City of Bloomington Illinois

MINUTES
CITY COUNCIL - REGULAR SESSION
MONDAY, APRIL 10, 2023, 6:00 P.M.

The City Council convened in regular session in the Government Center Chambers at 6:00 p.m., Monday, April 10, 2023. Mayor Mboka Mwilambwe called the meeting to order and led the Pledge of Allegiance ending with a moment of silent prayer/reflection.

Roll Call

Attendee Name	Title	Status
Mboka Mwilambwe	Mayor	Present
Grant Walch	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; Remote
Tom Crumpler	Council Member, Ward 9	Present

Council Member Boelen made a motion, seconded by Council Member Urban, to allow Council Member Crabill to attend remotely due to attending a funeral.

Mayor Mwilambwe directed the Clerk to call roll:

AYES: Walch, Boelen, Montney, Emig, Becker, Urban, Ward, Crumpler

Motion carried.

Council Member Crabill joined at 6:05 p.m.

Recognition/Appointments

The following item was presented:

Item 5.A. Proclamation for National Healthcare Decisions Day, as requested by the Administration Department.

Mayor Mwilambwe presented the Proclamation for National Healthcare Decisions Day and Chaplin Christine McNeal was present to accept it.

Public Comment

Mayor Mwilambwe read a public comment procedure statement. No emailed public comment was received. The following individuals provided in-person public comment: (1) Scott Stimeling; (2) Gary Lambert; and (3) Zach Carlson.

Consent Agenda

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

Leslie Yocum, City Clerk, noted two corrections: (1) Item 7.A. an edit requested by Council Member Crabill; and (2) Item 7.O. Mayor Mwilambwe noted a correction to a date in the memo, which was immaterial to the vote.

Council Member Ward made a motion, seconded by Council Member Boelen, to approve the Consent Agenda as amended.

Item 7.A. Consideration and Action to Approve the Minutes of the March 13, 2023, 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 $5,767,906.09, as requested by the Finance Department. (Recommended Motion: The proposed Bills and Payroll be approved.)

Item 7.C. Consideration and Action to Approve Appointments and Reappointment to Boards & Commissions, as requested by the Administration Department. (Recommended Motion: The proposed Appointments and Reappointment be approved.)

Item 7.D. Consideration and Action to Approve the Purchase of a Chevrolet C6500 Chassis with a 20-foot Cube Body, Aries Pathfinder, and Lateral Evaluation Televising System (LETS) from COE Equipment, Inc., in the Amount of $418,319, as requested by the Public Works Department. (Recommended Motion: The proposed Purchase be approved.)

Item 7.E. Consideration and Action to Approve the Purchase of a 2023 Vactor Ace Easement Machine from COE Equipment, in the amount of $95,943.70, as requested by the Public Works Department. (Recommended Motion: The proposed Purchase be approved.)

Item 7.F. Consideration and Action to Approve the Purchase Agreement for Three Unmanned Aerial Vehicles from Axon, Enterprise, Inc., in the Amount of $101,675.02 over Five Years, as requested by the Police Department. (Recommended Motion: The proposed Purchase be approved.)

Item 7.G. Consideration and Action to Reject the Bid for the New Lake Bloomington Maintenance Facility (Bid #2023-10), as requested by the Public Works Department. (Recommended Motion: The proposed Bid Rejection be approved.)

Item 7.H. Consideration and Action on a Resolution Waiving the Formal Bidding Requirements and Approving an Amendment to the Agreement with Cargill, Inc. Regarding Rock Salt, as requested by the Public Works Department, N/A. (Recommended Motion: The proposed Resolution be approved.)

Item 7.I. Consideration and Action to Approve a Fourth Amendment to the Contract with Henson Disposal, Inc., for Bulk Waste Disposal for FY 2024, from May 1, 2023, to April 30, 2024, as a Limited Source, in the Amount of $57.40 per Ton , as requested by the Public Works Department. (Recommended Motion: The proposed Contract Amendment be approved.)

Item 7.J. Consideration and Action to Approve a Contract with Chemrite, Inc., for Sodium Hexametaphosphate (Bid #2023-20), in the Amount of $5,720 per Ton Delivered , as requested by the Public Works Department. (Recommended Motion: The proposed Contract be approved.)

Item 7.K. Consideration and Action to Approve a Contract with Univar Solutions USA, Inc., for Hydrofluosilicic Acid (Bid #2023-20), in the Amount of $540 per Ton on a 40,000-Pound Shipment, as requested by the Public Works Department. (Recommended Motion: The proposed Contract be approved.)

Item 7.L. Consideration and Action to Approve a Contract with Brenntag Mid-South, Inc., as a Limited Source, for Robin 120 Cationic Polymer, in the Amount of $1.105 per Pound, and for Robin 30A Anionic Polymer, in the Amount of $1.64 per Pound, for a Total Cost of $91,400, as requested by the Public Works Department. (Recommended Motion: The proposed Contract be approved.)

Item 7.M. Consideration and Action to Approve a Contract with Kemira Water Solutions, Inc., for Ferric Sulfate (Bid #2023-20), in the Amount of $369 per Ton Delivered, as requested by the Public Works Department. (Recommended Motion: The proposed Contract be approved.)

Item 7.N. Consideration and Action to Approve 1) an Intergovernmental Agreement with the Illinois Department of Transportation (IDOT) and 2) a State Motor Fuel Tax Funding (MFT) Resolution, in the Amount of $26,070, for Traffic Signal Upgrades, as requested by the Public Works Department. (Recommended Motion: The proposed Agreement and MFT Resolution be approved.)

Item 7.O. Consideration and Action on a Resolution Authorizing the Filing of the 2023 Community Development Block Grant (CDBG) Annual Action Plan Program Application (May 1, 2023 - April 30, 2024), as requested by the Economic & Community Development Department. (Recommended Motion: The proposed Resolution be approved.)

Item 7.P. Consideration and Action on a Resolution Modifying the Grants Awarded for the Fiscal Year 2024 by the John M. Scott Health Care Trust, as requested by the Economic Community Development Department. (Recommended Motion: The proposed Resolution be approved.)

Item 7.Q. Consideration and Action on a Resolution Authorizing the City of Bloomington's Participation in Settlement Agreements Arising from the National Opioid Crisis Class Action Lawsuits, as requested by the Legal Department. (Recommended Motion: The proposed Resolution be approved.)

Item 7.R. Consideration and Action on a Special Event Liquor License Application from the Board of Trustees of Illinois State University, d/b/a Shakespeare Festival, to be held at the Ewing Cultural Center, located at 48 Sunset Rd., Requesting a Class LB (Limited Beer and Wine Only) Liquor License, as requested by the City Clerk Department. (Recommended Motion: The proposed License be approved.)

Item 7.S. Consideration and Action on a Special Event Liquor License Application from Miller Park Zoological Society, for their "Brews at the Zoo" Event to be Held at the Miller Park Zoo, Located at 1020 S. Morris Ave., Requesting a Class LB (Limited Beer and Wine Only) Liquor License, as requested by the City Clerk Department. (Recommended Motion: The proposed License be approved.)

Item 7.T. Consideration and Action on a Change of Ownership Application from SMOKQUE, Inc., d/b/a Brass Pig Smoke & Ale House, Located at 602 N. Main St., Holding a Class RAS (Restaurant, All Types of Alcohol, and Sunday Sales) Liquor License, as requested by the City Clerk Department. (Recommended Motion: The proposed Change of Ownership be approved.)

Item 7.U. Consideration and Action on a Change of Ownership Application from ARV Cuisine, LLC, d/b/a Bloom Bawarchi 2.0, Located at 503 N. Prospect Rd., Unit 103-4, Holding a Class RAPS (Restaurant, All Types of Alcohol, with Package and Sunday Sales) Liquor License, as requested by the City Clerk Department. (Recommended Motion: The proposed Change in Ownership be approved.)

Item 7.V. Consideration and Action on an Application from Super Rajal, LLC, d/b/a Hampton Inn, Located at 906 Maple Hill Rd., Requesting Creation of a Class PBS (Beer and Wine Only, with Package and Sunday Sales) Liquor License, as requested by the City Clerk Department. (Recommended Motion: The proposed License be approved.)

Item 7.W. Consideration and Action on an Application from MCO QSR, Inc, d/b/a Froth & Fork, to be Located at 712 S. El Dorado Rd., Requesting Approval of a Change of Ownership and a Change in Classification from a Class RAS (Restaurant, All Types of Alcohol, and Sunday Sales) Liquor License to a Class RAPS (Restaurant, All Types of Alcohol, with Package and Sunday Sales) Liquor License, as requested by the City Clerk Department. (Recommended Motion: The proposed Changes in Ownership and Classification be approved.)

Mayor Mwilambwe directed the Clerk to call roll:

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

Motion carried.

Regular Agenda

The following item was presented:

Item 8.A. Consideration and Action on the Adoption of the Fiscal Year 2024 Budget and Appropriation Ordinance, as requested by the Finance Department.

City Manager, Tim Gleason, discussed the detailed process staff had taken to prepare the budget and expressed appreciation to Finance Department staff. Deputy City Manager, Billy Tyus, noted the budget reflected continued growth even through COVID-19 and highlighted the significant impacts it would make in the community.

Scott Rathbun, Finance Director, presented the Fiscal Year 2024 ("FY24") budget highlighting key figures and minor updates.

Council Member Walch and Mr. Rathbun discussed funding targeted on streets and sidewalks. Council Member Walch and Mr. Gleason then discussed an upcoming presentation on an update on the O'Neil Pool project.

Mr. Rathbun and Council Members Walch and Montney reviewed funding allocated to Public Safety Pension Funds.

Council Member Montney shared her view on residents' perspective of the budget versus Council's opinion of residents' quality of life. She stressed the need for transparency in costs of work completed work, and then She and City Manager Gleason discussed staffing analytics.

Council Member Ward made a motion, seconded by Council Member Boelen, to amend Council discussion time by 10 minutes.

Mayor Mwilambwe directed the Clerk to call roll:

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

Motion carried.

Council Member Boelen and Mr. Rathbun talked through her concern of increased costs for capital projects due to inflation.

Mr. Rathbun answered Council Member Ward's questions regarding capital projects. She expressed support in the budget and encouraged residents to focus on being a community.

Council Member Ward made a motion, seconded by Council Member Emig, to approve the Item as presented.

Council Member Crumpler expressed support in the budget.

Council Member Crabill shared that the City's priorities were based on funds allocated and commented to the need to increase City staff. He expressed support in pensions.

Mayor Mwilambwe directed the Clerk to call roll:

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

NAYES: Walch, Montney

Motion carried.

The following item was presented:

Item 8.B. Consideration and Action on an Ordinance Amending the Budget Ordinance for the Fiscal Year Ending April 30, 2024, related to the McLean County Museum of History, as requested by the Finance Department.

Council Member Emig recused herself at 7:15 p.m. due to a conflict of interest as she is employed by the McLean County Museum of History.

Council Member Montney made a motion, seconded by Council Member Becker, to approve the Item as presented.

Mayor Mwilambwe directed the Clerk to call roll:

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

Motion carried.

Council Member Emig returned at 7:16 p.m.

The following item was presented:

Item 8.C. Consideration and Action on an Ordinance Approving a Site Plan (and a Special Use), with a Variance, to Allow a Restaurant Use with a Drive-Through in the B-1 (General Commercial) and B-2 (Local Commercial) District for Property Located at 1609 W. Market Street, as requested by the Economic & Community Development Department.

City Manager Gleason provided an overview of the Item and celebrated the development process.

Melissa Hon, Economic & Community Development Director, discussed the Item in further detail, noting that the Planning Commission had not supported the development due to concerns. She explained changes the Developer had proposed as a result of the Planning Commission's concerns and how staff, with the proposed changes, staff had moved to recommending approval of the Item.

Council Member Montney made a motion, seconded by Council Member Ward, to approve the Item as presented.

Council Member Ward expressed excitement about the development on the West side and noted it would be the first coffee shop in Ward 7.

Council Member Boelen expressed concerns with the development and then discussed it in great detail with Ms. Hon.

Council Members Urban and Boelen did not support removing parking spaces due to the proximity of the project to the highway.

Council Member Crabill questioned the approval process and recommended the amendments be presented at a public hearing before the Planning Commission.

Council Member Urban expressed concerns with traffic flow and echoed concerns of Council Member Boelen's. She did not support the Item as presented and preferred to send it back to Planning Commission.

Mayor Mwilambwe preferred additional review if Council decided to add conditions.

Mrs. Yocum and Jeff Jurgens, Corporation Counsel, discussed parliamentary procedure.

Council Member Boelen reiterated her concerns with the proposal. Ms. Hon provided detail on the Illinois Department of Transportation's review of the proposal.

Council Member Boelen made a motion, seconded by Council Member Urban, to approve the Item amended to remove additional parking to achieve more green space and better water remediation.

Council Member Emig suggested sending the Item back to Planning Commission.

Council Member Boelen respectfully disagreed.

Council Member Walch asked questions on the type of materials to be used.

Council Member Ward expressed support in approving the Item as presented.

City Manager Gleason provided an overview of the discussion and shared that the developer was present at the meeting. He invited him to address Council and cautioned that no new testimony or evidence could be submitted.

Mark Wilhoite, Executive Vice President of Development with Compton Addy Commercial Real Estate (Developer), commented on the amendments and the reasoning behind them.

Kevin Kothe, Public Works Director, commented on staff's review of the flood plain.

Mayor Mwilambwe directed the Clerk to call roll on Council Member Boelen's amendment to the original motion:

AYES: Boelen, Urban

NAYES: Walch, Montney, Emig, Becker, Ward, Crabill, Crumpler

Motion failed.

Mayor Mwilambwe directed the Clerk to call roll on the Council Member Ward's original motion:

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

Motion carried.

The following item was presented:

Item 8.D. Consideration and Action on an Ordinance Amending Chapter 2, Chapter 16, and Chapter 23 of the Bloomington City Code Relating to Deputy City Managers, as requested by the Administration Department.

City Manager Gleason discussed his management of 12 departments including 760 full-time employees and approximately 1,100 staff when seasonal hires were considered. He noted that years ago, the organization had two Deputy City Managers and that he believed h a second Deputy City Manager would allow increased oversight and accountability.

Council Member Becker expressed support noting the position would increase efficiencies, ultimately reducing costs in the long run.

Council Member Montney recommended the position have a development plan with performance measures.

Council Member Crumpler echoed comments on efficiencies, accountability, and the need for a development plan. He supported creation of the position.

Council Member Emig stated that the position would increase responsiveness.

Council Member Ward made a motion, seconded by Council Member Crumpler, to approve the Item as presented.

Mayor Mwilambwe directed the Clerk to call roll:

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

Motion carried.

City Manager's Discussion

City Manager Gleason discussed multiple upcoming events Downtown and recognized Dispatchers for National Public Safety and Telecommunications Week noting multiple awards the Department had received. He discussed upcoming Committee of the Whole items.

Mayor's Discussion

Mayor Mwilambwe thanked Mayor Pro Tem Boelen for running the previous Council meeting and then recognized Holy Moley an event he had recently attended Downtown. He congratulated the incoming newly elected Council Members.

Council Member's Discussion

Council Members Ward and Boelen discussed an event they had attended at the Islamic Center of McLean County.

Executive Session

No Executive Session was held.

Adjournment

Council Member Crumpler made a motion, seconded by Council Member Boelen, to adjourn the meeting.

Mayor Mwilambwe directed the Clerk to call roll:

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

Motion carried (viva voce).

The meeting adjourned at 8:02 p.m.

CITY OF BLOOMINGTON

Mboka Mwilambwe

Mboka Mwilambwe, Mayor

ATTEST

Amanda Stutsman

CITY OF BLOOMINGTON INCORPORATED 1850

Amanda Stutsman, Deputy City Clerk