Fund Balance ^B	Projected Fund Balance Ending 4/30/2023 ^A	Projected Fund Balance Percent	Projected Fund Balance Percent Change 22-23
General Fund	\$ 27,684,356	\$ 127,001,639	\$ 120,216,236	\$ 34,469,760	\$ 122,266,750	\$ 122,266,750	\$ (1,803,196)	\$ 32,666,564	26.72%	-5.23%
General Fund Total:	\$ 27,684,356	\$ 127,001,639	\$ 120,216,236	\$ 34,469,760	\$ 122,266,750	\$ 122,266,750	\$ (1,803,196)	\$ 32,666,564	26.72%	-5.23%
Special Revenue:										
Motor Fuel Tax	\$ 16,256,996	\$ 5,387,243	\$ 1,130,000	\$ 20,514,239	\$ 25,205,000	\$ 25,205,000	\$ (19,373,764)	\$ 1,140,474	4.52%	-94.44%
Board of Elections	\$ 842,994	\$ 581,681	\$ 461,535	\$ 963,140	\$ 1,248,012	\$ 1,248,012	\$ (680,949)	\$ 282,191	22.61%	-70.70%
Drug Enforcement	\$ 1,073,452	\$ 140,500	\$ 248,250	\$ 965,702	\$ 248,250	\$ 248,250	\$ (107,750)	\$ 857,952	345.60%	-11.16%
Community Development	\$ 28,924	\$ 1,767,340	\$ 1,767,340	\$ 28,924	\$ 1,838,271	\$ 1,838,271	\$ -	\$ 28,924	1.57%	0.00%
IHDA Single Family Owner Occupied Rehabilitation	\$ (36,335)	\$ 902,134	\$ 902,134	\$ (36,335)	\$ 902,134	\$ 902,134	\$ -	\$ (36,335)	-4.03%	0.00%
Library	\$ 4,381,725	\$ 25,589,258	\$ 24,170,764	\$ 5,800,219	\$ 8,774,231	\$ 8,774,231	\$ (1,625,000)	\$ 4,175,219	47.59%	-28.02%
Library Fixed Asset	\$ 927,732	\$ 300	\$ 13,245	\$ 914,787	\$ 295,000	\$ 295,000	\$ (264,725)	\$ 650,062	220.36%	-28.94%
Park Dedication	\$ 285,536	\$ 52,670	\$ 11,000	\$ 327,206	\$ 52,779	\$ 52,779	\$ 12,779	\$ 339,985	644.17%	3.91%
Empire St. Corridor TIF	\$ 200,405	\$ 444,650	\$ 255,500	\$ 389,555	\$ 402,664	\$ 402,664	\$ 147,164	\$ 536,718	0.00%	0.00%
Downtown Southwest TIF	\$ (230,718)	\$ 5,086	\$ 2,400	\$ (228,033)	\$ 5,070	\$ 5,070	\$ 2,670	\$ (225,363)	0.00%	-1.17%
Downtown East Washington TIF	\$ (203,682)	\$ 388	\$ 2,400	\$ (205,694)	\$ 60,000	\$ 60,000	\$ 10,400	\$ (195,294)	0.00%	-5.06%
Special Revenue Total:	\$ 23,527,029	\$ 34,871,249	\$ 28,964,568	\$ 29,433,709	\$ 39,031,411	\$ 39,031,411	\$ (21,879,176)	\$ 7,554,534	19.36%	-74.33%
Debt Service:										
General Bond and Interest	\$ 2,972,137	\$ 2,721,600	\$ 2,856,053	\$ 2,837,684	\$ 3,590,071	\$ 3,590,071	\$ 977,105	\$ 3,814,789	106.26%	34.43%
Arena Bond Redemption	\$ 1,603,258	\$ 1,694,877	\$ 1,608,318	\$ 1,689,818	\$ 1,738,468	\$ 1,738,468	\$ 48,650	\$ 1,738,468	100.00%	2.88%
Multi-Project Bond Redemption	\$ 1,069,053	\$ 1,162,252	\$ 1,074,830	\$ 1,156,475	\$ 1,156,475	\$ 1,156,475	\$ (20,735)	\$ 1,135,740	98.21%	-1.79%
Debt Service Total:	\$ 5,644,448	\$ 5,578,729	\$ 5,539,201	\$ 5,683,977	\$ 6,485,013	\$ 6,485,013	\$ 1,005,020	\$ 6,688,996	103.15%	17.68%
Capital Projects:										
Capital Improvement	\$ 2,127,542	\$ 13,732,000	\$ 14,631,947	\$ 1,227,595	\$ 4,230,366	\$ 4,230,366	\$ (1,194,809)	\$ 32,786	0.78%	-97.33%
Capital Lease	\$ (1,212,952)	\$ 2,117,810	\$ 2,117,810	\$ (1,212,952)	\$ 3,628,844	\$ 3,628,844	\$ -	\$ (1,212,952)	-33.43%	0.00%
Capital Improvement (Asphalt & Concrete)	\$ 1,435,943	\$ 6,859,838	\$ 7,200,000	\$ 1,095,780	\$ 7,000,000	\$ 7,000,000	\$ (87,520)	\$ 1,008,260	14.40%	-7.99%
Capital Project Total:	\$ 2,350,532	\$ 22,709,648	\$ 23,949,757	\$ 1,110,423	\$ 14,859,210	\$ 14,859,210	\$ (1,282,329)	\$ (171,906)	-1.16%	-115.48%
Enterprise:										
Water	\$ 23,601,022	\$ 18,141,770	\$ 25,140,756	\$ 16,602,036	\$ 26,238,252	\$ 26,238,252	\$ (4,960,531)	\$ 11,641,505	44.37%	-29.88%
Sewer	\$ 2,071,554	\$ 9,879,065	\$ 11,868,038	\$ 82,581	\$ 11,561,675	\$ 11,561,675	\$ 1,293,935	\$ 1,376,517	11.91%	1566.87%
Storm Water	\$ 353,724	\$ 6,229,866	\$ 6,036,695	\$ 546,894	\$ 7,839,853	\$ 7,839,853	\$ 1,513,775	\$ 2,060,670	26.28%	276.79%
Solid Waste	\$ 2,533,035	\$ 7,988,300	\$ 8,747,235	\$ 1,774,100	\$ 8,194,055	\$ 8,194,055	\$ 663,841	\$ 2,437,941	29.75%	37.42%
Abraham Lincoln Parking Deck	\$ 52,771	\$ 348,682	\$ 348,682	\$ 52,771	\$ 975,805	\$ 975,805	\$ -	\$ 52,771	5.41%	0.00%
Golf Courses	\$ 308,274	\$ 2,462,285	\$ 2,383,596	\$ 386,963	\$ 2,776,522	\$ 2,776,522	\$ (240,575)	\$ 146,388	5.27%	0.00%
Bloomington Arena	\$ 2,542,791	\$ 2,865,053	\$ 3,792,241	\$ 1,615,603	\$ 7,852,176	\$ 7,852,176	\$ (1,615,350)	\$ 253	0.00%	-99.98%
Enterprise Total:	\$ 31,463,171	\$ 47,915,020	\$ 58,317,243	\$ 21,060,948	\$ 65,438,337	\$ 65,438,337	\$ (3,344,905)	\$ 17,716,044	27.07%	-15.88%
Internal Service Fund:										
Casualty Insurance	\$ 2,907,988	\$ 4,551,003	\$ 4,858,855	\$ 2,600,136	\$ 5,011,346	\$ 5,011,346	\$ 5,626	\$ 2,805,762	52.00%	0.22%
Employee Insurance and Benefits	\$ 2,213,313	\$ 12,263,400	\$ 12,166,950	\$ 2,309,763	\$ 12,978,511	\$ 12,978,511	\$ 104,042	\$ 2,413,805	18.60%	4.50%
Employee Retiree Group Healthcare	\$ 416,323	\$ 1,805,800	\$ 1,818,050	\$ 404,073	\$ 1,985,973	\$ 1,985,973	\$ (10,485)	\$ 393,588	19.82%	-2.59%
Internal Service Fund Total:	\$ 5,537,624	\$ 18,620,203	\$ 18,843,855	\$ 5,313,972	\$ 19,975,829	\$ 19,975,829	\$ 99,182	\$ 5,413,155	27.10%	1.87%
Fiduciary:										
JM Scott Total	\$ 17,268,538	\$ 896,034	\$ 853,200	\$ 17,311,373	\$ 1,000,335	\$ 1,000,335	\$ (104,301)	\$ 17,207,072	1720.13%	-0.60%
Fiduciary Fund Total:	\$ 17,268,538	\$ 896,034	\$ 853,200	\$ 17,311,373	\$ 1,000,335	\$ 1,000,335	\$ (104,301)	\$ 17,207,072	1720.13%	-0.60%
Total:	\$ 113,475,700	\$ 257,592,523	\$ 256,684,060	\$ 114,384,162	\$ 269,056,886	\$ 269,056,886	\$ (27,309,704)	\$ 87,074,458	32.36%	-23.88%

A Budgetary Fund Balance is similar to cash basis except short term payables and receivables are taken into account.
B Net use of fund balance column depicts uses or additions to fund balance reserves.



REGULAR AGENDA ITEM NO. 8.B

FOR COUNCIL: April 11, 2022

SPONSOR: Finance Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action on an Ordinance Amending the Budget Ordinance for the Fiscal Year Ending April 30, 2023, related to the McLean County Museum of History, as requested by the Finance Department.

RECOMMENDED MOTION:

The proposed FY2023 Budget Amendment 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: The McLean County Museum of History is an asset to the City's downtown, serving as an attraction for visitors and providing the invaluable service of preserving the history of the area. As such, the City provides annual donations in support of its operations, and has incorporated those donations in the annual budget appropriation.

As Council Member Julie Emig is the Executive Director of the Museum, the annual donation of \$45,000 was excluded from the FY2023 Appropriation submitted to Council for approval. This donation is therefore being submitted for approval separately, as an amendment.

If the Amendment is approved, it is the intention of staff to include the donation in the final FY2023 totals in all published documents: given the annual FY2023 Appropriation of \$269,056,886 is adopted as presented, this amendment will result in a final FY2023 Budget total of \$269,101,886.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: If the Budget Amendment of \$45,000 is approved, the final FY 2023 Adopted Budget for the City's twenty-nine (29) funds will be \$269,101,886. The Ordinance and Exhibit follow this memo. The Exhibit lists the accounts to be adjusted related to the \$45,000 Budget Amendment.

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

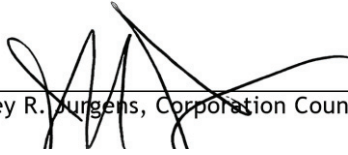
Prepared by: F. Scott Rathbun, Finance Director

Reviewed by:



Chris Tomerlin, Budget Manager

3/29/2022



Jeffrey R. Jurgens, Corporation Counsel

4/6/2022



Tara Henry, Legislative Assistant & Records Manager

4/7/2022

Attachments:

- FIN 3B Ordinance McLean County Museum of History
- FIN 3C Exhibit McLean County Museum of History

ORDINANCE NO. 2022 - ____

**AN ORDINANCE AMENDING THE BUDGET ORDINANCE
FOR THE FISCAL YEAR ENDING APRIL 30, 2023**

WHEREAS, on April 11, 2022 by Ordinance Number 2022-XX, the City of Bloomington passed a Budget and Appropriation Ordinance for the Fiscal Year Beginning May 1, 2022 and Ending April 30, 2023, City of Bloomington, which Ordinance was approved by Mayor Mboka Mwilambwe on April X, 2022; and

WHEREAS, a Budget Amendment is needed as detailed below;

An Ordinance amending the Fiscal Year 2023 Budget, in the amount of \$45,000, for the City's annual donation to the Mclean County Museum of History as requested by the Finance Department.

Section One: Ordinance Number 2022-xx (the Budget and Appropriation Ordinance for the Fiscal Year Ending April 30, 2023) 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 2022-xx 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 2022-xx.

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

PASSED this 11th day of April 2022.

APPROVED this ____ day of April 2022.

CITY OF BLOOMINGTON

ATTEST

Mboka Mwilambwe, Mayor

Leslie Smith-Yocum, City Clerk

FY 2023 Budget Amendment-Exhibit

Account #	Fund	Account Description	Amount	Comments
10010010-40000	General	Use of Fund Balance	\$ (45,000.00)	
10019170-75028	General	McLean County Museum of History	\$ 45,000.00	
Net Transaction:			\$ -	



REGULAR AGENDA ITEM NO. 8.C

FOR COUNCIL: April 11, 2022

SPONSOR: Administration Department

WARD IMPACTED: City-Wide Impact

SUBJECT: Consideration and action to appoint a Mayor Pro Tem for the City of Bloomington, as requested by the Administration Department.

RECOMMENDED MOTION: *I move to appoint _____, to serve, until a new appointment is made by the City Council, as the Mayor Pro Tem for the City of Bloomington at those times when the Mayor is unable to perform his official duties due to an absence from the City or other incapacity.*

STRATEGIC PLAN LINK:

-Goal 1. Financially Sound City Providing Quality Basic Services

STRATEGIC PLAN SIGNIFICANCE:

-Objective 1d. City services delivered in the most cost-effective, efficient manner

BACKGROUND: The Illinois Municipal Code provides that if the Mayor is temporarily absent because of an incapacity to perform their official duties, but the incapacity does not create a vacancy in the office, the corporate authorities can elect one of their own to act as mayor pro tem. The Mayor Pro Tem, during the absence or disability of the Mayor, is able to perform the duties and possess all the rights and powers of the Mayor, but cannot vote both as the Mayor Pro Tem and as a Council Member.

The City of Bloomington has a practice of having one Council Member designated as the Mayor Pro Tem for those times when the Mayor is absent due to being outside of the City for such a length of time as would reasonably call for a fully empowered replacement or in case of another incapacity.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: N/A

COMMUNITY DEVELOPMENT IMPACT: N/A

Respectfully submitted for Council consideration.

Prepared by: Tara Henry, Legislative Assistant & Records Manager